

0796

BOX:

410

FOLDER:

3798

DESCRIPTION:

O'Connell, Michael

DATE:

09/09/90



3798

0797

Witnesses;

John Wyland (Clerk)

Lawyer's office

September 1990

Self-performing
the duties of the
7th



158
Counsel,
Filed
Pleads,
1890
Sept 1990
C. Wyland

THE PEOPLE
vs.
Michael O'Connell
Grand Larceny Second degree
[Sections 528, 53/532 Penal Code]

JOHN R. FELLOWS
District Attorney
Sept 1990

A True Bill

Mr. S. Myers,
Foreman.
Sept 1990
Pleadings
C. M. O. O'Connell
Sept 1990

0798

GRAND HOTEL
BROADWAY & 81ST ST.
NEW YORK.

New York

May 22^d 1890

To whom it may concern

This is to certify that
Michael O'Connell
was in our employ
for about a year as
hall boy. We take
pleasure in recommending
him as an honest
and reliable young man

H. M. Smith & Son

My General Pardon

The People vs
Michael Blumer

City & County of New York, ss.
Michael Blumer

being duly sworn says that he is
the defendant in the above
entitled action.

That previous to his
arrest upon the complaint
herin deponent was never
accused with the commission
of any violation of law, and
has since his childhood been
honest and industrious and
always followed his ways
to Mrs. Angley of No 2496
46 Street with whom he has
been living for the past four
years and who has cared for
deponent since his infancy.

I am not in the habit of
becoming intoxicated and
have never been under the
influence of liquor except
on three or four occasions

0000

including the occasion of my arrest upon this complaint.

On the day in question I met on the street an old school mate named of Edward McHabor whom I had not met in years previous he asked me to accompany him to his work in a liquor store at the corner Delaney & Lewis Street I remained with him until he left, about 10 o'clock in the evening. During the time I stood with him we frequently had some drinks and on that occasion I did drink to excess, I have no recollection of what transpired after we left the saloon save that I was placed on a car going up town, and that I left it and was in conversation with some man but who he is I am unable to state, or how I got aboard the vessel or how the property in question came into my possession. I have been in the employ of the Grand Hotel for a year past and the certificate furnished me at the time I left is hereto attached.

0801

I also was employed in the
Buckingham Hotel 50 St. + 5th
Ave for nine months up to
October last, and was temporarily
employed at the St James Hotel
during the absence of one of the
help who was sick at home.
I have always been faithful
and honest in all my efforts
to earn a living and no one
can attest to the contrary
except this particular case.

Known to before me }
this 17 day of Sept. 1890 } Michael A Connell
N. K. Van Meter }
Commissioner of Deeds
for N. Y. Co. & Co

0002

N.Y. General Sessions

The People vs

vs

Michael O'Donnell

*Applicant on
behalf of Dept*

JOHN R. HEINZELMAN,

Attorney for *Dept.*

NEW YORK CITY,
23 Chambers St.,

Service of a Copy of the within is hereby
admitted.

Dated _____ 18

To

0803

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

William Wines

of The 18 Precinct Police Street, aged years,

occupation Police Officer being duly sworn deposes and says,

that on the 2nd day of September 1890

at the City of New York, in the County of New York, John Hyland

is a necessary and material witness
for the People of the State of New
York, and is a non resident of said
State, in the case against Michael
O'Connell for grand Larceny.

Therefore deponent prays that
the said John Hyland be committed
to the House of Detention

William Wines

Sworn to before me, this

of

September 1890

day

W. M. Macdonald
Police Justice.

0804

Police Court—4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

John Highland
of the Schooner H. E. Willard East 15th Street, aged 37 years,
occupation Sailor being duly sworn

deposes and says, that on the 1st day of September 1890 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property, viz:

One gold chain and locker one open
face silver watch and three gold
plated cuff buttons together of the
value of Thirty Dollars

(\$30.00)
100

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 Michael O'Connell (now here)

from the fact that at about the hour
of 11.45 O'Clock P.M. on said date deponent
was asleep in the forecabin of the said
schooner and was awakened by an
unusual noise, and found the defendant
in the said forecabin and the said
watch and chain was in his possession
and deponent is informed by Police
Officer William Jones of the 18th Precinct
Police ~~Station~~ that he, the officer found
the rest of the property which consisted
of the aforesaid three cuff buttons and
locker, on the person of the defendant
when arrested. Therefore deponent

of
Sworn to before me, this
day

Police Justice

0805

Charges the said defendant with feloniously
taking, stealing and carrying away the
said property and goods that he does
with as the Court directs

From before me this 4th day of September 1890
2nd day of September 1890

A. J. Morrison

Police Justice

0006

CITY AND COUNTY }
OF NEW YORK, } ss.

William Wines
aged _____ years, occupation Police Officer of No. 18 Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of John Hyland
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 27 day of Sept 1890 } William Wines

D. J. McMahon
Police Justice.

0007

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

4 District Police Court.

Michael O'Connor 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 O'Connor*

Question. How old are you?

Answer. *21 years old*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *No 229 East 46 St 4 years*

Question. What is your business or profession?

Answer. *Waiter*

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*

Michael O'Connell

Taken before me this

day of

1884

Police Justice.

0000

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 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 Sept 22 1890 Wm. Mahon Police Justice.

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

Dated.....18.....*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 18 Police Justice.

0809

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- 4 1356 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Hyland
Michael O'Connell

2 _____
3 _____
4 _____

Offence

Dated Sept 17 1890
Magistrate.

Witnesses
Precinct.

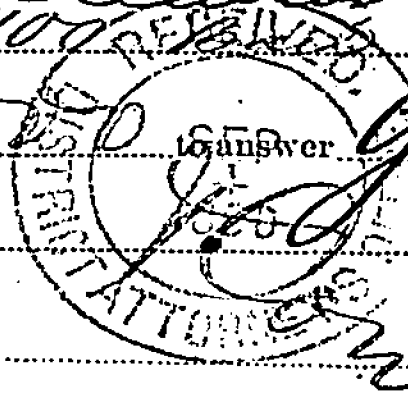
No. _____ Street.

Samuel Bantier
No. _____ Street.

Complaint
of _____

No. _____ Street.

\$ 1000 to answer



gt

08 10

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael O'Connell

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

Michael O'Connell

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said

Michael O'Connell

late of the City of New York, in the County of New York aforesaid, on the *first* day of *September* in the year of our Lord one thousand eight hundred and *ninety*,
, at the City and County aforesaid, with force and arms,

one chain of the value of ten dollars, one locket of the value of eight dollars, one watch of the value of ten dollars, and three cuff-buttons of the value of fifty cents each

of the goods, chattels and personal property of one

John Hyland

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.

0811

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Michael O'Connell
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

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

*one chain of the value of ten
dollars, one locket of the value of
eight dollars, one watch of the
value of ten dollars, and three cuff
buttons of the value of fifty cents each*

of the goods, chattels and personal property of one

John Hyland
by a certain person or persons to the Grand Jury aforesaid unknown, then lately before
feloniously stolen, taken and carried away from the said

John Hyland
unlawfully and unjustly, did feloniously receive and have; the said

Michael O'Connell
then and there well knowing the said goods, chattels and personal property to have been
feloniously stolen, taken and carried 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.

JOHN R. FELLOWS,
District Attorney.

08 12

BOX:

410

FOLDER:

3798

DESCRIPTION:

Oestreicher, George

DATE:

09/09/90



3798

08 13

Witness:

W. J. Gallagher H. J. Brund-

#60

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1988, Sec. 21 and
page 1989, Sec. 5.]

George B. Treacher

Not to be the Court of Special
Sessions for trial, by request
of the District Attorney.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. J. Reynolds
Foreman.

08 14

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Oestreicher

The Grand Jury of the City and County of New York, by this indictment, accuse
George Oestreicher
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

George Oestreicher

late of the City of New York, in the County of New York aforesaid, on the
74th day of *October* in the year of our Lord one
thousand eight hundred and *Eighty eight*, at the City and County aforesaid,
the same being the first day of the week, commonly called and known as Sunday, with
force and arms, certain intoxicating 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 whiskey, 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 intoxicating liquor to the Grand Jury aforesaid unknown,
unlawfully did sell as a beverage to one *John J. Gallagher*

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.

SECOND COUNT--

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

George Oestreicher

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

George Oestreicher

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, the same being the first day of the week, commonly called and known as
Sunday, being then and there in charge of and having the control of a certain place
there situate, which 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 City and County
aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep
closed, and on the said day the said place so licensed as aforesaid unlawfully did then
and there open, and cause and procure and suffer and permit, 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.

JOHN R. FELLOWS,

District Attorney.

08 15

BOX:

410

FOLDER:

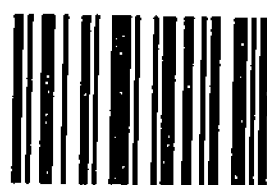
3798

DESCRIPTION:

O'Rourke, Thomas

DATE:

09/25/90



3798

08 16

Witnesses:

John Davis
Deputy

Allen O'Rourke

25. Monroe St.
NY

Adrian

Ch. [Signature]

#225- J.B. X
612.

Counsel, 25 Sept 1890
Filed
Pleadg. Magally

THE PEOPLE
vs.
Thomas O'Rourke
Grand Larceny
(From the Person.)
[Sections 528, 530, 532 Penal Code].

JOHN R. FELLOWS,
District Attorney.

House of Refuge
NY

A True Bill.

John R. Fellows
Foreman.
Sept 24/90
George D. [Signature]

ret.

0817

Count of General
Lesson

The People
agst
Thomas O'Rourke

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.

100 EAST 23D STREET,

New York, Sept 22d 1890

CASE NO. 57992 OFFICER Kant
DATE OF ARREST Sept 21st 90
CHARGE Larceny from the person

AGE OF CHILD 14 years
RELIGION Catholic
FATHER dead

MOTHER Ellen
RESIDENCE 25 Monroe Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT the boy

has been arrested on
September 5th 90 for grossly intoxication
and committed to the New York
Catholic Protectory on Sept 6th by
Justice Hagan at the 3rd St.
On Sept 9th the boy escaped from
the Protectory.

The boy has been committed
before to the House of Refuge
the mother is respectable and
gives the boy a bad character.

All which is respectfully submitted.

William L. Lusk
Supt

To Dist. Atty.

Court of General
Sessions

The People
vs
Thomas P. Rand

PENAL CODE, §

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.,

100 East 23d Street,
NEW YORK CITY.

00 10

08 19

Police Court—

3

District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 52 Markers Street, aged 21 years,

occupation Druggist being duly sworn

deposes and says, that on the 21 day of September 1890 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 night time, the following property, viz:

One Gold Watch One Socker
handkerchief one Knife the whole
valued at Thirty Six dollars

\$ 36 ⁰⁰/₁₀₀

the property of

Druggist

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

Thomas O'Rourke (nowhere)
in the following manner to wit:
Druggist was sitting in the hallway
of No 69 Catherine street with said
property in his pocket. He felt
some one at his pocket and attempted
to hold the defendant when he ran
away. Officer Richards arrested the
defendant who after being searched,
a Socker Handkerchief was found in
the possession of defendant which hand-
kerchief Druggist identified as part of
the property stolen from him. Defendant
thereupon charged the defendant with
having taken carried away and stolen from
the person the said property and for that he
was held to answer

Sworn to before me this 21 day of September 1890

John Lavery
Police Justice.

0820

Sec. 193-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Thomas O'Rourke 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 O'Rourke

Question. How old are you?

Answer.

14 years

Question. Where were you born?

Answer.

New York

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

Answer.

24 Avenue Street 6 months

Question. What is your business or profession?

Answer.

Travel Boy

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

Thomas O'Rourke

Taken before me this
day of

Sept 11 1887

Police Justice.

0821

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
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 *Apr 21* 188*9* 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.

0822

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

1437 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Lavery

Thomas O'Rourke

1 _____

2 _____

3 _____

4 _____

Dated *Sept 21* 188*9*

Duffy Magistrate

Michael Officer.

Precinct.

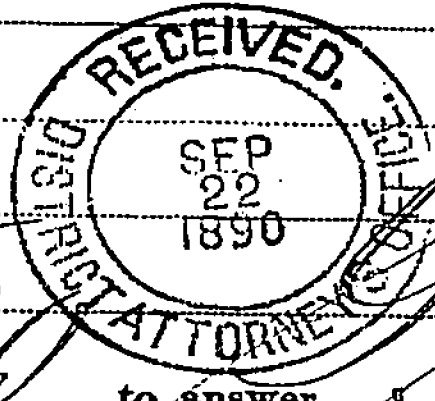
Witnesses *John J. Kant*

No. *100 E 23rd* Street.

No. _____ Street.

No. _____ Street.

to answer



Carroll *9th mens*

0823

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'Rourke

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

Thomas O'Rourke
of the CRIME OF GRAND LARCENY in the *first* degree committed as follows:

The said *Thomas O'Rourke*

late of the City of New York, in the County of New York aforesaid, on the *twenty-first*
day of *September* in the year of our Lord one thousand eight hundred and
ninety, in the *night* - time of the said day, at the City and County
aforesaid, with force and arms,

*one watch of the value of
thirty-four dollars, one handkerchief
of the value of one dollar, and
one knife of the value of
one dollar*

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

0024

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

Thomas O'Rourke

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Thomas O'Rourke*

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

one watch of the value of thirty-four dollars, one handkerchief of the value of one dollar, and one knife of the value of one dollar

of the goods, chattels and personal property of one

John Lavery

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

John Lavery

unlawfully and unjustly, did feloniously receive and have; the said

Thomas O'Rourke

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried 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.

JOHN R. FELLOWS,

District Attorney.

0825

BOX:

410

FOLDER:

3798

DESCRIPTION:

Osborne, Annie

DATE:

09/09/90



3798

0026

578

+77 A.C.

Counsel,

Filed

day of

1890

Pleads,

L. H. Gentry

THE PEOPLE

vs.

I

Annie Osborne

Assault in the Second Degree.
(Section 218, Penal Code).

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. S. Hayes,
Foreman.

Spied & Connected

Heavily

24th Dec 1890
24th Dec 1890

Witnesses:

Wm. L. Lamm

Wm. L. Lamm

Wm. L. Lamm

very bad

7.02

0027

Police Court—4 District.

City and County { ss.:
of New York,

of No. 615 East 16th Street, aged 37 years,
occupation Shoekeeper being duly sworn

deposes and says, that on 27 day of August 1887 at the City of New
York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by Annie Astor
Sumner, who threw a quantity
of Carbolic Acid in deponent's
face

with the felonious intent to take the life of deponent, or to do him grievous 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~~ bound to answer
for the above assault, etc., and dealt with according to law.

Sworn to before me, this 28 day
of Aug 1887

Charles Winton Police Justice.

Mary Doran
mark

0020

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. Amie Astor

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. Irish

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

Answer. No 610 East 8th St. 6 months

Question. What is your business or profession?

Answer. Housekeeper

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

Amie Astor
mark

Taken before me this

day of

Aug 1880

Charles W. Smith

Police Justice.

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 Aug 28 1890 Charles W. Winters Police Justice.

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

Date.....18.....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 *18* *Police Justice.*

0030

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court---

1323 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary D. ...
615 E 16
Annie O. ...

2
3
4

1323

Offence ...
...
...

Dated Aug 28 1890

J. ... Magistrate.

✓ Neely Officer.

18 Precinct.

Witnesses Doctor Hamey

No. 13 An and Lane Street

Henry ...

No. 615 E 16 Street.

Henry Scheunert

No. 647 E 16 Street.

5011 to answer

...

0031

NEW YORK EYE AND EAR INFIRMARY.
Second Avenue, corner 13th Street.

DR. CUTTER'S PATIENT.

ASSISTANT SURGEONS.

A. T. MUZZY, M. D. P. MURRAY, M. D.

Mary D. M. 37 No. *12253*

Gran. R. C. C. and Vol. *6* P. *237*

Will attend Tuesday, Thursday and Saturday at 1 o'clock.

Nov. 3. 1890

Always bring this Card; keep it clean
and do not break it. Bring a bottle.

This Institution is for the POOR ONLY.

0032

N. Y. Eye & Ear Infirmary
Sept. 19th 1890

To whom it may concern.

This is to certify
that Mary Doran applied
here for treatment having
at that time a severe burn
of the conjunctiva & cornea
of the left eye as well as
of the side of her face &
arm.

That she was treated
at that time for such
injuries & has remained
under treatment since.

That the present con-
dition of her eye is
serious.

J. D. Harvey M.D.
Asst. Rec. Surgen.

42
The People

Annie Osborne

Scout General Sessions. Part I
Before Recorder Smyth. September 22, 1890.

Indictment for assault in the second degree.
Mary Doran, sworn I live 615 East 16th St
three flights up. I know the defendant; she has
lived in the house since last fall - it may
be November. I do not exactly know when she
moved in the house she lived next door
to me, but when my eye was hurt she
lived on the top floor over me. On the
27th of August she came down to my room
and came in, for the door was open;
she asked me for the loan of money to
buy beer. I refused her and said I would
never give her any money, that she was
no friend of mine; she used nasty lan-
guage and most terrible expressions with
regard to my character and also as to my
little girl twelve years old; she called her
everything but what was decent; she went
on the top floor and called me up on
her floor several times and used terrible
names with regard to staining my
character. I went up and asked her who
gave her my reputation? She says, "Come
here and I will show you," at the same
time she took a bottle and threw the
contents in my face - in my eye; it
also went on one side of my ear and

my shoulder and arms and face were
burned. I took hold of her to take the bot-
tle out of her hand and I took it in the
next room to where she lived. I told Sarah
Barry to take it away; she threw it
in towards the hydrant. I smelled the
stuff in the bottle; it was carbolic acid.
I went down stairs and I washed my
face in a tub of clean water and got
out the best way I could. I went to a drug
store in Avenue B and the clerk told
me he could not do anything for my
eye. He directed me to the Hospital
in Thirtieth St. and Second Avenue and
Dr. Harney treated me. I never struck
the woman in my life.

Cross Examined. I have lived in that house over three
years. I had a little difficulty with a wo-
man next door to me, Mrs. O'Neill. It is
not true that she had to move out of the
house for the sake of peace on my account.
I drink beer sometimes but I never get
drunk. I put my hands on her to take the
bottle out of her hand to save my life;
but I did not hit her. I was angry when
I went up stairs to speak to her about my
character; she was on the stairs scanda-
lizing me. I had not touched her before

0035

she threw the contents of the bottle in my eye.
 Robert H. Neely sworn. I am a police
 officer and arrested the defendant on the
 27th of August. I had been on post and Mrs.
 Doran came to me on Avenue B and
 16th St. and in consequence of the complaint
 she made I went to the house and arrested
 the defendant. She was not in the house at
 the time I went there; she cleared out
 of the house as soon as she threw the bottle
 of acid. I remained in the hall till she
 came in. I saw the bottle and it smelled
 like carbolic. I arrested her when she came
 in. I told her she had been throwing a
 bottle of carbolic acid in Mary Doran's
 face; she said she done it but done it
 in self-defence; the defendant was intox-
 icated but the complainant was sober.
 I took her to the station house; the defend-
 ant made no further statement there
 except using foul language to Mrs.
 Doran. I had to carry the defendant to the
 station house; she was very drunk; but
 when taken before the Sergeant she told
 her name, where she lived and what
 her business was. She was unable to
 take care of herself, but she understood
 what was said to her; she was staggering
 around the hall. I had to get two

police men to help me to carry her to the station house; she was very abusive there. I had to hold her up at the desk.

Darold Harvey sworn. I am a physician and Surgeon practicing in New York; on the 29th of August I was attached to the Eye and Ear Infirmary in this city. Mary Loran applied there for treatment at that time. I treated her. She had a very severe burn of the eye; the parts affected were the conjunctiva and what is known as the cornea; it was the left eye. The rest of the face was burned and her arm. It was such a burn as would be inflicted by carbolic acid. How serious was the effect on the eye? It developed as an ulcer of the eye - of the cornea, the blue part of the eye. It had not to be operated upon. I could not say whether the sight is permanently impaired or not; she suffered a great deal of pain. Since then she has been under treatment. If a person got a box in the eye it would be painful, but a box in the eye so-called, would not have produced the burns which were on her.

That was the case for the people.

1
 Sarah Barry, sworn and examined for the defence testified. I live 615 East 16th St. and am 20 years old. I live with my father and mother and on the same floor with Mrs. Osborn. I remember the day of the quarrel between Mrs. Osborn and Mrs. Doran. I was emptying water at the sink when I saw it. I saw Mrs. Doran pull Mrs. Osborn by the hair of her head out of her room; Mrs. Osborn had not struck her at that time. I saw Mrs. Doran come up stairs and rap her broom on the door at the head of the stairs. Mrs. Osborn came out of her own room and Mrs. Doran pulled her by the hair of the head.

Cross Examined. She pulled her out into the hall. I don't know what happened there; the bottle was not thrown at that time. I am sure the bottle was cracked when I saw it in the woman's hand. Mrs. Osborn had the bottle when she was being dragged around, she had it in her right hand. Mrs. Osborn was standing with her right side towards the door. I don't know what Mrs. Doran was doing when the bottle was thrown. I got out of the way as quickly as possible. I have known Mrs. Osborn over a year. I have been good friends with her. My mother had no trouble with Mrs.

0038

Doran at all. This occurrence took place either Thursday or Friday about three or four o'clock in the afternoon. I was in my own room when Mrs. Doran came up stairs; when I went to empty water Mrs. Doran was on the landing. Mrs. Osborn was in her own room, the door was not closed. Mrs. Osborn made no remark in my hearing. I heard no remarks made at all before I came out. Mrs. Doran dared Mrs. Osborn to come out of her room. She said she would show her whether character was. Then I came out Mrs. Doran was standing at the door about two feet from Mrs. Osborn's door. Nothing happened while I was going to the sink.

Jeresa O'Neill sworn. I live at 607 East 16th St. I am married and have a family. I lived for eight years in the house with Mrs. Doran No 615. I have known her nearly three years and she is quarrelsome. She wanted to scald my children to death one time. I had to move from the house when she came. I know Officer Barry. I spoke with him after this occurrence. It is not true that I told him that I had not seen a single bit of this transaction.

I said that Mrs. Osborne was quarrelsome. Did you say to him that you did not see any of the transaction at all? Yes sir. You did? Yes sir. What did you tell him that for if it was not true? I did not think it was any of his business. Did not you tell a lie when you said that? Yes sir.

By Counsel: But you are sworn now, arnt you? Yes. Annie Osborne sworn and examined.

I had a quarrel with Mrs. Doran on the day in question. I threw the stuff in the bottle in my own defence she being such a big woman and much stronger than I am. Mrs. Doran came to my room and slapped me on the side of the face and then pulled me out by the hair in the hallway outside my door, and then as I was going out I grabbed the bottle to hit her with it in my own defence. She snatched the bottle with full force out of my hand; she flung the bottle down. I did not throw it at her. There was a struggle between us for the bottle; she grabbed the bottle and the contents came out into her eye.

Cross Examined: I was not pretty well under the influence of liquor that day. The policeman is all wrong when he says

I Kicked around and he had to carry me to the station house. I walked along decently and quietly. I had two glasses of beer that day I was not perfectly sober. The officer came to my room to arrest me and he saw my hair was disturbed. He asked me to show him the bottle and I did so and he went down stairs. The bottle of carbolic acid was on top of the ice box. I was going to use it the same day. I never had any trouble with Mrs. Moran before that. She is a woman I never made free with because I heard she was of a quarrelsome disposition. She came into my room; we had a few words; she called me a bad name and I called her the same back and then she came up stairs and hit me on the side of the face with her open hand and then she grabbed me by the hair of the head. I meant to hit her with the bottle, but she grabbed it from me. I don't know whether she pulled the cork out, but she flung it in the hall and the bottle broke.

The jury rendered a verdict of guilty with a strong recommendation to mercy.

0041

Married

Smith & Magan -

0042

Testimony in the
Case of
Annie Osborne

Filed Sept. 1890.

0843

N. York 24 Sept

Mr P. Colborn und seine familie
sind in unserer Gasse angekommen
für einen Monat und seinen
Gaste wird seine Trinken
und Aufbahrung und ist 57 St
Court und 3 Monate und
noch 3 Monate auf der
Island gefasst und daß ich zu
seiner Zeit begreifen kann daß
ist Mr. Colborn für 100000 Pfund
ist

Mrs F. Harde
London 626 E 17 St

0844

~~Not a Notary Office,
City & County of
New York.~~

N York 24 Sept 18

Mrs. P. Osborn and his family
have resided at my house. He
was twice arrested while residing
there, for being drunk and fighting
and was sent to the Island from
57th Str. Court for 3 months, and
than again for 3 months, and
I can prove the same at any time
and that Mrs. Osborns Character
is bad.

Mrs. F. Harder
Landlord 626 E. 17th Str.

0045

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Annie Osborne

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse

Annie Osborne

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Annie Osborne,

late of the City and County of New York, on the ~~Twenty seventh~~ day of
~~August~~ ~~August~~, in the year of our Lord one thousand eight hundred and
eighty ~~ninth~~ with force and arms, at the City and County aforesaid, in and upon one

Mary Doran.

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault; and the said Annie Osborne
a quantity of carbolic acid, to, at, against
and upon her the said Mary Doran, then
with a certain ~~which~~ ~~the said~~
and ~~there~~ feloniously did wilfully and
wrongfully cast and throw, and with the said carbolic acid,
in ~~right hand~~ then and there had and held, (the same being then and there
a weapon and an instrument and ~~weapon~~ likely to produce grievous bodily harm)
then, the said Mary Doran, then
and there feloniously did wilfully and wrongfully strike, beat
bruise and wound, 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.

John R. Vellous,
Attorney