

0673

BOX:

309

FOLDER:

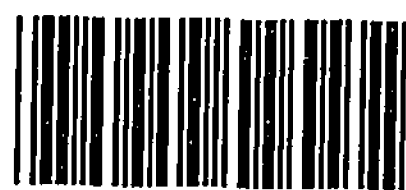
2944

DESCRIPTION:

Bilger, Kate

DATE:

06/08/88



2944

Witnesses:

Offy Hobbs
23 Prude

70

Court of Oyer and Terminer

Counsel *J. B. Blackman 11 Wall*
Filed, *8 day of June 1888*
Pleads, *Not Guilty (11)*

THE PEOPLE,

vs.

State Bilger

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
(Ill. Rev. Stat. (7th Edition), page 1063, Sec. 21 and
page 1060, Sec. 6.)

JOHN R. FELLOWS.

District Attorney.

Journal
Transferred to the Court of Special
Sessions for trial and final dis-

1888

John R. Fellows
Foreman.

Part 3. December 6/88
emphatic sent to Special Session

0674

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Kate Bilger

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

Kate Bilger
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Kate Bilger

late of the City of New York, in the County of New York aforesaid, on the *twenty-second* day of *April* 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

Nathan Hertig

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

Kate Bilger

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

Kate Bilger

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.

0676

BOX:

309

FOLDER:

2944

DESCRIPTION:

Bischoff, Frederick C.

DATE:

06/26/88



2944

Selling on Sunday
20

Court of Oyer and Terminer

Counsel,
Filed, 26 day of June 1888
Pleads, Chazault Dec 11

THE PEOPLE of the State of New York
I hereby certify that this case was
transferred to the Court of Special
Sessions for trial on June 26, 1888.
part 2
May 27, 1888
H. C. Schaffner
Frederick C. Bischoff
VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and
page 1080, Sec. 5.]

JOHN R. FELLOWS.
District Attorney.

Transferred to the Court of Special
Sessions for trial on June 26, 1888.
True Bill.
Dated, June 27, 1888.
Frederick C. Bischoff
First Monday of June 89 - Foreman.

Witnesses:
Off. O'Brien
J. J. B.

Bailed June 28/88
By - Peter Schaffner
1108 Second Ave.

Special Grand Jury.

The People

Vs.

Thomas Healy.

Frederick C. Burdett

1110 2nd Ave is

the proprietor

Violation of Excise Law.

New York, June 5th, 1888.

Hon. Henry G. Hawley, Foreman.

" William L. Skidmore, Secretary.

Officer Edward O'Connor, sworn:

Examined by Foreman Hawley.

Q. You are the officer that made this arrest?

A. Yes sir.

Q. What do you know about the case? What were the circumstances of the arrest?

A. On Sunday evening previous to making this arrest I went to this place and asked for a couple of glasses of beer--two of us--and he gave it to each, and we paid him for it. The proprietor was not there but he came in afterwards and I arrested him, and brought

2.

him to court and he was discharged. Then the Judge ordered a warrant out for the arrest of the barkeeper, and I went there and arrested him.

Q. When did you make this arrest?

A. The 9th of November, 1887.

Q. This was on the 6th of November, Sunday, that you went there and bought two glasses of beer and paid for them?

A. Yes sir.

Q. Did you pay the proprietor or the barkeeper?

A. The barkeeper; the proprietor was not there when we went in; before we left the premises he came in.

Q. The proprietor was not present when you asked for the beer?

A. No sir.

Q. Were there any other persons in the room?

A. I think there was a second party.

Q. What time on Sunday did you enter?

A. In the evening about eight o'clock.

Q. Was the door open?

A. The side door was.

Q. You had no difficulty in entering?

A. No; no difficulty in getting in.

3.

By A Grand Juror:

Q. Is this complaint against the barkeeper?

A. Yes sir; the proprietor was discharged.

Q. What is the proprietor's name?

A. Bishop. (Bischoff)

By Another Grand Juror:

Q. Were you on your post, or out under general instructions?

A. We were sent out to look after Excise; the barkeeper was behind the bar, and we went in and asked for beer and he made no hesitation.

Q. I understand you arrested Healy the barkeeper?

A. Yes sir.

Q. Then he was discharged?

A. No; first off the barkeeper sold us the beer; two of us went together; I arrested the barkeeper first off and told him he was under arrest for violating the Excise Law; and we always understand so long as the proprietor was in the place that we should arrest him. The proprietor was not in when we entered but before we went away he came in and I took him. In the station house he was discharged, and the judge directed me to get a warrant for the barkeeper.

4.

By Another Grand Juror:

Q. What kind of beer was it--lager or weiss?

A. Lager beer.

Q. Who was the other officer was with you?

A. Officer Early. (Ehrlich)

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frederick R. Birschhoff

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

Frederick R. Birschhoff

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said *Frederick R. Birschhoff*

late of the City of New York, in the County of New York aforesaid, on the *sixth* day of *November*, in the year of our Lord one thousand eight hundred and eighty-*seven*, 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 *Edward O. Roman*.

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

Frederick R. Birschhoff

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 *Frederick R. Birschhoff*

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.

0683

BOX:

309

FOLDER:

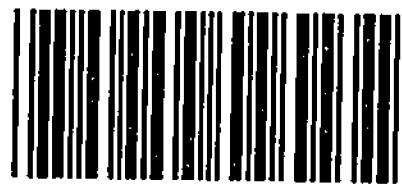
2944

DESCRIPTION:

Blake, John

DATE:

06/08/88



2944

Witnesses:

Off Jura
20 Puct.

172
Coman

Court of Oyer and Terminer

Counsel,

Filed,

Pleads,

day of June 1888

THE PEOPLE,

vs.

John Blake

VIOLETION OF EXCISE LAW
(Selling on Sunday, Etc.)
[Ill Rev. Stat. (7th Edition), page 1088, Sec. 21 and
page 1089, Sec. 3.]

Dec 17/88

JOHN R. FELLOWS.

District Attorney.

Transferred to the Court of Special
Sessions for trial and final dis-

True Bill.

Dated
Dec 13/88

Dec 13/88
" 17. Sept 1888
Foreman.

Perfected Post 18
December 1888

0685

Excise Violation-Selling on Sunday.

POLICE COURT- 2 DISTRICT.City and County } ss.
of New York,of No. 20th Avenue Street,
Jacob W. Feessof the City of New York, being duly sworn, deposes and says, that on SUNDAY the 29 day
of April 1888, in the City of New York, in the County of New York,at premises No. 559 West 32nd Street,
John Blake (now here)did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.WHEREFORE, deponent prays that said John Blake
may be ~~arrested and~~ dealt with according to law.Sworn to before me, this 30 day
of April 1888 Jacob W. FeessA. White Police Justice.

0686

Sec. 198-200.

2. District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Blake 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.

John Blake

Question. How old are you?

Answer.

34 years

Question. Where were you born?

Answer.

Ireland.

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

Answer.

559 W 17th St - 7 months

Question. What is your business or profession?

Answer.

Legion

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

Answer.

*I am not guilty - I do
demand a jury trial & trial.*

John Blake

Taken before me this

7-2

day of

188

Police Justice.

0687

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Buget Dean
339 Mr 32

Police Court

2

681 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Jack W. Thrus

John Blake

Offence *Violation of
Quarantine Law*

Dated

April 30

188

Magistrate

White

Officer

Deaso

Precinct

20

Witnesses

No.

Street

No.

Street

No.

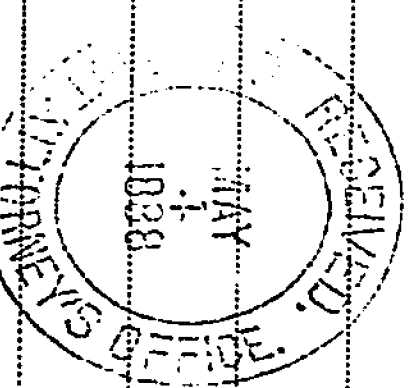
Street

\$

to answer

1000

Paid



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 *One* 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 30* 188 *8* *A. J. White* Police Justice.

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

Dated *Apr 30* 188 *8* *A. J. White* Police Justice.

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

Dated _____ 188 _____ Police Justice.

0688

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Blake

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

John Blake
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

John Blake

late of the City of New York, in the County of New York aforesaid, on the *twenty-ninth* day of *April* 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

Jacob W. Feess

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

John Blake

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

John Blake

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.

0689

BOX:

309

FOLDER:

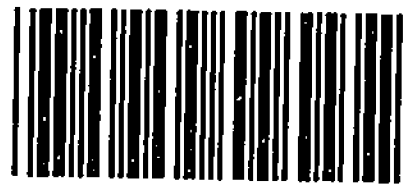
2944

DESCRIPTION:

Blankmeyer, Henry E.

DATE:

06/08/88



2944

WITNESSES:

Off Clinton

21' Pmt.

112 E. 7. Gardens
Court of 1957 30 day
County of York and Harman

Counsel,

Filed

day of

1888

Pleas

Not Guilty 28

THE PEOPLE,

vs.

B

Henry C. Blankmeyer

Transferred to the Court of Special
Sessions for trial and final disposition.

Paro 8. May 28, 1888....

450 4/11/88

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1088, Sec. 21 and
page 1089, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill

Wm. B. Wankley

Foreman.

Transferred to the Court of Special
Sessions for trial and final dis-
position.

Dated... Dec 1 1888.

Oyer and Terminer
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 E. Blankmeyer

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

Henry E. Blankmeyer
 of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Henry E. Blankmeyer

late of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *November* in the year of our Lord one thousand eight hundred and eighty-*seven* 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

Lawrence Clinton

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

Henry E. Blankmeyer
 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

Henry E. Blankmeyer

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.

0692

BOX:

309

FOLDER:

2944

DESCRIPTION:

Bogert, Charles

DATE:

06/18/88



2944

Witnesses:

Thos. Connolly
Germano Accetta
Officer Leahy

By Geo. Accetta and
Wm. Ambrose Spavelli
Committed C. P. for Paying
June 26/92 - Both
Discharged by Court
January 1/92.

107 Goodman

Counsel,

Filed 18 day of June 1888

Pleads, Magistrate 119/13

THE PEOPLE

vs.

P

Charles Bogert

Grand Larceny Second degree.
[Sections 528, 531, 532 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edmund A. Murray

June 26/92.

Foreman.

Frederick H. Houghton

0694

Police Court—5 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Hugh Cumisky
of No. 153 Fifth Avenue Street, aged 21 years,
occupation Foreman being duly sworn

deposes and says, that on the 14th day of June 1888 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 day time, the following property viz:

One live horse and bridle and
Saddle, altogether of the value
of Two hundred dollars

\$200.00

the property of Barney Isaacs and in his
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 Jacob ~~Isaacs~~ and Charles

Robert (both run here) and acting in conjunction
for the following
reasons to wit: On the Morning of said
day about the hour of 9 o'clock, one
Germano Accetta of the 55 Crosby Street
hired the above described property from
deponent for the purpose of attending a
parade on the same day. That deponent
is informed by the said Accetta ^{that he} handed
over said property to one Nicola Antonio
Spinelli of the 75 Mulberry to bring the
same to the stable No 77 West Street.
That the said Spinelli saw said Robert
Went the horse and ride away.
That deponent is further informed

Sworn to before me, this

day

Police Justice

by Michael Fato of 169th street, 300
 feet west of Jerome Avenue, ~~that~~ said
 defendants offered to sell him said
 property on the following morning
 between 10 and 11 o'clock in the forenoon.

That defendant has since
 seen said property so offered for
 sale by said defendants, and fully
 identifies the same as the property
 stolen from his possession.

Sworn to before me
 this 8th day of June 1888 } Hugh Cummins
 J. P. Kelly
 Police Justice.

The People
 vs
 Charles Bogart

Court of General Sessions
 Before Judge Martine
 June 26. 1888.

Index of Testimony.

	Direct Ex.	Cross Ex.
Hugh Cumiskey	1	5
Genro Accatto	6	—
Niccoli Antonio Spinelli	12	

The People Court of General Sessions, Part I.
 vs.
 Charles Bogert. Before Judge Martine.

Tuesday, June 26, 1888.

Indictment for grand larceny in the second degree.

Asst. Dist. Atty. Davis for the People.

Mr Goodhart for the Defendant.

Hugh Cumisky sworn and examined by Mr Davis.

Q. Mr Cumisky, where do you live.

A. 153 First Avenue.

Q. What is your business.

A. Foreman for Mr Isaacs.

Q. What is Mr Isaac's business.

A. Livery stable business.

Q. Whereabouts. A. No. 77 Mott Street.

Q. Did he own that livery stable on the 4th of June, 1888.

A. Yes sir.

Q. Did he own any horses then. A. Yes sir.

Q. Now do you know a man named Accalto, an Italian.

A. I know him just by renting him those two horses.

Q. Did you see him on this day, the 4th of June.

A. Yes sir.

Q. Whereabouts.

A. He hired two horses of me to go out on an Italian parade.

Q. Did you see Accalto on that day, the 4th of June..

A. There was two of them, I could not tell you the names, I think it is the 3rd of June.

Q. Look at that man (Accalto), did you see him on the 3rd of June.

A. Yes sir, that is the man, the 3rd of June.

Q. Whose horses were they. A. Mr. Isaac's.

0698

- Q. They were in your care and custody.
- A. Yes sir.
- Q. What time of day was this.
- A. About a quarter to nine when I rented him the horses,, he took them away, drove them away.
- Q. How much were these horses worth apiece.
- A. Worth about \$225 a piece.
- Q. What color were they.
- A. One was pure white and another dapple grey.
- Q. Did he hire them in a team.
- A. He hired both horses, no, to go out on a saddle.
- Q. Saddle horses, is that it.
- A. Yes sir.
- Q. Do you know who the man was who was with him.
- A. No sir.
- Q. Now what time of day do you say this was.
- A. A quarter after nine in the morning.
- Q. When did you next see those horses.
- A. He returned me one horse a quarter to two in the afternoon
- Q. Which horse was that.
- A. The dapple grey.
- Q. The dapple gray he returned.
- A. Yes sir, not himself, a quarter of two.
- Q. Who returned it.
- A. A friend of his.
- Q. Is he in Court. A. Yes sir.
- Q. Mr. Spenelli, is that the man.
- A. Yes sir.
- Q. He brought him back did he.
- A. Yes sir.

By the Court. Q. What time.

A. A quarter to two in the afternoon.

Q. The other horse was what color.

A. Pure white.

By Mr Davis. Q. Did you see the pure white horse that day.

A. No sir, the last I saw of him was a quarter to nine and the next I saw of him was when Judge Duffy gave him back to me, that is the first I saw of him after I let him.

Q. Where was the horse when Judge Duffy gave him back.

A. 125th Street at a livery stable.

Q. Whose livery stable.

A. I could not tell you the name now.

Q. Quinn's livery stable.

A. Yes sir.

Q. How long after, how many days.

A. I think it was two days after that, I aint sure.

Q. Who was with you when you received them back.

A. Mr Isaac's and these two gentlemen that hired them.

Q. Accalto and Spinelli.

A. Yes sir, come right to the stable with me and got the horse.

Q. When you got the horse where was Bogart, did you see the Defendant.

A. No sir; they went right to the stable with me and looked at the horse.

Q. Did Bogart go there.

A. No sir.

Q. Did you see him that day.

A. I saw him that day in Court.

Q. You got the horse after you saw him in Court.

A. Yes sir.

Q. Was he before the Judge there.

A. Yes sir.

Q. And did he say anything about the horse at that time.

A. Bogart told the Judge ----

By the Court. Q. In your hearing.

A. Yes sir; he told the Judge that he come up and got on this horse's back and rode him away; I don't know where the stable was; so he took the horse away with him and that is all I heard.

BY Mr Davis. Q. What horse was he referring to.

A. This pure white horse of ours.

Q. It was after he said that that you found your pure white horse over in Quinn's stable.

A. Yes sir.

Q. Do you know a man named Micheal Fath.

A. No sir.

Q. Did you see that gentleman that day. (Pointing to MrFath)

A. Yes sir, I know him by sight.

Q. Where did you see him.

A. In court.

Q. Was Bogart there in court at that time.

A. Yes sir.

Q. Was it the time the Judge was hearing his case.

A. Yes sir.

Q. Did Mr Fath have anything to say in Court about the white horse, yes or no.

A. Yes sir.

Q. And was it while Bogart was there.

A. Yes sir.

Q. What was it he said.

A. He said Bogart came up and tried to sell him this white horse for seventy-five dollars.

Q. Did Fath go over with you to where the horse was,,did Fath go with you over to the stable.

A. No sir.

Q. Is Mr Isaacs in Court to-day.

A. No sir.

Q.

Cross Examined.

Q. What time in the morning did that man get the horse.

A. About a quarter to nine in the morning.

Q. Do you know the man to whom you let the horses.

A. Yes sir.

Q. Did he hire horses before from you.

A. No sir, he was recommended to me.

Q. When in the afternoon did he return it.

A. About a quarter to two he returned one, the dapple grey horse.

Q. He returned ~~in~~ that himself, did he.

A. No sir.

Q. Who returned it.

A. A friend of his.

Q. Do you know the friend of his.

A. I know him just by seeing him that afternoon.

Q. Had you ever seen him before.

A. No sir.

Q. Did you ask him for your horses.

A. Yes sir.

Q. What did he say.

A. He told me the other horse might be back in half an hour, that he was on his way home then..

Q. Did he tell you he gave the other horse to a boy.

A. No sir.

In the absence of the Official Interpreter, William Kaminker was sworn to act as interpreter.

Genro Accalto sworn and examined by Mr. Davis, through the Interpreter.

Q. You live in Crosby Street, 55.

A. Yes sir.

Q. Did you see the last witness on the stand.

A. Yes sir.

Q. Do you remember hiring two horses from him on the 3rd of June last.

A. On the 4th of June; the two horses belonged to a Philadelphia Society; I have harnessed another horse which the owner is here in Court.

Q. Ask him if he hired two horses from Mr. Cumisky.

By the Court. Q. From Isaac's stable.

A. I have not hired the horses, I escorted with one, in company with one together there.

By Mr. Davis. Q. Ask him if he sees that man. (Pointing to Mr. Cumisky.)

A. Yes sir.

Q. Ask him if he saw him on the 3rd and 4th of June.

A. Yes sir, I seen him on the 4th of June.

Q. Ask him if he saw him in his stable.

A. Yes sir.

Q Whereabouts.

A. In Mott Street.

Q. Did you take any horse out of that stable on that day.

A. Yes sir, we have taken those two horses, the harnessed ones, they belong to Philadelphia.

Q. What color were those horses .

A. One was gray and the other was white.

Q. Now he says they belong to Philadelphia, how does he know that.

A. Because I belong to a society in Philadelphia and they belonged to that society.

By the Court. Q The horses do.

A. The horses came here to be hired and I belong to a society in Philadelphia, I am working here.

By Mr. Davis. Q. Don't you know that those two horses you got on that day belonged to Barney Isaacs.

Objected to. Objection overruled. Exception.

A. Yes sir, they belonged in Mott Street to a stable, the number of which I do not know.

Q. And they belonged in a stable where you saw Mr Cumisky, didn't they.

A. Yes sir.

Q. What did you do with those horses when you hired them, did you hire those two horses from that man Cumisky there that day.

A. I did not hire these two horses.

By the Court. Q. Who did hire them.

A. Each and every person who took a horse paid for it himself,

By Mr Davis. Q. Well, did you take a horse, ask him.

A. The owner of the horse that I have taken is here in court.

Q. Ask him if he took a horse on that day.

A. Yes sir, I have taken one.

Q. Did you pay for him.

A. I paid for my horse.

Q. He paid for his horse.

A. Yes sir.

Q. Who did he pay.

A. Niccolo Antonio Spinelli.

Q. Ask him if he belongs to a company that paraded on that day, the 4th of June.

A. Yes sir.

Q. And did each man have a horse.

A. Of our society, we were only three, myself and two others; we were on horseback.

Q. Now who paid for these horses.

A. Each of us paid for his horse.

Q. You paid for your horse, did you.

A. Yes sir.

Q. How much did you pay.

A. Four dollars.

Q. And was the horse that you had one that you got at Cumisky's stable.

Objected to as leading.

By the Court. Q. Ask him what color was the horse that he had.

A. My horse was also a gray horse.

By Mr Davis. Q. A gray horse.

A. Yes sir.

Q. Where did you get your gray horse.

A. Either no. 77 or 78 Mulberry Street.

Q. Well now, I want to know whether you got your horse from Cumisky, sitting back here.

By the Court. Q. Look at that man. (Pointing to Cumisky.)

A. I have not taken my horse of him, I went in company with the others.

Q. Was that man Cumisky there when he got his horse.

A. Yes sir.

Q. He was in that stable.

A. Yes sir.

Q. How many horses were got at that time.

A. Two.

Q. What was their color.

A. One was white and the other was gray.

Q. Which one did he get.

A. It was gray, but more white than gray.

Q. Ask him which got the white horse and who got the gray horse.

A. Those men are in Philadelphia.

Q. He says he saw two horses taken, he took one, who took the other, what man.

A. I have not taken my horse from that stable, my horse was in Mulberry Street, I went to Mulberry Street to take my horse.

Q. What did he say the color of his horse was.

A. His horse it was grey, but more white than grey.

Q. He has described one as being gray and one as being white, which of those two did he get.

A. I have not taken any of these horses.

By Mr. Davis. Q Did you see that man on the 3rd of June. (Pointing to Cumisky.)

A. On the 4th of June, yessir, I seen him.

Q. The 4th of June what time of day was it.

A. I went half past eight to nine o'clock in the morning.

Q. And where was Cumisky when you saw him.

A. He was in the stable.

Q. Ask him why he went to that stable.

A. Those from Philadelphia came here to take part in the parade and I went with them there.

Q. Now tell him to go on and tell the Jury just what took place there.

Counsel: Ask him whether it was the 3rd or 4th of June.

By the Court. Q. Was it the 3rd or 4th of June.

A. The 4th of June.

Counsel: Cumisky swears to the 3rd of June.

The Court: I know; that is a matter of argument later.

By Mr. Davis. Q. Tell him to tell the Court and Jury what took place.

A. The owner of the horse that I have mounted is here in Court and he can come forward if the Court wants him.

Q. Tell this man to tell us what took place when he went into the stable where Cumisky was.

A. When we went in there one of the two men now in Philadelphia approached Mr. Cumisky, the owner of the stable, and demanded of him a horse. He demanded five dollars for the horse, and one of the men who was present, I do not know him, said that five dollars was too much and four dollars would be enough.

By the Court. Q. They made a bargain of four dollars, did they.

A. Yes sir, and they made the bargain at four dollars; each of them took a horse, mounted, and paid for it.

By Mr. Davis. Q. Did this man take a horse. (The witness.)

A. Not in this stable.

By the Court. Q. Where did he mount him, this man, in the stable or in the street.

A. I mounted my horse in Mulberry Street.

Q. Near that stable.

A. No, the street below.

Q. How did the horse get there, do you know, did he lead him there or did somebody else take him.

A. The man who owns that horse he has a car and a stable.

Q. Ask him if Cumisky was there at the time he hired.

A. No, he was not present when I hired my horse.

Q. Ask him if Cumisky was present when the bargain of four dollars was made.

A. Yes, certainly he was there.

Q. I ~~don't~~ know whether he has or not told the color of the horse which he rode, what was the color of the horse that he mounted, white or gray.

A. It was white, it had some gray spots.

By Mr. Davis. Q. Well, what did he do with the horse he had.

A. I mounted the horse and then when we arrived at the ferry I surrendered the horse to the owner of it.

Q. What is his name.

A. Niccoli Antonio Spinelli.

Q. He is in Court, is he not.

A. Yes sir, he is in Court.

Q. Did Spinelli own that horse that you had.

A. Yes sir.

Q. You gave it up to him.

A. Yes sir.

Q. Does Spinelli own the stable where you got the horse.

Objected to as immaterial. Objection overruled.

Exception.

A. I do not know whether he owns the stable, but he keeps the horse there; I do not know whether the stable belongs to him, but he keeps his horse there.

Q. Was that the last you saw of this horse.

A. No, I have not seen it any more.

Counsel: I have no questions to ask.

Niccoli Antonio Spinelli sworn and examined by Mr. Davis through the Interpreter.

Q. Where do you live.

A. He said Crosby Street and then he said Mulberry Street.

Q. What number.

A. 75 Mulberry.

Q. Why did you say Crosby Street.

A. I forgot.

By the Court. Q. Ask him if he ever lived in Crosby Street.

A. About three or four years ago.

By Mr. Davis. Q. What number.

A. I forget.

Q. Do you know Genro Accalto.

A. Yes sir.

Q. How long have you known him.

A. From the time that he took my horses.

Q. Is that the only time.

A. Yes sir, that is the only time I have seen him.

Q. Where does he live.

A. I do not know.

Q. Don't you know he lives in Crosby Street.

A. He says that he lives in Crosby Street but I do not know.

Q. Now on the 4th of June 1888 did you see Accalto.

A. Yes sir.

Q. What time of day was it that you first saw him.

A. About nine o'clock in the morning.

Q. Whereabouts.

A. In Mulberry Street.

Q. What was he doing there.

A. Nothing.

Q. Did he get a horse of you that day.

A. Yes sir.

Q. How many horses, do you know.

A. One.

Q. What color was it. A. White.

Q. Where is that horse now. A. In the stable.

Q. In your stable. A. Yes sir.

Q. What time was it when you got the horse back from Accalto.

A. I took the horse at 23rd Street at about two o'clock.

By the Court. Q. On what day, the same day.

A. Yes sir.

By Mr. Davis. Q. Who gave it to you.

A. Accalto.

Q. What did he do with it.

A. He says he virtually gave me two horses (Accalto) and one I shall bring over to the Mott Street stable and one to my own.

Q. Well, did you take one to the Mott Street stable.

A. Yes sir.

Q. And who did you give it to.

A. To that man there. (Pointing to Cumisky.)

Q. What time of day was that.

A. About half past two or three o'clock.

Q. And what did you do with the other horse.

A. I do not know, I had taken my horse and the other I brought over to Mott Street.

By the Court. Q. What did he do with the other horse, make him answer that question, he took one to Mott Street and what did he do with the other.

A. I brought two horses, one I brought over to Mott Street and the other I do not know ----

Q. What did he do with the other, you took one horse to Mott Street and what did you do with the other horse, put that question to him.

A. One horse I brought to Mott Street and the other this young man took of me.

By Mr. Davis. Q. Which young man.

A. This young man here. (Pointing to Bogart.)

Q. Did he steel it from you.

A. He did not take it from me, he took it from somebody who did.

By the Court. Q. Ask him the color of the horse that that young man took from him.

A. White.

By Mr. Davis. Q. How do you know the young man took the horse.

A. It was only about half a block distant and I could see.

By the Court. Q. You saw him take it. A. Yes sir.

By Mr. Davis. Q. And where was the horse standing when he took it.

A. In 23rd Street.

By the Court. Q. Was it tied.

A. No sir, it was not tied.

By Mr. Davis. Q. Did you leave him there, the horse.

A. That one who mounted the horse left it there.

By the Court. Q. Was that the previous witness.

A. No, Accalto had my horse.

By Mr. Davis. Q. Which horse was it that he took to Cumisky over there.

A. I do not know, it was half black and half white.

Q. Well that was not your horse, was it.

A. No.

Q. Your horse was the white horse, wasn't it.

A. Yes sir.

Q. And that was your horse that Accalto had, wasn't it.

A. Yes sir.

Q. And that was your horse that this boy took away, wasn't it.

A. No, it is not my horse, it belongs to that man. (Pointing to Cumisky.)

Q. Was your horse out on that day.

A. Yes sir.

Q. Who had him.

A. Accalto had him.

Q. Did Accalto ride him. A. Yes sir.

Q. Did Accalto ride any other horse that day.

A. No sir.

Q. Did Accalto have any other horse that day.

A. No sir.

Q. Did Accalto have the horse that you took back to Mott St. to Cumisky.

A. He had both mine and that horse.

Q. He had yours and the other one.

A. Yes sir.

By the Court. Q. Ask him what is his business.

A. Express.

Q. Where does he carry on that business.

A. All over, he goes to take goods at Washington Market and all over.

Q. Where is his office.

A. I have no office.

Q. Ask him if he has a horse and wagon in his business.

A. Yes sir.

Q. Has he more than one.

A. Only one.

Q. What is the color of his horse.

A. White.

Q. Where does he stable his horse.

A. 67 Mulberry Street.

Q. In whose stable.

A. An Italian.

Q. What is his name. A. Nunciato.

Q. A livery stable. A. NO.

Q. What then.

A. A stable, one horse there.

Q. Does he hire simply a place for his own horse there.

A. Yes sir.

By Counsel. Q. Where do you live, you understand me, just answer the question.

A. Crosby Street -- Mulberry Street.

Q. What number in Crosby Street.

A. Mulberry Street.

Q. How long have you lived in Mulberry Street.

A. Two years.

Mr Davis: I think there is enough in this case and in the manner of these two witnesses and what Cumisky has testified to, to justify me in asking your Honor to commit this witness and the witness Accalto to await the action of the Grand Jury. I believe that these two Italians are the thieves; I won't say that the Defendant is innocent of any complicity, but I think these two Italians are thieves and they stole this horse and tried to get this boy to sell it. I ask that they be committed to await the action of the Grand Jury and that the Defendant be remanded.

The Court: I make that direction; the Defendant may be remanded; withdraw a juror. I think in view of all the circumstances and in view of the testimony in this case, I feel it my duty to advise the acquittal by this jury of the Defendant. While this defendant may have had some guilty knowledge I think the interests of justice require that the jury should be directed to acquit. The Defendant may be committed as a witness.

The Jury rendered a verdict of not guilty.

0714

Testimony in the
card of
Charles Boyert
filed

June
1888

[Signature]

0715

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Fete

aged *36* years, occupation *Park Department* of No.

169th Street, 300 feet west of Jerome Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Hugh Cumiskey*

and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

day of

8 } *Michael Fete*
June 188*8*

[Signature]
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

Nicola Antonio Spinelli

aged *49* years, occupation *expressman* of No.

75 Mulberry Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Hugh Cumiskey*

and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

day of

8 } *Nicola Antonio Spinelli*
June 188*8*

[Signature]
Police Justice.

0716

CITY AND COUNTY }
OF NEW YORK, } ss.

German Accata
aged *30* years, occupation *Stone Cutter* of No.

55 Crosby Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Hugh Burns*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this *8*
day of *June* 188*7*.

} *German Accata*

W. H. Buff
Police Justice.

0717

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Charles Bryant

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. Charles Bryant

Question. How old are you?

Answer. 15

Question. Where were you born?

Answer. Brooklyn

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

Answer. 219 E 119 St New York

Question. What is your business or profession?

Answer. Worked for Am. Watch Co.

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

Answer.

I am not guilty.

Charles Bryant

Taken before me this

day of

1888
Police Justice.

0718

Sec. 108-200.

5 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Jacob Metzger 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. *Jacob Metzger*

Question. How old are you?

Answer. *19*

Question. Where were you born?

Answer. *MS*

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

Answer. *151 St + Jerome Ave Dyre*

Question. What is your business or profession?

Answer. *Hamp. Maker*

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

Answer. *I am not guilty*
Jacob Metzger

Taken before me this

day of

[Signature]
Police Justice.

0719

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 5, DISTRICT.

Sworn to before me, this 7 day of June 1888

of June 1888

David Lahay
of No. 31 Police Precinct Street, aged 40 years,
occupation Policeman being duly sworn deposes and says,
that on the 7 day of June 1888
at the City of New York, in the County of New York,

He arrested
Charles Bogert and Jacob Metzger
on the Complaint of Barney Isaacs
who charges defendants with larceny
deponent respectfully asks that the
defendants be temporarily committed
to enable deponent to procure
further evidence

David Leahy

Police Justice,

0720

Police Court-- 3-49 District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Dan Lahy
vs
Charles Boyer &
Jacob Metzger

AFFIDAVIT.

Dated June 27 1888

Duffy Magistrate.

Lahy Officer.

Witness,

Disposition,

of on Thursday
at 2 1/2 P. M.

0721

BAILED,
No. 1, by
Residence
No. 2, by
Residence
No. 3, by
Residence
No. 4, by
Residence
No. 5, by
Residence

157
Police Court 5- District. 867

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Stuck Carmichael
153 1st St
Chicago, Ill.

Charles Rogers
Offence Larceny

Dated June 8, 1888

Deputy
Magistrate

Officer
31st Precinct

Witnesses
Jesse Adams

No. 55 (moby) Street.

Michael Dalt

No. 169 1/2 St. Street.

Chicago, Ill.

No. 151 St. Street.
Chicago, Ill.

June 8, 1888

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 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 June 8, 1888 W. G. Deffen Police Justice.

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

Dated June 8, 1888 W. G. Deffen Police Justice.

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

Dated June 8, 1888 W. G. Deffen Police Justice.

0722

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Charles Bogert

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

Charles Bogert

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

The said

Charles Bogert

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

*One horse of the value of one
hundred and seventy-five dollars,
one saddle of the value of twenty-
dollars, and one bridle of the
value of five dollars.*

of the goods, chattels and personal property of one

Barney Isaacs

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.

SECOND COUNT—

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

— *Charles Bogert* —
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

Charles Bogert

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 horse of the value of one hundred and seventy-five dollars, one saddle of the value of twenty dollars, and one bridle of the value of five dollars

of the goods, chattels and personal property of one

Barney Isaacs—

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

Barney Isaacs—

Chas

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

Charles Bogert

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.

0724

BOX:

309

FOLDER:

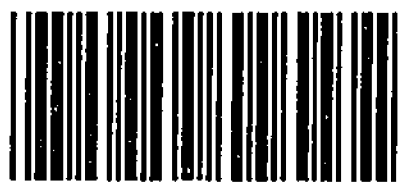
2944

DESCRIPTION:

Borchers, William

DATE:

06/08/88



2944

0725

WITNESSES:

Off. C. Hara
2. Puck

FILED DEC. 16
1896

Counsel,

Filed

Pleads

day of

188

Mr. Gully (11)

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[Ill. Rev. Stat. (7th Edition), page 1083, Sec. 21 and
page 1089, Sec. 5.]

William Becker

vs. The People

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Henry C. Parker

Foreman.

SUPREME COURT PART 1,

December 22 1899

INDICTMENT DISMISSED.

Gyranus Ferriman
Court of General Sessions of the Peace
 OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Borchers

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

William Borchers
 of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

William Borchers

late of the City of New York in the County of New York aforesaid, on the *fourth* day of *March* 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

Dennis O'Hara

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

William Borchers
 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

William Borchers

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.

0727

BOX:

309

FOLDER:

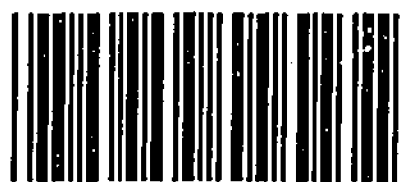
2944

DESCRIPTION:

Boss, Henry

DATE:

06/26/88



2944

209
Court of Oyer and Terminer

Counsel,
Filed, 26 day of June 1888
Pleads,

THE PEOPLE,

vs.

Henry Boos

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and
page 1083, Sec. 3.]

JOHN R. FELLOWS.

District Attorney.

Transferred to the Court of Special
Sessions for trial and final dis-
position.

Arue Mill.

Dated June 23, 1888

C. Manley

Foreman.

Witnesses:

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Gross

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

The said *Henry Gross*.

late of the City of New York, in the County of New York aforesaid, on the
third day of *June*, 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 *Samuel McLeod*.

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

— *Henry Gross* —

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 *Henry Gross*.

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.

0730

BOX:

309

FOLDER:

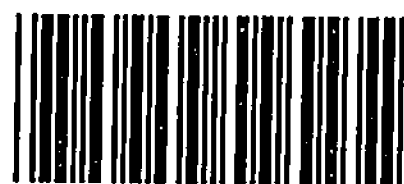
2944

DESCRIPTION:

Bottger, Hermann

DATE:

06/26/88



2944

Witnesses:

Off. Caspary
29. Dec.

191
Court of Oyer and Terminer

Counsel,

Filed, 26 day of June 1888

Pleads,

THE PEOPLE,

vs.

F. B.
Herman Bötger

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and
page 1080, Sec. 3.]

John R. Fellows
Disbarred

JOHN R. FELLOWS

Disbarred

Transferred to the Court of Special
Sessions for trial and final dis-
position.

Dated this
21st day of Dec 1888

Foreman.

F. Dec 21 1888

95
53
143

0732

Court of General Sessions, PART *ONE*

THE PEOPLE

vs.

For

INDICTMENT

Herman Bottger

To

M

No.

William Lutz
310 East 86

Street,

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *Monday* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on the *11* day of *December* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time your bond will be forfeited.

JOHN R. FELLOWS,

District Attorney.

0733

310 646

not
known at
address given

0734

Excise Violation-Selling on Sunday.

POLICE COURT- 5 DISTRICT,

City and County } ss.
of New York,

of the 27th Precinct Police Street,
David E. Cagney

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 15 day
of April 1888, in the City of New York, in the County of New York,

at premises No. 1897 Third Avenue Street,
Herman Bittker (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 16 day
of April 1888.

David E. Cagney
Police Justice.

0735

Sec. 108-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Herman Bittker 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. *Herman Bittker*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *Germany.*

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

Answer. *No 152 South Street, and about 4 years.*

Question. What is your business or profession?

Answer. *Bar tender*

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

Answer. *I am not guilty. If held
I demand a trial by jury.*

Herman Bittker

Taken before me this

day of *March* 1908

Police Justice.

0736

1121
2/23-

BAILED,
No. 1, by William F. City
Residence, 314. E 18th Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court-5 District.

6/15

THE PEOPLE, &c.,
ON THE COMPLAINT OF

David E. Cagney

William F. City
Patagon

William F. City
Patagon

Offence Excess
Violation

Dated April 16 188 8

Magistrate

Conquey Officer.

24 Precinct.

Witnesses _____

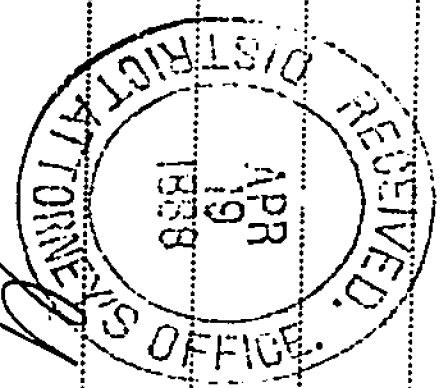
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 100 to answer

Patagon



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 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 April 16 188 8 Police Justice.

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

Dated April 16 188 8 Police Justice.

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

Dated _____ 188 _____ Police Justice.

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Hermann Böttger

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

The said

Hermann Böttger

late of the City of New York, in the County of New York aforesaid, on the
fifteenth day of *April* 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

David E. Bagney

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

Hermann Böttger

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

Hermann Böttger

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.

0738

BOX:

309

FOLDER:

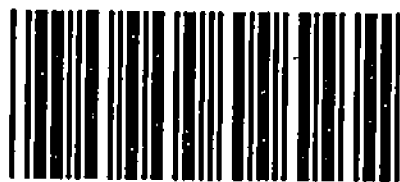
2944

DESCRIPTION:

Boyce, Michael

DATE:

06/08/88



2944

Witnesses:

Off. Bunnin
22. Post.

Court of Oyer and Terminer

Counsel,
Filed, day of June 1888
Pleads, Mr. Buntz (11)

THE PEOPLE,

vs.

B

Michael Boyce

VIOLATION OF EXCISE LAW

(Keeping open on Sunday.)
[III Rev. Stat. (11th Edition), Page 1889, Sec. 2.]

JOHN R. FELLOWS.

District Attorney.

Transferred to the Court of Special
Sessions for trial and final dis-
position.

Dated this
1888

John R. Fellows

Foreman.

For 3. December 1888
empanelled and is Special Sessions

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael Boyce

The Grand Jury of the City and County of New York, by this indictment, accuse *Michael Boyce* - 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 *Michael Boyce* - late of the City of New York, in the County of New York aforesaid, on the *twenty-seventh* day of *May* in the year of our Lord one thousand eight hundred and eighty-*eight*, 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 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.

0741

BOX:

309

FOLDER:

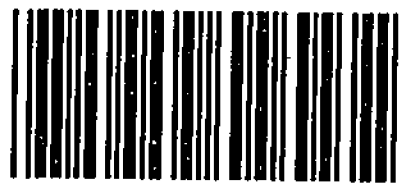
2944

DESCRIPTION:

Brady, Patrick

DATE:

06/08/88



2944

WITNESSES:

Off. M. L. L.
C. S.

10
Court of Over and Termen
Counsel, J. J. J. J.
Filed 8 day of June 1888
Pleads for Bail (11)

THE PEOPLE,

vs.

Patrick Brady

VIOLETION OF EXCISE LAW
(Selling on Sunday, Etc.)
[Ill. Rev. Stat. (7th Edition), page 1083, Sec. 21 and
page 1089, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

Transferred to the Court of Special
Sessions for trial and final dis-
position.

True Bill

Dated Dec. 10/88
J. J. J. J. Foreman.

Dec 10. Left Chicago

Part III. Dec. 10/88.

Complaint sent to Special
Sessions

Oyer and Terminer
Court of General Sessions of the Peace
 OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Patrick Brady

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

Patrick Brady
 of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Patrick Brady

late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *December* in the year of our Lord one thousand eight hundred and eighty-*seven*, 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

Louis McLeod

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

Patrick Brady

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

Patrick Brady

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.

0744

BOX:

309

FOLDER:

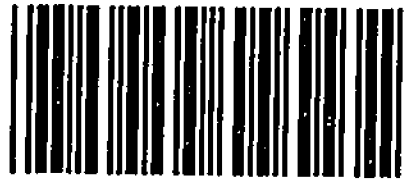
2944

DESCRIPTION:

Brannick, Peter

DATE:

06/22/88



2944

Witnesses;

Patrick Keating

Counsel,

Filed 22 day of June 1888

Pleads, *Chargely* (251)

THE PEOPLE

251 3 3/4
251 3 3/4

Peter Bromnick

Burglary in the Third degree
Rock-Island
Sec. 498.506, 528, 532, 550.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edmund A. Murray

Foreman.

W. J. Murray

Part III June 27. 1888
Pleads - Peter Keating
June 27. 1888
City Prison (day. 2)

0746

Police Court—2 District.City and County }
of New York, } ss.:of No. 505 10th Avenue Patrick Keating ~~Street~~ aged 42 years,occupation Barrel Dealer being duly sworndeposes and says, that the premises No 448 West 38th Street,in the City and County aforesaid, the said being a one story framebuildingand which was occupied by deponent as a stableand in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly prying open
the front door of said stable and breaking
the staple which held said door fast to a
cross bar

on the 19th day of June 1888 in the Night time, and the
 following property feloniously taken, stolen, and carried away, viz:

One bag of oats. Set of harness
Set of ropes. pair of blankets. Together
of the value of ten dollars.

the property of Deponent

and 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 by

Peter Brannick (now here) and three
others whose names are unknown. and not arrested.
 for the reasons following, to wit: that at the hour of 7 O'clock
PM. said date deponent locked and
securely fastened the doors of said stable
and left the stable leaving it in good condition
and at about the hour of 9.30 O'clock PM
same day deponent saw the said defendant
and three other men whose names are unknown
and not get arrested. coming out of said
stable with a bag of oats in their possession.

0747

And deponent is informed by Patrick Norton that some time near the hour of 9 o'clock A.M. said date he bought from the said Brammick a bag of oats for which he paid him the sum of seventy five cents.

Deponent then in company with Officer Thomas J. Kennedy went to said stable and found the door broken open as aforesaid. and found the harness, the ropes, and the blankets packed in a bag ready for removal. and found the said defendant Brammick in said stable.

Wherefore deponent charges the said defendant and said three men whose names are unknown and not yet arrested with being together and acting in concert with each other and burglariously entering said premises as aforesaid and feloniously taking, stealing and carrying away said property.

Sworn to before me } Patrick Keating
this 20th day of June 1888

John J. Worman
Police Justice

Police Court	District.
THE PEOPLE, &c.,	
ON THE COMPLAINT OF	
vs.	
Burglary	Degree
Dated	188
Magistrate.	
Officer.	
Clerk.	
Witnesses:	
Committed in default of \$	Bail.
Bailed by	
No.	Street.

0748

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick Norton
aged 48 years, occupation Expressman of No. 57 E. W 3rd Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Patrick Keating
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 27
day of June 1894

John J. Keenan
Police Justice.

Patrick C Norton

0749

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Peter Brannick 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.

Peter Brannick

Question. How old are you?

Answer.

24 years old

Question. Where were you born?

Answer.

New York State.

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

Answer.

452 W. 37th St. 4 years

Question. What is your business or profession?

Answer.

Paper hanger.

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

Answer.

I was drunk and was sleeping in the stable. I don't know how I got there

B. Brannick

Taken before me this

1888

John J. Brannick Police Justice.

0750

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

Police Court No. 27 District 912

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick Heating
505 W. 19 St.
Peter Brownish

Offence Burglary

Dated June 20 1888

James J. Kennedy Magistrate.

120 Precinct.

Witnesses

Patrick Heating

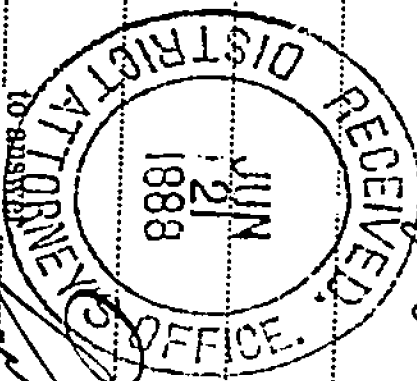
No. 512, W. 19 St.

Call the Officer

No. _____ Street _____

No. _____ Street _____

No. _____ 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 _____

Defendant

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 June 20 1888 _____ Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

0751

HENRY GLEDHILL.

Gledhill, Meinken & Harris,

MANUFACTURERS OF

WALL PAPERS,

Nos. 524 and 526 West 34th Street,

NEW YORK.

HENRY MEINKEN.

JOB W. HARRIS.

June 28th 1888

To whom it may concern.

This is to certify that Peter
Pranick, has been employed by
me for the past twelve years
during which time, I have
found him to be an honest,
and industrious young man.

Henry Gledhill.

0752

JAMES SAVAGE, JR.

DEALER IN

PAPER MAKERS' STOCK, WOOLEN RAGS ^{AND} OLD RUBBERS,

No. 527 WEST 37TH STREET.

Graded Cotton Rags a Specialty. Also Goods Handled on Commission.

Telephone Call, 473-39th St.

New York, June 26 1888

To Hon Judge Cowan

The Prisoner Peter Brannick
is Very Well Known in our
neighbourhood as an inoffensive
young man who occasionally
drinks to much but any other
charge I never heard about him
during an acquaintance of over
5 years

Yours Resp
James Savage Jr

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Peter Braminda

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

Peter Braminda —

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

The said *Peter Braminda*,

late of the *Twenty-fifth* Ward of the City of New York, in the County of New York, aforesaid, on the *nineteenth* day of *June*, in the year of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *Stable* of one

Patrick Keating —

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

Patrick Keating —

in the said *Stable* 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.

SECOND COUNT—

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

Peter Braminda —
 of the CRIME OF *P.L.V.* LARCENY .— committed as follows:

The said *Peter Braminda*.

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, in the *night* time of the said day, with force and arms,

one bag of cotton of the value of
two dollars, one set of harness
of the value of five dollars,
two robes of the value of one
dollar each, one pair of
slouches of the value of
two dollars;

of the goods, chattels and personal property of one

Patricia Keating —

in the

State of the said *Patricia Keating* —

there situate, then and there being found, *in the State* 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.

THIRD COUNT—

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

— Peter Braminda —

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said Peter Braminda,

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, with force and arms,

one bag of cats of the value of two dollars, one set of harness of the value of five dollars, two robes of the value of one dollar each, and one pair of blankets of the value of two dollars,

of the goods, chattels and personal property of one

Calinda Keating—

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

Calinda Keating—

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

Peter Braminda —

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.

0756

BOX:

309

FOLDER:

2944

DESCRIPTION:

Breitmerier, Jacob

DATE:

06/08/88



2944

98
Court of Oyer and Terminer

Counsel,

Procd. by Ans. 2.

Filed,

day of *June* 188*8*

Pleads,

Mr. Embury (11)

THE PEOPLE,

vs.

B

Jacob Bretnier

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition) page 1083, Sec. 21 and
page 1084, Sec. 5.]

JOHN R. FELLOWS.

District Attorney.

Mr. Dew 6/11

Transferred by Ans. 2. to J. S. F. 11/11

At the Bill.

Dated

June 11/11

Foreman.

Witnesses:

Off. Kusan

14 Oct.

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Jacob Breitmeier

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

The said

Jacob Breitmeier

late of the City of New York, in the County of New York aforesaid, on the
Twenty-second day of *April* 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

Frank Keiser the younger
 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

Jacob Breitmeier
 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

Jacob Breitmeier

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.

0759

BOX:

309

FOLDER:

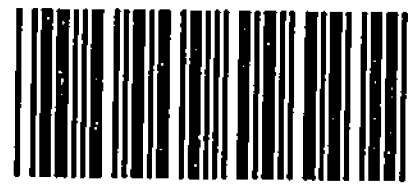
2944

DESCRIPTION:

Brown, Frank

DATE:

06/12/88



2944

esses: Louis Kondoroff

Pleads,

vs.

Frank Brown

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edmund A. Murray
Foreman.

Foreman.

June 13/86.

Wm. G. L. 24/9.

Elmira Ref. B.B.M.

0761

Police Court—11 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Louis Komdoerfer
of No. 205 East 54 Street, aged 40 years,
occupation Saloon Keeper being duly sworn

deposes and says, that on the 5 day of June 1888 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 day time, the following property viz :

One Coat, One Vest, One pair pants
One pair shoes and One pair Suspenders
together of the value of thirty
five dollars (\$35⁰⁰/₁₀₀)

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 Frank Morrison

from the fact that at about
12 O'clock now of the above
date deponent & Caught said
defendant coming out of the
hallway with the said property
in his possession when
deponent caused his arrest.

Louis Komdoerfer

Sworn to before me this 5 day of June 1888
John Morrison
Police Justice.

0762

Sec. 198-200.

H.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Frank Brown 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~~ *that* he see fit to answer the charge and explain the facts alleged against ~~him~~ *him*
that he is at liberty to waive making a statement, and that ~~his~~ *no* waiver cannot be used
against ~~him~~ *upon* the trial.

Question. What is your name?

Answer.

Frank Brown

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

Germany

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

Answer.

No Union Hotel, West 4th Street

Question. What is your business or profession?

Answer.

Seagarmaker

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

Answer.

I am guilty

Frank Brown

Taken before me this

August 1888

Police Justice.

0763

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

1094 844
Police Court District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louis Alexander
205 East 34
St. Louis
Larceny

2 _____
3 _____
4 _____
Offence _____

Dated *June 5* 188
McMurry Magistrate.

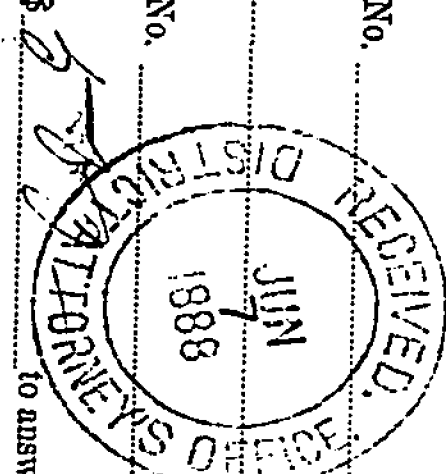
Sergeant Precinct.

Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____
to answer _____



(Carm)

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 *June 5* 188 *McMurry* 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.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Frank Brown

The Grand Jury of the City and County of New York, by this indictment,
accuse *Frank Brown* —

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

The said *Frank Brown*.

late of the City of New York, in the County of New York aforesaid, on the *12th*
day of *June*, in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, with force and arms,

*one coat of the value of twenty
dollars, one vest of the value of
five dollars, one pair of
trousers of the value of ten
dollars, one pair of shoes of
the value of five dollars, and
one pair of suspenders of the
value of fifty cents, —*

of the goods, chattels and personal property of one

Sam H. Hunsicker, —

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.

*John R. Kellogg,
District Attorney*

0765

BOX:

309

FOLDER:

2944

DESCRIPTION:

Brugmann, Bernard

DATE:

06/08/88



2944

55
Tome & Friend
Court of Dyer and Seminar

Witnesses:

Alfred Conn
2nd Puch

Counsel,

Filed,

Pleads,

day of

188

June
Not Entitled (11)

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), Page 1080, Sec. 2.]

B

Bernard Bringham

Transferred to the Court of Special
Sessions for trial and final dis-
position.

Date of Bill.

JOHN R. FELLOWS.

District Attorney.

Pr Day 9/86
Prisd & rejected.

John R. Fellows

Noteman.

~~Notman.~~

~~Notman.~~

0767

Excise Violation—Keeping Open on Sunday.

POLICE COURT—First DISTRICT.

City and County } ss.
of New York, }

of Leo G. Coney
Second Precinct Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 29 day
of April 1888 in the City of New York, in the County of New York,
Bernard Briggeman (now here)
being then and there in lawful charge of the premises No. 112 Greenwich
Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of
the statute in such case made and provided.

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

Sworn to before me, this 30 day
of April 1888 Leo G. Coney
upson Police Justice.

0768

Sec. 108-200.

First District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Bernard Briggeman 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.

Bernard Briggeman

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

Germany

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

Answer.

112 Greenwich St. 9 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 may think will tend to your
exculpation?

Answer.

*I am not guilty and
demand an examination trial by
jury*
Edward Briggeman

Taken before me this

30

day of *April* 188*8*

W. G. Smith
Police Justice.

Dated _____ 188 _____ *Police Justice.*

0770

Grand Termine
Court of ~~General Sessions of the Peace~~
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Bernard Brüggmann

The Grand Jury of the City and County of New York, by this indictment, accuse *Bernard Brüggmann* 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 *Bernard Brüggmann* late of the City of New York, in the County of New York aforesaid, on the *twenty-ninth* day of *April* in the year of our Lord one thousand eight hundred and eighty-*eight*, 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 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.

0771

Excise Violation-Keeping Open on Sunday.

POLICE COURT-First DISTRICT.

City and County } ss.
of New York,

of Leo T. Coney Second Precinct Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 29 day
of April 1888 in the City of New York, in the County of New York,
Bernard Briggeman (now here)
being then and there in lawful charge of the premises No. 112 Greenwich
Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of
the statute in such case made and provided.

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

Sworn to before me, this 30 day
of April 1888 Leo T. Coney
upson Police Justice.

0772

Sec. 198-200.

First District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Bernard Briggeman 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.

Bernard Briggeman

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

Germany

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

Answer.

112 Greenwich St. 9 years

Question. What is your business or profession?

Answer.

Walter

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

Answer.

*I am not guilty and
demand an examination trial by
jury*
Enclosed Briggeman

Taken before me this

30

day of

April

188

Police Justice.

0773

9²⁴ AM. May 1,
S. K. Am

Bond renewed Dec. 19/88
same bondsmen
J. J. Honeoy

BAIL - D.
No. 1, by
Residence
No. 2, by
Residence
No. 3, by
Residence
No. 4, by
Residence

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

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

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

RECEIVED
MAY 7 1888
S. K. Am

Police Court
District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

J. J. Honeoy
vs.
J. J. Honeoy

Offence
Violation
Excise Law

Dated April 30 1888

Power
Magistrate

Power
Officer

Power
Precinct

Witnesses

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

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

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

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

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

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 April 30 1888 J. J. Honeoy Police Justice.

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

Dated May 1st 1888 J. J. Honeoy 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 1888 Police Justice.

0774

Oyer and Terminer
Court of ~~General Sessions of the Peace~~
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Bernard Brüggmann

The Grand Jury of the City and County of New York, by this indictment,
accuse *Bernard Brüggmann*
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 *Bernard Brüggmann*
late of the City of New York, in the County of New York aforesaid, on the
twenty-ninth day of *April* in the year of our Lord one
thousand eight hundred and eighty-*eight*, 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 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.

0775

BOX:

309

FOLDER:

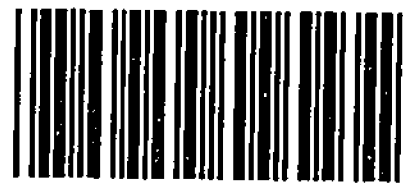
2944

DESCRIPTION:

Brunner, August

DATE:

06/08/88



2944

Witnesses:

Off. James
26. Buck

29 Sec Bureau

Court of Oyer and Terminer

Counsel,

Filed, 8 day of

Pleas,

THE PEOPLE,

vs.

August Bannard

Surgeon General

Sent to the Court of Special Sessions for trial, by request of the Defendant.

JOHN R. FELLOWS.

District Attorney.

Bill.

Transferred to the Court of Special Sessions for trial and final disposition.

Foreman.

F. July 2, 1888

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), Page 1862, Sec. 5.]

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

August Brunner

The Grand Jury of the City and County of New York, by this indictment, accuse *August Brunner* — 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 *August Brunner* — late of the City of New York, in the County of New York aforesaid, on the *eighth* day of *April* in the year of our Lord one thousand eight hundred and eighty-*eight*, 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 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.

0778

BOX:

309

FOLDER:

2944

DESCRIPTION:

Budzynski, William

DATE:

06/26/88



2944

Witnesses:

Off Bond

2. Dec.

The witness, complainant
cannot be forced
I see no reason why
defendant motion
to dismiss indictment
should not be granted
May 10/90 Part 2

W. J. Jerome,
Dep. Asst.

335

County of York and Seneca

Counsel,

Filed, 26 day of June 1888

Pleas, Not Guilty 28

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday)
[III Rev. Stat. (7th Edition), Page 1089, Sec. 2.]

B

William Rudzinski

JOHN R. FELLOWS,

District Attorney.

Part 2 May 16/90
Indictment dismissed
A True Bill.

Wm. J. Jerome

General Foreman.
Transferred to the Court of Special
Sessions for trial and final dis-
position.

Dated Dec 2 1888

0780

Excise Violation—Keeping Open on Sunday.

POLICE COURT—1st DISTRICT.

City and County } ss.
of New York,

Det. J. Conner
of the 2nd Precinct—Police Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 27 day
of May 1888, in the City of New York, in the County of New York,
William Budzensky (now here)
being then and there in lawful charge of the premises No. 11 Carlisle
Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of
the statute in such case made and provided.

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

Sworn to before me, this 28th day of May 1888.
Wm. H. Murray Police Justice.

Det. J. Conner

0781

Sec. 193-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

William Budzinsky 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. *William Budzinsky*

Question. How old are you?

Answer. *47 Years*

Question. Where were you born?

Answer. *Poland*

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

Answer. *11 Carlisle*

Question. What is your business or profession?

Answer. *Ficker Agent*

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

Answer. *I am not guilty & I demand
a jury trial
W Budzinsky*

Taken before me this

188

Police Justice.

0782

BAILED.
No. 1, by William E. Reed
Residence 141 W. 4th St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court-1
District-1

THE PEOPLE, &c.,
vs. William E. Reed
ON THE COMPLAINT OF

Offence Theft

Dated May 28 1888

Magistrate James J. Connelley

Officer James J. Connelley

Precinct 2

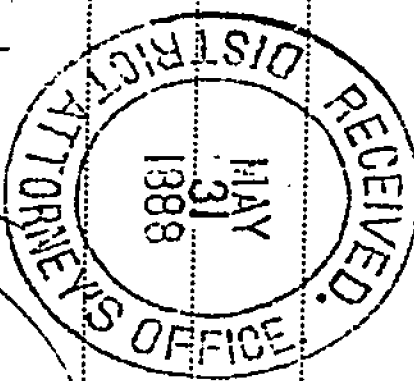
Witnesses _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

& _____ to answer



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 One 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 28 1888 James J. Connelley Police Justice.

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

Dated May 28 1888 James J. Connelley 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 _____ 1888 _____ Police Justice.

0783

PART II

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

2nd

To Officer Conroy
of No. _____ Street _____

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 15th day of MAY, ~~1890~~ at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

William Budzinski
Dated at the City of New York, the first Monday of MAY, ~~1890~~ in the year of our Lord, ~~1890~~

JOHN R. FELLOWS, District Attorney.

Court of General Sessions.

THE PEOPLE

vs.

William Budzinski

City and County of New York, ss :

Cornelius Leary

being duly

sworn, deposes and says: I reside at No. *27 North Moore*
Street, in the City of New York. I am a Subpoena server in the office of the District Attorney, of
the City and County of New York. On the *14th* day of *May* 18*90*
I called at *the Second Precinct Station House*
the alleged residence of *Officer Boney*
the complainant herein, to serve him with the annexed subpoena, and was informed by *the*
Officer in charge that the said officer
Boney had resigned from the Police force
eighteen months ago, and started a
liquor store in Brooklyn, and *had*
sold it out, he does not know where
the said Officer Boney now resides, or
where he could be found.

Sworn to before me, this *15th* day
of *May* 18*90*

John E. Quinn
Commissioner of Probate
City of New York

Cornelius Leary
Subpoena Server

Court of General Sessions.

THE PEOPLE, on the Complaint of

S

vs.

Wm. Bondgast

Offence :

JOHN R. FELLOWS,

District Attorney.

Affidavit of

Cornelius Leary

Subpoena Server.

Failure to Find Witness.

Court of General Sessions
City & County of New York

The People
— agt —
William Budzynski }

Take notice that upon the annexed affidavit of William Budzynski and upon all the proceedings heretofore had herein the undersigned will move this Court at Part II thereof to be held at the Sessions Building in the City of New York on the 14th day of May 1890, at 11 o'clock A.M. of that day or as soon thereafter as counsel can be heard for an order dismissing the indictment found against this defendant, for violation of the excise law, for want of prosecution, and for such other or further relief as to the Court may seem just in the premises.

Dated New York May 12 1890

Yours &c

To
John R. Fellows Esq.
District Attorney
N.Y. City & County of New York

Wm J. & M. Laughlin
Counsel for Defendant
No 280 Broadway
New York

Court of General Sessions

The People
 agt.
 William Budzynski

City & County of New York, ss:

William Budzynski
 being duly sworn says, that he is the
 defendant above named; that about
 two years prior to this date he was arrested
 and indicted for a violation of the excise
 law; that said indictment has been
 several times upon the calendar of this
 Court for trial, but the same has not been
 tried and deponent asks that the said
 indictment be dismissed for want of
 prosecution

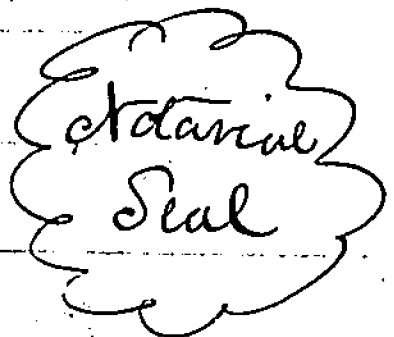
That no adjournment thereof has been
 had at the request of this defendant.

Sworn to before me this
 12th day of May 1890

W. Budzynski

Otto Heinzman

Notary Public
 City & Co.



Court of General Sessions

The People

vs.

William Bridgman

^{Copy}
Affidavit & Notice
of Motion to dismiss
indictment

David M. Laughlin

Counsel for Defendant

10280 Broadway

New York

John P. Bellows Esq
Dist. Atty

0788

Court of General Sessions
City & County of New York

The People
agst.
William Budzynski

Take notice that upon the annexed affidavit of William Budzynski and upon all the proceedings heretofore had herein the undersigned will move this Court at Part II, ^{thereof} to be held at the Sessions Building in the City of New York on the 14th day of May 1890, at 11 o'clock A.M. of that day, or as soon thereafter as counsel can be heard for an order dismissing the indictment found against this defendant for violation of the excise law, for want of prosecution and for such other or further relief as to the Court may seem just in the premises

Dated New York May 12th 1890

Yours &c
Owidy & M. Laughlin
Counsel for Defendant
No 280 Broadway
New York

To
John R. Fellows Esq.
District Attorney
N. Y. City & County of New York

Court of General Sessions

The People
 vs.
 William Rudzynski

City & County of New York, Co.

William Rudzynski.

being duly sworn says, that he is the defendant above named; that about two years prior to this date he was arrested and indicted for a violation of the excise law; that said indictment has been several times upon the calendar of this Court for trial, but the same has not been tried and deponent asks that the said indictment be dismissed for want of prosecution ~~and~~ that no adjournment thereof has been had at the request of this defendant.

Sworn to before me this 3
 12th day of May 1890 3

W Rudzynski

Otto J. Higgins

Notary Public

Ch. C.

Covert of General Sessions

The People

agst.
William Budzynski

Affidavit & Notice
of Motion to dismiss
Indictment

Davidson & Laughlin
Counsel for Defendant
No 280 Broadway
New York

Because of a copy of the motion
is hereby admitted this 15th day
of May 1890
J. M. P. Wilson
Clerk of the Court

Court of General Sessions
City & County of New York

The People
 ^{vs.}
William Budzynski

Take notice that upon the annexed
affidavit of William Budzynski and upon
all the proceedings heretofore had herein
the undersigned will move this Court at
Part II, ^{thereof} to be held at the Sessions Building
in the City of New York on the 14th day of
May 1890, at 11 o'clock A.M. of that day, or
as soon thereafter as counsel can be heard
for an order dismissing the indictment
found against this defendant for violation
of the excise law, for want of prosecution
and for such other or further relief as to
the Court may seem just in the premises

Dated New York May 12th 1890

Yours &c

David M. Laughlin

Counsel for Defendant

No 280 Broadway

New York

To

John R. Fellows Esq.
District Attorney

N. Y. City & County of New York

Court of General Sessions

The People
 ~~~~~  
 ~~~~~  
 William Budzynski

City & County of New York, &c.

William Budzynski
 being duly sworn says, that he is the
 defendant above named; that
 about two years prior to this date
 he was arrested and indicted for
 a violation of the excise law; that
 said indictment has been several
 times upon the calendar of this Court
 for trial, but the same has not
 been tried and deponent asks
 that the said indictment be
 dismissed for want of prosecution
~~and~~ that no adjournment thereof
 has been had at the request of this
 defendant.

Sworn to before me this
 12th day of May 1890

W. Budzynski

Otto J. Hering

Notary Public

Ch. C.

Court of General Sessions :

The People
 — agt. —
 William Budzynski

City & County of New York, &c.

William Budzynski

being duly sworn says; that he is the
 defendant above named; that
 about two years prior to this date
 he was arrested and indicted for
 a violation of the excise law; that
 said indictment has been several
 times upon the calendar of this Court
 for trial, but the same has not
 been tried and deponent asks
 that the said indictment be
 dismissed for want of prosecution
~~and~~ that no adjournment thereof
 has been had at the request of this
 defendant

Sworn to before me this
 12th day of May 1890

W Budzynski

Otto H. P. [unclear]

Notary Public

Ch. C.

Court of General Sessions

The People

agat.
William Buczynski

Affidavit & Notice
of Motion to dismiss
indictment

Purdewell Laughlin
Counsel for Defendant
No 280 Broadway
New York

Because of a copy of the motion
is hereby admitted that 100 days
of mag 1890
Wm. B. Laughlin
District Attorney

0795

Court of General Sessions
City & County of New York

The People
agst.
William Budzynski

Take notice that upon the annexed
affidavit of William Budzynski and upon
all the proceedings heretofore had herein
the undersigned will move this Court at
Part II, ^{thereof} to be held at the Sessions Building
in the City of New York on the 14th day of
May 1890, at 11 o'clock A.M. of that day, or
as soon thereafter as counsel can be heard
for an order dismissing the indictment
found against this defendant for violation
of the excise law, for want of prosecution
and for such other or further relief as to
the Court may seem just in the premises

Dated New York May 12th 1890

Yours &c

Oliver M. Laughlin

Counsel for Defendant

No 280 Broadway

New York

To

John R. Fellows Esq.

District Attorney

N.Y. City & County of New York

Graus Terminer
 Court of ~~General Sessions of the Peace~~
 OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Budzynski

The Grand Jury of the City and County of New York, by this indictment,
 accuse *William Budzynski*
 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 *William Budzynski*
 late of the City of New York, in the County of New York aforesaid, on the
twenty-seventh day of *May* in the year of our Lord one
 thousand eight hundred and eighty-*eight*, 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 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.

0798

BOX:

309

FOLDER:

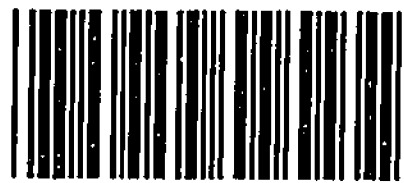
2944

DESCRIPTION:

Burke, Thomas

DATE:

06/25/88



2944

242 J.R. Kemelman

Counsel,
Filed 25 day of June 1888
Pleaded J.R. Kemelman

THE PEOPLE
vs.
Burglary in the second degree.
[Section 497.506, 528-532]
J.R. Kemelman

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Entered as attorney
July 27/88 Foreman.
J.R. Kemelman
J.R. Kemelman
J.R. Kemelman

Witnesses:
Richard Brown
J.R. Kemelman

242 J. R. Kemelman

Counsel,
Filed 25 day of June 1888
Pleadings

THE PEOPLE
vs.
Thomas Burke
Burglary in the second degree.
[Section 497, 506, 522 & 532]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Emmanuel A. Harris
July 27th Foreman.
J. R. Kemelman
J. R. Kemelman
J. R. Kemelman

Witnesses:
Richard Brown
J. R. Kemelman

0801

Police Court—6th District.City and County } ss.:
of New York, }of Richard Brinn
of Can Side Sedgwick Ave near 24th Street, aged 41 years,
occupation Car Smith being duly sworndeposes and says, that the premises Can Side Sedgwick Ave near 24th Street
in the City and County aforesaid, the said being a two story frame dwellingand which was occupied by deponent as a dwelling & place of abode
and in which there was at the time human beings by name Richard Brinn &
John Brinnwere BURGLARIOUSLY entered by means of forcibly raising himself
on the top of the window on the first
floor of said premises and entering said
premises through said window with intent
to commit a larceny
on the 19th day of June 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:One double case Silver Watch with chain
attached of the value of twenty-
five dollarsthe property of Alphonseand 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 byThomas Burke (now here)for the reasons following, to wit: That deponent saw the said
Thomas Burke leaving said room through
said window at about the hour of
midnight on said 19th June 1888—That
deponent immediately went outside and
caused the arrest of said Thomas Burke
before me this
20th day of June 1888.

Police Justice

Richard Brinn

0802

Sec. 198—200.

6th

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Burke 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 Burke*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *Me -*

Question. What is your business or profession?

Answer. *Laborer*

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

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

Taken before me this

20th

day of *March* 188*8*

[Signature]
Police Justice.

0803

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

242
Police Court-- 6th 918 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Richard Morris
E.S. Sergeant and Deputy Police
24th Ward
Thomas Burke

2 _____
3 _____
4 _____
Offence _____

Dated June 20 1888

Magistrate.

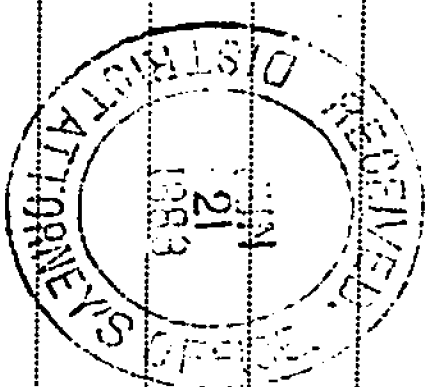
Charles Edmund Officer.

312 Precinct.

Witnesses

No. _____ Street _____

No. _____ Street _____



No. _____ Street _____

\$1,000 to answer

June 20 1888

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 Thomas Burke

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 June 20 1888 John J. [Signature] Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

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 Condae

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

Thomas Condae

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

The said *Thomas Condae*

late of the *Twenty-fourth* Ward of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *June*, in the year of our Lord one thousand eight hundred and eighty-eight, with force and arms, about the hour of *twelve* o'clock in the *night* time of the same day, at the Ward, City and County aforesaid, the dwelling house of one *Richard O'Brien*,

there situate, feloniously and burglariously did break into and enter, there being then and there some human being, to wit:

The said Richard O'Brien and others.

within the said dwelling house, with intent to commit some crime therein, to wit: the goods chattels and personal property of the said *Richard O'Brien*.

in the said dwelling house 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,

SECOND COUNT—

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

— *Thomas Burke* —
 of the CRIME OF *P. LARCENY*, — committed as follows:

The said *Thomas Burke*.

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, in the ~~major~~ time of the said day, with force and arms,

one watch of the value of
twenty dollars, and one
chain of the value of five
dollars.

of the goods, chattels and personal property of one *Richard O'Brien*, —

in the dwelling house of the said *Richard O'Brien*, —

there situate, then and there being found, from the dwelling house 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.

John D. Kellows,
District Attorney

0806

BOX:

309

FOLDER:

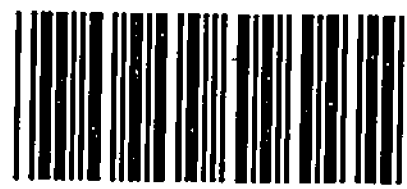
2944

DESCRIPTION:

Burns, James

DATE:

06/06/88



2944

Witnesses:

H. E. Stocking

W. Birney, J.

J. C. C.

Thos. J. Cummings - Contractor

James Wood

Counsel,

Filed

Pleads,

day of June 1888

THE PEOPLE

vs.

James Burns

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edmund A. Barry
Foreman.

June 6th.

Leadachessally Bay

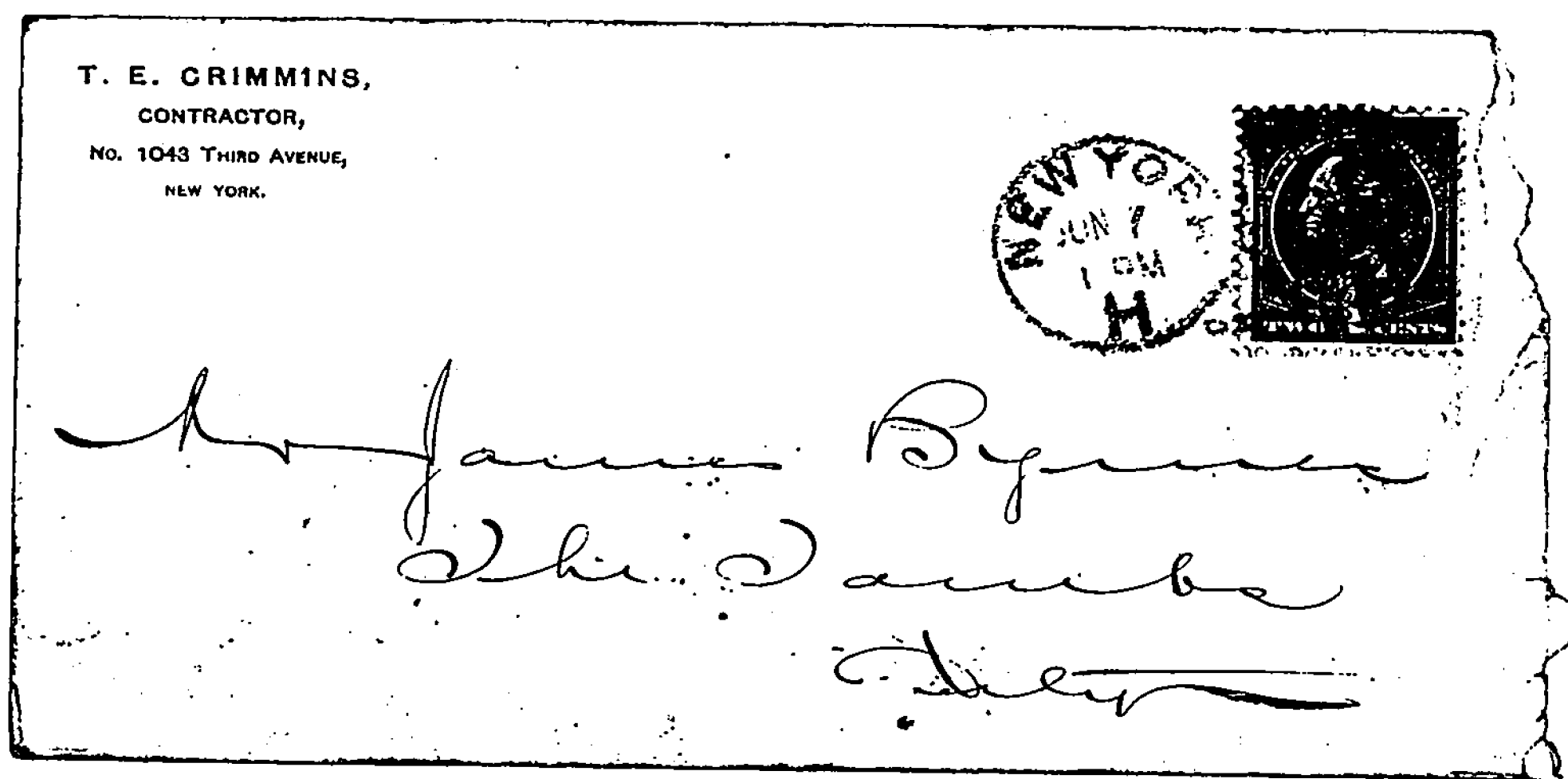
Pen 1 month, P. B. M.

June 8th.

J.

POOR QUALITY
ORIGINAL

0000



0809

Police Court— District.

CITY AND COUNTY } ss.
OF NEW YORK, }

of No. 117th St + 5th Ave Street, aged 17 years,
 occupation School-boy being duly sworn, deposes and says, that
 on the 24 day of May 1888 at the City of New York,
 in the County of New York, and feloniously in his presence
 he was violently ASSAULTED and BEATEN by

James Burns (deponent's father)
who struck deponent about thirty (30) violent
blows on his face head and body with
a heavy leather strap which he held
in his hands
 without any justification on the part of the said assailant

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

Sworn to before me, this 24 day of May 1888 } Willie Burns

John J. Horan Police Justice

Sec. 151.

Police Court— District.

CITY AND COUNTY } ss.
OF NEW YORK, }

In the name of the People of the State of New York; To the Sheriff of the County
 of New York, or 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 William Burns

of No. 117th St + 5th Ave Street, that on the 24 day of May
 1888 at the City of New York, in the County of New York,

in said presence
 he was violently Assaulted and Beaten by James Burns his father who struck
Complainant about thirty violent blows on his face head and
body with a heavy leather strap which he held in his hands

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 him
 forthwith before me, at the 1 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 24 day of May 1888

John J. Horan POLICE JUSTICE.

0810

11

Police Court, 3rd District

THE PEOPLE, &c.,
on the complaint of

James Burns
vs.
William Burns

Offence—Assault & Battery

Dated May 24 1888

James Burns Magistrate

Officer

Clerk

Witness, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

by answer _____ Session.

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 _____ 1888 _____ Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

Police Court 3rd District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Burns
vs.
William Burns

Warrant—A. & B.

Dated May 24 1888

James Burns Magistrate

Olson Officer

The Defendant _____ taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

William Burns Officer

Dated _____ 1888

This Warrant may be executed on Sunday or at night.

John J. Burns Police Justice.

WARDEN and KEEPER of the City Prison of the City of New York. Having been brought before me under this Warrant, is committed for examination to the _____

Dated _____ 1888

The within named _____

James Burns, 337 Mulled St. 5th floor

0811

Sec. 198-200.

5. District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Burns 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.

James Burns

Question. How old are you?

Answer.

35

Question. Where were you born?

Answer.

Delaware

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

Answer.

114th St. + 5 Ave New York City

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty
James Burns
made

Taken before me this

day of

May

1888

William J. McNamee
Police Justice.

08 12

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court

5

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William J. Miller

117 44th Street

James Brown

Offence Assault & Battery

Dated

May 25 1888

Magistrate

James Brown

Officer

5th Precinct

Witnesses

William J. Miller

No.

100 East 13th Street

No.

Street

No.

Street

\$

1500 to answer

Car

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 Brown

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifteen 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 25 1888 John J. Brown Police Justice.

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

Dated May 25 1888 John J. Brown Police Justice.

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

Dated May 25 1888 John J. Brown Police Justice.

08 13

Memorandum.

Office of

J. E. Grimmins.

1043 Third Avenue,

Telephone, No. 36 39th St.

New York.

Mr James Byrnes

Chester, 3rd Tenn.

June 6, 1888

I send you herewith money as
you desire. When your case is
up for trial I will be pleased
to do what I can for you.

Respectfully
J. E. Grimmins

Enclosure \$17.45

Memorandum.

Office of

J. E. Grimmins.

1043 Third Avenue,

Telephone, No. 36 39th St.

New York.

Mr James Byrnes

The Danube

June 7, 1888

Dear Sir.

I will be down to-morrow
to see you.

Yours truly
J. E. Grimmins

Pay Roll No. _____ Date May 31

Gas. Byrnes P **LABORER.**

	\$	cts.	\$	cts.
No. OF DAYS <u>4 9/10</u>	<u>2</u>	<u>25</u>	<u>14</u>	<u>45</u>
CASH _____				
J. D. & T. E. C. BALANCE DUE _____				

T. E. CRIMMINS,
CONTRACTOR,
No. 1043 THIRD AVENUE,
NEW YORK.

Thomas Byrnes
Due 90.
3rd Gen
Alb Dams

08 15

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 Burns

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

James Burns

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

The said *James Burns*

late of the City and County of New York, on the *Twenty-fourth* day of
May, in the year of our Lord one thousand eight hundred and
eighty-eight, with force and arms, at the City and County aforesaid, in and upon one

William Burns.

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault; and the said *James Burns.*

with a certain *feather stick* which the said

James Burns.

in *his* right hand then and there had and held, the same being then and there
a weapon and an instrument and ~~likely~~ *likely* to produce grievous bodily harm,
him, the said *William Burns*, 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.

08 16

SECOND COUNT—

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

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

The said *James Burns*.

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, in and upon the
said *William Burns*.

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault; and the said *James Burns* —
the said *William Burns* —
with a certain *leather strap* —
which *he* the said *James Burns* —
in *his* — right hand then and there had held, in and upon the
head and body of *him* the said *William Burns*,

then and there feloniously did wilfully and wrongfully strike, beat, —
bruise and wound, and did then and there and by the means aforesaid, feloniously,
wilfully and wrongfully inflict grievous bodily harm upon the said *William Burns*,
to the great damage of the said *William Burns*,
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 17

BOX:

309

FOLDER:

2944

DESCRIPTION:

Burns, William E.

DATE:

06/26/88



2944

08 18

BOX:

309

FOLDER:

2944

DESCRIPTION:

Griffin, Cornelius

DATE:

06/26/88



2944

08 19

BOX:

309

FOLDER:

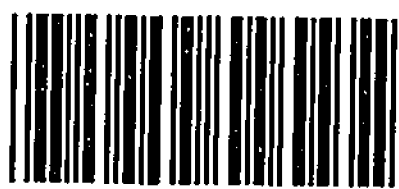
2944

DESCRIPTION:

Brennan, Thomas

DATE:

06/26/88



2944

Witnesses: *Samuel Goldberg*
George W. Mayhew

THE PEOPLE

vs.

William E. Burns

Cornelius Griffin

Thomas Brennan

Burglary in the Third degree.
(Indictment)

Section 498, Code 344.]

District Attorney.

" Aug 10/88.
" Recd brief acquainted.
July "

A True Bill.

Aug 7
Edmund A. Murray
Foreman.
July 3. Paid 7-

0821

CITY AND COUNTY }
OF NEW YORK, } ss.

James A. Mcmahon
aged *35* years, occupation *Police Officer* of No. *18*
Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Norman Spiegel*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this *19*
day of *June* 188*8* by *James A. Mcmahon*
A. J. White
Police Justice.

0822

Police Court—

4th District.

City and County } ss.:
of New York,

of No. 151 Avenue B. Herman Spiegel Street, aged 54 years,
occupation Shirt Manufacturing being duly sworn
deposes and says, that the premises No. 388 2nd Avenue Street, 18th Ward
in the City and County aforesaid the said being a factory

and which was occupied by deponent as a factory

~~and in which there was at the time a person being by name~~

were **BURGLARIOUSLY** ~~entered by means of forcibly~~ ^{attempted to be} breaking a

light of glass in the rear window of
the store floor of said premises, and
removing the latch or fastening of
the same

on the 19th day of June 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

A quantity, manufactured shirts and
cloth and muslin in piece together of
the value of Five thousand Dollars

the property of deponent

and 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 by

William Burns, Cornelius Griffin and
Thomas Brennan

for the reasons following, to wit:

That deponent was and is
informed by Officer James A. Monaghan
of the 18th Precinct Police that at about
the hour of 3 am of said date he said
the defendants in the act of breaking
said premises as described and caused
their arrest. Deponent now says that he
has examined said premises and found
them broken as described. H. Spiegel

*Examine Spiegel and the
19th day of June 1888
J. W. M. J. W. M. J. W. M.*

0823

Sec. 198-200.

V. District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Burns 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. *William Burns*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *NY*

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

Answer. *379 1. Avenue 18 mos.*

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 may think will tend to your
exculpation?

Answer. *I am not guilty.*
William E. Byrnes

Taken before me this *19*

day of *June*

1888

Police Justice.

0824

Sec. 108-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Cornelius Griffin 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. *Cornelius Griffin*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *396. 2nd Avenue 12 years*

Question. What is your business or profession?

Answer. *Clark*

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

Answer. *I am not guilty,**Cornelius Griffin*

Taken before me this

19

Day of

*August**188**Police Justice.*

0825

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Brennan 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 Brennan*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *NY*

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

Answer. *392. 2. Ave. 11 years*

Question. What is your business or profession?

Answer. *Furniture mover*

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

Answer. *I am not guilty*
Thos Brennan.

Taken before me this

day of

189

Police Justice.

0826

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

36 149 1915
Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Herbert H. H. H.
131 East 13
William H. H.
Leopoldine H. H.
Thomas H. H.
Offence Attempted
Burglary

Dated June 19 1888

Magistrate

Officer

Witnesses

No. 192. 2nd Ave

Street

No. 192. 2nd Ave

Street

No. 192. 2nd Ave

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 Defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 June 19th 1888 A. J. White Police Justice.

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

Dated _____ 1888 _____ 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 _____ 1888 _____ Police Justice.

Court of Grand Sessions
 City & County of New York
 The People &c
 against
 Frederick Schilling

To John R. Fellows
 Dist. Atty. N.Y. County -
 You will please be re-
 notified that on Wednesday the 5
 day of August 1878, at eleven
 o'clock in the forenoon, or as
 soon thereafter as counsel
 can be heard, a General
 Session of the Court
 to be held in and for the City and
 County of New York at the City
 Hall of the City of New York, in
 Part One of the said Court,
 upon all the papers heretofore
 filed and the proceedings her-
 tofore had in this action, and
 upon the affidavit of which
 a copy is hereto annexed I shall
 move that this action be
 dismissed, and if that motion
 is denied, that the defendant
 be discharged upon his own
 recognizance, and to that

motion be denied that this
action be set down for trial
to-day for trial upon a day to be
fixed by the court.

Dated this 7th day
of August 1888

Wm. H. Hardy
Attorney for Defl
285 Broadway
N. Y. City

Court of Sessions

The People

against

Frederick Schelling

Affidavit and
notice of Motion

+

Wm. H. Hardy

for defl.

285 Broadway

N. Y. City

Court of General Sessions
City & County of New York
The People vs }
against
Frederick Schelling }

City & County of New York
Embrose H. Dundy being
only sworn & ags.

I am of counsel for Fred-
erick Schelling, defendant above
named

An Indictment against
said defendant for Murder
in the first degree was filed in
this court on the 30th day
of April 1888. The said
indictment has never been
brought to trial. The trial has
not been postponed upon
the application of the defendant
and no delay in the trial has
ever been caused by him

No good cause has ever
been shown why this action
should not be dismissed, and
no sufficient reason has ever
been shown why this action
should be continued from ^{to term} term.

The defendant has been for
a long time and is now
confined in prison awaiting
trial, and I make this affi-
davit for the purpose of
applying to the court for his
relief in pursuance to the
statute in such case made
and provided.

Sworn to before me
this 7th day of August 1887
W. C. Dwyer
Notary Public
W. C. Dwyer

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William K. Burns, for
and
Thomas Brennan*

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

*William K. Burns, for
and
Thomas Brennan*
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said *William K. Burns, for
and
all.*

late of the *nineteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *nineteenth* day of *June*, in the year of our Lord one thousand eight hundred and eighty-eight, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *factory* of one

*- Herman Siegel -
attempt to*

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

Herman Siegel.

in the said *factory*, 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.

*John R. Tallon,
District Attorney*

0832

BOX:

309

FOLDER:

2944

DESCRIPTION:

Brown, Frank

DATE:

06/12/88



2944

94

Counsel,
Filed 12 day of June 1888
Pleads,

Witnesses:
Louis Kondorfer

THE PEOPLE
vs.
Frank Brown

Grand Larceny Second degree.
[Sections 528, 531, Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Edmund A. Murray
Foreman.
June 13/88.
W. H. G. J. 244.
Elmira, N.Y. P.B.M.

0834

Police Court—H District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Louis Hornbacher
of No. 205 East 54 Street, aged 40 years,
occupation Saloon Keeper being duly sworn

deposes and says, that on the 5 day of June 1888 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 day time, the following property viz:

One Coat, One Vest, One pair pants
One pr. shoes and One pr. Suspenders
together of the value of thirty
five dollars (\$35⁰⁰/₁₀₀)

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 Frank Berni now here

from the fact that at about
12 O'clock now of the above
date deponent caught said
defendant coming out of the
hallway with the said property
in his possession when
deponent caused his arrest.

Louis Hornbacher

Sworn to before me this
5 day of June 1888
by Wm. M. M. M.
Police Justice.

0035

Sec. 198-200.

H. District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Frank Brown 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 to 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.

Frank Brown

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

Germany

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

Answer.

No Union Hotel, West 4th Street

Question. What is your business or profession?

Answer.

Seegar maker

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

Answer.

I am guilty

Frank Brown

Taken before me this

10th day of June 1888

Police Justice.

0836

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

10 94 844
Police Court 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louis Handwerker
205 East 84
Charles Brown
Larceny
Offence

Dated June 5 1888

Magistrate.

Deputy District Attorney.

Witnesses

No. Street.

No. Street.

No. Street.

No. Street.
\$ 250 TO ANSWER
JUN 7 1888
DISTRICT ATTORNEY'S OFFICE

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 \$100 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 June 5 1888 Police Justice.

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

Dated..... 1888 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..... 1888 Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank Brown

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

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

The said Frank Brown

late of the City of New York, in the County of New York aforesaid, on the 12th
day of June, in the year of our Lord one thousand eighty hundred and
eighty-eight, at the City and County aforesaid, with force and arms,

one coat of the value of twenty
dollars, one vest of the value of
five dollars, one pair of
trousers of the value of ten
dollars, one pair of shoes of
the value of five dollars, and
one pair of suspenders of the
value of fifty cents, —

of the goods, chattels and personal property of one

Louis Knausberger.

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.

John Rutledge, Esq.,
District Attorney