

0430

BOX:

383

FOLDER:

3573

DESCRIPTION:

Taylor, Thomas J.

DATE:

01/24/90



3573

0431

BOX:

383

FOLDER:

3573

DESCRIPTION:

Smith, Henry

DATE:

01/24/90



3573

Witnesses:

Amelia Constock

47

Counsel,

Filed 27 day of Jan 1890

Pleads

Guilty

THE PEOPLE

28.

POLICY.
[SS 848 and 844, Penal Code].

Thomas J. Taylor
Henry Smith

John S. Sillars,
RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Robert

Foreman.

Part III 7 January 12/90.

Both parties guilty (12 counts)

No 1 Fined \$2000

No 2 " \$1000

0432

0433

Exhibit D.

1567 2nd and Dec 29/89

New York

ss.

Arthur

of 150 Nassau Street, New York City, being duly sworn depose

21 years of age, and is employed as Chief agent of the

Suppression of Vice, that he has just cause to believe, is

believe, and charge that Thomas J. [unclear]

73-74-78-75=
767-73410-
7-27-74-100=

36-52-73420-
42-67-76-710-

0434

25-29-59-73-74
25-29-59-73-74
42-29-59-73-74

New York

ss.

St. Louis
Dec 20/89 1557 2nd Ave

possession, at, in and upon
certain premises occupied by them and situate and known as

1557 Second Avenue

GLUED PAGE

0435

New York } ss.

Anthony Luntz

of 150 Nassau Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as Chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, and charge that Thomas J. Taylor, and Henry Smith here present whose real name unknown, but who can be identified by

 did, at the city of County of and State of New York, on ~~or about~~ the 20th day of December 1889, unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage as ~~a dealer or game keeper~~ in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ~~cause~~ ^{come} to believe, is informed and verily does believe from personal observation and from statements made by the said Thomas J. Taylor and Henry Smith aforesaid to deponent that the said Thomas J. Taylor and Henry Smith aforesaid, ~~do~~ ^{did} have in their possession, at in and upon certain premises occupied by them and situate and known as Number 155-7 Second Avenue in the city of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

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public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books, and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this }
21st day of December 1887. }

Anthony Bountock

Police Justice.

CITY OF New York AND COUNTY OF New York ss.

Anthony Bountock

being further sworn deposes and says that on the 20th day of December 1887, deponent visited the said premises, named aforesaid, and there saw the said Thomas J. Taylor and Henry Smith aforesaid, and had dealings and conversation with them as follows:

Deponent first saw the said Thomas J. Taylor and Henry Smith aforesaid behind a counter or long desk. The said Taylor was waiting upon persons who were standing in front of him, and was writing upon a piece of paper, and had a book or papers for recording lottery policies in front of him when deponent entered. ~~Behind~~ Near said Taylor, was the said Henry Smith who was pulling down upon a rope attached to the door trying to hold the door shut and prevent deponent and the officers from entering said room. He was near the said Taylor. Upon the wall behind them was two slate blackboards, each containing

numbers representing the drawings in Lottery, or lottery policy. One of these was mounted in a frame with ~~small~~ wrights attached so as to run up and down and upon it were two envelopes with lists of numbers in them, while under a counter in front of said Taylor were a number of drawings or slips of a similar character, in a barrel containing sawdust. These were slips such as are used in the Envelope or policy game. In the frame, tacked upon its wall, above the blackboard in its frame was a card or paper containing the following:-

"Notice"

"Players will please examine their papers & see ^{that} ~~these~~ numbers, also Lottery & Classes are correctly written,"
 "as no mistakes will be rectified after slips are drawn!"

Defendant produced papers "C." and "D" hereto annexed, and showed them to both defendants and asked Benny Seelig, where he got them in each case he said he purchased them of the said Henry Smith and that he purchased "Exhibit D" while said Taylor was present. That he saw said Taylor sell to other persons, and had been present conducting the game.

The said Taylor had beside him, upon the top of a high stool, money, which he endeavored to take. The said Taylor placed certain papers behind the counter, and upon one of said papers, defendant found the said "Exhibit D." recorded.

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Deponent further says that this is a second offense for the said Taylor, that deponent has previously arrested him for ~~similar~~ offenses at number 43 Chatham street where the said Taylor formerly kept a Policy shop or place for the sale of what are commonly called lottery policies. Deponent further says, he there saw what are commonly called lottery policies, and sheets or manifold books for recording the same, against the form of the statutes of the State of New York in such case made and provided, and particularly Section 344 Penal Code,

Subscribed and sworn to before me this }
 17th day of December 1889.

[Signature]

Police Justice.

Violation Sec. 344, P. C.
 Gambling and Policy.

| THE PEOPLE | ON COMPLAINT OF | AGAINST |
|------------|-----------------|---------|
| | | |
| | | |
| | | |
| | | |

Affidavit of Complaint.

WITNESSES:

0439

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry Smith 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. *Henry Smith*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *320 East 72nd 1 year*

Question. What is your business or profession?

Answer. *Segar dealer*

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

Answer. *I am not guilty; demand
an examination*

H. Smith

Taken before me this *21st*
day of *December* 188*9*

Police Justice.

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Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Thomas J. Taylor 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 J. Taylor

Question. How old are you?

Answer.

59 years

Question. Where were you born?

Answer.

England

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

Answer.

305 East 72nd 1 year

Question. What is your business or profession?

Answer.

Seaman

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

Answer.

I am not guilty. I demand an examination.

Thos J Taylor

Taken before me this *27*
day of *December* 188*9*

Police Justice

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Sec. 192.

7th District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Edward Hogue a Police Justice
of the City of New York, charging Henry Smith Defendant with
the offence of violation of Liquor Law

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Henry Smith Defendant of No. 320
East 72 Street; by occupation a Ague Dealer
and Andrew Horn of No. 41 East Green Place Block
Street, by occupation a Restaurant Surety, hereby jointly and severally undertake that
the above named Henry Smith Defendant
shall personally appear before the said Justice, at the 14 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Ten
Hundred Dollars.

Taken and acknowledged before me, this 21st

Day of

Dec

1889.

Ed Hogue POLICE JUSTICE.

0442

CITY AND COUNTY } ss.
OF NEW YORK, }

Supern to be before me, this
21st
day of March 1888
Justice

Andrew Horn

the within named Bail and Surety being duly sworn, says, that he is a resident and *free*
holder within the said County and State, and is worth *Twenty* Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of *House and lot of land*

situate at No 163 North Street New York City
Valued at Twenty Thousand Dollars

Andrew Horn

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination.

Taken the _____ day of _____ 1888

Justice.

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Sec. 192.

First District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Edward J. Hogan a Police Justice
of the City of New York, charging Thomas J. Taylor Defendant with
the offence of Violation of Lottery Law

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Thomas J. Taylor Defendant of No. 215
East 72 Street; by occupation a Cigar Dealer
and Andrew Horn of No. 40, Fort Green Place
Street, by occupation a Restaurant Surety, hereby jointly and severally undertake that
the above named Thomas J. Taylor Defendant
shall personally appear before the said Justice, at the 1st District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Ten
Hundred Dollars.

Taken and acknowledged before me, this 21st

do day of Feb 1889.

Edward J. Hogan
POLICE JUSTICE.

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CITY AND COUNTY }
OF NEW YORK, } ss.

Sworn to before me, this 21st day of Dec 1881
Police Justice

Andrew Horn
the within named Bail and Surety being duly sworn, says that he is a resident and freeholder within the said County and State, and is worth *Twenty* Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of *House and Lot of land situate No 163. North New York City valued at Thirty thousand dollars mortgage of Ten thousand dollars*

Andrew Horn

District Police Court.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

Undertaking to appear during the Examination.

vs.

Taken the day of 188

Justice.

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

Smith Es Thomas J Taylor
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, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Dec 23 188 9

E. J. Hogan Police Justice.

I have admitted the above-named Henry Smith Es Thomas J Taylor
to bail to answer by the undertaking hereto annexed.

Dated Dec 23 188 9

E. J. Hogan 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.

0446

4 Dec 23rd 12 M

BAILED

No. 1, by Andrew Horn
Residence 15 E. Broadway Street.

No. 2, by Same
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court--- / 1869 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

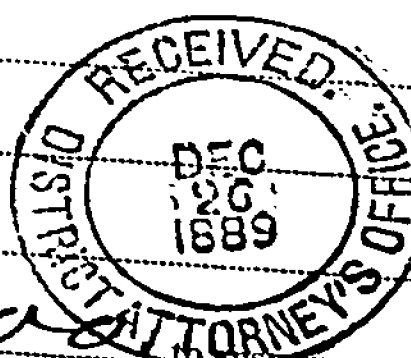
Anthony Comstock
150 Nassau St
1 Henry Smith
2 Thomas J. Taylor
3 _____
4 _____
Offence See Latter

Dated Dec 21 188 9
Hogan Magistrate.
J. Toole Officer.
B. C. Precinct.

Witnesses _____
No. _____ Street.
No. _____ Street.
No. _____ Street.

No. _____ Street.
\$ 100 Attorney's Office
Barley
Received
Selling
Cup

Bailed per v.



0447

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 J. Taylor
Henry Smith

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

Thomas J. Taylor and Henry Smith

of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES,
committed as follows:

The said

Thomas J. Taylor and
Henry Smith, both

late of the *nineteenth* Ward of the City of New York in the County of New
York aforesaid, on the *twentieth* day of *December* in the year of our
Lord one thousand eight hundred and eighty *nine*, at the Ward, City and County
aforesaid, with force and arms, unlawfully did keep a certain room in a certain building, there
situate, to be used for gambling purposes, to wit: to be used for the purpose of therein con-
ducting a certain gambling game commonly called "policy," where money and property was
dependent upon the result, 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 J. Taylor and Henry Smith

of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING
LOTTERY POLICIES THEREIN, committed as follows:

The said

Thomas J. Taylor and Henry Smith, both

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, unlawfully did keep a certain room
in a certain building there situate, to be used for the purpose of therein selling and
offering to sell what are commonly called Lottery Policies, and divers writings, papers,
and documents in the nature of bets, wagers, and insurances upon the drawing or drawn
numbers of certain public and private lotteries, and of therein endorsing and using books
and other documents for the purpose of enabling divers persons to sell and offer to sell
lottery policies and other such writings, papers and documents, 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.

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THIRD COUNT.

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

Thomas J. Taylor and Henry Smith
of the CRIME OF SELLING TO ANOTHER WHAT IS COMMONLY KNOWN AS A
LOTTERY POLICY, committed as follows:

The said

Thomas J. Taylor and Henry Smith, both

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to
one

Benny Seelig

a certain paper, instrument and writing, commonly called a Lottery Policy, which said paper,
instrument and writing, called a Lottery Policy, is as follows, that is to say:

15 16
25-29-59-73-74
25-59-14-51-58
42-29-54-67-76
10747

(a more particular description of which said instrument and writing so commonly called a
Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), against the
form of the Statute in such case made and provided, and against the peace of the People of the
State of New York and their dignity.

FOURTH COUNT.

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

Thomas J. Taylor and Henry Smith
of the CRIME OF SELLING A PAPER AND WRITING, IN THE NATURE OF A BET
AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said

Thomas J. Taylor and Henry Smith, both

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to
one

Benny Seelig

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a
certain lottery, the same being a scheme for the distribution of property by chance among
persons who had paid or agreed to pay a valuable consideration for such chance (a more par-

0449

particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say:

1 \$ 56

25-29-59-73-74
25-59-14-51-58
42-29-54-67-76

10747

(a more particular description of which said paper and writing is to the Grand Jury aforesaid unknown, and cannot now be given), 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,

FIFTH COUNT.

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

Thomas J. Taylor and Henry Smith
of the CRIME OF SELLING A WRITING PAPER AND DOCUMENT IN THE NATURE
OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows:

The said *Thomas J. Taylor and Henry Smith, both*

late of the Ward, City and County aforesaid, afterward, to wit: On the day and in the year aforesaid at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

Benny Seelig

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

1 \$ 56

25-29-59-73-74
25-59-14-51-58
42-29-54-67-76

10747

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given), 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
RANDOLPH B. MARTINE,
District Attorney.

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BOX:

383

FOLDER:

3573

DESCRIPTION:

Teeter, William L.

DATE:

01/10/90



3573

0451

Witnesses;

Harry Worcester

George Schumann

Upon the facts herein, which I have thoroughly examined, I recommend the discharge of defendant on his own recognizance.

Feb 19/90
J. D. Parker
Affd.

79.

1845

Counsel,

Filed 10 day of Jan 1890

Pleads, W. J. W.

THE PEOPLE

vs.

William D. Senter

Brigadier in the Third degree.

[Section 408] Grand Jury

JOHN R. FELLOWS,

District Attorney.

A True Bill.

G. S. Haven Foreman.

Part III February 19/90.
Defendant discharged on his own recognizance.

Court of General Sessions.

The People
 vs.
 William L. Fetter

Report.

This case has been referred to me from Part II for the purpose of ascertaining whether the People have sufficient proof to obtain a verdict of conviction against the defendant.

After an examination of the witnesses for both sides, I have come to the conclusion that the People have a prima facie case which should be submitted to a jury, although the defendant has a plausible explanation for the incriminating facts.

The case does not present such a lack of evidence on the part of the People as to render the dis-

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issuance of the indictment advisable on motion of the District Attorney.

Dated N. Y., January 27, 1890.

Edward Grossi
Serp. Thos. E.

Indictment:

Burglary 3^d degree
§ 498 P.C.

for having on the 4th of January, 1890, feloniously entered a certain railroad car of the N. Y. Central and Hudson River Road Co., with intent to commit some crime therein.

Witnesses:

Lewis McMahon, detective
23^d Subprecinct.

Locking of the car door, arrest of defendant, receipt of the key.

George Schumann,
1749 Park Avenue.

0454

Arrest of defendant.

Harry A. Worcester,

29 East 29th Street.
Delivery of false keys by defend-
ant, their nature.

Charles C. Hughes,

445 Lexington Avenue.
Value of goods in the car.

0455

Charles C. Hughes, 445 Livingston Avenue. Superintendent of the Wagner Palace Car Co., Shore Line District. I do not know the defendant. On the 4th of January, 1890, in the morning, a porter of the Palace Cars on the West Shore Line reported to me for duty. He had a letter from the Superintendent of the West Shore District addressed to me. The amount of stock that was in the buffet of the Palace Car "Westerly" was about \$60, and the value of the equipment of the said car amounted to about \$205. Previous to the defendant's arrest several of our Palace Cars had been broken into and robbed of parts of their contents.

George Schumann, 1749 Park Avenue, foreman of the porters of the Grand Central Depot. On the 3^d of January, 1890. Mr. Worcester, the Night Depot Master, directed me to assist Detective Dennis McMahon in watching two Palace Cars during the night.

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from January, the 9th and 11th, 1890.
The said cars were part of the so-called "Shop train," that is made up at Mott Haven in the evening and sent down to the Grand Central depot for the purpose of being sent out the next morning at ten o'clock on the Shore Line. The said train was standing on a side track between 47th and 48th Streets. The said detective was in ^{the} one car and I sat in the "Westerly". We were in communication with each other through the signal line that we held in our hands. At about 1.20 A. M. I heard a noise as if a key were turned in the lock of the "Westerly" and immediately thereafter I saw the defendant enter the said car. He had a lantern in his hand, and this enabled me to see him. He saw me almost as soon as he entered the car. He asked me what I was doing there. I do not remember what reply I made. Almost immediately thereafter the detective came into

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the car and when the defendant saw him, he asked what all this meant. The detective replied, he would show him, what it meant. He demanded from the defendant the key with which he had opened the door of the car. The defendant replied, that he had not such a key and that the door of the car had been open. Thereupon ~~he~~ handed a bunch of keys to the detective and said that they were all he had in his possession. After an examination of the said keys, the detective made a motion to search the defendant, whereupon the latter took another key from his pocket and gave it to the detective. It was a key for the door of the said car. The defendant was then taken to Mr. Worcester's office. I do not know of my own knowledge that the last key which the defendant handed to the detective, fitted the door of said car. At about eleven o'clock P.M.

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of the 3^d of January, 1890, a porter of the West Shore Line came to me, while I was speaking with the defendant in the "Times", and asked me, whether I could not show him a place to sleep in, as he had to go to Boston the next morning. I told him that I had no authority to grant him the privilege to sleep in any car. The defendant, however, said to him, he should come along; he would show him a car, where he might pass the night. I cannot swear that the defendant turned a key in the lock of the said door, or whether he only turned the knob.

Harry H. Worcester, 23 East 29th Street, Night Station Master of the Grand Central Depot. Among my duties are the hiring and supervision of the trainmen employed during the night. I was on duty in the night from the 3^d to the 4th of January, 1890. When the defendant had been brought to my office by de-

tective Mc Mahon, he was ordered to
 lift up his arms, so that he could
 be searched, and suddenly he
 handed me three keys on a ring
 and said: I am going to con-
 fess something that may cut
 my throat. Here are three keys
 which I found in the yard near
 49th Street the night before yester-
 day. One of the said keys was the
 spring lock key of the Wagner
 Car, another was the Puffet
 Car key. but I do not remember
 for what car the third key was made.
 The spring lock key was not an
 ordinary key, that is of the kind
 the Company furnishes them;
 it was a brass key, which had
 been changed to fit the spring
 lock. I do not know of my own
 knowledge that the door of
 the "Westerly" was locked, be-
 fore the defendant went in.
 The four keys that were found
 on the defendant, opened almost
 every Wagner Palace Car in the
 Grand Central Depot. The em-
 ployees of the company are for-

0460

bidden to enter any car or have any keys opening the said cars, except when directed by their superiors.

Seamus McMahon, detective, 28th Precinct, Grand Central Depot. By direction of the Captain I. On the 3rd of January, 1890, I was ordered by the Captain to watch the Drawing Room Buffet Cars in the Grand Central Depot for the purpose of apprehending the parties who ~~had~~ previously thereto had robbed some of said cars and who were expected to repeat the said robberies. By my request, Mr. Shumann, the porter foreman, was assigned by Mr. Worcester, the Night Depot Master, to assist me in my work. He went into the car "Westerly" to wait for the parties that might enter it, and I then went into the car ahead of the "Westerly" to watch there. Previous thereto and after leaving Mr. Shumann in said car, I closed the same by means

of the spring locked and con-
 vinced myself that the same
 was actually locked. Mr. Phur-
 man and myself were con-
 nected by the bell or signal
 rope, and about fifteen mi-
 nutes after our entering the
 said car, ^{to wit at about 1:10 A.M. 4th of January 1902} the said bell ~~rope~~
 was pulled by Mr. Phurman,
 and when I entered the "Westerly"
 I found the defendant in com-
 pany of Mr. Phurman. I
 asked him, where the keys were
 with which he opened the said
 car. He replied that he had
 no keys but his own. Upon
 my demand, he handed them
 to me. They were seven in
 number ~~and~~ on a chain.
 He did not give me any other
 key while we were in the "Wes-
 terly". I brought him to the
 Depot Master's Office, and there
 I again requested him to give
 up the key that opened the said
 car, whereupon he put his
 hand in his trousers' pocket
 and brought out a bunch

0462

of three keys, one of which fitted the lock of the said car "Westley". In putting the said key upon the desk, the defendant said, "I am going to do something that may cut my own throat." In reply to my remark, that he had before said, that he did not have any more keys than those which he had delivered to me in the car, he said, that he found the said three keys the night before in the yard. On the same day I went to defendant's house, to ~~see whether~~ look for stolen property, but I did not find any. He had nothing on his person that belonged to the Railroad Company, except the said three keys. When the defendant was caught in the "Westley", he had a lighted lantern in his hand, which he had a right to carry about.

0463

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs.

William D. Foster

BRIEF OF FACTS.

For the District Attorney.

Dated

January 28

1889

Edward Foster

Deputy Assistant

0464

Police Court— District.

City and County } ss.:
of New York,

of No. 23 East 39th Street, aged 27 years,

occupation Stationer, Drawing Room and Buffet Car, being duly sworn

deposes and says, that the premises No. 197th Street, 1st Ward

in the City and County aforesaid the said being a Drawing Room and Buffet

Car, being open to the track of the New York Central R.R. at Grand Central

and which was occupied by deponent as a

and in which there was at the time a human being, by name George Schurman

were BURGLARIOUSLY entered by means of forcibly opening the door

with a false key and entering therein

with intent to commit a felony

on the 11th day of January, 1889, in the night time, and the

following property feloniously taken, stolen, and carried away, viz:

A quantity of Wines, liquors, Segars

and Silver ware together of the

value of One hundred dollars

(\$100.00)

the property is in the care and custody 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 L. Tetter (number 3)

for the reasons following, to wit: That deponent is informed

by Officer Dennis McMahon of the

73rd Sub Precinct that at about

One o'clock A.M. of said date he

secretly locked and fastened the

door leading into said Car that

at about a half hour thereafter

he arrested defendant while in

said Car. Deponent is further

0465

informed by George Schumann No
1749 Park Avenue that at
about One O'clock on said
date he was sitting in said
Car and that he heard a key
rattle in the door of said Car
and immediately thereafter he
saw defendant enter said Car
he then signalled Officer McMahon
and caused defendant's arrest
Defendant further says that
defendant had no business
in said Car and therefore
prays that he be held to answer
and be dealt with as the
law directs

Subscribed and sworn
this 11th day of Jan'y 1890 } Harry A. Foxcorster
J. C. Kelly
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
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
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
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.

| | |
|---|-----------------------------|
| Police Court, District | Offence—BURGLARY. |
| THE PEOPLE, &c., on the complaint of | |
| 1. | |
| 2. | |
| 3. | |
| 4. | |
| Dated 1888 | Magistrate. |
| | Officer. |
| | Clerk. |
| Witness, | |
| No. | Street, |
| No. | Street, |
| No. | Street, |
| \$ | to answer General Sessions. |

0466

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 47 years, occupation Police Officer of No.

53 Sub Mermaid Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Harry A. Worcester

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

Sworn to before me, this

day of

1898

4 } Dennis McMahon

D. J. Corbett
Police Justice.

0467

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 35 years, occupation Fireman of No.

1749 Park Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Harry Worcester

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

Sworn to before me, this 4 day of January 1898 } George Schuman

Do J. C. [Signature]
Police Justice.

0468

Sec. 198-200.

CITY AND COUNTY }
NEW YORK, } ss.

District Police Court.

William L. Teeter 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I have nothing to say
at present*

Wm. L. Teeter

Taken before me this

day of *January* 189*6*

Do *Justice*

0469

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 Jan 14 18890 Paul J. Coffey 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.

0470

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- H District. 24

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Nancy A. Worcester
213 E. 39th St.
Wm. L. Decker

2 _____
3 _____
4 _____

Dated Jan 11 1890

W. R. Reilly Magistrate

McMahon Officer.

7th Sub Precinct.

Witnesses Callahan Officer

No. _____ Street.

George Schuman

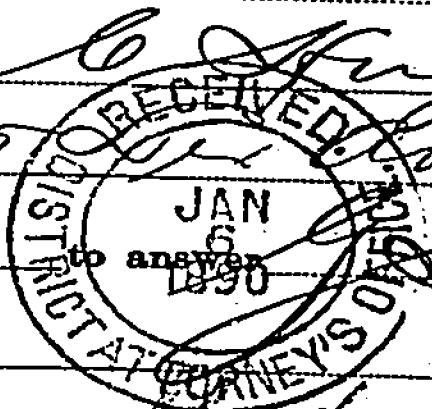
No. 1749 Park Ave Street.

Chas. C. Hughes

No. 1115 Street.

\$ 1000

Connected



0471

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 S. Teeter

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

William S. Teeter

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

The said *William S. Teeter*

late of the *Ninth* Ward of the City of New York, in the County of New York, aforesaid, on the *fourth* day of *January*, in the year of our Lord one thousand eight hundred and *ninety*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: ~~the~~ *of one*
a certain railway car of a certain corporation called the New York Central and Hudson River Rail Road Company,
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 *corporation*

in the said *railway car* 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 P. Hellman,
Attorney

0472

BOX:

383

FOLDER:

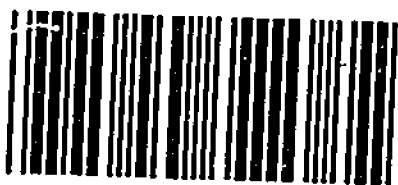
3573

DESCRIPTION:

Thomas, William H.

DATE:

01/28/90



3573

0473

401

Witness;
Adelaide L. Wood

Law for office
2/21

Counsel,
Filed *27* day of *January* 18*90*
Pleads,

THE PEOPLE
vs.
William H. Thomas
Grand Larceny, 5th Degree.
[Sections 628, 634 Penal Code.]

Chicago

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Glynn
January 28/90 Foreman.
Pleads by order
2/17/90
2/17/90

0474

Police Court

2nd District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 83 Abelaid L Wood Street, aged 31 years,
 occupation Reporter being duly sworn
 deposes and says, that on the 6th day of January 1894 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the night time, the following property, viz:

Money of the value of Twenty-
four dollars and
Jewels altogether of the
value of Fifty dollars

the property of

Mary Louisa Wood but
in deponent's charge & care

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 William H. Thomas from

the fact that on said late
deponent left said Thomas
in charge of said property
for a few minutes and
when she returned said
property as well as said
Thomas was missing

Abelaid L. Wood

Sworn to before me, this 10th day

John J. Smith Police Justice.

0475

Sec. 198-200.

4 District Police Court.

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

William H Thomas 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 H Thomas

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

Ill

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

Answer.

Chicago

Question. What is your business or profession?

Answer.

Trader

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

Answer.

I am not guilty
W H Thomas

Taken before me this

day of

Sept 11 1900
at Chicago
Justice

0476

Sec. 151.

CITY AND COUNTY }
OF NEW YORK, } ss.

Police Court 2 District.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Adeyale L. Wood

of No. 35 Clinton St Street, that on the 16 day of January

1897 at the City of New York, in the County of New York,

Mr. William H. Thomas did steal

and carry away money

and property of the value

Fifty Dollars from Complainant

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 2 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 13 day of June 1897
H. White POLICE JUSTICE.

0477

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 May 9 1889 A. J. White 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.

0478

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court---

154 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Adelaide L. Wood
vs. Clinton Pease
McBrain H. Thomas

2 _____
3 _____
4 _____

Dated Jan 23 1890
Magistrate.

Officer.

Precinct.

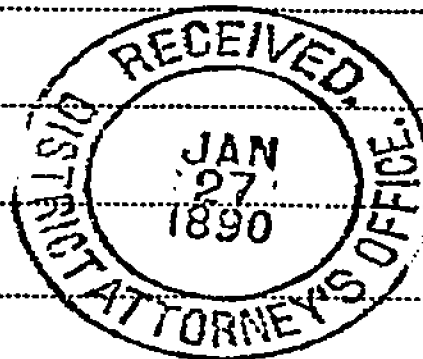
Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 5000 to answer



Caru

Hand
Office

0479

COURT OF GENERAL SESSIONS OF THE PEACE, OF THE CITY AND COUNTY
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment, accuse *William H. Thomas*
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE,
committed as follows:

The said *William H. Thomas*

late of the City of New York, in the County of New York aforesaid, on the *sixteenth*
day of *January* in the year of our Lord one thousand eight hundred and
ninety at the City and County aforesaid, with force and arms, in the
night time of the same day, divers promissory notes for the payment of money, being
then and there due and unsatisfied (and of the kind known as United States Treasury
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the
payment of and of the value of *Twenty-four*
dollars; divers other promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination
to the Grand Jury aforesaid unknown, for the payment of and of the value of
Twenty-four
dollars; divers United States Silver Certificates of a number and denomination to the Grand
Jury aforesaid unknown, of the value of *Twenty-four*
dollars; divers United States Gold Certificates of a number and denomination to the
Grand Jury aforesaid unknown, of the value of *Twenty-four*
dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *fourteen dollars, and*
divers articles of jewelry of a number
and description to the Grand Jury aforesaid
unknown, of the value of twenty-six dollars

of the goods, chattels and personal property of one *Adelaide L. Wood*
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. FELLOWS, *District Attorney.*

0480

BOX:

383

FOLDER:

3573

DESCRIPTION:

Thompson, George

DATE:

01/15/90



3573

Witnesses:

Matthews & Co.

After Charles Examination
of the and consultation
with Anne for the
Barn of the estate of
Mr. & the opinion in
which the concerns
that the land in
sufficient to form
a plantation. The
land is owned by
the land in the
the land in the
the land in the
the land in the

July 13, '91
After examination
concern in the conclusion
of Mr. Sample & Co.
means that this in the
the land in the
the land in the
the land in the

179

Counsel,

Filed 15 day of Jan 1890

Pleas, *W. H. W. H.*

THE PEOPLE

vs.

George Thompson

JOHN R. FELLOWS,

*On the 15th of Dec 1889
I have taken the following
deposition of the above
named person.*
A TRUE BILL, attested and
signed by me this 15th day of
Dec 1889.

G. H. W. H.
Foreman.

July 13, 1891

0482

House of Detention
March 13th / 91

Dear Sir I take the privilege of writing, to inform you, of the fact, that I am detained here, what our any cause how ever, as the Person has bin in state Prison thos last two days that I was a witness against. Please write and let me know whether it is necessary to detain me longer, close yours
Respectfully, Frank Edwards

0483

COURT OF GENERAL SESSIONS

THE PEOPLE &c.

vs

GEORGE THOMPSON

BRIEF FOR PEOPLE

INDICTMENT of a registered pharmacist for
permitting the compounding and dispensing
of a prescription of a medical practition-
er in his store and place of business by
a person not registered.

Sections 2015-2024, especially sec. 2023 of
The N.Y. City Consolidation Act of 1882.

This law has been passed upon by the Court of Appeals in the
case of The People vs Rontey, 117 N.Y. 624, affirming 51 Hun
235. (See brief of Mr. McKenzie Semple.)

STATEMENT OF FACTS

On the 30th of December, 1889 Matthew H. Mercer went to the
store of George Thompson at 243 Avenue B, and found William
Konch alone in the store: Mercer gave to Konch, who was an un-
registered clerk a medical prescription written by Dr.

who was a medical practitioner and Konch compounded
and dispensed said prescription and delivered the prescription
compounded to Mercer and received pay therefor and filed the
written prescription as Number 8034. Mercer waited an hour
and saw Konch serving several customers.

Thompson then came in and on inquiry told Mercer that he-Thompson-was the proprietor of the store and that Konch was in his employ. Mercer replied that Thompson was guilty of a violation of law in permitting Konch to compound a medical prescription. Thompson did not deny this accusation.

Thompson was at that time a registered pharmacist conducting a pharmacy or store for retailing dispensing and compounding medicines and poisons at No. 243 Avenue B. in the City of New York and employed there and left in charge of his pharmacy the clerk above mentioned who was not registered as a pharmacist or as an assistant pharmacist. Geroge Thompson was also a physician and engaged in the practice of that profession. *at that time*

The prescription dispensed has been lost.

Witnesses:-

Matthew H. Mercer,
115 East 14, Street.

will testify as to the occurrences in the store Dec. 30th, 1889 and admissions by Thompson

Dr. William Balser
No. 218 East 13, Street.

As Secretary of the Bd of Pharmacy and will testify that Dr. Thompson was a registered pharmacist and can rebut any possible testimony that William Konch was registered on or ~~before~~ prior to Dec. 30th, 1889.

0485

Court of General Sessions.

THE PEOPLE &c.

vs.

GEORGE THOMPSON.

Brief for People.

0486

New York Feb'y 12, 1891.

I am and have been for many years a practicing physician in New York City my present office is 99 Park St. New York City.

In November or December 1889 I wrote for Matthew H. Mercer six or eight medical prescriptions each of which called for the compounding of two or more drugs.

I have never given to Mr. Mercer any prescription except those which I have mentioned above.

R. B. Wilson M. D.

0487

Court General Session

The People
George Thompson

I have never before seen a man so full of fire and energy. He has the confidence of the people and the confidence of the press. He is a man of great power and influence. He is a man of great courage and determination. He is a man of great wisdom and insight. He is a man of great faith and hope. He is a man of great love and compassion. He is a man of great strength and endurance. He is a man of great beauty and grace. He is a man of great honor and integrity. He is a man of great respect and admiration. He is a man of great love and devotion. He is a man of great faith and hope. He is a man of great strength and endurance. He is a man of great beauty and grace. He is a man of great honor and integrity. He is a man of great respect and admiration. He is a man of great love and devotion.

New York City.

In November of December 1880 I wrote for William H.

Division in New York City and business offices to 30 Rock St.

I am now in New York City with a large number of subscribers.

New York City, N.Y.

Statement of Dr. Wilson

R. W. Wilson M.D.

0488

COURT OF GENERAL SESSION.

THE PEOPLE &c.

VS

GEORGE THOMPSON

MEM.

WILLIAM KOCH

the clerk, then unregistered, who compounded the prescription in this case, lives at present at No. 548 NINTH AVENUE, one flight up, over a cigar store: he is not at work and is at home only at night: his last place was in the drug store No. 537 9th Ave., where he has worked within two weeks.

V. report of A. N. Cole, Feby. 14th, 1891.

Robert Kelley
135 Broadway
New York N. Y.

0490

Court of General Sessions

The People vs
George Thompson }OFFICE OF ROBERT KELLY PRENTICE,
ATTORNEY AND COUNSELLOR,
NO. 155 BROADWAY,
NEW YORK, N. Y.

J. Carbone

Feb 14th 1891

Hon. McKenzie S. Temple

Assistant District Attorney
New York N. Y.

Dear Sir

Please find enclosed a copy of a statement signed by Dr. R. B. Wilson of No 99 Park Street in regard to the prescriptions written by him for Mercer. I thought it wise to obtain his statement in writing to know what to expect from his testimony. His written statement of course corroborates Mercer who will testify that he gave the clerk Koch a prescription written by Dr. Wilson and saw the clerk mix several ingredients and put them in a bottle which he labeled and dispensed.

I enclose also a memorandum in regard to the whereabouts of the clerk William Koch whose present residence is 548 Ninth Avenue. In the other memoranda relating to this case I have spelled the name Kouch which I am now informed is incorrect.

Your office already has the names and addresses of the other witnesses. Matthew H. Mercer of No 115 East 14th Street and Dr William Baker, Secy. of Pharmacy No 218 East 13th Street.

I am informed that the original prescription in this case was at one time in the District Attorney's Office in the custody of Mr. Grosse.

I should be glad to be informed when the trial is held.

Very respectfully,
Robert Kelly Prentice

0491

OFFICE OF ROBERT KELLY PRENTICE,
ATTORNEY AND COUNSELLOR,
NO. 155 BROADWAY,
NEW YORK, N. Y.

Count of General Sessions
The People vs
George Thompson

March 12th 1891

Hon Mr Kenzie Sempie.
Assistant District Attorney
New York N. Y.

Dear Sir

Messrs Blake and Sullivan
have just delivered to me a
Release executed by Dr Thompson
to Mr Matthew H. Mercer and
the Board of Pharmacy.

Very respectfully
Robert Kelly Prentice

0492

See 7 20 23

THE LAWS

REGULATING THE PRACTICE OF PHARMACY IN THE CITY AND COUNTY OF
NEW YORK.

Chapter 410, of the Laws of 1882, New York City Consolidation
Act of Eighteen Hundred and Eighty-two.
Passed July 1, 1882.

CHAPTER XXV.

TITLE 6.—PHARMACISTS AND DRUGGISTS.*

SECTION 2015 (as amended by L. 1889, Ch. 448). It shall be unlawful for any person, unless a registered pharmacist, known as a graduate in pharmacy, or as a licentiate in pharmacy within the meaning of this title, to open or conduct any pharmacy or store for retailing, dispensing or compounding medicines or poisons in the City or County of New York, except as hereinafter provided; provided that the widow or legal representatives of a deceased person, who was a registered pharmacist, known as a graduate in pharmacy or as a licentiate in pharmacy within the meaning of this title, may continue the business of such deceased pharmacist, provided that the actual retailing, dispensing or compounding of medicines or poisons be only by a graduate in pharmacy or a licentiate in pharmacy within the meaning of this title.

§ 2016. Any person, in order to be registered, shall be either a graduate in pharmacy or a licentiate in pharmacy, or a graduate having a diploma from some legally constituted medical college or society.

§ 2017. Graduates of pharmacy, within the meaning of this title, shall be those persons who have had at least four years' experience in stores where prescriptions of medical practitioners have been compounded, and who have obtained a diploma from any college of pharmacy within the United States, or from some authorized foreign institution or examining board; and licentiates in pharmacy shall be those persons who have had at least four years' experience in stores where prescriptions of medical practitioners are compounded, and who shall have passed an examination either before the board for the examination of and licensing druggists and prescription clerks in the City of New York, established by an act passed March twenty-eight, one thousand eight hundred and seventy-one, or before the Board of Pharmacy created by chapter eight hundred and seventeen of the laws of eighteen hundred and seventy-two, and continued by this title, or such foreign pharmacists as shall present satisfactory credentials or certificates of their competency and qualifications to the said Board of Pharmacy. Junior assistants or apprentices in pharmacy shall not be permitted to prepare physicians' prescriptions until they have become graduates or licentiates in pharmacy.

*NOTE.—The succeeding ten sections are a re-enactment, with slight verbal changes, of §§ 1-10 of Chapter 817 of the Laws of 1872.

§ 2018. The members of the College of Pharmacy of the City of New York shall, on the first Monday of April, one thousand eight hundred and eighty-four, and on the same day every third year thereafter, at a special meeting held for that purpose, elect five competent pharmacists, three of whom shall be graduates of some legally constituted medical college, and the remaining two graduates of some legally constituted college of pharmacy of the City of New York, and who shall form and be known as the Board of Pharmacy. The members of this board shall, within thirty days after their election as aforesaid, individually take and subscribe before the clerk of the County of New York, an oath faithfully and impartially to discharge the duties prescribed for them by this title. They shall hold office for the term of three years and until their successors are duly elected and qualified; and in case of any vacancy, the trustees of the College of Pharmacy shall fill the same from two or more nominees elected at a special meeting of the College of Pharmacy. The said board shall organize for the transaction of business by the election, by them, from their number, for the whole term, of a president and secretary. The board shall meet at least once every three months, and three members shall constitute a quorum. The duties of the said board shall be to transact all business pertaining to the legal regulation of the practice of pharmacy in the City of New York, and to examine and register pharmacists. Any pharmacist applying for examination shall pay to the secretary a fee of five dollars, and should he pass such examination satisfactorily he shall be furnished with a certificate as to his competency and qualification, signed by the said Board of Pharmacy.

§ 2019. It shall be the duty of the secretary to keep a book of registration at some convenient place, of which due notice shall be given through the public press, in which book shall be entered, under the supervision of the said board, the names and places of business of all persons coming under the provisions of this title. It shall be the duty of all such persons to appear before the said board of registration, and the fee for the registration of pharmacists shall not exceed two dollars, and for assistants shall not exceed one dollar. The secretary shall give receipts for all moneys received by him, and pay over the same to the treasurer of the College of Pharmacy aforesaid, taking his receipt therefor, which moneys shall be used for the purpose of defraying the expenses of the board of pharmacy, and any surplus shall be for the benefit of the College of Pharmacy. The salary of the secretary shall be fixed by the board, and shall be paid out of the registration fees.

§ 2020. Every registered pharmacist shall be held responsible for the quality of all drugs, chemicals and medicines he may sell or dispense, with the exception of those sold in the original packages of the manufacturer, and also those known as "patent medicines," and should he knowingly, intentionally, and fraudulently adulterate, or cause to be adulterated, such drugs, chemicals, or medical preparations, he shall be deemed guilty of a misdemeanor, and upon conviction thereof, be liable to a penalty not exceeding one hundred dollars, and in addition thereto, his name shall be stricken from the register.

§ 2021. It shall be unlawful for any person to retail any poisons enumerated in schedules A and B, as follows, to wit:

SCHEDULE A.

Arsenic and its preparations, corrosive sublimate, white precipitate, red precipitate, biniodide of mercury, cyanide of potassium, hydrocyanic acid, strychnia, and all other poisonous vegetable alkaloids and their salts, essential oil of bitter almonds, opium and its preparations, except paregoric and other preparations of opium containing less than two grains to the ounce.

SCHEDULE B.

Aconite, belladonna, colchicum, conium, nux vomica, henbane, savin, ergot, cottonroot, cantharides, creosote, digitalis, and their pharmaceutical preparations, croton oil, chloroform, chloralhydrate, sulphate of zinc, mineral acids, carbolic acid and oxalic acid, without distinctly labeling the bottle, box, vessel, or paper in which the said poison is contained, and also the outside wrapper or cover with the name of the article, the word "poison," and the name and place of the seller; nor shall it be lawful for any person to sell or deliver any poisons enumerated in said schedules A and B, unless upon due inquiry it be found that the purchaser is aware of its poisonous character, and represents that it is to be used for a legitimate purpose. Nor shall it be lawful for any registered pharmacist to sell any poisons included in schedule A, without, before delivering the same to the purchaser, causing an entry to be made in a book kept for that purpose, stating the date of sale, the name and address of the purchaser, the name and quality of the poison sold, the purpose for which it is represented by the purchaser to be required, and the name of the dispenser; such book to be always open for inspection by the proper authorities, and to be preserved for reference for at least five years. The provisions of this section shall not apply to the dispensing of poisons, in not unusual quantities or doses, upon the prescriptions of practitioners of medicine.

§ 2022. Nothing contained in the foregoing sections of this title shall apply to or interfere with the business of any practitioner of medicine, who does not keep open shop for the retailing of medicines and poisons; nor with the business of wholesale dealers, but the preceding section, and the penalties for its violation shall apply to such persons.

§ 2023. Any person who shall attempt to procure registration for himself or for any other person, under this title, by making or causing to be made any false representation, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be liable to a penalty not exceeding five hundred dollars. Any registered pharmacist who shall permit the compounding and dispensing of prescriptions of medical practitioners in his store or place of business, by any person or persons not registered, or any person not registered who shall keep open shop for the retailing or dispensing of medicines and poisons, or who shall fraudulently represent himself to be registered, or any registered pharmacist or dealer in medicines, who shall fail to comply with the regulations and provisions of this title, in relation to the retailing and dispensing of poisons, shall, for every such offence, be deemed guilty of a misdemeanor, and upon conviction thereof, be liable to a penalty of fifty dollars.

§ 2024. Each and every penalty recovered under this title shall be paid to the trustees of the College of Pharmacy, and shall form and be known as the library fund of said College of Pharmacy, and shall be expended for the purchase of books for the library of said college.

CHAPTER 301 OF THE LAWS OF 1884.

AN ACT to establish a State Board of Pharmacy, and to regulate the practice of pharmacy throughout the state of New York, except in the counties of New York, Kings and Erie.

Passed May 24, 1884; three-fifths being present.

The People of the State of New York represented in Senate and Assembly, do enact as follows:

§ 14 (as amended by L. 1887, Ch. 676). This act shall not apply to the counties of New York, Kings and Erie provided, however, that a license as a pharmacist, granted any person after examination by any board of pharmacy legally created under the laws of this State shall entitle said persons to a license, or a certificate of registration as a pharmacist from any board of pharmacy legally created under the laws of this State upon presenting to such board his said license and complying with the formal requirements of said laws.

CHAPTER 181 OF THE LAWS OF 1889.

AN ACT relating to the practice of Pharmacy.

Became a law without the approval of the Governor, in accordance with the provisions of article four, section nine, of the Constitution, April 24, 1889. Passed, three-fifths being present.

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

§ 1. To entitle any person to a license as a pharmacist or assistant pharmacist from any board of pharmacy created under the laws of this State, he must prove to the board of pharmacy to which application is made, in addition to the present requirements of the law relating to the granting of licenses by such boards, that he is a resident of the city, county or district for which the board of pharmacy, to which application is made, is created, or, if a non-resident, that he intends to practice in said city, county or district; that he has not applied for a license to, or been examined by, any other board of pharmacy of this State and been refused such license within six months immediately preceding, which proof may be made by his own affidavit.

§ 2. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

§ 3. This act shall take effect immediately.

THE PENAL CODE

OF THE

STATE OF NEW YORK.

§ 401. An apothecary, or druggist, or a person employed as clerk or salesman by an apothecary or druggist, or otherwise carrying on business as a dealer in drugs or medicines, who, in putting up any drugs or medicines, or making up any prescription, or filling any order for drugs or medicines, wilfully, negligently or ignorantly omits to label the same, or puts any untrue label, stamp or other designation of contents upon any box, bottle or other package containing a drug or medicine, or substitutes a different article for any article prescribed or ordered, or puts up a greater or less quantity of any article than that prescribed or ordered, or otherwise deviates from the terms of the prescription or order which he undertakes to follow, in consequence of which human life or health is endangered, is guilty of a misdemeanor.

§ 402. An apothecary or druggist, or a person employed as clerk or salesman by an apothecary or druggist, or otherwise carrying on business as a dealer in drugs or medicines, who sells or gives any poison or poisonous substance without first recording in a book to be kept for that purpose, the name and residence of the person receiving such poison, together with the kind and quantity of such poison received, and the name and residence of some person known to such dealer, as a witness to the transaction, except upon the written order or prescription of some practicing physician whose name is attached to the order, is guilty of a misdemeanor.

§ 403. A person whose duty it is by the last section to keep a book for recording the sale or gift of poisons, who wilfully refuses to permit any person to inspect said book upon reasonable demand made during ordinary business hours, is punishable by a fine not exceeding fifty dollars.

§ 404. (As am'd. by L. 1886 ch. 390.) A person who sells, gives away or disposes of any poison or poisonous substance (except upon the order or prescription of a regularly authorized practicing physician), without attaching to the vial, box or parcel containing such poisonous substance, a label with the name and residence of such person, the word "poison" and the name of such poison, all written or printed thereon in plain and legible characters; and a person who, after the first day of January, eighteen hundred and eighty-seven, sells, gives away or disposes of, or offers for sale any sulphate or other preparation of opium or morphine, except paregoric and those preparations containing two grains or less of opium or morphine to the ounce, without attaching to the bottle, vial, box or package containing such sulphate or other preparation of opium or morphine, a scarlet label lettered in white letters, plainly naming the contents thereof, with the name and residence of such person, is guilty of a misdemeanor.

0495

§ 405. No person employed in a drug store or apothecary's shop shall prepare a medical prescription unless he has served two years' apprenticeship in such a store or shop, or is a graduate of a medical college or college of pharmacy, except under the direct supervision of some person possessing one of those qualifications; nor shall any proprietor or other person in charge of such store or shop permit any person not possessing such qualifications to prepare a medical prescription in his store or shop, except under such supervision. A person violating any provision of this section is guilty of a misdemeanor punishable by a fine not exceeding one hundred dollars, or by imprisonment not exceeding six months; and in case of death ensuing from such violation, the person offending is guilty of a felony punishable by a fine not less than one thousand dollars nor more than five thousand dollars, or by imprisonment not less than two years nor more than four years, or by both such fine and imprisonment.

CHAPTER 636 OF THE LAWS OF 1887.

AN ACT to regulate the sale of morphine by druggists and apothecaries in this State.

Passed June 21, 1887; three-fifths being present.

The people of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. From and after the passage of this act no pharmacist, druggist, apothecary or other person shall re-fill more than once, prescriptions containing opium or morphine or preparations of either in which the dose of opium shall exceed one-fourth grain or morphine one-twentieth grain, except with the verbal or written order of a physician.

§ 2. Any person violating the provisions of section one of this act shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be fined not less than ten dollars nor more than twenty-five dollars, in the discretion of the Court for each and every such offense.

§ 3. This act shall take effect immediately.

SCHEDULE A.

Arsenic and its preparations, corrosive sublimate, white precipitate, red precipitate, biniodide of mercury, cyanide of potassium, hydrocyanic acid, strychnia, and all other poisonous vegetable alkaloids and their salts, essential oil of bitter almonds, opium and its preparations, except paregoric and other preparations of opium containing less than two grains to the ounce.

SCHEDULE B.

Aconite, belladonna, colchicum, conium, nux vomica, henbane, savin, ergot, cottonroot, cantharides, creosote, digitalis, and their pharmaceutical preparations, croton oil, chloroform, chloralhydrate, sulphate of zinc, mineral acids, carbolic acid and oxalic acid, without distinctly labeling the bottle, box, vessel, or paper in which the said poison is contained, and also the outside wrapper or cover with the name of the article, the word "poison," and the name and place of the seller; nor shall it be lawful for any person to sell or deliver any poisons enumerated in said schedules A and B, unless upon due inquiry it be found that the purchaser is aware of its poisonous character, and represents that it is to be used for a legitimate purpose. Nor shall it be lawful for any registered pharmacist to sell any poisons included in schedule A, without, before delivering the same to the purchaser, causing an entry to be made in a book kept for that purpose, stating the date of sale, the name and address of the purchaser, the name and quality of the poison sold, the purpose for which it is represented by the purchaser to be required, and the name of the dispenser; such book to be always open for inspection by the proper authorities, and to be preserved for reference for at least five years. The provisions of this section shall not apply to the dispensing of poisons, in not unusual quantities or doses, upon the prescriptions of practitioners of medicine.

§ 2022. Nothing contained in the foregoing sections of this title shall apply to or interfere with the business of any practitioner of medicine, who does not keep open shop for the retailing of medicines and poisons; nor with the business of wholesale dealers, but the preceding section, and the penalties for its violation shall apply to such persons.

§ 2023. Any person who shall attempt to procure registration for himself or for any other person, under this title, by making or causing to be made any false representation, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be liable to a penalty not exceeding five hundred dollars. Any registered pharmacist who shall permit the compounding and dispensing of prescriptions of medical practitioners in his store or place of business, by any person or persons not registered, or any person not registered who shall keep open shop for the retailing or dispensing of medicines and poisons, or who shall fraudulently represent himself to be registered, or any registered pharmacist or dealer in medicines, who shall fail to comply with the regulations and provisions of this title, in relation to the retailing and dispensing of poisons, shall, for every such offence, be deemed guilty of a misdemeanor, and upon conviction thereof, be liable to a penalty of fifty dollars.

0496

§ 2018. The members of the College of Pharmacy of the City of New York shall, on the first Monday of April, one thousand eight hundred and eighty-four, and on the same day every third year thereafter, at a special meeting held for that purpose, elect five competent pharmacists, three of whom shall be graduates of some legally constituted medical college, and the remaining two graduates of some legally constituted college of pharmacy of the City of New York, and who shall form and be known as the Board of Pharmacy. The members of this board shall, within thirty days after their election as aforesaid, individually take and subscribe before the clerk of the County of New York, an oath faithfully and impartially to discharge the duties prescribed for them by this title. They shall hold office for the term of three years and until their successors are duly elected and qualified; and in case of any vacancy, the trustees of the College of Pharmacy shall fill the same from two or more nominees elected at a special meeting of the College of Pharmacy. The said board shall organize for the transaction of business by the election, by them, from their number, for the whole term, of a president and secretary. The board shall meet at least once every three months, and three members shall constitute a quorum. The duties of the said board shall be to transact all business pertaining to the legal regulation of the practice of pharmacy in the City of New York, and to examine and register pharmacists. Any pharmacist applying for examination shall pay to the secretary a fee of five dollars, and should he pass such examination satisfactorily he shall be furnished with a certificate as to his competency and qualification, signed by the said Board of Pharmacy.

§ 2019. It shall be the duty of the secretary to keep a book of registration at some convenient place, of which due notice shall be given through the public press, in which book shall be entered, under the supervision of the said board, the names and places of business of all persons coming under the provisions of this title. It shall be the duty of all such persons to appear before the said board of registration, and the fee for the registration of pharmacists shall not exceed two dollars, and for assistants shall not exceed one dollar. The secretary shall give receipts for all moneys received by him, and pay over the same to the treasurer of the College of Pharmacy aforesaid, taking his receipt therefor, which moneys shall be used for the purpose of defraying the expenses of the board of pharmacy, and any surplus shall be for the benefit of the College of Pharmacy. The salary of the secretary shall be fixed by the board, and shall be paid out of the registration fees.

§ 2020. Every registered pharmacist shall be held responsible for the quality of all drugs, chemicals and medicines he may sell or dispense, with the exception of those sold in the original packages of the manufacturer, and also those known as "patent medicines," and should he knowingly, intentionally, and fraudulently adulterate, or cause to be adulterated, such drugs, chemicals, or medical preparations, he shall be deemed guilty of a misdemeanor, and upon conviction thereof, be liable to a penalty not exceeding one hundred dollars, and in addition thereto, his name shall be stricken from the register.

§ 2021. It shall be unlawful for any person to retail any poisons enumerated in schedules A and B, as follows, to wit:

0497

TORN PAGE

Count of General SessionsThe People vsGeorge ThompsonOFFICE OF ROBERT KELLY PRENTICE,
ATTORNEY AND COUNSELLOR,
NO. 155 BROADWAY,
NEW YORK, N. Y.March 3rd 1891

Hon. M. Kenzie Scampl

Assistant District Attorney

New York N. Y.

Dear Sir

Having been asked to see you in relation to the case George Thompson, indicted for a violation of the Pharmacy Law, and after a conversation had this morning with Mr Davis of the District Attorney's office and Mr Blake the counsel for the defendant, upon conference with the Secretary of the Board of Pharmacy I beg to say that there is no objection under the circumstances to accepting Mr Blake's offer of this morning, which was to give a release or stipulation against any action for false imprisonment if a Nolle should be entered in the case. The case was a very good one against the defendant a year ago but part of the evidence at that time included the bottle and prescription compounded by an unregistered clerk in the defendant's pharmacy. In the interval Mr. Mercer the principal witness has been through a very trying experience and the prescription bottle has been lost. Mr Mercer is the principal witness and this bottle would have been the principal exhibit. The long delay has been at the instance of the defendant, as I understand. Other cases have arisen of more recent issue and the Board of Pharmacy is willing to have this case end if Mr Thompson the defendant shall not pursue them or embarrass them by pleading in a civil Court that this prosecution was dismissed as without cause. I remain

Court of General Sessions

The People etc -
- vs -
George Thompson

City & County of New York vs. -

George Thompson
being duly sworn deposes and says
that he is the above named deponent -
and resides at no 346 East
15 Street and that he is a medical
practitioner in the City of New York
and also engaged in the drug
and apothecary business having
a drug store at no 243 Avenue
B. in said City - that he gave
specific and positive instructions
to one William Stock who was
a clerk in charge of deponent's
drug store on the date when the
alleged prescription referred to
in the indictment was put up
that he must under no circumstances
put up any prescriptions in the
absence of the deponent - but must
send any that should be presented to
the drug store on the next business

0499

Kept by one George Lewis and that
was the invariable practice in
the absence of the deponent
and that the said William Keel
had no authority at any time
to prepare a prescription but on
the contrary was always expressly
forbidden to do so
Sworn to before me
this 10th day of February 1891 George Thompson
Gilbert Keel
Commissioner of Deeds
N. County.

0500

25

Court of General Sessions

The People etc

-vs-

George Thompson

City & County of New York ss:-

Martin J. Schuh

being duly sworn, deposes and says, that he resides at No 58 Stanton Street this City that on or about the 20th day of December 1890, then deponent was then a clerk in defendant's employ the same date when the alleged prescription referred to in the indictment was put up. that the defendant always gave order not to put up any prescriptions unless he (the defendant) be present and not otherwise but to send all that should be presented in his absence to George Lawson's drug store on the next block and that was the invariable practice in the absence of the defendant -

Sworn to before me

this 12th day of Feb'y 1891

Martin J. Schuh.

Gilbert M. Brown

Commr of Deeds.
N.Y. County.

Court of General Sessions
City and County of New York

The People etc }
 agst
George Thompson }

City & County of New York vs:-

William Koch

being duly sworn deposes and says
that he resides at no 548 Ninth
Avenue in said City - that he was
in the employ of Dr George Thompson
the above named defendant at the time
when the alleged prescription referred
to in the indictment herein was
prepared and that he prepared the
same that the defendant did not
know nor does he now know
that the paper handed him was a
prescription that he believed it
was not or he would have not
prepared the same. that Dr Thompson
had given him very strict orders not
to prepare any prescriptions and
that in the Doctor's absence all
prescriptions coming to the store
must be sent to Lawson's drug

0502

stood on the next block which
instructions were never departed
from whilst the deponent was in
defendants employ
Sworn to before me
this 16th day of February 1891 } William Hoch

Thomas J. L. Davis
Notary Public
N. Y. C.

0503

February 14th 1891

Long Island City
Fifth St Pharmacy

I hereby certify, that for quite
a time, when Mr Koch, Dr Geo
Thomson's clerk, was with him,
I, a registered Pharmacist of
New York City, have put up many
prescriptions for Dr Geo Thomson's
Drug Store, which is only a block
away from the store, & owned
at that time.

Respectfully
George Lewson

Subscribed & sworn
before me this

14/91

Wm C. Fay
Notary Public
Queens Co

0504

Court of General Sessions

The People etc

- against -

George Thompson

Affidavits

Blaker Sullivan
Deft's atty
71 Centre St. Nyc

0505

COURT OF GENERAL SESSIONS.

THE PEOPLE &c. :

vs. :

GEORGE THOMPSON. :

Take notice that you are required to produce on the trial of this cause the file of all the prescriptions compounded or dispensed on the 30th, day of December 1889, at the Pharmacy No. 243 Avenue B. and in particular the prescription numbered 8034.

New York January 1891.

Yours &c.

0506

COURT OF GENERAL SESSIONS

THE PEOPLE &c.

VS

GEORGE THOMPSON

NOTICE TO PRODUCE

0507

State of New York, :
City & County of New York: SS

MATTHEW H. MERCER of No. 113 East 14th Street being
duly sworn, says that he is a citizen of the State of New
York, and resides in the City of New York; that on the 30th
day of *December* 188*9*, one *George Thompson* being
a registered pharmacist conducting a pharmacy or store for
retailing dispensing and compounding medicines or poisons in
the City and County of New York, at premises No. *243 Avenue B*
in said City, did at his store or place of business afore-
said unlawfully permit the compounding and dispensing of a
prescription of a medical practitioner by a person not reg-
istered as required by law, to wit, by one *William*
Roush : all of which was in violation of the laws of
the State of New York and especially of Chapter 410 of the
Laws of 1882, known as the New York City Consolidation Act
of 1882, passed July 1st 1882, and especially of sections
2017, 2019 and 2023 of said act.

Sworn to before me this:
day of Jan. 1890. :

M. H. Mercer

Edgar

Police Justice

0500

POLICE COURT 2nd DISTRICT

The People &c.

on the complaint of

Matthew H. Mercer

against

George Thompson

A F F I D A V I T

Violation of Pharmacy Law

Magistra

Officer

Witnesses

No.

No.

\$ to answer.

0509

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

George Thompson 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. George Thompson

Question. How old are you?

Answer. 73 Years

Question. Where were you born?

Answer. Ireland

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

Answer. 346 E 15 Street 8 months

Question. What is your business or profession?

Answer. Pharmacy & Physician

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

Answer.

I am not guilty
George Thompson

Taken before me this

day of

188

Police Justice

05 10

Sec. 151.

Police Court 2 District.

CITY AND COUNTY }
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Matthew H. McCreer
of No. 115 East 14th Street, that on the 30th day of December

1889 at the City of New York, in the County of New York, one George Thompson being a registered pharmacist conducting a pharmacy or store for retailing, dispensing and compounding medicine or poisons in the City and County of New York at premises No 243 Avenue B in said City, did at his store or place of business aforesaid unlawfully permit the compounding and dispensing of a prescription of a medical practitioner by a person not registered as required by law.

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 2 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 30th day of December 1889.

[Signature]
POLICE JUSTICE.

0511

150 B.M. 23. Mr. Ireland Drugs No. 346. E. 13th Ave

The within named

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

Dated188

.....Police Justice.

POLICE COURT 2 DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Matthew H. Weller

vs.

George Thompson

Warrant-General.

Dated January 6 1880

Wegman Magistrate.

Brands M. Campbell Officer.

The Defendant George Thompson
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Brands M. Campbell Officer.

Dated January 7 1880

This Warrant may be executed on Sunday or at
night.

Police Justice.

05 12

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 Three 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 Jan 11 18890 E. H. Hagan Police Justice.

I have admitted the above-named

Defendant

to bail to answer by the undertaking hereto annexed.

Dated Jan 11 18890 E. H. Hagan Police Justice.

There being no sufficient cause to believe the within named

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

Dated _____ 188

Police Justice.

05 13

4 Jan 9th 90
10³⁰ A.M.
11. 10.30

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Matthew H. Mercer

George Thompson

2

3

4

Dated

1890

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

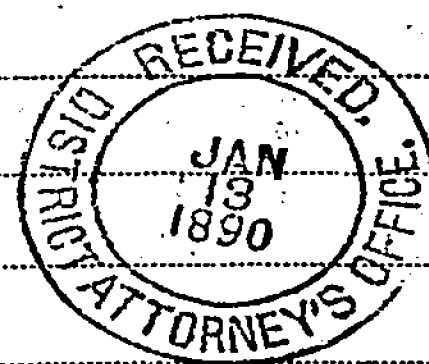
No.

Street.

\$ 3.00 to answer

G. S.

Bailed



Office of Pharmacy

Chapt 2015-2023 Court

0514

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

George Thompson

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

Indictment accuse George Thompson of a Misdemeanor,

of the crime of

committed as follows:

The said George Thompson,

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

thirtieth day of December, in the year of our Lord one thousand
eight hundred and eighty-nine, at the City and County aforesaid,

being a registered pharmacist, did unlawfully
permit the compounding and dispensing of
drugs prescriptions of divers medical practitioners
in the store and place of business of him the
said George Thompson, there situate, by one
William Kouch, a person not registered as
required by law, 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.

05 15

BOX:

383

FOLDER:

3573

DESCRIPTION:

Thompson, Mary

DATE:

01/07/90



3573

05 16

BOX:

383

FOLDER:

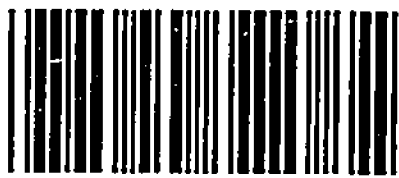
3573

DESCRIPTION:

Thompson, Samuel

DATE:

01/07/90



3573

Witnesses;

Augusta Wickman
Officer Carley

Counsel, *John Gallagher*

Filed

day of Aug 18 90
MP leads, not guilty

THE PEOPLE

' vs. *R*

Mary Thompson

and *R*

Samuel Thompson

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

Part 3 Jan 9 at dist against

WJF

A True Bill

Benjamin
Gustav

Foreman.

Part II January 9/90

Both tried and acquitted

0517

05 18

Police Court— District.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. 115 Chambers Street,

Harness maker being duly sworn, deposes and says, that

on Wednesday the 1st day of January

in the year 1897 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Mary

Thompson and Samuel Thompson
(both now here) that said Mary
struck deponent upon his head
with a drinking glass which
she held in her hand and the
said Samuel Thompson cut
and stabbed deponent upon the
face with the blade of a knife
which he defendant ^{Samuel} held in
his hand

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

Wherefore this deponent prays that the said assailants may be ~~apprehended~~ bound to answer
for the above assault, etc., and be dealt with according to law.

Sworn to before me, this 1st day

of January 1897

Rudolph W. Huberman

W. J. McDonough

POLICE JUSTICE.

05 19

Sec. 193-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Mary Thompson

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

Germany

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

Answer.

51 St. Fifth Avenue. 1 year

Question. What is your business or profession?

Answer.

Embroidery

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

Answer.

I am not guilty
Mary Thompson

Taken before me this

day of *January* 189*9*

Wm. H. H. H. H.
Police Justice.

0520

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

Samuel Thompson 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.

Samuel Thompson

Question. How old are you?

Answer.

25 years

Question. Where were you born?

Answer.

New York

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

Answer.

57 St. Fitch Ave; 11 years

Question. What is your business or profession?

Answer.

Porter

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

Answer.

I am not guilty

Samuel Thompson

Taken before me this

1st

day of *January* 18*98*

H. L. Robinson

Police Justice.

0521

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, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated July 1 1890 A. T. McMahon Police Justice.

I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

Dated.....188

Police Justice.

There being no sufficient cause to believe the within named.....

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

Dated.....188

Police Justice.

0522

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court---

8 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Rudolph Wukhrman
116 1/2 Chamber St
Mary Thompson
Samuel Thompson

3

4

Dated *Jan 1* 1890

W. Mahon Magistrate.

Carter Officer.

4 Precinct.

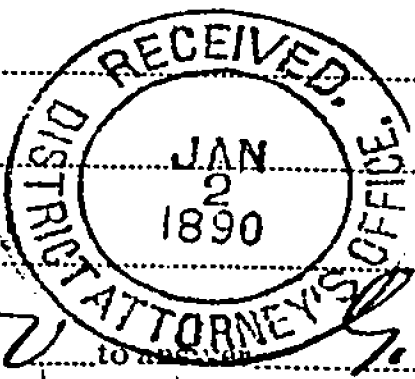
Witnesses *Anthony Huber*

No. *57 White St* Street.

No. Street.

No. Street.

\$ *1000*



Amli

0523

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against
Mary Thompson
and
Samuel Thompson

The Grand Jury of the City and County of New York, by this indictment, accuse
Mary Thompson and Samuel Thompson
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Mary Thompson and Samuel Thompson*, both
late of the City of New York, in the County of New York aforesaid, on the
first day of *January* in the year of our Lord
one thousand eight hundred and *eighty-nine*, with force and arms, at the City and
County aforesaid, in and upon the body of one *Rudolph Wuhrman*
in the Peace of the said People then and there being, feloniously did make an assault
and *him* the said *Rudolph Wuhrman*
with a certain *knife and also*

which the said *Mary Thompson and Samuel Thompson*
in *their* right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent *him* the said *Rudolph Wuhrman*
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said
Mary Thompson and Samuel Thompson
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Mary Thompson and Samuel Thompson*, both
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 body of
the said *Rudolph Wuhrman* in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and *him* the said
Rudolph Wuhrman
with a certain *knife*

which the said *Mary Thompson and Samuel Thompson*
in *their* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab 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.

0524

THIRD COUNT—

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

Mary Thompson and Samuel Thompson
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Mary Thompson and Samuel Thompson, both*

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
Rudolph Wuhrman in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
the said *Rudolph Wuhrman*
with a certain *knife*

which *they* the said *Mary Thompson and Samuel Thompson*
in *their* right hand then and there had and held, in and upon the
of *him* the said *Rudolph Wuhrman*

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said *Rudolph Wuhrman*

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.

0525

BOX:

383

FOLDER:

3573

DESCRIPTION:

Tomasole, Pasquale (Tomasulo)

DATE:

01/23/90



3573

0526

207 Day

Witnesses:

Andrew Riggs
officer No. 100

6 Dec 1892

Counsel,

23

Filed day of June 1892

Pleas,

Indigently is

THE PEOPLE

vs.

Sasquale Tomaso

[Sections 343, 344 and 385, Penal Code]
GAMING HOUSE, &c.

JOHN R. FELLOW

District Atty.

A True Bill

J. J. F. Arvin

Forfeited.
Part 2 - May 3, 1892.
Indigently on his verbal
recognition on motion
of the District Attorney.

Complainant
cannot be found
within specified
days he went
to Jail - I am sorry
that that defendant
be discharged on
his own recognizance
May 22nd 92
G. J. P.
J. J. P.

Court of General Sessions of the Peace
for the City and County of New York.

The People &c.

Against
Pasquale Tomasullo

Defendant

City and County of New York:

Pasquale Tomasullo being
duly sworn says: That he is 44 years
of age; has a wife and five children,
and resides at 139 Mulberry Street
in said city: That his occupation
is that of a Bookblack: That at the
time of his arrest, and about five
months prior thereto, his occupation
was that of a Bar-tender, at No. 78
Mulberry Street, and that he was
employed by one Sebastiano Radici
who was the owner of the Saloon at
the above mentioned premises.

That said Saloon as kept by said
Sebastiano Radici, was not a Gambling
place; and that during the time that
deponent was employed there he
saw no gambling going on.

0528

Deponent further says: That the persons who came in the saloon always came in for the purpose of taking a drink of beer or other liquor; and never for the purpose of gambling.

That at the time that it is alleged, ⁱⁿ the complaint, that the complainant gambled with an unknown person in the saloon above mentioned, ~~deponent~~ ^{deponent} was attending bar and did not see what they were doing. but occasionally glasses of beer would be ordered and the hunchman would serve them. If I had seen any any gambling going on, I would undoubtedly have stopped them and put them out of the place, as no gambling was allowed in that place.

On information and belief deponent further says: That the person who swore to the complaint departed for Italy about two or three months ago never to return.

Wherefore, the deponent prays, that the case against him

0529

may be dismissed and that he
may be discharged.

Sworn to before me } Pasquale Bonasera
this 2nd day of May 1892 }
Dorsey W. Ferrari
Commr. of Deeds
New York City & County

0530

Court of General
Sessions.

People

- vs -

Paragade Tomasso

Applicant vs

Defendant

0531

Police Court, / District.

City and County } ss.
of New York,

of No. 86 Mulberry

occupation Licence Vendor

that on the 13 day of January

York, in the County of New York,

Andrew Riggi

Street, aged 58 years,

being duly sworn, deposes and says,

1880, at the City of New

Pasquale Tomasole

(mulberry) did unlawfully keep and maintain, premises No. 46 Mulberry Street, and knowingly permits idle disorderly and evil disposed persons to resort there to gamble and play at Cards and Games of chance for money in violation of Law and to the common nuisance of the people of the State of New York.

Deponent came in the said premises then then superintended by said defendant, when another person whose name is unknown to deponent induced deponent to play a game of Cards called (Scopa) otherwise known as sweep for the sum of ten dollars a game and deponent played ten games with said unknown person and lost good and lawful money of the United States to the amount of one hundred dollars. That said defendant Pasquale was the holder of said money and deponent saw said defendant at the first game pay over the money \$10⁰⁰ to said unknown person.

That thirty dollars of deponent's money was not paid over to said unknown person and was kept by said Pasquale.

Deponent charges that said Pasquale and said unknown person acted in concert with each other in obtaining deponent's money and that both defendants had an interest in said game, in which deponent was cheated and defrauded of said money as above said.

Andre Riggi

Sworn to before me this
14 day of January 1880
at New York City
Notary Public

0532

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Pasquale Tomasello 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.

Pasquale Tomasello.

Question. How old are you?

Answer.

40 years

Question. Where were you born?

Answer.

Italy

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

Answer.

83 Mulberry St

Question. What is your business or profession?

Answer.

Barkeeper

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

Answer.

I am not guilty
Pasquale Tomasello

Taken before me this

day of

1890

Police Justice.

0533

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 January 14 1890 W. W. McMahon Police Justice.

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

Dated January 14 1890 W. W. McMahon 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.

0534

BAILED,
No. 1, by Luigi De Vito
Residence 83 Mulberry Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court--- / District. ⁸⁹

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Andrew Reggi
86 Mulberry
1 Pasquale Tommasi
2 _____
3 _____
4 _____

Quincy
Offence

Dated Jan 14 1890
W. A. Mahan Magistrate.
Chas. F. Furlong Officer.
Precinct. 6

Witnesses _____
No. _____ Street.
No. _____ Street.

No. 1000
1000 for Ex Jan 14. 3 Pen
JAN 16 1890
RECEIVED
DISTRICT CLERK
TO ANSWER
ATTORNEY
G. A. F. Furlong
Shaw

0535

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Pasquale Tomasole

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

Pasquale Tomasole

(Sec. 343, of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING, committed Penal Code.) as follows:

The said

Pasquale Tomasole

late of the *Sixth* Ward of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *January* in the year of our Lord one thousand eight hundred and ~~eighty-~~ *ninety*, and on divers other days and times as well before as after, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a certain room in a certain building there situate, to be used for gambling, 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. (Sec. 344, Penal Code.)

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

Pasquale Tomasole

of the CRIME OF ALLOWING A ROOM, ESTABLISHMENT, TABLE AND APPARATUS TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said

Pasquale Tomasole

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on said other days and times, at the Ward, City and County aforesaid,

0536

a certain room in a certain building there situate, and a certain gambling-table, and establishment, and diver cards, chips, devices and apparatus, a more particular description whereof is to the Grand Jury aforesaid unknown, and cannot now be given, the same being suitable for gambling purposes, with force and arms, feloniously did allow to be used for gambling purposes, 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. (Sec. 385, Penal Code.)

And the Grand Jury aforesaid, by this indictment, further accuse the said *Pasquale Tomasole* of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said

Pasquale Tomasole
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on said other days and times, at the Ward, City and County aforesaid, with force and arms, a certain common gaming-house there situate, for *his* lucre and gain, unlawfully and injuriously did keep and maintain; and in *his* said common gaming-house, then and on said other days and times, there unlawfully and injuriously did cause and procure divers idle and ill-disposed persons to be and remain, and the said idle and ill-disposed persons, on the day and in the year aforesaid, and on said other days and times, to game together and play at a certain unlawful game of cards called *Sweep*; in the said common gaming-house aforesaid, there did unlawfully and injuriously procure, permit and suffer, and the said idle and ill-disposed persons, then, and on said other days and times, in the said common gaming-house aforesaid, by such procurement, permission and sufferance of the said *Pasquale Tomasole*

there did game together and play at said unlawful game of cards, for divers large and excessive sums of money, to the great annoyance, injury and damage of the comfort and repose of a great number of persons, good citizens of our said State, there inhabiting and residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the Statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

JOHN R. FELLOYS,
District Attorney.

0537

BOX:

383

FOLDER:

3573

DESCRIPTION:

Trainer, John

DATE:

01/20/90



3573

0538

Witnesses;

officer Cox
18th District
This affd is a
voluntary confession
that he frequently
commences upshots
to deliver every card
in the case he
thinks where he
intends for a
M. Secord degree

FM

257

Counsel, *D*
Filed *day of Aug* 1898
Plends,

THE PEOPLE
vs.
John Tramor
ASSAULT IN THE THIRD DEGREE
(Section 219, Penal Code).

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. J. Fox
Foreman.
Aug 21/98
Henry J. Smith
1898

0539

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK }

4 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty of the
Charge John Tramer

Taken before me this
day of

1891

Police Justice

0540

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 McGundam

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fine 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 Jan 2 1889, De Voe 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.

0541

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court 4 District 25

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick Cox

vs.
John Trainor

1 _____
2 _____
3 _____
4 _____

Offence Assault

Dated *January 2* 1890

Daniel O'Reilly Magistrate

Cox Officer.

18 Precinct.

Witnesses _____

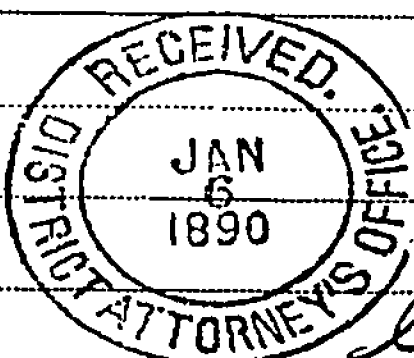
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 5.00 to answer.

COMMITTED.



G.S.

Ans. 3

0542

New York General Sessions.

The People v
— apt —
John Francis

Sir

Please take notice that upon
the annexed affidavits (a copy whereof
is hereby served upon you) I shall
move this Honorable Court before
Recorder Smyth in Part III on the 26th
day of November 1890 at the opening of
the Court on as soon thereafter as Counsel
be heard, for an order remitting the fine
of \$150 imposed upon the defendant herein
in addition to an imprisonment of one
year in the State's Prison and for such other
and further relief as may seem
just.

Dated New York Nov: 25th 1890

For
Jacob Berlinger
Atty for petitioner
23 Chambers St
N.Y.

By
Hon John R. Fellows
Dist Atty N.Y.C.

0543

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK,

John Trainor being duly sworn, deposes and says that he was convicted of *Assault 3^d Degree* at the court of *Annual* Sessions of the Peace, and on the *21st* day of *January*, 18*90* was sentenced by *J. M. Frederick Smyth* to confinement in the New York Penitentiary for the term of *one* year and *one* month and fined *One Hundred and Fifty* dollars, and in default of payment thereof to be held in custody for the further term of *168* days or until the same be paid.

And he further deposes and says that he is credibly informed and verily believes that his Excellency the Governor of the said State did—upon the report of the Warden of the said Penitentiary, that he had complied with the requirements of the act passed *May 4th 1886* ~~February 20, 1875~~ direct a deduction of *Three* months from the term of his sentence, whereby the said term expired on the *21st* day of *November*, 18*90*.

And he still further deposes and says that he is entirely without money, property or means of any kind, and that he is utterly unable to satisfy and pay the said fine of *One Hundred & Fifty* dollars, for the non-payment of which he has been since the *21st* day of *November*, 18*90*, and is now held in custody at the Penitentiary aforesaid.

Sworn and subscribed before me this *26*

day of *November*, 18*90*

Samuel M. Crane

Commissioner of Prisons
Attest

0544

W

THE PEOPLE

Of the State of New York

Wm. V. V. V.

January 21 1899

PENITENTIARY.

Stellman

And to pay a fine of *Twenty*
Five Dollars.
And to stand committed until the same be paid,
or be imprisoned for *15* days.

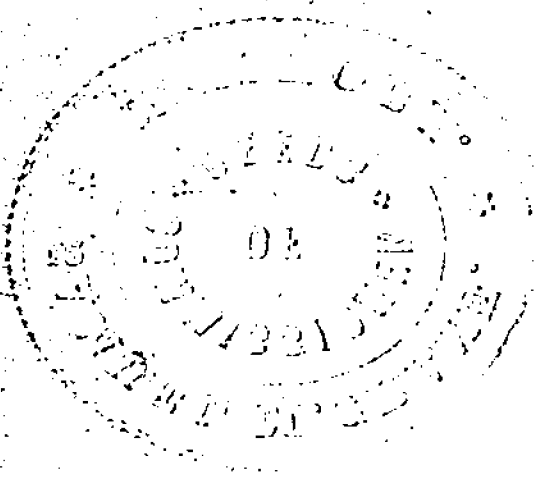
AFFIDAVIT

or

DEFENDANT

Of Inability to Pay Fine.

Remanded to 1899



0545

New York General Sessions.

The People vs
— upst —
John Francis.

City and County of New York SS:

Ann Barry
being duly sworn says that she resides at
No. 606 East 16th Street in said City
that she is a widow and has the care
and charge of two young children
and that the defendant for two years
prior to his arrest and imprisonment
herewith resided with this deponent who is
his aunt and contributed to a very
large extent in her maintenance and
support of her children.

The defendant was arraigned ^{and sentenced} in this Court
on or about the 21st day of January
1890 to imprisonment of one year and
a fine imposed in addition thereto of the
sum of ~~one hundred~~ and fifty (\$50)
Dollars upon a charge of assault.

That of the parents of the defendant
the father only survives though his where-
abouts have been unknown to the
said defendant or any relative of the
family for about one year last past.

0546

That the defendant is about the age of twenty two years of age and that previous to the charge upon which he received the sentence heretofore referred to, said defendant to my knowledge never was convicted of any offense whatsoever and therefore was a quiet and peaceable resident of this City and for a long period and up to the time of his arrest worked as a laborer in and about said City and very seldom was he idle - but owing to the fact of supplying me weekly money to aid and assist me he did not accumulate or lay aside any money.

Defendant further says that she is without funds to pay the said fine of \$10 imposed by said Court and she does not know of any one who would interest himself in behalf of said defendant and liquidate said fine -

Sworn to before me this
25th day of Nov - 1890
At St. Paul, Minn.
Wm. Public King
Clerk filed in my office

Her
Ann X Barray
mark

0547

City of New York ss:

Defendant being further sworn says
that she has also the care and charge
of a younger brother of the defendant
and who is without a natural
protector and that affiant and her
family are wholly dependant on
said defendant for support.

Wherefore defendant prays that the
fine imposed may be remitted
or for such relief as may seem
fit.

sworn before me this 25th day of Dec. 9. 1890
H. Valhansen
Notary Public
Kings Co. Cert. filed in Reg. 10
Ann. & Barray
mark

0548

New York General Term,

The People v.

- vs -
John Trainor.

City and County of New York ss:

Louis Strauss
being duly sworn says that I reside at
No. 134 Avenue D. in said City where
I carry on the butcher business and
in the immediate neighborhood
engaged in the same line for the past
seventeen (17) years last past -
I know the defendant for the past
seven or eight years as also his connections
that he is a poor man and all
his earnings went to the support of
his aunt and children as also that of
a younger brother - That he and his
people are absolutely without means
to pay and discharge the fine of \$100
imposed by this Court, in addition to
the sentence of one years imprison-
ment - and

Sworn to before me this

25th day of November 1890

Phil Waldman

Notary Public

City of New York

Not filed in N.Y. Co.

Louis Strauss

New York General Term:

The People vs

John ^{appt} Francis.

City & County of New York ss:

Patrick Maloney being duly sworn says that I reside 547 East 15th Street New City. I am a laboring man engaged in this City for the past twenty years.

I know the defendant John Francis for about five (5) years last past and during part of said last mentioned time I worked with him, and he was always looked upon as a quiet and orderly young man. He worked steadily, rarely missing any time or being idle.

During said period of five years I never knew or heard of said defendant being in any trouble of any kind - and was never convicted of any offence.

I know of his living with his aunt Mrs Anne Barry and contributed largely to her support and the care of her children.

0550

and said defendant's younger
brother also under said aunt's
care - I have heard read the
affidavit of said Ann Barry, more
especially that part referring to
the inability of paying and
discharging the said fine of \$1005
and believe the same to be
true -

Sworn to before me this 9th of October Maloney
25th day of Nov: 1898

Wm. Macdonald
Notary Public
Poughkeepsie
Clerk of the Court

get out of trouble

Mason & Co
in app. record
of Invercherry
7/1

New York General Division

The People

John Travers

Affidavits of John Travers
on application for
remission of fine
KC

Jacob Berlinger
Atty for Def-
23 Chambers St.
N.Y.

~~the~~ service of a copy of
within papers is hereby
admitted of further notice
mailed. May 10, 1900.
Subst. May 10, 1900.
Wm. C. Rogers
Clerk of Court

0552

New York General Term:

The People
vs
John ^{ap}Tranier.

City & County of New York ss:

Patrick Maloney being duly sworn says that I reside 547 East 15th Street New City. I am a laboring man engaged in this City for the past twenty years.

I know the defendant John Tranier for about five (5) years last past ~~and~~ during part of said last mentioned ~~five~~ and I worked with him, and he was always looked upon as a quiet and orderly young man - He worked steadily, rarely missing any time or being idle -

During said period of five years I never knew or heard of said defendant being in any trouble of any kind - and was never convicted of any offence -

I know of his living with his aunt Mrs Ann Barry and contributed largely to her support and the care of her children

0553

and said defendant's younger
brother also under said aunt's
care - I have heard read the
affidavit of said Ann Barry, more
especially that part referring to
the inability of paying and
discharging the said fine of \$1005
and believe the same to be
true.

Sworn to before me this 9th of Patrick Maloney
25th day of Nov. 1898

Shel Macdonald

Notary Public

Brigton

Copies filed in the
112

0554

New York General Term.

The People }

- vs - }

John Trainor.

City and County of New York ss:

Louis Strauss

being duly sworn says that I reside at
No 134 Avenue D. in said City where
I carry on the butcher business and
in the immediate neighborhood
engaged in the same line for the past
seventeen (17) years last past -

I know the defendant for the past
seven or eight years as also his connections
that he is a poor man and all
his earnings went to the support of
his aunt and children as also that of
a younger brother - That he and his
people are absolutely without means
to pay and discharge the fine of \$1000
imposed by this Court, in addition to
the sentence of one years imprison-
ment - and

Sworn to before me this

25th day of November 1890

Phil Waldheim

Notary Public

City of New York

Louis Strauss

}

0555

New York General Sessions

The People vs
agst
John Trainor

Sir!

Please take notice that
upon the annexed affidavits (a copy where
of is herby served upon you) I shall move
this Honorable Court before Recorder
Smith in Part III on the 26th day
day of November 1890 at the opening of
the Court, or as soon thereafter as Counsel
can be heard, for an order remitting
the fine of \$150- imposed upon the
defendant herein in addition to an
imprisonment of one year in the
state prison and for such other
aid further relief as may seem
just

Dated New York Nov 25th 1890. Yours &c
Jacob Perliger
Atty for Petitioner
23 Chambers St.
N.Y.

To
Hon John R Fellows
Dist Atty
N.Y. Co.

New York General Sessions

The people vs
 agt
 John Trainer

City and County of New York

Ann Barry
 being duly sworn, that she resides at
 No 606 16th St, in said City, that she
 is a widow, and has the care and charge
 of two young children, and that the
 defendant for two years, prior to his
 arrest, and imprisonment herein resides
 with the deponent, who is his aunt
 and contributed to a very large
 extent in her maintenance and
 that of her children

The defendant was arraigned
 & sentenced in this court on or
 about the 21st day of January 1890 to
 imprisonment of one year and
 a fine imposed in addition there
 to the sum of one hundred and
 fifty (\$150) Dollars upon a charge
 of assault. That of the parents
 of the defendant the father
 only survives though his where-
 about have been unknown to

0557

said defendant or any relative of the family for about one year last past.

That the defendant is, about the age of twenty two years and that previous to the charge upon which he received the sentence herein before referred to, said defendant to my knowledge never was convicted of any offense whatsoever and therefore was a quiet and peaceable resident of this city and up to the time of his arrest worked as a labourer in and about said city and very seldom was idle but owing to the fact of supplying me weekly with money to aid and assist me he did not accumulate or lay aside any money.

Deponent further says that she is without funds to pay the said fine of \$50 imposed by said Court and she does not know of any one who would interest himself in behalf of said defendant and liquidate said fine.

Sworn to before me this

25th day of Nov. 1890

Phil. Waldheimer

Notary Public Kings Co
Court filed in W. J. Co.

her
Anne X Barry
mark

0558

City - County of New York ss.

Deponent being further sworn says that she has also the care and charge of a younger brother of the defendant and who is without a natural defender and that affiant and her family are wholly dependant on said defendant for support

Therefore deponent prays that the fine imposed may be remitted or for such relief as may seem fit.

Sworn to before me this

26th day of Nov. 1890

Phil. Waldheimer

Notary Public

Kings Co. Cert. filed in N.Y. Co.

her
Ann X Barray
marks

0559

New York General Sessions
The People &c.

agst
John Trainor

City and County of New York ss.

Louis Straus
being duly sworn says that I reside at
No 134 Avenue D. in said City where
I carry on a butcher business and
in the immediate neighborhood en-
gaged in the same line for the past
seventeen (17) years last past.

I know the defendant for the past
seven or eight years as also his con-
nections. That he is a poor man
and all his earning went to the
support of his aunt and children
as also that of a younger brother.

That he and his people are ab-
solutely without means to pay and
discharge the fine of \$50 imposed
by this court in addition to the
sentence of one year imprisonment.

Sworn to before me this

25th day of Nov. 1890

Phil Waldheimer

Notary Public Kings Co.

but filed in U. S. Co.

Louis Straus

0560

New York General Sessions
The People vs.

agst.
John Trainer

City & County of N.Y. s.s.

Patrick Mal-

loney being duly sworn, says that
I reside 547 East 15th Street said city. I
am a laborer engaged in this city for
the past twelve years. I know the defend-
ant John Trainer for about five (5)
years last past and, during part of
said last mentioned time, I worked
with him, and he was always looked
upon as a quiet and orderly young
man. He worked steadily rarely
missing any time or being idle.

During said period of five years
I never knew of or heard of said defend-
ant being in any trouble of any
kind and was never convicted of
any offence. I knew of his living with
his aunt Mrs Ann Barry and con-
tributed largely to her support and
the care of her children and said
defendant; younger brother also
under said aunt's care. I have
heard read the affidavit of said

0561

Ann Barray more especially that
part to the inability of paying and
discharging the said fine of ¹⁵150
and believes the same to be true

Sworn to before me this

25th day of Nov. 1890

Phil Waldhimer

Notary Public Kings Co.

(att. filed in N.Y. Co.)

Patrick Maloney

Madison Ave

New York General Session

to

The People &c

- 10 -

John Sprain

Chas. Apisack

or application for
remission of fine &c

Sub-Berlin
all for Rep
23 Chambers
N.Y.

To Hon John R. Edwards
District
N.Y.

0562

0563

Grand Jury Room.

PEOPLE

vs.

John Trainor

*important witness
put these names
on the papers in
this case
Officer Jones 18 Precinct
Officer Hay 18 Precinct
Baugh
Jan 20/
/90*

0564

Police Court— 4 District.

CITY AND COUNTY } ss,
OF NEW YORK,

Patrick Cox
of the 18th Precinct Police ~~Station~~ aged 34 years,
occupation Police Officer being duly sworn, deposes and says, that
on the 1st day of January 1889 at the City of New York
in the County of New York, while in the lawful discharge of his duty

was violently ASSAULTED and BEATEN by John Trainor (member)
who caught hold of deponent around the
body and threw him down and while
down kicked him on the head, face and
body, & hand cutting and injuring him
severely

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 2^d

day of Jan'y 1889

Patrick Cox
his mark

D. J. C. Reilly Police Justice.

0565

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

John Trainor

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

John Trainor
of the CRIME OF ASSAULT IN THE THIRD DEGREE, committed as follows.

The said

John Trainor

late of the City of New York, in the County of New York, aforesaid, on the *first*
day of *January* in the year of our Lord one thousand eight hundred and
ninety at the City and County aforesaid, in and upon the body of one *Pat-*
rick Cox in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *him* the said *Patrick*
Cox did then and there unlawfully beat, wound and ill-treat, to the great damage
of the said *Patrick Cox* 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.