

0228

BOX:

164

FOLDER:

1674

DESCRIPTION:

O'Brien, James

DATE:

01/09/85



1674

0229

BOX:

164

FOLDER:

1674

DESCRIPTION:

Lyons, Thomas

DATE:

01/09/85



1674

0230

BOX:

164

FOLDER:

1674

DESCRIPTION:

Henry, Michael

DATE:

01/09/85



1674

Witnesses:

James H. Rice

Geo. Hammond

Counsel,

Filed 9 day of Jan 5

Pleads

1961
THE PEOPLE
vs.
James O'Brien
1961
Thomas Lyons
1961
Michael Henry
Burglary in the THIRD DEGREE.
[Section 498]

RANDOLPH B. MARTINE

PETER B. O'NEAL

District Attorney.

A True Bill.

Al W. Little

P. 2 Jan 12 1885 Foreman.

all plead At. Burg. 3 dy
Pen: One year Each.

0231

0232

Police Court— 3rd District.City and County }
of New York, } ss.:James H. Rice
of No. 154 avenue C Street, aged 29 years,
occupation Brocery being duly sworndeposes and says, that the premises No 154 avenue C Street,
11th Ward in the City and County aforesaid, the said being a Dwelling House
the first floor of said House
and which was occupied by deponent as a Sales Room
~~and in which there was at the time a human being, by name~~were BURGLARIOUSLY entered by means of forcibly breaking
the wood work around the lock of the
door leading from the Hallway of said
premises to said Sales Roomon the 7 day of January 1885 in the City time, and the
~~was attempted~~
following property feloniously taken, stolen, and carried away, viz:gold and lawful money of the United
States consisting of Silver and Nickel
Coin to the amount and of the
value of five dollars
and Butter of the value of one
hundred dollars said property
being in all of the value of
one hundred & five dollarsthe property of deponentand deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, ^{attributed to the} stolen, and carried away byJames O'Brien Thomas Lyons
and Michael Heary (all now here)for the reasons following, to wit: Deponent is informed by
officer George Hammond of the 11th
precinct that at the hour of 10 o'clock
and 45 minutes in the morning of said
7th day of January 1885 he saw a light in
the Hallway of the aforesaid premises
and that he discovered the said defendants
breaking open the door leading to said store
that he gave an alarm, and that

0233

in Company of Edward Melch an officer
 of the 11th Precinct he discovered said
 O'Brien & Henry concealed in the yard
 of said premises, and said Lyons
 was found on the 4th floor of said
 premises lying concealed in the hallway
 all of which information respondent
 believes to be true therefore prays that
 said defendants may be held to
 answer, and dealt with as the law directs.

Sworn to before me this / James H. Loie
 7th day of January 1885
 John Gorman
 Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0234

CITY AND COUNTY }
OF NEW YORK, } ss.

George Hammond
aged *34* years, occupation *Police officer* of No. *10*
10th Street *Police* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *James H. Rice*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this *4*

day of *July*

188*5*

George Hammond

John Gorman

Police Justice.

0235

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Thomas Lyons being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question What is your name?

Answer *Thomas Lyons*

Question How old are you?

Answer *19 years*

Question Where were you born?

Answer *Germany*

Question Where do you live, and how long have you resided there?

Answer *604 East 14 Street 3 years*

Question What is your business or profession?

Answer *Iron Works*

Question Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer *I have nothing to say*

Subscribed and sworn to before me this
Thomas Lyons
Sworn

Taken before me this

day of

1887

Police Justice.

0236

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

James O'Brien being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question What is your name?

Answer

James O'Brien

Question. How old are you?

Answer

19 years

Question. Where were you born?

Answer.

New York

Question. Where do you live, and how long have you resided there?

Answer.

411 East 12 Street, 2 years

Question What is your business or profession?

Answer

Iron Worker.

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I have nothing to say

James O'Brien

Taken before me this

day of

1885

Police Justice.

0237

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Michael Henry being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him, that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question What is your name?

Answer

Michael Henry

Question How old are you?

Answer

20 years

Question Where were you born?

Answer

New York

Question Where do you live, and how long have you resided there?

Answer

411 East 29 Street 11 months

Question What is your business or profession?

Answer

Driver

Question Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer

I have nothing to say

Michael Henry

Taken before me this

day of

1885

Police Justice.

0238

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed,
and that there is sufficient cause to believe the within named James O'Brien

Thomas Lyons & Michael Henry
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Ten
Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he
give such bail.

Dated January 7 1885 John J. Hoffman Police Justice.

I have admitted the above-named _____
to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

0239

BAILED,

No. 1, by _____

Residence _____ Street,

No. 2, by _____

Residence _____ Street,

No. 3, by _____

Residence _____ Street,

No. 4, by _____

Residence _____ Street,

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James H. Rice
157 St. B.

James O. Myer

James Lyons

Michael Henry

4

Dated Jan 4 1885

Adrian Magistrate.

Hammond Officer.

11 Precinct.

Witnesses Edw. Walsh

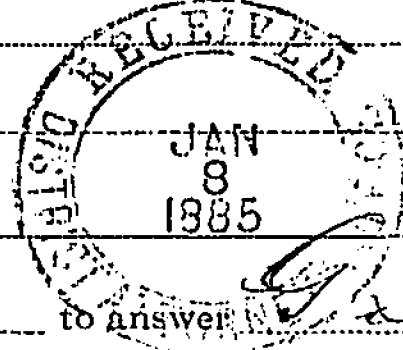
No. 11th Bet Police Street.

No. _____ Street,

No. _____ Street,

\$ 1000 to answer.

Committed



0240

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James O'Brien
Thomas Sugars
and Michael Henry*

The Grand Jury of the City and County of New York, by this indictment, accuse
*James O'Brien, Thomas Sugars
and Michael Henry*
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows :

The said *James O'Brien,
Thomas Sugars and
Michael Henry*, each
late of the *Eleventh* Ward of the City of New York, in the County of
New York aforesaid, on the *nineteenth* day of *January*, in
the year of our Lord one thousand eight hundred and eighty-*nine*, with force
and arms, at the Ward, City and County aforesaid, a certain *part of a* building
there situate, to wit: the *store* of one *James*

St. Rice, —

feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent, the goods, chattels and personal property of the said

James St. Rice —

in the said *store* then and there being, then and there feloniously
and burglariously to 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.

*Randolph B. Martine
District Attorney.*

0241

BOX:

164

FOLDER:

1674

DESCRIPTION:

O'Brien, Thomas

DATE:

01/06/85



1674

0242

Witnesses:
Robert Brown

16/11/83
Counsel, *6 Aug 5*
Filed *6 Aug 5* 188
Pleads.....

THE PEOPLE
vs.
Thomas O'Brien
Grand Larceny 2nd degree
[Sections 528, 53 1, Penal Code].
RANDOLPH B. MARTINE,
~~PETER B. OLNEY~~
District Attorney.

A True Bill.

W. W. Little
Aug 7/83 Foreman.
Ready guilty
Emm. Ref.

0243

H District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

Robert Skinner

of No. 692-8th Avenue Street,

being duly sworn, deposes and says, that on the 1st day of November 1884

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 :

One Coat & pair of trousers valued
in all in the sum of Sixty-five
dollars \$65⁰⁰/₁₀₀

the property of Isaac Sahlman in charge
of deponent

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 Thomas A. Brien (now

here) from the following facts
to wit:- That deponent sent defend-
ant to obtain the above described
property for the purpose of repair-
ing the same: That defendant did
not return with said property: and that
defendant has admitted to deponent
the taking of said property.

Robert Skinner
mark

Sworn before me this 1st day of Nov 1884
J. M. Woodcock
POLICE JUSTICE,

0243

H District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }
OF NEW YORK, } ss.

Robert Skinner,

of No. 692 - 8th Avenue Street,

being duly sworn, deposes and says, that on the 1st day of November 1884

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 :

One Coat & pair of trousers valued
in all in the sum of Sixty-five
dollars \$65⁰⁰/₁₀₀

the property of Isaac Sahlman in charge
of deponent

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 Thomas A. Brien (now

here) from the following facts
to wit:- That deponent sent defend-
ant to obtain the above described
property for the purpose of repair-
ing the same. That defendant did
not return with said property, and that
defendant has admitted to deponent
the taking of said property.

Robert Skinner
mark

Sworn before me this 2nd day of Dec

1884
Police Justice,

0244

H District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

Robert Skinner

of No. 692-8th Avenue Street,being duly sworn, deposes and says, that on the 1st day of November 1884

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 :

One Coat & pair of trousers valued
in all in the sum of Sixty-five
dollars \$65⁰⁰/₁₀₀

the property of Isaac Dahlman in charge
of deponent

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 Thomas A. Bruen (now

here) from the following facts
to wit:- That deponent sent defend-
ant to obtain the above described
property for the purpose of repair-
ing the same: That defendant did
not return with said property: and that
defendant has admitted to deponent
the taking of said property.

Robert Skinner
mark

Sworn before me this 4th day of Dec 1884
J. J. J. J. J.
Police Justice,

0245

Sec. 198-200.

CITY AND COUNTY { ss
OF NEW YORK,

H District Police Court.

Thomas O'Brien being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is *his* right to
make a statement in relation to the charge against *him*; that the statement is designed to
enable *him* if he see fit to answer the charge and explain the facts alleged against *him*
that he is at liberty to waive making a statement, and that *his* waiver cannot be used
against *him* on the trial.

Question. What is your name?

Answer.

Thomas O'Brien

Question. How old are you?

Answer

16 years

Question. Where were you born?

Answer.

New York City

Question. Where do you live, and how long have you resided there?

Answer.

208 East 57th Street New York

Question. What is your business or profession?

Answer

Not working

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

I am guilty
Thomas O'Brien.

Taken before me this

30

day of *September* 188*8*

William J. [Signature]
Police Justice.

0246

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed,
and that there is sufficient cause to believe the within named defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Five
Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he
give such bail.

Dated December 31 1884 J. Henry Bond Police Justice.

I have admitted the above-named _____
to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned, I order he to be discharged.

Dated _____ 188 _____ Police Justice.

0247

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert Skinner
692 8th Av.

1 Thomas A. Brier

2 _____

3 _____

4 _____

Dated December 30 1884

For _____ Magistrate.

Wm. Elroy _____ Officer.

18 _____ Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street,

No. _____ Street.

\$ 500 to answer _____

(Qm)

0248

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas O'Brien

The Grand Jury of the City and County of New York, by this indictment, accuse

— Thomas O'Brien —

of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said Thomas O'Brien,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the first day of November, in the year of our Lord one thousand eight hundred and eighty-four, at the Ward, City and County aforesaid, with force and arms,

one coat of the value of

fifty dollars, —

and one pair of trousers

of the value of fifteen

dollars,

of the goods, chattels and personal property of one

Solomon, —

then and there being found, 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.

Randolph B. Martin

District Attorney.

0249

BOX:

164

FOLDER:

1674

DESCRIPTION:

O'Connell, Francis

DATE:

01/14/85



1674

0250

BOX:

164

FOLDER:

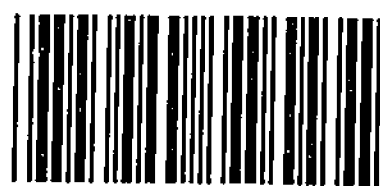
1674

DESCRIPTION:

Young, Henry

DATE:

01/14/85



1674

0251

BOX:

164

FOLDER:

1674

DESCRIPTION:

Brown, James

DATE:

01/14/85



1674

0252

\$123

Counsel,
Filed 14 day of Jan'y 1885
Pleads In Equity, for

THE PEOPLE
vs.
Francis O'Connell
Henry Young
James Brown

RANDOLPH B. MARTINE,
District Attorney.

all tried Not convicted
A True Bill.
No 1 Row bnd. 11/10
M. W. Little

Foreman.

Witnesses:
W. K. Bingham
Officer Connor
1700 Spruill

0253

Police Court—3 District.City and County } ss.:
of New York,of No. 17 - 2^d Avenue Street, aged 53 years,
occupation Saloon Keeper being duly sworn.deposes and says, that the premises No 17 - 2^d Avenue Street,
in the City and County aforesaid, the said being a dwelling house
with a store on the first floor
and which was occupied by deponent as a Wine and Liquor Saloon
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking
a large pane of plate glass
forming an 3^d Avenue side
window leading into the store
where the Burglary was committed
on the 10 day of January 1885 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:three bottles of Brandy, two
bottles of Whisky and bottle of
Corn Whisky, and one bottle
of Starnack Bitters in all of
the value of thirteen dollars & 13⁰⁰/₁₀₀the property of deponentand deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away byMarcus Samuel Henry Young
and James Brownefor the reasons following, to wit: That the deponent securely
fastened locked and fastened his
premises above stated when he
closed his business at the hour of
12.00 A.M. and that at the hour of
8.50 A.M. when the deponent came
to his business he found his place
broken into and the above described
property stolen and carried away

0254

That subsequently the deponent
 was informed by an Officer of
 the 17th Precinct and by Captain
 McCallough that Officer O'Connor
 of said Precinct had arrested three
 persons of suspicion of having
 committed said Burglary, that
 on said information deponent
 went to the Station house of the
 17th Precinct and there and there
 identified the property which
 was stolen from his store and
 was found in the possession
 of the defendants when arrested
 by Officer O'Connor of the 17th Precinct.
 Frederick Bingham

Subscribed before me
 this 14th day of January 1885
 John J. Brown
 Police Justice

Police Court District.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

vs.

Burglary Degree

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Bail.

Committed in default of \$

Bailed by

Street.

No.

0255

Sec. 198-200.

34 District Police Court.

CITY AND COUNTY {
OF NEW YORK, { ss

Francis O. Connell being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is *h^{is}* right to
make a statement in relation to the charge against *h^{im}*; that the statement is designed to
enable *h^{im}* if he see fit to answer the charge and explain the facts alleged against *h^{im}*
that he is at liberty to waive making a statement, and that *h^{is}* waiver cannot be used
against *h^{im}* on the trial.

Question What is your name?

Answer

Francis O. Connell

Question. How old are you?

Answer

21 years

Question. Where were you born?

Answer.

New York City

Question. Where do you live, and how long have you resided there?

Answer.

358 Bleecker five months

Question What is your business or profession?

Answer

Painter

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

I am not guilty

Frank O. Connell

Taken before me this

day of *January* 188*5*

John J. Connelley

Police Justice.

0256

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY { ss
OF NEW YORK,

Henry Young being duly examined before the undersigned, according to law, on the annexed charge and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question What is your name?

Answer

Henry Young

Question. How old are you?

Answer

27 years

Question. Where were you born?

Answer.

New York

Question. Where do you live, and how long have you resided there?

Answer.

21 - 1st Street 15 years

Question What is your business or profession?

Answer.

Leather Belt
Manufacturer

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I am not guilty

Henry Young

Taken before me this

10

day of

1885

John J. Corcoran Police Justice.

0257

Sec. 198-200.

J. District Police Court.

CITY AND COUNTY { ss
OF NEW YORK,

James Brown being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question What is your name?

Answer

James Brown

Question. How old are you?

Answer

25 years

Question. Where were you born?

Answer.

Long Island

Question. Where do you live, and how long have you resided there?

Answer.

283 Broadway Quarter Month ~~and home~~

Question What is your business or profession?

Answer

Painter

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I am not guilty

James Brown

Taken before me this

day of February 188 5

John J. Brown Police Justice.

0258

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed,
and that there is sufficient cause to believe the within named defendants

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Seven
Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he
give such bail.

Dated May 10 188 5 John J. Brown Police Justice.

I have admitted the above-named _____
to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____
guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

0259

BAILED.

No. 1, by _____
Residence _____ Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court 3 District. 33

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Fredrick Burghard
17 2nd Ave.

Francis O'Connor
Henry O'Connor
James O'Connor

Dated January 10 188 5

Corrigan Magistrate.

O'Connor Officer.

17 Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street,

No. _____ Street,

\$ 400 to answer 45

Committee

0260

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Francis O'Connell,
Henry Young and
James Brown*

The Grand Jury of the City and County of New York, by this indictment, accuse

*Francis O'Connell, Henry Young
and James Brown*

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows :

The said *Francis O'Connell, Henry
Young and James Brown, each*

late of the *Seventeenth* Ward of the City of New York, in the County of
New York aforesaid, on the *tenth* day of *January*, in
the year of our Lord one thousand eight hundred and eighty-*five*, with force
and arms, at the Ward, City and County aforesaid, a certain *part of a* building
there situate, to wit: the *saloon* of one *Frederick*

Burghard,

feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent, the goods, chattels and personal property of the said

Frederick Burghard

in the said *saloon* then and there being, then and there feloniously
and burglariously to 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.

0261

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
Francis O'Connell, Henry Young
and James Brown, —
of the CRIME OF *Petit* LARCENY, —
committed as follows:

The said *Francis O'Connell, Henry*
Young and James Brown, each
late of the — *Seventeenth* Ward of the City of New York in the
County of New York aforesaid, afterwards, to wit: on the said *tenth* day of
January, in the year of our Lord one thousand eight hundred
and eighty-*five* at the Ward, City and County aforesaid, in the *night*
time of said day, with force and arms, *three bottles of*

brandy of the value of two dollars
each bottle, two bottles of whiskey
of the value of two dollars each
bottle, one bottle of wine of
the value of two dollars, and
one bottle of bitters of the value
of two dollars,

of the goods, chattels and personal property of one *Frederick*
Burglard, — in the *saloon* of
the said Frederick Burglard, —
there situate, then and there being found, in the *saloon*, aforesaid, 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.

0262

THIRD COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said *Francis O'Connell, Henry Young and James Brown* — of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Francis O'Connell, Henry Young and James Brown*, each late of the *Seventeenth* Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the said *fourth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-five, with force and arms, at the Ward, City and County aforesaid,

three bottles of brandy of the value of two dollars each bottle, two bottles of whiskey of the value of two dollars each bottle, one bottle of wine of the value of two dollars and one bottle of bitters of the value of two dollars, — of the goods, chattels and personal property of one *Frederick Burghard*, —

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen of the said *Frederick Burghard*,

unlawfully and unjustly did feloniously receive and have (the said *Francis O'Connell, Henry Young and James Brown* 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.

RANDOLPH B. MARTINE.

~~PETER B. MARTINE~~, District Attorney.

0263

BOX:

164

FOLDER:

1674

DESCRIPTION:

O'Donnell, James

DATE:

01/19/85



1674

0264

Witnesses :

Counsel,

Y. Mc
Filed 19 day of Jan 1885
Pleads *not guilty* 20.

THE PEOPLE

vs.

P

James O'Donnell

Grand Larceny, 2nd degree
(From the person.)
[Sections 528, 531, — Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

Dr Feb 4 85.

Acquitted.
A True Bill.

W. W. Little
Foreman.

0265

Police Court— District.

Affidavit—Larceny.

City and County } ss.:
of New York, }

of No. 459 West 18th Street, aged 11 years,
occupation School Boy, being duly sworn

deposes and says, that on the 12 day of January, 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and
Person of deponent, in the day time, the following property viz :

One Pocket Book Containing
good and lawful money of the
United States Consisting of notes or
bits Silver Nickel and Copper Coins
to the Amount and Value of Three $\frac{23}{100}$ dollars

property of

In the Care and Custody
of deponent,

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 James O'Donnell (now here)

from the fact that the said O'Donnell
Came up to deponent in West
18th Street and took said property
from the left hand pocket of
the jacket. Then on deponent's
Person and raised away
from deponent with said property
refusing to return the same to
deponent

Joseph Potter

Sworn to before me, this 13th day of January, 1888.
Wm. H. Smith
Police Justice.

0266

Sec. 198-200.

D

District Police Court.

CITY AND COUNTY OF NEW YORK, { ss

James O'Donnell being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

James O'Donnell.

Question. How old are you?

Answer.

35 Years.

Question. Where were you born?

Answer.

Ireland.

Question. Where do you live, and how long have you resided there?

Answer.

106 West 13th Street 3 months

Question. What is your business or profession?

Answer.

Vendor.

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I am not guilty of the charge.
James O'Donnell

Taken before me this

13

day of *September* 188*8*

W. H. Smith
Police Justice.

0267

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed,
and that there is sufficient cause to believe the within named

James O'Donnell
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Five
Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he
give such bail.

Dated July 13th 1888 Wm. J. Hall Police Justice.

I have admitted the above-named _____
to bail to answer by the undertaking hereto annexed

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

0268

BAILED,
No. 1, by _____
Residence _____ Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

#147
Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Potter
459 W 18th St
James O'Donnell

Dated January 13 1885
Heldle Magistrate.
Precinct.

Witnesses
James H. Miller
No. 458 W 18th Street.
William Kessler.
No. 138 10th Avenue Street,

No. _____ Street,
\$ 500. to answer

Chm.

0269

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

James O' Donnell

The Grand Jury of the City and County of New York, by this indictment, accuse

James O' Donnell
of the CRIME OF GRAND LARCENY in the Second degree, committed as follows:

The said James O' Donnell,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
twelfth day of January, in the year of our Lord one thousand
eight hundred and eighty-five, in the day time of the said day, at the Ward, City and
County aforesaid, with force and arms, one pocket book, of the
value of twenty-five cents, —
one promissory note for the payment of
money, of the kind commonly called
United States Treasury notes, the same
being then and there due and unsatisfied,
for the payment of and of the value of
two dollars, one other promissory note
for the payment of money of the kind
commonly called United States Treasury
notes, the same being then and there due
and unsatisfied, for the payment of, and
of the value of one dollar, and divers coins
of a number kind and denomination to the
Grand Jury aforesaid unknown, of the value of twenty-three cents,
of the goods, chattels and personal property of one Joseph Potter, —
on the person of the said Joseph Potter, —
then and there being found, from the person of the said Joseph Potter, —
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.

0270

Second COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said

James O'Donnell
of the CRIME OF Grand Larceny in the second degree,
committed as follows:

The said James O'Donnell,
late of the First Ward of the City of New York, in the County of New York, on the
twelfth day of January, in the year of our Lord one thousand
eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms,
one pocket book of the value of twenty
five cents, one promissory note for the
payment of money, of the kind commonly
called United States Treasury notes, the
same being then and there due and un-
satisfied, for the payment of and of the
value of two dollars, one other promis-
sory note for the payment of money
of the kind commonly called United
States Treasury notes, the same being
then and there due and unsatisfied,
for the payment of and of the value
of one dollar, and divers coins, of a
number, kind and denomination to
the Grand jury aforesaid unknown,
of the value of twenty three cents,
of the proper moneys, goods, chattels,
and personal property of a certain
person or persons to the Grand jury
aforesaid unknown, on the person of
one Joseph Potter then and there

0271

being found, from the person of
the said Joseph Potter, 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.

Randolph B. Martine

District Attorney.

0272

BOX:

164

FOLDER:

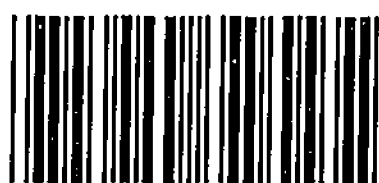
1674

DESCRIPTION:

Otten, Henry

DATE:

01/14/85



1674

Witnesses

Barnett H. Meyer
4th General

117th Randall
Day of Trial,

Counsel,

Filed 14th day of 1885

Pleads *Guilty* (16)

THE PEOPLE

vs.

B

Henry Otten

Violation of Excise Laws.

Unlawful Hours.

III Rev. Stat

Page 1989, Sec 5

RANDOLPH B. MARTINE,

JOHN MCKEON,

District Attorney.

A True Bill.

Amos Little
Foreman.

0273

0274

Sec. 198—200.

CITY AND COUNTY
OF NEW YORK, } ss

St District Police Court.

Henry Otten being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is h is right to
make a statement in relation to the charge against h in; that the statement is designed to
enable h in if he see fit to answer the charge and explain the facts alleged against h in
that he is at liberty to waive making a statement, and that h is waiver cannot be used
against h in on the trial.

Question What is your name?

Answer

Henry Otten

Question. How old are you?

Answer

30 years

Question. Where were you born?

Answer.

Germany

Question. Where do you live, and how long have you resided there?

Answer.

111 South St. about 2 years

Question What is your business or profession?

Answer

Barkeeper

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

I am guilty

Henry Otten

Taken before me this

28

1888

Police Justice.

0275

Sec. 151.

Police Court District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK, } *of New York, or to any Marshal or Policeman of the City of New York, GREETING :*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by *Ernest N. Meyer*
of *the 4th Police Precinct* Street, that on the *27* day of *December*
188*4* at the City of New York, in the County of New York,

John Doe, whose right name is un-
known to the complainant, did sell, give away
and dispose of one glass of brandy at the
hour of two o'clock in the morning to the
complainant at the premises No. 111 South Street
in this City.

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to
answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring.....
forthwith before me, at the *1st* District Police Court, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this *27* day of *December* 188*4*

John Doe
POLICE JUSTICE.

0276

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

Henry Allen
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.

Dated *28 Dec* 188 *Solomon R. Smith* Police Justice.

I have admitted the above-named *Defendant*
to bail to answer by the undertaking hereto annexed.

Dated *28 Dec* 188 *Solomon R. Smith* Police Justice.

There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order h to be discharged.

Dated 188 . Police Justice.

~~Baked~~

0278

CITY AND COUNTY
OF NEW YORK } ss.

POLICE COURT, 1st DISTRICT.

of No. 1st Precinct Police Officer, aged 45 years,
occupation Police Officer being duly sworn deposes and says,
that on the 1st day of 188

at the City of New York, in the County of New York,
Henry. Atten (now here) is the one
known as John Doe in the annexed
Complaint.

Ernest H. Meyer

Sworn to before me, this 1st day of 188
of 188
Notary Public

0279

Excise Violation—Selling After Hours.

POLICE COURT—1st DISTRICT.

City and County } ss.
of New York,

of No. 4th Precinct Police Ernest H. Meyer Street,

of the City of New York, being duly sworn, deposes and says, that on the 27th day
of December 1884, in the City of New York, in the County of New York, at

No. 111 South Street, in this City, John Doe, whose real name is unknown to this deponent (near here) Street,

did then and THERE EXPOSE for sale, and did sell, give away and dispose of, and cause, suffer,
and permit to be sold, given away and dispose of under his direction and authority, strong and
spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons
at a time, to be drunk in the house or premises aforesaid BETWEEN THE HOURS OF ONE AND
FIVE O'CLOCK in the morning of said day, contrary to and in violation of the statute in such case
made and provided.

WHEREFORE, deponent prays that said Defendant
may be arrested and dealt with according to law.

Sworn to before me, this 27th day }
of December 1884 }

Ernest H. Meyer

Salou B. Smith Police Justice.

0280

Police Court, 12 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ernest W. Meyer
vs.
John Doe

EXCISE VIOLATION.
SELLING AFTER HOURS.

Dated 27 day of December 1884

S. B. Smith Magistrate.

Meyer Officer.

Witness,

Bailed \$ to Ans. Sessions.

By

Street.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated 188

Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188

Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order he to be discharged.

Dated 188

Police Justice.

0281

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Henry Otten

The Grand Jury of the City and County of New York, by this indictment accuse

Henry Otten

of the crime of EXPOSING FOR SALE AND SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, AT UNLAWFUL HOURS, committed as follows:

The said *Henry Otten*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *27th* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*four*, being then and there in charge of, and having the control of certain premises at number *One* *Hundred and eleven South Street,*

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, at the Ward, City and County aforesaid, between the hours of one and five o'clock in the morning of said day, with force and arms, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to

~~and to certain other~~ persons whose names are to the Grand Jury aforesaid unknown, 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.

0282

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

— *Jerry O'Keefe* —

of the crime of GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, AT UNLAWFUL HOURS, committed as follows :

The said *Jerry O'Keefe*,

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit : On the said — *24th* — day of *December*, in the year of our Lord one thousand eight hundred and eighty *four* being then and there in charge of, and having the control of certain premises known as number *One hundred and seven*

South Street, —

in the City and County aforesaid, which said place was then and there duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, at the Ward, City and County aforesaid, between the hours of one and five o'clock in the morning of said day, with force and arms, certain strong and spirituous liquors and certain wines, to wit : one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away and dispose of as a beverage to —

~~and to~~ certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, 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.

0283

THIRD COUNT—

And the Grand Jury aforesaid, by this indictment further accuse the said

— Sammy Otten —

of the crime of KEEPING OPEN, BETWEEN THE HOURS OF ONE AND FIVE O'CLOCK IN THE MORNING, a place licensed for the sale of strong and spirituous liquors, wines, ale and beer, committed as follows:

The said Sammy Otten —

late of the First Ward of the City of New York in the County of New York aforesaid, afterwards, to wit: on the said 27th day of December, in the year of our Lord one thousand eight hundred and eighty seven, being then and there in charge of and having the control of certain premises at number one hundred and seven

South Street, —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the Ward, City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed between the hours of one and five o'clock in the morning of said day, and between said hours of said day, to wit: at the hour of two o'clock in the morning of said day, the said place so licensed as aforesaid, unlawfully did then and there open and cause and procure, and suffer and permit, at the time aforesaid to be open and to remain open 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.

RANDOLPH B. MARTINE.

JOHN MCKELTON District Attorney.