

0624

BOX:

20

FOLDER:

259

DESCRIPTION:

Waechter, Ignatz

DATE:

09/24/80



259

0625

197

Day of Trial.

Counsel,

Filed *24* day of *Sept.* 188*0*.

Pleads

vs. THE PEOPLE

vs.

B

Ignatz Wacker

Adulterated Milk.

BENJ. K. PHELPS,

District Attorney.

A TRUE BILL.

Alfred Wacker
Sept 25 / 1880
I Plead guilty
H. F. Jones

0626

197

City and County of New York, ss. :

John B. Schaud 44 W. 24 St an
 Assistant Sanitary Inspector of said city, being duly sworn, deposes and says, that on the
24 day of *July* in the year 188*6*, at premises number
92 Kingston St in the City of New York, the said premises being a place then and
 there where Milk was kept for sale, one *Ignatz Wächter* unlawfully did then
 and there keep, have and offer for sale three quarts of impure and unwholesome Milk, which had been
 and was then and there watered, adulterated, reduced and changed by the addition of water or other
 substance, or by the removal of cream therefrom, and that such impure, unwholesome, watered, adul-
 terated or reduced and changed Milk, was then and there, by the said *Ignatz Wächter*
 , unlawfully held, kept and offered for sale against and in
 violation of the provisions of the Sanitary Code, and of such Sanitary Code then and there, and at all
 times thereafter in force and operation, and especially against and in violation of the provisions of a
 section and ordinance of such Sanitary Code which was duly passed and adopted by the Board of
 Health of the Health Department of the City of New York, and by said Health Department at a
 meeting thereof, duly held in said city, on the twenty-third day of February, 1876, in the manner and
 language following, to wit :

" Resolved, That under the power conferred by law upon the Health Department, the following
 " additional section to the Sanitary Code, for the security of life and health, be, and the same is hereby,
 " adopted and declared to form a portion of the Sanitary Code.

" " No Milk which has been watered, adulterated, reduced or changed in any respect by the
 " " addition of water or other substance, or by the removal of cream, shall be brought into, held,
 " " kept or offered for sale at any place in the City of New York, nor shall any one keep, have or offer
 " " for sale in the said city any such Milk. "

That said ordinance was thereafter duly published once a week, for two successive weeks, in the
City Record, a daily official newspaper and journal published in said city, to wit, in the issues of such
 newspaper of the 24th day of February, 1876, and also of the 2d day of March, 1876, and that said
 ordinance was, at all times alleged herein, in full force and operation in said city and county.

Sworn to before me the *26* day } *John B. Schaud* Just.
 of *July* 188*6*. } *Asst. San. Insp.*
McCreary O'Leary *44 W. 24 St.*
Police Justice.

0627

Bailed by
Henry Fry
138 Ludlow St

9241
Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John B. Dehaan

vs.
Egnatz Wächter

92 Rivington St

New York City

Affidavit Dehaan vs. Wächter

Dated July 28 1880



Justice.

Officer.

John T. A.
General Services
Bailed

0628

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 *Ignatz Waechter*
late of the *Tenth* Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty-fourth* day of *July* in the year
of our Lord one thousand eight hundred and ~~seventy~~ *eighty* at the Ward,
City and County aforesaid, unlawfully and knowingly did expose for sale at the
premises known as number *ninety two* *Rivington* Street,
then and there situate, ten quarts of impure, adulterated and unwholesome milk, 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 the said *Ignatz Waechter*
late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and in the
year aforesaid, at the Ward, City and County aforesaid, at the store and place of business
of the said *Ignatz Waechter*
known as number *ninety two* *Rivington* Street,
in said Ward, City and County, and the said premises being then and there a place
where milk was kept for sale, unlawfully did then and there keep, have, and offer for
sale ten quarts of impure and unwholesome milk, which had been, and was then and there
watered, adulterated, reduced and changed by the addition of water or other substance,
and that such impure, unwholesome, watered, adulterated, reduced and changed milk
was then and there by the said *Ignatz Waechter*
unlawfully held, kept and offered for sale
against and in violation of the provisions of the Sanitary Code, and of such Sanitary
Code then and there, and at all times thereafter in force and operation, and 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 the said *Ignatz Waechter*
late of the Ward, City, and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, did bring into the said Ward, City and County, and then and there have and offer for sale, at the store and place of business of him, the said *Ignatz Waechter*
known as number *Ninety two Livingston* Street, the said premises being then and there a place where milk was kept for sale, unlawfully did then and there keep, have, and offer for sale, ten quarts of impure and unwholesome milk, which had been and was then and there, watered, adulterated, reduced and changed by the addition of water or other substance, and that such impure, unwholesome, watered, adulterated or reduced and changed milk was then and there, by the said *Ignatz Waechter* unlawfully held, kept and offered for sale against and in violation of the provisions the Sanitary Code, and of such Sanitary Code then and there, and at all times thereafter in force and operation, and especially against and in violation of the provisions of a section and ordinance of such Sanitary Code, which was duly passed and adopted by the Board of Health of the Health Department of the said City of New York, and by said Health Department at a meeting thereof, duly held in said City, on the twenty-third day of February, 1876, in the manner and language following, to wit:

Resolved, That under the power conferred by law upon the Health Department, "the following additional section to the Sanitary Code, for the security of life and health be, and the same is hereby adopted and declared to form a portion of the Sanitary Code.

"No milk which has been watered, adulterated, reduced, or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept or offered for sale at any place in the City of New York, nor shall any one keep, have, or offer for sale in the said city any such milk."

Which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in said city, to wit: in the issues of such newspaper of the 24th day of February, 1876, and also of the 2d day of March, 1876, and which said ordinance was then and there, and at all times thereafter, in full force and operation against the forms of the Statute in such case made and provided.

BENJ. K. PHELPS, District Attorney.

0630

BOX:

20

FOLDER:

259

DESCRIPTION:

Walker, Isaac

DATE:

09/27/80



259

0631

BOX:

20

FOLDER:

259

DESCRIPTION:

Moore, Lawrence

DATE:

09/27/80



259

0632

BOX:

20

FOLDER:

259

DESCRIPTION:

Maloney, John

DATE:

09/27/80



259

0633

MADE WITH TO BEATS INTO TO BEATS BEATS BEATS BEATS BEATS

MADE WITH TO BEATS INTO TO BEATS BEATS BEATS BEATS BEATS

244
C. Coleman
Counsel,
Filed day of Dec. 1961
Pleas
J. J. J. J. J.

THE PEOPLE

Indictment - Larceny

vs.
1 Isaac Walker P.
2 Lawrence Moore P.
3 John Chaloney P.*

BENJ. K. PHELPS,

District Attorney.

A True BILL.

Foreman.

Dep. 30-117

Chas. Cal
J. J. J. J. J.
J. J. J. J. J.

0634

FORM 89 1/2

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

ss.

POLICE COURT—SECOND DISTRICT.

of N the 20th Precinct Police William Byrne being duly sworn, deposes
and says, that on the 11th day of September 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,

the following property, to wit:

One cloth coat. One pair of
pantaloons and a quantity of
neck ties and collars and
One revolver pistol

of the value of thirty Dollars,
the property 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 Isaac Walker and
Lawrence Moore & John Maloney and

from the fact that said Isaac
admitted to deponent that said
defendants had taken stolen
and carried away said property

William Byrne

Sworn to before me, this

17th day of September 1880

day

Police Justice.

0636

Police Court—Second District.

CITY AND COUNTY)
OF NEW YORK. (SS.)

Lawrence Moore

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.—

Lawrence Moore

QUESTION.—How old are you?

ANSWER.—

30 years

QUESTION.—Where were you born?

ANSWER.—

Canada

QUESTION.—Where do you live?

ANSWER.—

558 W 44 St

QUESTION.—What is your occupation?

ANSWER.—

Plasterer

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

ANSWER.—

I am not guilty
Lawrence Moore

Taken before me, this

Police Justice

0637

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK.

Isaac Walker 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.—

Isaac Walker

QUESTION.—How old are you?

ANSWER.—

27 years

QUESTION.—Where were you born?

ANSWER.—

N.Y. City

QUESTION.—Where do you live?

ANSWER.—

338 W 37 St

QUESTION.—What is your occupation?

ANSWER.—

Writer

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

Answer.—

I am not guilty
Isaac Walker

Taken before me this

day of

1880

Police Justice.

0638

Form 894

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Alldavit
Larceny.

William Byers
vs.
Isaac Walker
Lawrence Moore
John Callaway

DATED *September 17 1880*

Smith MAGISTRATE.

Byers OFFICER.

WITNESS: *20 Dec*



1000 U.S. Cash. Concl

BAILED BY _____

No. _____ STREET.

0639

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 Isaac Walker, Lawrence Moore
and John Maloney each

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the eleventh day of September in the year of our Lord one
thousand eight hundred and ~~seventy~~ eighty at the Ward, City and County
aforesaid, with force and arms

One coat of the value of fifteen dollars

One pair of pantaloons of the value
of five dollars

Six ties (of the kind commonly called
neck-ties) of the value of fifty cents each

Six collars of the value of fifty cents each

One pistol of the value of four dollars

of the goods, chattels and personal property of one

William Byrne

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.

BENJ. K. PHELPS, District Attorney.

0640

BOX:

20

FOLDER:

259

DESCRIPTION:

Ward, James

DATE:

09/10/80



259

0641

74
~~Thurs~~ Tuesday
Filed 10 day of Sept 1880
Pleads Not Guilty

THE PEOPLE

33- 125 Ell' vs.

James Ward.
has been charged with Dr. 125.

Felony Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Mohan
Foreman.

Pleads Not Guilty
Court 100: Sep 20/80

Per one of ear.

0642

Police Court—Fourth District.
STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

of No. 186 East 75th Street,
on Sunday the 29th day of August
in the year 1880 at the City of New York, in the County of New York.

Joseph McCormack
being duly sworn, deposes and says, that
at about the hour of 1 o'clock A.M. he was violently ~~assaulted and~~ aid feloniously assaulted and beaten by James Ward (now here) who did willfully maliciously and feloniously cut and stab deponent on the face with a Pocket Knife which he said Ward held in his hand. That said assault was committed on 2^d Avenue between 25th and 26th Streets in said city at about the hour mentioned aforesaid.

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 ~~assaulted and~~ bound to answer for the above assault, &c., and be dealt with according to law.

Sworn before me, this 29th day
of August 1880

R. B. Rind

Police Justice.

Joseph McCormack

0643

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Ward being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer.

James Ward

Question. How old are you?

Answer.

Thirty Three years

Question. Where were you born?

Answer.

England

Question. Where do you live?

Answer.

125 East 11th Street

Question. What is your occupation?

Answer.

Clerk

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

Answer.

I put the complainant in
Self defence,
James Ward

Taken before me this 29th day of August 1890
R. A. Dwyer
Police Justice.

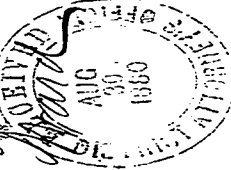
0644

Police Court--Fourth District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Joseph W. Bomaer
186 East 75 St



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 August 29th 1880

Magistrate.

Officer.

Ed J. Baker
18th Precinct

Witnesses, get other witnesses from the complaint & produce them

Committed

Joseph Bomaer 26th St
Wm Rainey 26th St
See complaint

Received in District Att'y's Office,

0645

I attended the Plaintiff when he was admitted to Bellevue Hospital. On admission he was found to have ~~sustained~~ received an incised wound of the left cheek. The cut was not deep extending only through the skin, and was about two & a half inches long. This cut I dressed with sutures and adhesive straps. The date of this occurrence I can not remember.

W. J. Cheesman M.D.

This may be used as evidence
for

0646

Pe. n

Sam Ward

on affidavit

Im

0647

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

James Ward
late of the City of New York, in the County of New York, aforesaid, on the
twenty ninth day of *August* 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 *Joseph Mc Cormack*
in the peace of the said people then and there being feloniously did make an assault
and *him* the said *Joseph Mc Cormack*
with a certain *knife*
which the said

James Ward
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 *him* the said *Joseph Mc Cormack*
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 *James Ward*
with force and arms, in and upon the body of the said *Joseph Mc Cormack*
then and there being, wilfully and feloniously did make an
assault and *him* the said *Joseph Mc Cormack*
with a certain *knife* which the said *James Ward*

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 *him* the said *Joseph Mc Cormack*
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 *James Ward*

with force and arms, in and upon the body of *Joseph Mc Cormack*
in the peace of the said people then and there being, feloniously, did make another
assault and *him* the said *Joseph Mc Cormack*
with a certain *knife*

which the said *James Ward* 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 *him* the said *Joseph Mc Cormack* with intent *him* the

0548

said *Joseph Mc Cormack* 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

James Hard with force and arms, in and upon the body of the said *Joseph Mc Cormack* then and there being, wilfully and feloniously, did make another assault and the said *Joseph Mc Cormack* with a certain *knife* which the said *James Hard* 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 *him* the said *Joseph Mc Cormack* 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.

THE PEOPLE

Filed 10 day of Sept 1880
Pleas not guilty

James Hard
his true charge with A-13.

Felony Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Michael J. ...
Foreman.

Charles ...

Sept 10, 1880

Per one year.

0649

BOX:

20

FOLDER:

259

DESCRIPTION:

Whalen, Thomas

DATE:

09/09/80



259

0650

51/ Comm
Filed 9 day of Sept 1880
Pleas *Carroll*

THE PEOPLE
vs.
Thomas *Thaler*
2 cases

Assault and Battery—Felonious.
F. P.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Chas. J. Lark

Foreman.

Sept. 13. 1880

Chas. J. Lark

0651

Form 11.

Police Court—Second District.

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

of No.

Annie O'Neil
38 Downing Street,

being duly sworn, deposes and says,

that on the *22nd* day of *August*
in the year *1890*, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by

Thomas Whalen
(now known) who struck her
several blows on the
face discolored her eyes
and said Thomas stated in court in
presence of Judge Murray that he would lay
deposition out as soon as he would get out
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 for the above assault, &c., and be dealt with according to law.

Annie O'Neil

Sworn to before me, this

22

Aug

Police Station.

0652

Form 11.

Police Court--Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Annie O'Neil
38 Downing St.

vs.

Thomas Whaley

AFFIDAVIT A. & B.

Dated *Aug 24* 187*8*

W. W. May JUSTICE.

Kiernan OFFICER.

9.

WITNESS:

500 H. B. B. & Co.



0653

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

Thomas Whalen _____

late of the First Ward of the City of New York, in the County of New York, aforesaid
on the *twenty-second* day of *August* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County
aforesaid, in and upon the body of *Annie O'Sheill*
in the peace of the said people then and there being, with force and arms unlawfully
did make an assault and *her* the said *Annie O'Sheill*
did then and there unlawfully beat, wound, and ill-treat, to the great damage of the
said *Annie O'Sheill* and against the peace of the
People of the State of New York and their dignity.

BENJ. K. PHELPS, District Attorney.

0654

56
Filed
day of Sept.
1883
Pleas
John J. [illegible]

THE PEOPLE
vs.
Thomas Whalen.
P.
2 cases

Assault and Battery.

B. K. FIELDS,
District Attorney.

A True Bill.

Abraham [illegible]

Foreman.

*Agreed on Pledgment.
In case on [illegible]. Judge
much the same. [illegible]*

0655

AFFIDAVIT—FELONIOUS ASSAULT, &c.

Second District Police Court.

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

Annie O'Neil of No. *38*
Downing Street, being duly sworn, deposes and says
that on the *24th* day of *August* in the year
1887, at the City of New York, he was violently and feloniously assaulted and beaten by
Thomas Thalen (nowhere) who did
unlawfully aim point and dis-
charge a pistol (which was at the
time loaded with powder and
ball) at the person of deponent
that he did so discharge one shot
and attempted to discharge the
second.

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 *24th* dayof *August* 188*7*.*Annie O'Neil**Wm. Murray*

Police Justice.

0656

Police Court—Second District.

CITY AND COUNTY OF NEW YORK. ss.

Thomas Whalen 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.—

Thomas Whalen

QUESTION.—How old are you?

ANSWER.—

18 Years

QUESTION.—Where were you born?

ANSWER.—

New York City

QUESTION.—Where do you live?

ANSWER.—

88 Downing

QUESTION.—What is your occupation?

ANSWER.—

Picture Frame Maker

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

Answer.—

The complainant struck my mother and I did not fire any shot at her

Thomas Whalen

Taken before this

Officer

24 August 1880
Police Justice.

0657

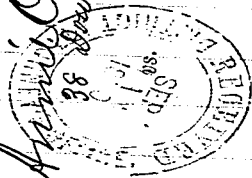
POLICE COURT—Second District

THE PEOPLE, &c., v

ON THE COMPLAINT OF

OFFENCE—Felonious Assault and Battery

Arrested by
38 Downing St



Thomas M. Mullen

Dated *Aug 28* 1880

Murray
Magistrate

John L. Murray
Officer

9th
Clerk

Witnesses

John L. Murray
9th

Comm

Committed in default of \$ *1000* bail.

Bailed by

No.

Street.

0658

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

Thomas Whalen

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

on the *twenty-fourth* day of *August* 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 *Estanie O'Beill*
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *her* the said *Estanie O'Beill*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said *Thomas Whalen*
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 *her* the said *Estanie O'Beill*
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

Thomas Whalen
with force and arms, in and upon the body of the said *Estanie O'Beill*
in the peace of the said people then and there being, wilfully and feloniously did make
an assault and to, at and against *her* the said *Estanie O'Beill*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said *Thomas Whalen*
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 *her* the said *Estanie O'Beill*
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

Thomas Whalen *Annie O'Beill*
with force and arms, in and upon the body of the said *Annie O'Beill*
then and there being, wilfully and feloniously did make an
assault and to, at and against *her*, the said *Annie O'Beill*
a certain *pistol* then and there loaded and
charged with gunpowder and one leaden bullet, which *pistol* the said

Thomas Whalen
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 *her* the said *Annie*

O'Beill
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

Thomas Whalen *Annie O'Beill*
with force and arms, in and upon the body of the said *Annie O'Beill*
then and there being, wilfully and feloniously, did make an
assault and to, at and against *her*, the said *Annie O'Beill*
a certain *pistol* then and there loaded and
charged with gunpowder and one leaden bullet, which *pistol* the said

Thomas Whalen
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 *her* the said

Annie O'Beill
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.

0660

BOX:

20

FOLDER:

259

DESCRIPTION:

Wheeler, Ernest

DATE:

09/22/80



259

0661

BOX:

20

FOLDER:

259

DESCRIPTION:

Burns, William

DATE:

09/22/80



259

Malcolm Graham.
19 Maiden Lane
Mr W. Reynolds.
19 Maiden Lane
Officer Williamson
Detective # 107

7200
1000
100
700
200
400

Counsel
Filed 2 day of Sept, 1880
Pleads

THE PEOPLE
vs.
I.
Cruikshank
vs.
William Burns
MA.

Larceny, and Receiving Stolen Goods.

Chas. C. Phelps
BENJ. K. PHELPS,
District Attorney.

A True Bill.
Chas. C. Phelps
Sept. 23. 1880.
Foreman.

Chas. C. Phelps
Sept. 23. 1880.
Foreman.
Chas. C. Phelps
Sept. 23. 1880.
Foreman.

0663

New York General Sessions.

PEOPLE, ON MY COMPLAINT,
versus

Ernest Wheeler

Grand Larceny

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

I have recovered the goods, and in consideration of the defendant's youth and family, I pray the court to allow me to withdraw the charge.

Malcolm Graham

0664

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 Ernest Wheeler and William Burns
Each -

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

Nine guns of the value of Eighty dollars
each -

Five rifles of the value of twenty seven
dollars each -

Fifty yards of cloth of the value
of three dollars each yard -

One thousand yards of lace of
the value of seventy five cents each
yard -

Eighty ounces of brand [of the kind called
Bullion of the value of two dollars and
fifty cents each ounce -

of the goods, chattels, and personal property of one

Malcolm Graham 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.

0665

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

That the said

Ernest Wheeler and William Brown.
Each —

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,

Nine pairs of silk of Eighty dollars each.
Five pairs of silk of the value of twenty seven dollars
each

Twenty yards of cloth of the value of
three dollars each yard

One thousand yards of lace of the
value of seventy five cents each yard.

Eight ounces of brand [of the kind
called bullion] of the value of
two dollars and fifty cents each
ounce.

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

Malcolm Graham.

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

Malcolm Graham —

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

Ernest Wheeler and William 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.

BENJ. K. PHELPS, District Attorney.

0666

BOX:

20

FOLDER:

259

DESCRIPTION:

White, John

DATE:

09/20/80



259

0667

Connel,

Filed 2/2/12 day of Feb 1880

Plenda

THE PEOPLE

INDICTMENT.
Larceny from the person.
in the night time

John White

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Shohan Seal

Foreman,

Alcides Padley
Part 2. Sep 20/80

Amix Ref ^{10/27}

0568

FORM 89½

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

POLICE COURT—SECOND DISTRICT.

Edward Sanders
of No. *14 Grand* Street, being duly sworn, deposes
and says, that on the *3* day of *September* 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 deponents*
person

the following property, to wit:

One Diamond Pin

of the value of *Thirty Five* Dollars,
the property 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

John White
(from here) for the reason that on
the said date when deponent said
apart in the room occupied by de-
ponent at said premises the said Pin
was worn by deponent on the neck
sic then upon deponents person - de-
ponent stopped and on awaking missed
the said property - that the said de-
ponent acknowledged in deponents
presence that he had taken said
property - and that deponent saw the
paw ticket books attached and repre-

Sworn to before me, this

of 18

day

Police Justice.

0669

senting the said property taken from the person
of said defendant by Officer Peilly of the
15th Precinct

Edward Sanders

Sworn to before me
this 5th day of September 1888
J. C. [unclear]
Police Justice

0670

Police Court—Second District.

CITY AND COUNTY)
OF NEW YORK ss.

John White 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.—

John White

QUESTION.—How old are you?

ANSWER.—

Twenty years

QUESTION.—Where were you born?

ANSWER.—

Charleston

QUESTION.—Where do you live?

ANSWER.—

5 York St.

QUESTION.—What is your occupation?

ANSWER.—

Writer

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

Answer.—

I am guilty of the charge

John White

Taken before me, this

day of *March* 188*8*

Police Justice.

0671

Form 894

POLICE COURT—SECOND DISTRICT

THE PEOPLE,

ON THE COMPLAINT OF

Edward Sanders
14 Grand St.

John White

DATED *September 5* 1880

MAGISTRATE.

W. Reilly 15- OFFICER.

WITNESS:

James Reilly 115th St.

Wm. D. M.



BAILED BY No. STREET.

0672

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 White

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

on the *third* day of *September* in the year of our Lord one
thousand eight hundred and eighty *seven* at the Ward, City, and County aforesaid,
with force and arms, *in the night time of said day*

One pin of the value of Thirty five dollars
One precious stone (of the kind commonly
called a diamond) of the ^{value} of Thirty five dollars

of the goods, chattels, and personal property of one *Edward Sanders*
on the person of the said *Edward Sanders* then and there being found,
from the person of the said *Edward Sanders* 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.

0673

BOX:

20

FOLDER:

259

DESCRIPTION:

White, Mary

DATE:

09/27/80



259

0674

1880 C. 2

Counsel

1880

Filed day of Sept

Pleads

Indigently

THE PEOPLE

vs.

Mary White

INDICTMENT.
Larceny of Money, &c., from the person
in the night time.

BENJ. K. PHELPS,

District Attorney.

Part no: Sept 28, 1880

Arrested & jury disagree.

A True Bill.

Charles L. Smith

Foreman.

James J. Smith

2 mos less

F. C.

0675

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK

FORM 89½

SS.

POLICE COURT—SECOND DISTRICT.

of No. 269 West 35 Street, being duly sworn, deposes
and says, that on the 1st day of September 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 deponents

person
the following property, to wit:

Good and lawful money
orig. One National Bank Bill of the
denomination of Ten dollars - Two
Bills of the denomination of Five dollars
each and other Bills of smaller denomination
in all

of the value of Twenty Two Dollars,
the property 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

Mary White
(own here) for the reasons following -
that said defendant was standing
alongside of deponent in a Saloon in
Thompson Street at the right hand side
of deponent at which time the said
money was contained in the right
hand pocket of the vest there. And
there was by deponent -
immediately after leaving said Saloon
deponent missed said money -
That deponent was so informed
by Officer Council as set forth in

Sworn to before me, this 1st day of September 1880

Before Justice

0676

The affidavit of said Cornell hereto
annexed

Conrad Kubory

Sworn to before me?
This 18th day of Sept 1880
J. M. Munn
Police Justice

City and County } S.S.
of New York }
James Cornell of the 8th Precinct being
duly sworn says on the 1st day of Sep-
tember 1880 at the hour of 9.30 P.M. de-
ponent while taking Mary White
to the station house saw said White
pass from her hand into the hand of a
unknown ~~to deponent~~ and wife fugis
woman, sitting on a stool in Thompson
the amount and description of money named
in the foregoing affidavit of the com-
plainant to wit, the sum of
Twenty Five dollars that the said money
was subsequently found on the sidewalk
by deponent where it was dropped by
said unknown woman

James Cornell

Sworn to before me
This 18th day of Sept 1880

J. M. Munn
Police Justice

0677

Police Court—Second District.

CITY AND COUNTY)
OF NEW YORK. ss.

Mary White 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.—

Mary White

QUESTION.—How old are you?

ANSWER.—

Twenty years

QUESTION.—Where were you born?

ANSWER.—

Scotland

QUESTION.—Where do you live?

ANSWER.—

6 York Street

QUESTION.—What is your occupation?

ANSWER.—

Laundress

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

ANSWER.—

I am not guilty

Mary White

Subscribed before me, this

Police Justice

188

0678

Form 891

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alfred Lacey

Comand Duber
269 W 38th St
Mary White

DATED September 8, 1880

South MAGISTRATE

Connell OFFICER
87

WITNES
James Connell
87 1/2 West

5000 \$ Bond
TO AND FROM

BAILED BY

No. STREET.

Ec

0679

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 *Mary White*

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

on the *Seventeenth* day of *September* in the year of our Lord one thousand eight hundred and eighty *at the Ward, City and County aforesaid, with force and arms, in the night time* of said day, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred 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 the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred 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 the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred 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 the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods, chattels, and personal property of one *Conrad Zuberger* on
the person of the said *Conrad Zuberger* then and there being found,
from the person of the said *Conrad Zuberger* 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.

0680

CITY AND COUNTY
OF NEW YORK

And *aforsaid*

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, *aforsaid*, do further present

That *Mary white*

in the County of New York, aforesaid on the *Seventeenth* day of *September* in the year of our Lord one thousand eight hundred and *seventy-eight* at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred 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 the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred 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 the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred 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 the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods chattels and personal property of one Conrad Zuberly by a certain person or persons to the jurors aforesaid unknown. Then lately before feloniously stolen of the said Conrad Zuberly unlawfully, unjustly and for the sake of suspected gain, did feloniously receive and have the said Mary white then and then well knowing the said goods to have been feloniously stolen

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.

BENJ. K. PHELPS, District Attorney.