

0772

BOX:

21

FOLDER:

270

DESCRIPTION:

Farley, John

DATE:

10/02/80



270

0773

202

Day of Trial,
Counsel,
Filed 2 day of Oct 1880
Pleads

THE PEOPLE

vs.

John Farley

B

SELLING LOTTERY POLICIES.

BENJ. K. PHELPS,
District Attorney.

A TRUE BILL.

Wm. J. Anderson
Oct 2 1880
 Foreman.
Found guilty.
Fine \$10.

0774

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

Police Court—Fourth District.

of No. 418 East 18th Street, being duly sworn, deposes and says,
that on the 26th day of August 1880
at the City of New York, in the County of New York,

*John Farley. (nowhere), did unlawfully sell and
send to deponent the written instrument hereto
annexed, and commonly called and known as a
Lottery policy, and being in the nature of an
insurance on the drawing or drawn numbers of a
certain Lottery and for which instrument deponent then paid
said Farley the sum of ten cents good and lawful money.
That deponent purchased said Lottery Policy from said
Farley at and within premises No. 157 E 26th Street a portion
of which premises are kept maintained conducted and occupied
by said Farley as a place for the sale of Lottery Policies in violation of
the law*
Frank Cooney

Sworn to before me, this 26th day

Edw. Munn
1880
Police Justice

0775

302

69

Police Court—Fourth District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Francis Casey
418 E 18
John Farley

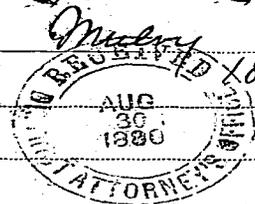
AFFIDAVIT.

Walter Bottomley Seaver

Dated August 26 1880

Flannery, Magistrate.

Witness,



Officer -
J. H. Keenan

Disposition,

5013 15
Bailed by Peter Hefferan
No 350 Mer. 322 - 2r

0776

CITY AND COUNTY }
OF NEW YORK, } ss. :

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

John Farley

late of the *eighth* Ward in the City and County aforesaid,
on the *twenty six* day of *August* in the year of our
Lord one thousand eight hundred and eighty *—* at the Ward, City and
County aforesaid, with force and arms did unlawfully and knowingly vend, sell, barter,
furnish, supply and procure, and cause to be vended, sold, bartered, furnished, supplied
and procured, to ~~and for~~ one *Frank Casey*
a certain paper and instrument, commonly called a lottery policy, is as follows, that is
to say :

Batu Aug 26
13 - 25 - 50 - 25
25 - 4 - 12f

against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0777

BOX:

21

FOLDER:

270

DESCRIPTION:

Farrel, Michael

DATE:

10/20/80



270

154.

Counsel,
Filed *20* day of *Oct* 188*0*.
Pleads *Not Guilty* *21*.

INDICTMENT.
Larceny from the person.

THE PEOPLE

vs.

Michael Lane

BENJ. K. PHELPS,
District Attorney.

A TRUE BILL.

Chas H. Marshall
Foreman.

Sub. Am. Oct. 21, 1880
True & requested.

0779

FORM 112.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

Police Court—Third District.

Lizzie Winslow

of No. *56 Bleeker* Street, being duly sworn, deposes

and says that on the *18th* day of *October* 188*8*

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried away from the possession of deponent.

the following property viz: *A pocket book containing*
United States Government Bonds: thirteen of the denomination
of one dollar and twenty five cents each and one one of
the value and denomination of fifty cents all

of the value of *one dollar + 25/100* Dollars

the property of *Complainant*

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by

from the person of complainant
Michael Parth (brother)
for the reason that the accused accompanied Deponet
to the home 124 West street that of he then
and time of the having sexual conversation
with deponent he took place sustained away
from his possession a pocket book containing the
above mentioned property.

Lizzie Winslow

Sworn to, before me this

day of *Sept* 188*8*

A. L. Morgan
POLICE JUSTICE.

0780

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK }

Michael Farrell being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows,

viz:

Question. What is your name?

Answer. *Michael Farrell*

Question. How old are you?

Answer. *Twenty two*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *56th Street, in the Eastern District*

Question. What is your occupation?

Answer. *I drive a horse & wagon*

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. *I did not touch the pocket book I know nothing about it Michael ^{his} Farrell _{made}*

Taken before me, this *11th* day of *October* 1880
W. J. Morgan
POLICE JUSTICE.

0781

COUNSEL FOR COMPLAINANT.

Name.....

Address.....

COUNSEL FOR DEFENDANT.

Name.....

Address.....

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Ag. Ice Warehouse
Wholesale & Retail

McDonnell & Co.

AFFIDAVIT—LARCENY

BAILED.

No. 1, by.....

Residence.....

No. 2, by.....

Residence.....

No. 3, by.....

Residence.....

No. 4, by.....

Residence.....

No. 5, by.....

Residence.....

No. 6, by.....

Residence.....

Dated *Sept 16* 188*0*

Maguire Magistrate.

Lawrence Officer.

10 Clerk.

Witness.....



AAA to answer

at *Special* Sessions

Received at Dist. Atty's Office,

0782

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Michael Farrell*

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *sixteenth* day of *October* in the year of our Lord one
thousand eight hundred and eighty — at the Ward, City, and County aforesaid,
with force and arms,

*three coins (of the kind commonly called
quarter dollar) of the value of twenty-
five cents each*

*One coin (of the kind commonly called
a half dollar) of the value of fifty
cents*

of the goods, chattels, and personal property of one *Lizzie Winslow*
on the person of the said *Lizzie Winslow* then and there being found,
from the person of the said *Lizzie Winslow* then and there feloniously
did steal, take and carry away, against the form of the Statute in such case made and
provided, and against the peace of the People of the State of New York and their
dignity.

BENJ. K. PHELPS, District Attorney.

0783

BOX:

21

FOLDER:

270

DESCRIPTION:

Finnegan, Bernard

DATE:

10/22/80



270

0784

Oct 176
F. O. Howard
Filed 22 day of Oct 1880
Pleas Not Guilty.

THE PEOPLE
vs.
Edward J. McGuire
Assault and Battery - Felonious.
Firearms.

BENJ. K. PHELPS,
District Attorney.

A True Bill.
Chas. H. Merrill
Foreman.
Paid for: Oct 27, 1880
Spied & enriched of well as all
hits a loaded pistol with sixteen
to injure J. R. 2 1/2 years

0785

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

STATE OF NEW YORK.
CITY AND COUNTY OF NEW YORK, } ss.

Albert Holzer of No. *448*

West 40th Street, being duly sworn, deposes and says
that on the *10* day of *October* in the year

1888 at the City of New York, he was violently and feloniously assaulted and ~~injured~~ by
Demard Funnegun now present.
who aimed and discharged
at deponent. Two shots from
a pistol loaded with powder
and lead.

with the felonious intent to take the life of deponent, or to do him bodily harm, and
without any justification on the part of the said assailant;

Wherefore this deponent prays that the said assailant may be apprehended, and dealt
with according to law.

Sworn to before me this *17* day }
of *October* 18*88* } *Albert E. Smith*

Demard Funnegun Police Justice.

0786

Police Court—Second District.

CITY AND COUNTY)
OF NEW YORK. } ss.

Bernard J. Hungan being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.— Bernard J. Hungan

QUESTION.—How old are you?

ANSWER.— 19

QUESTION.—Where were you born?

ANSWER.— New York

QUESTION.—Where do you live?

ANSWER.— 448 W. 47th

QUESTION.—What is your occupation?

ANSWER.— Room Shover

QUESTION.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.— I had no fight, I was not in his street— I didn't do it

Bernard J. Hungan
mark

Taken before me, this 17th day of Oct 1880
[Signature]
Police Justice.

0787

POLICE COURT—Second District.

THE PEOPLE, &c.,

IN THE COMPANY OF

Albert H. ...

448 N. 46th St.

vs.

OFFENSE—Felonious Assault and Battery.

Edward J. ...

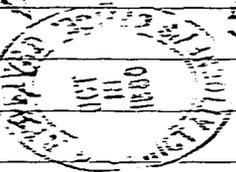
Dated *17 Oct 1928*

[Signature]
Magistrate.

[Signature]
Clerk.

WITNESSES,

[Signature]



Committed in default of \$ *150* bail.

Filed by

No.

[Signature]

0788

CITY AND COUNTY } ss.:
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

Bernard Finnegan

late of the City of New York, in the County of New York, aforesaid,

on the *Tenth* day of *October* in the year of our Lord
one thousand eight hundred and eighty — with force and arms, at the City and
County aforesaid, in and upon the body of *Albert Holzer*
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *him* the said *Albert Holzer*
a certain *pistol* then and there loaded and charged with gunpowder and one
leaden bullet, which the said *Bernard Finnegan*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,
with intent *him* the said *Albert Holzer*
thereby then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said

Bernard Finnegan
with force and arms, in and upon the body of the said *Albert Holzer*
in the peace of the said people then and there being, wilfully and feloniously did make
an assault and to, at and against *him* the said *Albert Holzer*
a certain *pistol* then and there loaded and charged with gunpowder and one
leaden bullet, which the said *Bernard Finnegan*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did then and there attempt to discharge,
with intent *him* the said *Albert Holzer*

thereby then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Bernard Finnegan
 with force and arms, in and upon the body of the said *Albert Holzer*
 then and there being, wilfully and feloniously did make an
 assault and to, at and against *him* the said *Albert Holzer*
 a certain *pistol* then and there loaded and
 charged with gunpowder and one leaden bullet, which *pistol* the said

Bernard Finnegan
 in *his* right hand, then and there had and held, wilfully and feloniously, and
 without justifiable and excusable cause, did then and there shoot off and discharge,
 with intent, then and there, thereby *him* the said

Albert Holzer
 wilfully and feloniously then and there to injure, against the form of the Statute in
 such case made and provided, and against the peace of the People of the State of New
 York and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Bernard Finnegan
 with force and arms, in and upon the body of the said *Albert Holzer*
 then and there being, wilfully and feloniously, did make an
 assault and to, at and against *him* the said *Albert Holzer*
 a certain *pistol* then and there loaded and
 charged with gunpowder and one leaden bullet, which *pistol* the said

Bernard Finnegan
 in *his* right hand, then and there had and held, wilfully and feloniously, and
 without justifiable and excusable cause, did then and there attempt to shoot off and
 discharge, with intent, then and there, thereby *him* the said

Albert Holzer
 wilfully and feloniously then and there to injure, against the form of the Statute in
 such case made and provided, and against the peace of the People of the State of
 New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0790

BOX:

21

FOLDER:

270

DESCRIPTION:

Fitzsimons, Simon

DATE:

10/08/80



270

60

Filed 8 day of Oct 1880
Pleads Not Guilty (11)

THE PEOPLE

vs.

Simon J. Simmons ^B
(3 Cases)

Felonious Assault and Battery.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Chas. H. Haswell
Foreman.

Part pro Oct 13, 1880
Bail discharged.

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Simon Fitzsimons*
late of the City of New York, in the County of New York, aforesaid, on the
twentieth day of *September* in the year of our Lord
one thousand eight hundred and *eighty*, with force and arms, at the City and
County aforesaid, in and upon the body of *Margaret Borman*
in the peace of the said people then and there being, feloniously did make an assault
and *her* the said *Margaret Borman*
with a certain *stick*
which the said *Simon Fitzsimons*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound
with intent *her* the said *Margaret Borman*
then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Simon Fitzsimons*
with force and arms, in and upon the body of the said *Margaret Borman*
then and there being, wilfully and feloniously did make an
assault and *her* the said *Margaret Borman*
with a certain *stick* which the said

Simon Fitzsimons in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously
do bodily harm unto *her* the said *Margaret Borman*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *Simon Fitzsimons*
with force and arms, in and upon the body of *Margaret Borman*
in the peace of the said people then and there being, feloniously, did make another
assault and *her* the said *Margaret Borman*
with a certain *stick*
which the said

Simon Fitzsimons in *his* right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *her* the said *Margaret Borman* with intent *her* the

0793

said *Margaret Gorman* then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Simon Fitzsimons with force and arms, in and upon the body of the said *Margaret Gorman* then and there being, wilfully and feloniously, did make another assault and *her* the said *Margaret Gorman* with a certain *stick* which the said in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *her* the said *Margaret Gorman* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

58

A. G. Palmer

Filed *8* day of *Oct* 18*80*

Pleas not Guilty (11)

THE PEOPLE

vs.

Simon Fitzsimons

(3 Cases)

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL.

John N. Maxwell

Foreman.

Part no Oct 13 1880

Paul de la Roche

0794

58

A. C. Palmer

Filed 8 day of Oct 1880

Pleas not Guilty (11)

THE PEOPLE

vs.

Simon Stinson
(3 Cases)

Felony Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Chas. N. Hannell

Foreman.

Part no Oct 13 1880

Bill discharged

BENJ. K. PHELPS, District Attorney.

And the jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Simon Stinson with force and arms, in and upon the body of the said Margaret Borman then and there being, willfully and feloniously, did make another assault and the said Margaret Borman with a certain *stick* which the said *Simon Stinson* in his right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously main *the said Margaret Borman* against the form of the Statute in such case made and provided, and against the peace of the State of New York, and their dignity.

FOURTH COUNT.

said *Margaret Borman* then and there feloniously and willfully to kill, against the form of the Statute in such case made and provided, and against the peace of the State of New York, and their dignity.

0795

City and County of New York, ss.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE,

On complaint of

Margaret Pimm

For

Assault & Battery

Simon Fitzsimmons

After being informed of my rights under the law, I hereby demand a trial by Jury, on this complaint, and demand a trial at the COURT OF General SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated

Sept 25 1930

Police Justice

Police Justice

Simon Fitzsimmons

0796

Form 11.

Police Court—First District, Halls of Justice.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss:

of No. 11 Jacobs

Margaret Gorman Street,

on Monday the

20th

being duly sworn, deposes and says, that
day of September

in the year 1880, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by

Simon Fitzsimmons,

nowhere, who struck deponent on the
head with a stick and blackened the
eyes of deponent by a blow with his fist.

without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer the above assault, &c., and be dealt with according to law.

Sworn to before me, this 24th
day of September 1880

Margaret Gorman
mar

W. M. Murray

POLICE JUSTICE.

0797

Form 77

Police Court, Halls of Justice.

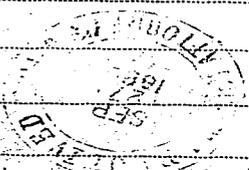
THE PEOPLE, &c.
ON THE COMPLAINT OF

Margaret Gorman
vs.
H. Jacobs & Walter
Semi Fitzsimmons

AFFIDAVIT, A. & B.

Dated September 24 1880
Murray Justice.
Hill Officer.

Witness,



\$3.00 to Aris. Annual Sess.
Bailed by Geney Kildane
No. 952

0798

City and County of New York, ss.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE,

On complaint of

Catherine Reilly

For

Assault & Battery

vs.

Simon Fitzsimmons

After being informed of my rights under the law, I hereby *Remand* a trial by Jury, on this complaint, and demand a trial at the COURT OF *General* SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated

Sept 23 1880

Abraham Murray

Police Justice.

Simon

Fitzsimmons

0799

GLUED PAGES

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West District, Halls of Justice.
CITY OF NEW YORK,
COUNTY OF NEW YORK, ss:

No. 10 Jacob Catharine Reilly Street.

on _____ the 20 being duly sworn, deposes and says, that
day of September

in the year 1880, at the City of New York, in the County of New York
She was violently ASSAULTED and BEATEN by Simon Fitzsiminos

who did strike deponent one violent blow
on the face with a club then and there
held in his hand

without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer the above assault, &c., and be dealt with according to law.

Sworn to before me, this 21
day of September 1880



POLICE JUSTICE

Catharine^{her} Reilly
mark

0001

Warrant 784

Form 11.

Police Court, Halls of Justice.

THE PEOPLE &c.
ON THE COMPLAINT OF

Catherine Kelly
4 facets of
US 33 Cherry
Simon Fitzsimons

AFFIDAVIT, A. & B.

Dated *21 Sept* 1880

Murray Justice.

Aguir Officer.

Court

Witness,



500 to Ans. *General* Sess.

Bailed by *George Kessan*

No. *950 8th Ave*

Committed

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Simon Fitzsimons*
late of the City of New York, in the County of New York, aforesaid, on the
twentieth day of *September* in the year of our Lord
one thousand eight hundred and *eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *Mary Birmingham*
in the peace of the said people then and there being, feloniously did make an assault
and *her* the said *Mary Birmingham*
with a certain *club*
which the said *Simon Fitzsimons*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound
with intent *her* the said *Mary Birmingham*
then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Simon Fitzsimons*
with force and arms, in and upon the body of the said *Mary Birmingham*
then and there being, wilfully and feloniously did make an
assault and *her* the said *Mary Birmingham*
with a certain *club* which the said

Simon Fitzsimons in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously
do bodily harm unto *her* the said *Mary Birmingham*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *Simon Fitzsimons*

with force and arms, in and upon the body of *Mary Birmingham*
in the peace of the said people then and there being, feloniously, did make another
assault and *her* the said *Mary Birmingham*
with a certain *club*
which the said

Simon Fitzsimons in *his* right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *her* the said *Mary Birmingham* with intent *her* the

0003

said *Mary Birmingham* then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *Simon Fitzsimons*

with force and arms, in and upon the body of the said *Mary Birmingham* then and there being, wilfully and feloniously, did make another assault and the said *Mary Birmingham* with a certain *Club* which the said *Simon Fitzsimons* in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *her* the said *Mary Birmingham* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

59

Filed *8* day of *Dec* 1880
Pleads *Not Guilty* (11)

THE PEOPLE

vs.

Simon Fitzsimons
(3 Chgs)

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL.

John N. Howell

Foreman.

*Part pro Dec. 13, 1880
Chrgs & acquitted.*

0804

59

Filed 8 day of Oct 1880

Pleas Mrs. Sully (111)

Felonious Assault and Battery.

THE PEOPLE

vs.

Simon Stinson
(3 Cases)

BENJ. K. PHELPS

District Attorney.

A TRUE BILL.

Chas. W. Russell

Foreman.

Case No Oct. 13, 1880

Tried & acquitted.

BENJ. K. PHELPS, District Attorney.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *Simon Stinson* with force and arms, in and upon the body of the said *Mary Barmingham* did make another assault and then and there being, willfully and feloniously, did make another assault and the said *Mary Barmingham* with a certain *gun* which the said *Simon Stinson* in his right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim *her* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *Mary Barmingham* then and there feloniously and willfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

0805

City and County of New York, ss.

POLICE COURT—FIRST DISTRICT.

THE PEOPLE,

On complaint of

Mary Birmingham

For

Assault & Battery

vs.

Simon Fitzsimmons

After being informed of my rights under the law, I hereby demand a trial by Jury, on this complaint, and demand a trial at the COURT OF General SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Date

Sept 25 1889

Simon Fitzsimmons

0806

in 11.

Police Court—First District, Halls of Justice.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss:

of No. 11 Jacobs Mary Birmingham Street,

on _____ the 20 being duly sworn, deposes and says, that day of September

in the year 1880. at the City of New York, in the County of New York,

She was violently ASSAULTED and BEATEN by Simon Fitzsimmon
who did strike deponent two blows on the
head with a club then and there held in
his hand

without any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer the above assault, &c., and be dealt with according to law.

Sworn to before me, this 21 day of September 1880 }

[Signature]
POLICE JUSTICE.

Mary Birmingham

0807

Warrant ✓

Police Court, Halls of Justice.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Mary Birmingham
11 Jacobo St
vs.
Simon Fitzsimon

AFFIDAVIT, A. & B.

Dated *21 Sept* 18*80*

Murray Justice.

Witness, *Catharine Reilly*
11 Jacobo St



\$ *3.00* to Ans. *General* Sess.

Bailed by *George Kison*

No. *952*

0908

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Simon Fitzsimons*

late of the City of New York, in the County of New York, aforesaid, on the
twentieth day of *September* in the year of our Lord
one thousand eight hundred and *eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *Catherine Reilly*
in the peace of the said people then and there being, feloniously did make an assault
and *her* the said *Catherine Reilly*
with a certain *club*
which the said *Simon Fitzsimons*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound
with intent *her* the said *Catherine Reilly*
then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Simon Fitzsimons* *Catherine Reilly*
with force and arms, in and upon the body of the said
then and there being, wilfully and feloniously did make an
assault and *her* the said *Catherine Reilly*
with a certain *club* which the said

Simon Fitzsimons in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously
do bodily harm unto *her* the said *Catherine Reilly*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said *Simon Fitzsimons*

with force and arms, in and upon the body of *Catherine Reilly*
in the peace of the said people then and there being, feloniously, did make another
assault and *her* the said *Catherine Reilly*
with a certain *club*

which the said

Simon Fitzsimons in *his* right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of *her* the said *Catherine Reilly* with intent *her* the

0809

said *Catherine Reilly* then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Simon Fitzsimons with force and arms, in and upon the body of the said *Catherine Reilly* then and there being, wilfully and feloniously, did make another assault and *her* the said *Catherine Reilly* with a certain *club* which the said *Simon Fitzsimons* in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *her* the said *Catherine Reilly* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

60

Filed *8* day of *Dec* - 1880
Pleads *Not Guilty (1)*

THE PEOPLE

vs.

Simon Fitzsimons
(3 Charges)

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL.

John H. Howard
Foreman

Printed Oct 13, 1878
Was discharged.

08 10

BOX:

21

FOLDER:

270

DESCRIPTION:

Flanagan, Patrick

DATE:

10/28/80



270

0811

233 *Oliver*

Filed *20* day of *Oct.* 18*80*

Pleads *Not Guilty (29)*

THE PEOPLE

vs.

P
Patrick Flanagan

Felonious Assault and Battery.

BENJ. K. PHELPS,

Sept. 1880 District Attorney.

Discharges.

A True Bill.

Chas H. Hamill

Foreman.

*This is not a case
in any manner where
we have been tried. Am
up from the case's
and that man is not guilty.
Nov. 1. 1880 D. F. P. a. s. a.*

0812

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss. :

Form

POLICE COURT—FIRST DISTRICT.

Josephine Furman
of No. 75 Elizabeth Street, being duly sworn, deposes and says,
that on the 12th day of October 1880
at the City of New York, in the County of New York, ~~she~~ Mary Henagan
was violently and feloniously assaulted and
beaten by her husband

Patrick Henagan now present.

Who did purposely and deliberately
cut, stab and wound said Mary
with the blade of a pen or pocket
knife he, Patrick, then held in
his hands—thereby inflicting a cut
and wound on the left cheek of
said Mary. That said Mary was at
the time sitting on the door steps
of the back door of said premises
when the said Patrick approached
her and with intent to persecute
assaulted her as aforesaid

Deponent believes that said injury, as above set forth, was inflicted by said Patrick

to do said wife Mary Henagan
with the felonious intent to ~~take the life of deponent, or to do~~ bodily harm, and without any justification
on the part of the said assailant :

Wherefore this deponent prays that the said assailant may be apprehended, and dealt with accord-
ing to law.

Josephine Furman
her
marks

Sworn to before me this

day of

October 1880

12th

James P. ...
Police Justice

Police Court—First District.

CITY AND COUNTY }
OF NEW YORK, } ss.:

Patrick Flanagan being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to him states as follows, viz:

Question. What is your name?

Answer. *Patrick Flanagan*

Question. How old are you?

Answer. *Thirty-seven years of age*

Question. Where were you born?

Answer. *Ireland*

Question. Where do you live?

Answer. *75 Elizabeth Street*

Question. What is your occupation?

Answer. *Carpenter*

Question. Have you anything to say, and if so, what—relative to the charge
here preferred against you?

Answer. *I am not guilty of the charge.*

Patrick Flanagan
(Mark)

J. M. Patterson
Taken before me, this
12th day of *October* 18*80*
POLICE JUDGE

0014

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

293.

Police Court - First District.

AFFIDAVIT - Felonious Assault & Battery

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Josephine Lawrence
175 Elizabeth St. N. York

1. *Patric J. Lawrence*

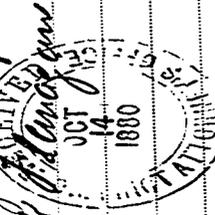
2. _____

3. _____

4. _____

5. _____

6. _____



Dated, *October 12* 18*80*

Matthew Magistrate.

Madrid 14 Officer.

Mat Clerk.

Witnesses, *May Lawrence*

75 Elizabeth St.

Messrs. Lawrence

158 J. Street N.

Officer Madrid

14. Mad. Police

8. *1880.* to answer

at General Sessions *Cont*

Received at Dist. Atty's Office,

BAILED:

No. 1, by _____

Residence, _____

No. 2, by _____

Residence, _____

No. 3, by _____

Residence, _____

No. 4, by _____

Residence, _____

No. 5, by _____

Residence, _____

No. 6, by _____

Residence, _____

0815

**POOR QUALITY
ORIGINAL
DOCUMENT(S)**

0816

Work Case B.F. Oakes ^{tho} 1960

Dear Husband

I received your kind and
welcome letter and was glad
to hear from you Pat I am
in good health as I hope
you are at present. Pat I never
felt so forlorn in my life
before and were I get out
I hope you will be release
I am very glad that all the
things are all right as they
are giving me a great deal
of trouble. I was very glad
to hear that you receive
the one blanket & tobacco in
the tumb. Pat it is very hard
here me to go down with
my Shaw Pat Mary & I Kelly

0817

has gone out and she never
came near me and I don't
know any body here and from
very lonesome I got a pair
of shoes and I hope when
we come out again I hope
we will have more some
this is the greatest blessing
to me I never know what
trouble was but I do not
know any more of it
I am now having
wife Mary Flamingham

Apples are ripe
pears are better
if you think
you will send me
letter Good by

100 bush

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That *Patrick Flanagan*

late of the City of New York, in the County of New York, aforesaid, on the
twelfth day of *October* in the year of our Lord
one thousand eight hundred and *eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *Mary Flanagan*
in the peace of the said people then and there being, feloniously did make an assault
and ~~her~~ the said *Mary Flanagan*
with a certain *knife*
which the said

Patrick Flanagan
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound
with intent *her* the said *Mary Flanagan*
then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *Patrick Flanagan*
with force and arms, in and upon the body of the said *Mary Flanagan*
then and there being, wilfully and feloniously did make an
assault and ~~her~~ the said *Mary Flanagan*
with a certain *knife* which the said

Patrick Flanagan in *his* right hand, then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully
and feloniously, and without justifiable and excusable cause, did then and there beat,
strike, stab, cut, and wound, with intent to ~~then~~ and there wilfully and feloniously
do bodily harm unto ~~her~~ the said *Mary Flanagan*
against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-
said, the said

Patrick Flanagan
with force and arms, in and upon the body of *Mary Flanagan*
in the peace of the said people then and there being, feloniously, did make another
assault and ~~her~~ the said *Mary Flanagan*
with a certain *knife*
which the said

Patrick Flanagan in *his* right
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,
and wound, the same being such means and force as was likely to produce the death
of ~~her~~ the said *Mary Flanagan* with intent ~~her~~ the

08 19

said *Mary Flanagan* then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Patrick Flanagan with force and arms, in and upon the body of the said *Mary Flanagan* then and there being, wilfully and feloniously, did make another assault and the said *Mary Flanagan* with a certain *Knife* which the said *Patrick Flanagan* in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *her* the said *Mary Flanagan* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

233
Flanagan

Filed May 18 1890
D. J. [Signature]
Plaid

THE PEOPLE
08
Patrick Flanagan
Felony Assault and Battery.

BENJ. K. PHELPS,
District Attorney.
Benjamin
A TRUE BILL.

John H. Reynolds
DORCHESTER

This is a note of the
the only opinion of the
made by the Grand Jury
of the County of New York
in the case of *Patrick Flanagan*
vs. *Mary Flanagan*
filed May 18 1890
D. J. P. A.D.C.

0020

BOX:

21

FOLDER:

270

DESCRIPTION:

Fox, Michael

DATE:

10/14/80



270

100
Office

Counsel,
Filed # day of Oct 1888
Pleads *pro se*

Larceny, and Receiving Stolen Goods.

THE PEOPLE

vs.

Michael Fox

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Chas L. Hamell

Foreman.

John L. ...

J. M. G. ...

F. A.

0822

Form 112.

STATE OF NEW YORK
CITY AND COUNTY OF NEW YORK, } ss:

Police Court—First District.

Simon Isaac
of No. *199 Stanton* Street, being duly sworn, deposes
and says, that on the *6th* day of *October* 18*80*

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent, *and from a wagon*
which deponent had in charge
the following property, viz: *a bundle of cloth*
comprising material for sixteen
coats

of the value of *Sixty* Dollars,
the firm of *Hornhat Whitehead Weissman*
the property of *& Company* and in deponent's charge
as a common carrier.

and that this deponent has a probable cause to suspect, and does suspect, that the said property
was feloniously taken, stolen, and carried away by *Michael Fox* who

here and another not arrested.
That said property was contained
in a wagon that deponent was driving
along Grand Street. That after
deponent had driven some distance
along said street he discovered that
said property had been stolen and
carried away from said wagon ^{deponent} and
was informed subsequently by Officer
Hogau that he saw the ^{deponent} firm in
company with said other person place the
bundle ^{at present} between two packing boxes in
Crosby Street and then go away.
S. Isaac

Sworn to, before me, this

Samuel J. ...
18*80*

Police Justice

0023

City and County
of New York

Michael Hogan of the 1st
Precinct Police being sworn says
that at about 11 O'clock P.M.
on the day in question he saw
the prisoner and another person
together passing along Crosby Street
and saw the prisoner have in
his hand the bundle of cloth
here shown and saw him place
it between two packing boxes which
stood on the sidewalk in said
street when he and said other
person walked away. That
deponent followed them and
as he approached them they
ran away pursued by deponent
who arrested the prisoner, the
other person making his escape
That the bundle so placed
by the prisoner in Crosby Street
is identified by the complainant
as the property taken, stolen and
carried away from his possession
and from said wagon as
related in the foregoing affidavit
and which deponent believes to be
true
Michael Hogan

Sworn to before me this
7th day of October 1880

J. M. Patterson J. Police Justice

0824

Police Court—First District.

CITY AND COUNTY } ss.
OF NEW YORK. }

Michael Fox being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to him, states as follows,
viz:

Question. What is your name?

Answer.

Michael Fox

Question. How old are you?

Answer.

22 Years

Question. Where were you born?

Answer.

This City

Question. Where do you live?

Answer.

204 West Street

Question. What is your occupation?

Answer.

Labrer

Question. Have you anything to say, and if so, what—relative to the charge
here preferred against you?

Answer.

I am not guilty

Michael Fox

Taken before me, this *7th* day of *Oct* 18*88*
J. M. [Signature]
Police Justice.

0025

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

100

Police Court—First District

THE PEOPLE, &c.
ON THE COMPLAINT OF

A Bidavit—Larceny.

James J. Lee
1998 Stanton St
Michael J. P.



2
3
4
5
6

De Vries 1898
Dallan Magistrate.
Michael Norman Officer.
149 Clerk.

Witnesses
Call the Officer

\$ *1000* to answer
at *General* Sessions
Received at Dist. Atty's office

BAILED

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

0026

February 26

13-25-37 25

23-1-19

CITY AND COUNTY }
OF NEW YORK, }

ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present:

That

Michael Fox

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
sixth day of *October* in the year of our Lord
one thousand eight hundred and eighty — at the Ward, City and County aforesaid
with force and arms,

*Thirty yards of cloth of the value
of two dollars each yard*

of the goods, chattels, and personal property of one

Lewis M. Horvath

then and

there being found, feloniously did steal, take and carry away, against the form of the Statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

0828

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Michael Fox

late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid,

Thirty yards of cloth of the value of two dollars each year

of the goods, chattels, and personal property of the said

Lewis M. Honthal

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Lewis M. Honthal

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Michael Fox

then and there well knowing the said goods, chattels, and personal property, to have been feloniously stolen,) against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0829

BOX:

21

FOLDER:

270

DESCRIPTION:

Fox, Richard K.

DATE:

10/02/80



270

0830

187

Day of Trial,

Counsel,

Filed 2 day of Oct 1850

Pleas *Not Guilty (4)*

THE PEOPLE

vs.

Richard K. Fox

Misdemeanor

BENJ. K. PHELPS,

District Attorney

A TRUE BILL.

Richard K. Fox

Foreman

Respondent pleased

July 1881 June 29

on another indictment

W. H. P.

THE AMERICAN PRIZE-RING.

Its Battles, Its Wrangles, and Its Heroes—Great Fistic Encounters Between Pugilists of the Past and Present.

How Barney Aaron Whipped Johnny Monaghan—How Jack Willson Was Killed and the Great Battle Between Joe Coburn and Henry Gribbin.

SHORTER EXPRESSIVE FOR THE POLICE GAZETTE, OF NEW YORK, BY Wm. E. HADDING.

(Continued.) After the Bradley and Franklin will several other encounters took place during 1857, but the most important battle was between the famous Barney Aaron and Johnny Monaghan. The pugilists were bitter rivals and Barney's friends were confident he could whip Aaron.

The light took place twenty miles from Providence, R. I., on September 2, 1857, and created quite a stir in the sporting world. The stakes were only \$200, but the time that amount was wagered on the result.

Monaghan was twenty-six years of age and had proved himself to be a "driver" in the ring, while the son of old Barney Aaron, the "Star of the East," had not yet met with defeat.

The fight lasted three hours and twenty-two minutes. The battle was one of the best exhibitions of pluck and endurance ever witnessed, and both men proved themselves worthy of the name of pugilists.

Aaron was accompanied by Ben Van Winkle of New York, and John E. Taylor of Boston. Jack Hyde, of Liverpool, England, and Hobbs, of London, England, accompanied Monaghan. The umpires were Jim Matthews for Monaghan and Barney Ford for Aaron.

Seven small fights followed between pugilists of both camps and both eyes closed and was terribly punished, and Aaron was treated the winner.

The fight lasted three hours and twenty-two minutes. The battle was one of the best exhibitions of pluck and endurance ever witnessed, and both men proved themselves worthy of the name of pugilists.

After the Bradley and Franklin will several other encounters took place during 1857, but the most important battle was between the famous Barney Aaron and Johnny Monaghan. The pugilists were bitter rivals and Barney's friends were confident he could whip Aaron.

The sporting world in New York was excited at the time in a time of glory. Henry Gribbin, a noted English pugilist, who had gained considerable notoriety by putting up a forfeit for Tom Tyler to fight Tommie Bradley, issued a challenge to fight any man residing in the State of New York for \$300 or \$300 a side.

Gribbin was born in Belfast, Ireland; stood 5 feet 5½ inches in height, and in condition weighed 145 pounds. Prior to coming to New York he fought several battles in Liverpool, England, he defeated Dillon, in 13 rounds and 30 minutes.

The pugilists met near Niagara, on the 25th of April, 1854, the day before that appointed for the fight. By some misunderstanding Gribbin's party went to Noy Island, near Buffalo, and Frank's party went to Pohl, a town on the Canada shore. As previously mentioned, no fight took place, and the stakes were given to Frank, who, according to P. H. Rice, was not entitled to them.

Coburn's friends were confident, but any man in America thought he could whip Gribbin, but any man in America thought he could whip Gribbin, but any man in America thought he could whip Gribbin.

The year 1857 ended with a tilt between Dan Smith, Young Benigno and Tom Farrell, two Pennsylvania pugilists. They fought on December 12, 1857, at Johns town, Pa., for \$250, of which \$250 was furnished by Smith's backers.

Farrell was declared the winner. The fight lasted 57 minutes, in which 10 rounds were fought. Smith was severely punished, and it was declared he could not fight in New York.

At the 21st round Gribbin came up to his good form, and struck a weather-beaten boxer from Coburn's left side, but although Coburn at first seemed inclined to accept to match, as the triben party refused to make a match.

The year 1857 ended with a tilt between Dan Smith, Young Benigno and Tom Farrell, two Pennsylvania pugilists. They fought on December 12, 1857, at Johns town, Pa., for \$250, of which \$250 was furnished by Smith's backers.

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In New York last week Pat Rooney, the comedian, gave Donny Harris, the pugilist, his \$700,000 ring, which he had gained considerably notoriety by putting up a forfeit for Tom Tyler to fight Tommie Bradley.

The great race promoted by David O'Leary, the champion pugilist, in which horses were to travel 150 miles in 150 hours, was held at Havana, Havana, Cuba, on the 10th inst. The race proved that men could travel further in 150 hours than horses.

A FIVE-YEARLY FIVE-YEARLY. Fully described in Second Edition of "Gleanings of Europe," Price 25 cents. For sale everywhere. By Richard K. Fox, publisher, 183 William Street, N. Y.

THE BINDER. Fully described in Second Edition of "Gleanings of Europe," Price 25 cents. For sale everywhere. By Richard K. Fox, publisher, 183 William Street, N. Y.

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Society's Small Mob. Should be read by every one in that racy, sensational book, CHAMPERS OF GOTHAM. Out today. Sold everywhere.

RECOMMENDED BY THE FACULTY. TARRANT'S COMPOUND EXTRACT OF CUBEBS AND COPAIBA. This compound is superior to any preparation hitherto known for the cure of all urinary complaints.

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Oct 2/80 A.C.



Medical. Society's Small Mob. Should be read by every one in that racy, sensational book, CHAMPERS OF GOTHAM. Out today. Sold everywhere.

RECOMMENDED BY THE FACULTY. TARRANT'S COMPOUND EXTRACT OF CUBEBS AND COPAIBA. This compound is superior to any preparation hitherto known for the cure of all urinary complaints.

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0032

City and County
of New York ss.

The Jurors of the people of the
State of New York in ~~and~~ for the body
of the City and County of New York
upon their oaths present

That Richard K. Fox

late of the first ward of the City
of New York in the County of New York
aforesaid on the twenty fifth day of
September in the year of our Lord one
thous and eight hundred and eighty
at the City of New York in the County
of New York aforesaid unlawfully
did print ^{and cause to be printed and published} and published an account
of a certain illegal lottery called
the Commonwealth Distribution Com-
pany then and there existing and
carried on in the State of Kentucky,
stating when and where the same was
to be drawn, the prizes therein, and
where tickets therein might be obtained
and the said account of said
illegal lottery was so printed and
published by the said Richard
K. Fox

by printing and publishing the same
 then and there in a certain newspaper
 called "The National Police Gazette:
 New York" then and there issued pub-
 lished and circulated, and which
 said account so published as afore-
 said is as follows, that is to say

SPECIAL NOTICE.

THE COMMONWEALTH DISTRIBUTION CO.
 is authorized by charter from the Legislature of Ken-
 tucky for educational purposes, AND IS THE ONLY
 LOTTERY CO. EVER DECLARED LEGAL BY THE
 UNITED STATES COURT.

The United States Circuit Court on March 31, made the
 following decision:

1. THAT THE COMMONWEALTH DISTRIBUTION
 COMPANY IS LEGAL.

2. ITS DRAWINGS ARE FAIR.

The P. M. General at Washington, after careful investi-
 gation, has also declared the Company to be legal and its
 drawings fair, and entitled to the free use of the mails.

444			
44 44	T T T T T	H	H
44 44	T	H	H
44 44 44 44	T	H H H H H	
44	T	H	H
44	T	H	H

Popular Drawing COMMONWEALTH DISTRIBUTION
 COMPANY takes place in public at Macaulay's Theatre,
 Louisville, Ky., on Thursday

SEE TEMBER 30TH.

1,960 Prizes, \$112,400; Capitals, \$30,000, \$10,000, \$5,
 000, 10 of \$1,000; 1,947 others from \$500 down to \$10.
 Tickets \$2; halves, \$1.

Authorized by the Legislature and sustained by the courts
 of Kentucky.

R. M. BOARDMAN, Courier-Journal Building, Louis-
 ville, Ky. or same at 309 Broadway, New York;
 or W. F. FORBES, 1277 Broadway, New York; or T. S.
 COMMERFORD, 212 Broadway, New York.

0834

Meaning by the aforesaid account
so printed and published as aforesaid
among other things that a lottery of
the said Commonwealth Distribution
Company and a drawing of such
lottery would and should take place
on Thursday the thirtieth day of
September in the year of our Lord
one thousand eight hundred and
eighty before the public at McCauley's
Theatre in the City of Louisville in the
State of Kentucky and that nineteen
hundred and sixty prizes of the
aggregate amount and value in
money of one hundred and twelve thousand
and four hundred dollars would and
should be drawn for and drawn and
distributed by said Commonwealth Dis-
tribution Company by and in and
by such lottery and drawing thereof
so to take place and be drawn as
aforesaid, to among the holders and
owners of such tickets of and in
such lottery and drawing thereof so
to take place and be drawn as
aforesaid and should be drawn,
and drawn and become entitled

to and entitle their owners and holders to prizes at and in such lottery and drawing thereof so to be take place as aforesaid and that among such prizes as aforesaid are and shall be will be the following prizes of the amount and value in money following viz:

One prize of thirty thousand dollars
 One prize of ten thousand dollars
 One prize of five thousand dollars
 ten prizes of one thousand dollars each
 nineteen hundred and forty seven other prizes of the amount and value in money of from five hundred dollars down to ten dollars (a more particular description of which said prizes and the amounts and value thereof in money is to be given aforesaid unknown and cannot now be given)
 And that tickets entitling the holders and owners to an interest and chance in the said lottery and drawing thereof so to take place and be drawn as aforesaid and of the prizes to be drawn for and to be drawn and distributed thereof therein and thereby by the said

Commonwealth Distribution Company
 could be had, purchased and obtained
 from R. M. Boardman at Number
 three hundred and nine Broadway
 in the said City and County of New
 York and from W. Porter at
 Number one thousand two hundred and
 twenty seven Broadway in said City
 and County of New York and from
 J. Comerford at Number
 two hundred and twelve Broadway
 in the said City and County of
 New York for the prize of two
 dollars each.

Against the form of the Statute
 in such case made and provided
 and against the peace of the
 people of the State of New York
 and their dignity.

Benj. K. Phelps
 District Attorney

0037

BOX:

21

FOLDER:

270

DESCRIPTION:

Frank, Isidore

DATE:

10/22/80



270

0030

159

Counsel,
Filed *22* day of *Oct* 1878
Pleas *In Guilty*

INDICTMENT.
Petit Larceny of Money from the Person.
THE PEOPLE
vs.
Edmond Frank
3

BENJ. K. PHELPS,
District Attorney.

A True Bill.
Chas. H. Maxwell
Foreman.

Oct 27 1878
James W. Reynolds
Oct 27 1878
James W. Reynolds

0039

The People
against
Isidore Frank

City and County of New York J. Edward
Frank being duly sworn says:

I reside at No 134 Orchard Street in the
city of New York; Isidore Frank is my
son. he was convicted this day in the
General Sessions of the Peace of the City &
County of New York; Isidore Frank was
born on the 19 day of November 1867 in the
State of Georgia; he will not be fourteen
years of age until the 19 day of November
next.

Sworn to before me this
28 day of ~~October~~ 1880.

August P. Wagner

Notary Public
N.Y. Co.

Edward Frank

22-

The People } Court of General Sessions Before Recorder
 Sidre Frank } Smythe. October 26 1850. Indictment for
 Petty larceny from the person.
 Amena Sullivan sworn and examined, testified. I live
 at 718 Delancey street, I am the mother of Henry
 Sabath; he is nearly ten years old. On the after-
 noon of the 16th of October I sent him to collect
 some money for me between 9 and 10 o'clock
 to Mrs. Bennett, Orchard St. \$7.05; that money
 was due me for work; he did not return with
 the money. I never saw Sidre Frank before
 that day when they had him arrested. I had a
 conversation with him; he told me if I did not
 like it he would blow my brains out; that he
 said by his own door; he told my husband he
 would go down and fight him. Then we saw
 him in the street our child recognized him
 immediately and we followed him up. Cross
 Examined. When did you first see the prisoner
 then the child pointed him out to me, Saturday
 morning; it must have been between 2 and 3
 o'clock in the afternoon. Then had you sent
 your son out? Between 9 and 10 o'clock in the
 morning, he returned within 25 minutes or
 half an hour. I saw the prisoner in Orchard
 St; he ran up stairs where he saw my boy
 I went up stairs afterwards and knocked
 at the door which was locked. I knocked

0841

again and again. Tried the door. He and another boy ran up stairs. As soon as he opened the door my boy recognized him and said, "Here is the boy that took my money this morning." Sidore Frank said, "If you say that again I will blow your brains out." I could not tell who the other boy was that run up stairs. I never saw him before to my knowledge.

Henry Sabath, sworn and examined testified. "Where do you live? No 208 Delaney St. the lady who just left the stand is my mother. A week ago Saturday did you see this boy in the street? Yes sir. Where did you see him in what street first? Ludlow St. I was going to Orchard St. at that time. When he first met me he said, "you lost ten cents;" he gave me the ten cents and I took them. What did he do? Then he opened the basket and he wanted to take out six pairs of shoes. I was taking the shoes to Orchard St. I did not let him. I covered the lid of the basket and then I went ahead on my errand and he followed me by the door I went to Mrs. Bennetts in Orchard St. I went into the house. he did not go in with me; he waited down by the door. Mrs. Bennett gave me \$7.05. I gave her a bill and left the shoes. This seven dollars was in silver all in big dollars. What did you do with the money when you got

0842

it? I was walking home. I had on these clothes and I put the money in my left hand pantalons pocket. Then did you ~~see~~ ^{see} him? Corner of Ludlow St. Mrs. Bennett's room is up stairs and I put the money in the pocket up stairs and when I got to the door Sidore Frank was there. He asked me if I had got change? I says, "no, I have not," and then he stuck his hand in and took all my money out of my pocket. The money was taken into Ludlow St. Then he had taken the money he walked away. I went home and told my mother. I had the basket with me then, but it was empty. I did not see Sidore again that day. I saw him that afternoon when I caught him. What street was it you saw him in next where you caught him in Orchard St. My mother was with me when I saw him and my father. He was by the door and caught sight of me and then he ran up in his house and locked the door. What did you and your mother do if anything? We went up stairs; we knocked at the door; the door was locked; my mother knocked twice but there was no answer and then he opened the door. Then my mamma says, "Give me the seven dollars and I wont get you arrested." He said he had not got it. Then he said, "if my mamma wants her

0843

brains blowed out, she should go down stairs. My mother did not go down stairs. Did he say anything more? No sir. My mother went away to get a policeman. I saw him in the Essex Mar Ket Court I did not talk with him then. This is the boy. Cross Examined. I never saw the boy before that day; when he went to the house he ran up stairs, I went to the door and knock ed at it, I saw him looking out of the window. I went and told my father, "there he is," and then he (the prisoner) caught sight of me and ran up into his house and locked the door. He were on the corner of Orchard St; he lived on the second floor. By seeing him looking out of the window that is the way you know in what room he lived? Yes sir. How did you know the boy lived there? I saw him peeping out of the window; he lived two flights up. Do you remember what the boy had on the day you saw him when you lost this money? Yes, he had a kind of a blue jumper on, a peak hat and that light suit that he has got on now. I was examined in the Police Court. I told the Police Judge that was the boy. Didnt you tell the Police Judge that the boy who took your money had a blue cap with gold cord and a blue jumper? Yes sir. The boy who took your money did he have a blue cap with

0844

gold cord on? The hat was kind of like his
suit, kind of dirty. You say you told the
Police Judge that the boy who took your money
had a blue cap with gold cord and a blue
jumper? Yes sir. Did the boy that took your
money have a blue cap with gold cord and
a blue jumper? He did not have blue cord
at all. Did he have a blue cap and a
checkered white and blue jumper? Yes sir.
Do you remember what time you left your
mother's house on that morning? Nine
a ten o'clock. How long a time did it take
you to come down, get the money and go
back to your mother's house? Three minutes.
He made me take the ten cents; he put
it in my hand. What time of day was it
that you pointed out this boy? Three o'clock.
I went to the Bowery. I thought I would see
him by the theatre. The hat that the boy wore
had black cord on. Cornelius McGearty
sworn and examined testified I am a
Police Officer attached to the 10th precinct.
I arrested the prisoner on the 16th of October.
The first time I heard of the case I was on
the Bowery from 8 to 9 o'clock. That was my
tour of duty. The lady with the boy came up
and had a conversation with me in
consequence of which I went out after

0045

I have never been arrested before. I went to the Christie H. school; on the day of my arrest I had the same clothes on I have now. I never wore a blue jumper and have not got one. Cross Examined. I don't know where Mrs. Bennett lives. I have lived nearly two years at 134 Orchard St. I went up from the street into the house with another boy. I was playing with him, melting lead; the complainant came up with his mother and they were knocking at the door. I did not hear them but the other boy heard them; he said, "I think your little brother Louis is outside." So I opened the door and she stood in front of me. I asked her what was it? She said that I should give her the money back that I stole from her little boy - the seven dollars. I said I never saw her little boy before. Her husband came up and I told him I would blow his brains out; he went down to get an officer. Afterwards I was looking out of the window. I was going to stand and give myself up. Some of the people in the house said I should lock myself in and I did not know what to do. I ran up on the roof. Lucy Frank sworn. The prisoner is my brother; he has never been arrested; my mother is dead. Kati Klive, Amelia Simon, Johanna Miller and Wenzel Raboch were examined. The jury rendered a verdict of guilty of larceny from the person with a recommendation to mercy.

0846

✓ testimony in the case
bidue plank
filed Oct 188.

0847

FORM 112.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

Police Court—Third District.

Henry Sabath.
of No. 208 N. Broadway = Street, being duly sworn, deposes
and says that on the 16th day of October = 1880

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent. and from the
possession of deponent.

the following property viz :

Good and lawful money
of the United States,
consisting of seven silver
dollars

of the value of Seven Dollars
the property of Deponent's father
Samuel Sullivan.

and that this deponent has a probable cause to suspect, and does suspect, that the said property
was feloniously taken, stolen, and carried away by

Adore Frank
age 14 years, who herefrom the
fact that deponent had said
money in the left hand pocket
of the pantaloons then worn
on the person of deponent
and deponent saw said
Adore Frank, take said
and run away with
the aforesaid money.
Henry Sabath

Sworn to, before me this
day of October 1880
J. J. Thompson
POLICE JUSTICE

0848

Police Court—Third District.

CITY AND COUNTY }
OF NEW YORK. } ss.

Sidore Frank being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him states as follows,

viz:

Question. What is your name?

Answer.

Sidore Frank

Question. How old are you?

Answer.

14 years

Question. Where were you born?

Answer.

Swanton Georgia

Question. Where do you live?

Answer.

134 Richard St.

Question. What is your occupation?

Answer.

I go to school

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

I did not take it.

Sidore Frank

Taken before me, this

16th day of *October* 1888,

A. J. Morgan POLICE JUSTICE.

0849

COUNSEL FOR COMPLAINANT.

Name, _____
Address, _____

COUNSEL FOR DEFENDANT.

Name, _____
Address, _____

POLICE COURT—THIRD DISTRICT

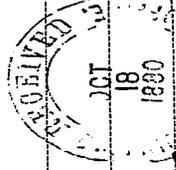
THE PEOPLE, & c.,

ON THE COMPLAINT OF

Henry Sabatini
20 Murray St
Broome, N.Y.

AFIDAVIT—LARCENY.

2 _____
3 _____
4 _____
5 _____
6 _____



Dated *Oct 16th* 1890
Maryanne Magistrate.
M. Reilly Officer.
Wm. Probst Clerk.

Witness

Anna Sullivan
No. 208 S. Canal St.
Cornelius McLaughlin
10th Precinct

\$ *5.00* to answer
General Sessions
Received at Dist. Atty's Office,
Paul A. [unclear]

Oct 18 1890 - *Open*

BAILER *Elizabeth Appleby*
No. 1, by *Richard*
Residence _____

No. 2, by _____
Residence _____

No. 3, by _____
Residence _____

No. 4, by _____
Residence _____

No. 5, by _____
Residence _____

No. 6, by _____
Residence _____

0850

CITY AND COUNTY }
OF NEW YORK, } NO.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York
upon their Oath, present:

That

Isidore Frank

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *sixteenth* day of *October* in the year of our Lord one
thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City, and County aforesaid,
with force and arms,

Divers Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as United States Treasury Notes, of a number
and denomination to the Jurors aforesaid unknown, and a more accurate description of
which cannot now be given, of the value of *seven dollars*

Divers Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as Bank Notes, of a number and denomina-
tion to the Jurors aforesaid unknown, and a more accurate description of which cannot
now be given, of the value of *seven dollars*

~~Divers Due Bills of the United States of America, the same being then and there
due and unsatisfied, and of the kind known as Fractional Currency, of a number and
denomination to the Jurors aforesaid unknown, and a more accurate description of
which cannot now be given, of the value of~~

Divers Coins, of a number, kind, and denomination to the Jurors aforesaid un-
known, and a more accurate description of which cannot now be given, of the value of

seven dollars

of the goods, chattels, and personal property of one *Henry Sabate*
on the person of the said *Henry Sabate* then and there being found,
from the person of the said *Henry Sabate* then and there feloniously
did steal, take and carry away, against the form of the Statute in such case made and
provided, and against the peace of the People of the State of New York and their dignity.

BENJ. K. PHELPS, District Attorney.

0851

BOX:

21

FOLDER:

270

DESCRIPTION:

Frick, John

DATE:

10/02/80



270

0852

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

John Sheridan

of No. *11 Reevick Police* Street,

being duly sworn, deposes and says that on the *26* day of *August*,
188*0* at the City of New York, in the County of New York

he purchased of John Fick,
now present, with No 258 Livingston
Street, the annexed paper slip
containing writing and figures
and marked "H" and paid him
ten cents therefor.

That said slip is commonly
known as and called a policy
and purports to insure a check or
in the drawing or drawn number
of a lottery, not authorized by
the Law of the State of New York

John Sheridan

Sworn to this *26* day of *August* 188*0*.

before me

Police Justice.

[Signature]

0853

315

POLICE OFFICE, THIRD DISTRICT

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Sheridan



John Smith

Dated *26 August* 1880

W. Sheridan JUSTICE.
Sheridan OFFICER.

WITNESSES:

Bailed by
Charles Beaudel
1 First Ave.

500 to ...

David Watson
W. H. ...

0054

CITY AND COUNTY }
OF NEW YORK, } ss. .

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

John Frick

late of the *eleventh* Ward in the City and County aforesaid,
on the *twenty sixth* day of *August* in the year of our
Lord one thousand eight hundred and eighty *—* at the Ward, City and
County aforesaid, with force and arms did unlawfully and knowingly vend, sell, barter,
furnish, supply and procure, and cause to be vended, sold, bartered, furnished, supplied
and procured, to ~~and for one~~ *John Sheppard*
a certain paper and instrument, commonly called a lottery policy, is as follows, that is
to say :

Boots M Aug 26
19 - 26 - 24 B. 80

against the form of the Statute in such case made and provided, and against the
peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.