0146

BOX:
195
FOLDER:
1961
DESCRIPTION:
Bishoph, Paul

DATE:
11/18/85

1961

167

Witnesses:

John K Ambrose
Fred Wilson
Sergt O'Conn
Officer Bro
Peter Chenoy
Jaineau to this
Business F.D.

Property Recovered

Counsel, ...

Filed 18 day of Nov 188 5

Pleads ~~Not guilty~~ G.

THE PEOPLE

vs.

Pat. Oliverell
Carmel Mtl.

P

Grand Larceny 2nd degree
[Sections 528, 53 1, — Penal Code].

RANDOLPH B. MARTINE,
District Attorney.

Pr Nov 19/85 — pleads guilty

A True Bill.

J. Cattin Jr.
Foreman.

24th O.P.

0148

Police Court—First—District.

Affidavit—Larceny.

City and County of New York, } ss.:

John K Ambrose

of No. 321 Second Avenue Street, aged 46 years, occupation Physician being duly sworn deposes and says, that on the 12th day of September 1885 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

One Upholstered Chair of the value One Hundred & Ten dollars

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Canc Dixon (now here) from the fact that deponent missed the aforesaid chair from the above described premises and deponent is informed by Frederick Wilson of No 100 Madison Street that on or about the 12th day of September 1885 the said defendant came to my (Wilson's) residence and sold said Wilson the aforesaid chair for thirteen dollars and deponent paid said defendant five dollars on account for said chair and said Wilson positively identified said defendant as the person that sold him Wilson said chair and deponent subsequently seen said chair and identified the same as the property taken stolen and carried away as aforesaid

John K Ambrose

Sworn to before me, this 2 day of September 188 5

Police Justice.

CITY AND COUNTY OF NEW YORK, } ss.

Frederick Wilson

aged 39 years, occupation Branding Stone Keeper of No. 100 Madison Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John K. Fowler and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me this 15 *day of* Nov 188[illegible] } Frederick Wilson

[illegible]

Police Justice.

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss

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

/ District Police Court.

Question. What is your name?

Answer. Paul Bishop

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. Germany

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

Answer. 74 Olivier St. 2 mos

Question What is your business or profession?

Answer. Cabinet maker

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

Answer. I am guilty

Paul Bishoph.

Taken before me this 1 *day of* 188 }

Police Justice.

0151

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court— 1 District.

1343

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Arthur Stuart
331 Madison Ave
Grand Larceny

1 _____
2 _____
3 _____
4 _____

Off'ence _____

Dated _____ 188 _____

_____ Magistrate

_____ Officer.

_____ Precinct.

Witnesses Frank Wilson
No. 100 Madison Street.

No. _____ Street,

No. _____ Street,

$ 300 to answer _____

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named _____ 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 _____ 188 _____ *Police Justice.*

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ *Police Justice.*

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ *Police Justice.*

0152

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Paul Lindsay

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

Paul Lindsay

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

The said Paul Lindsay,

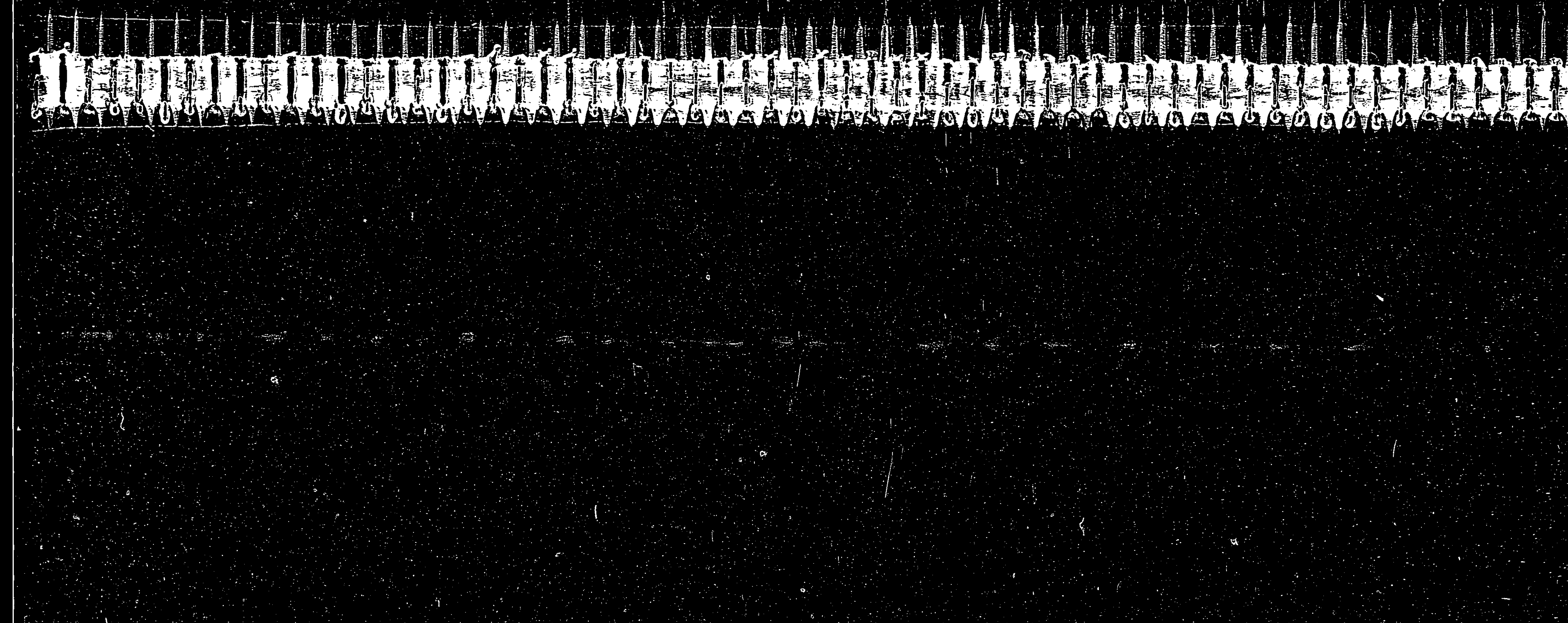
late of the First Ward of the City of New York, in the County of New York aforesaid on the twelfth day of September in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms,

one chain of the value of one hundred and ten dollars,

of the goods, chattels and personal property of one John Anderson,

then and there being found, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Randolph B. Martine
District Attorney



0146

BOX:
195
FOLDER:
1961
DESCRIPTION:
Bishoph, Paul

DATE:
11/18/85

1961

187

Witnesses:

John K Ambrose
Fred Wilson
Sergt O'Connor
Det Kerr Bro
other Chemists
Witness to this
Business F.D.

Property Recovered

Counsel, ...

Filed 18 day of Nov 1885

Pleads ~~Not guilty~~ Guilty.

THE PEOPLE

vs.

P

Grand Larceny 2nd degree
[Sections 528, 531, Penal Code].

RANDOLPH B. MARTINE,
District Attorney.

Pr Nov 19/85 — pleads guilty

A True Bill.

J. Cattin Jr.
Foreman.

24th O.P.

0148

Police Court— First —District. **Affidavit—Larceny.**

City and County of New York, } ss.:

John K Ambrose

of No. 321 Second Avenue ~~Street~~, aged 46 years,

occupation Physician being duly sworn

deposes and says, that on the 12th day of September 1885 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

One Upholstered Chair of the Value One Hundred & Ten Dollars

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Carl Bishop (now here) from the fact that deponent missed the aforesaid chair from the above described premises and deponent is informed by Frederick Wilson of No 100 Madison Street that on or about the 12th day of September 1885 the said defendant came to my (Wilson's) residence and sold said Wilson the aforesaid chair for thirteen dollars and deponent paid said defendant five dollars on account for said chair and said Wilson positively identified said defendant as the person that sold him Wilson said chair and deponent subsequently seen said chair and identified the same as the property taken stolen and carried away as aforesaid

John K Ambrose

Sworn to before me, this 19 day of September 188 5

Police Justice.

0149

CITY AND COUNTY
OF NEW YORK, } ss.

Frederick Wilson

aged 39 years, occupation Boarding House Keeper of No. 100 Madison Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John K. Fowler and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me this 15
day of Nov 188 } Frederick Wilson

Abram Leaven Jr.
Police Justice.

0150

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss

_____ District Police Court.

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

Question. What is your name?

Answer. Paul Bishop

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. Germany

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

Answer. 74 Olive St. 2 mos

Question What is your business or profession?

Answer. Cabinet maker

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

Answer. I am guilty

Paul Bishoph.

Taken before me this 1 *day of* [illegible] 188[illegible]

[illegible] *Police Justice.*

0151

1343

Police Court— 1 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Arthur Stuart
331 E. 117th St.
Paul Gottfried

Offence Grand Larceny

2

3

4

Dated Nov 15 188 8

Magistrate

Officer.

Precinct.

Witnesses Frank Nolan
No. 100 Madison Street.

No. Street,

No. Street,

& 203 Street,

to answer

Orm

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 Nov 15 188 8 *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.*

0152

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Paul Goldsmith

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

Paul Goldsmith

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

The said Paul Goldsmith,

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

one chain of the value of one hundred and ten dollars,

of the goods, chattels and personal property of one Thos. Anderson,

then and there being found, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Randolph Martine
District Attorney

0153

BOX:
195
FOLDER:
1961
DESCRIPTION:
Bowe, William

DATE:
11/04/85

1961

0154

BOX:
195
FOLDER:
1961
DESCRIPTION:
McGovern, John

DATE:
11/04/85

1961

Witnesses:

Mc Brennan

Off Sullivan

It appearing by the within affidavits that it is impossible to secure the attendance of John W. Sanders a material and necessary witness for the People and without whose evidence a conviction cannot be had. I therefore respectfully recommend that the defendants herein William Bowe & John McGovern be discharged on their own recognizance.

N. Y., Dec. 4 1885

Randolph B. Martine
District Attorney.

The complainant herein John W. Sanders, may have possession of the watch he says was stolen from him Oct. 27th 1885: M. J. Gedney
Jan. 24/1886. P. G. S.

Counsel, Chas. W. Nassau

Filed 4 day of Dec 1885

Pleads Not Guilty

THE PEOPLE

vs.

William Bowe P

and P

John McGovern

Grand Larceny in the 2d degree, (MONEY.) (Sec. 528 and 53 O, Penal Code.)

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Dec 4/85

Discharged by Court

Foreman.

J. Cattin Jr.

File 1 [illegible] space.

State of Maryland
County of Allegany } ss. John W. Sanders being
duly sworn deposes and says that he resides in the
city of Cumberland in said state and county,
That on the 27th day of October 1885 at the city and
County of Newport he was robbed of a goldwatch,
by two persons to him then unknown, but who gave
the names of William Bowe and John McGovern
when brought up before Justice Duffy at the Tombs
Police Court in said city of Newport on the 28th day
of October 1885; That on the 28th day of October 1885
deponent appeared at the Police Court in the Tombs
in said city of Newport and made a Complaint
against said Bowe and McGovern for the
offence aforesaid, and that said Bowe and
McGovern were held by Justice Duffy of said
Court to await the action of the Grand Jury;
That as deponent is informed and believes said
Bowe and McGovern were indicted for
said offence, and were arraigned before
the Court of General Sessions, in said city
and County of Newport on or about the 5th
day of November 1885, and pleaded
"Not guilty" and were on the 4th day of
December 1885 discharged by said Court of General
Sessions, by reason of Defendants not
appearing to prosecute them.
Deponent further says that the reason

he did not remain in said city of New York to prosecute said Bowe & McGovern for said offence was ~~that he received a telegram from his home and family business which called~~ and client ship, our personal and pecuniary interest to called for his immediate return to his said home, and that the reason he did not return to said city of New York to prosecute said Bowe & McGovern was that his business interests in said city of Cumberland are large and demand his constant attention and defendant has not had the time since said offence was committed by said Bowe & McGovern, to leave his said business even for a day; that said city of Cumberland is situate in [illegible] County Maryland and is distant nearly [illegible] miles from the city of New York and the expense of coming to and returning from said city of New York would be about Thirty Dollars; and that defendant could not have come to the said city of New York to prosecute said Bowe & McGovern without loss of time, and expense in his said business. That defendant desires to recover his said watch which he is informed and believes has been delivered by said officer Sullivan to the Property Clerk at Police Headquarters in said city of New York. Defendant further

says that at the time he was robbed of his said watch he was residing with a friend on a visit to his brother who resides at 86 "Ghent and Park Avenue in said city of New York, and that he does not think he will be able to come to said city of New York for several months — Third and fourth line of second page changed to read "That his own, usual and true residence is" before making and signing of this affidavit

Sworn to before me this 15th day of January 1886

Jno W. Sanders

Wm Gardner N.P.

0159

DIRECTIONS.

☞ The Grand Jury Rooms are in the third story of the large brown stone building in Chambers Street, near the new Court-house in the Park

☞ When you arrive at the witness-room, hand this Subpœna to the officer or clerk at the desk

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

The People of the State of New York,

To John W. Vanders

of No. 1538 Park ave Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the Park, in the City of New York, on the 4 day of Nov. inst., at the hour of 10½ in the forenoon of the same day, to testify the truth, and to give evidence before the GRAND JURY, touching a certain complaint then and there pending against

Wm Bowe Elias

And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, at the City Hall, in our said City, the first Monday of Nov. in the year of our Lord, 1885.

RANDOLPH B. MARTINE, *District Attorney.*

Court of General Sessions.

and fine you.

If you are ill, when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, and another case taken up, you may know—unless otherwise advised—that the Grand Jury do not care to examine you;—and you may then retire; mentioning your withdrawal to the officer or clerk.

If the Grand Jury adjourn, and you have not been called without explanation, inquire up stairs, in the District Attorney's Office if you are wanted again, and when.

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

being duly sworn, deposes and says he

Subpœna, of which the within is a copy, upon

on the day of

188 by

THE PEOPLE

vs.

Bowe
et al

ity of New York, ss.:

Ernest M. Applegate being duly sworn, deposes and says: I reside at No. 330 East 123d Street, in the City of New York. I am a subpœna server in the office of the District Attorney of the City and County of New York. On the 2d day of October 1885, I called at No. 1538 Park Avenue the alleged residence of John W. Sanders the complainant herein, to serve him with the annexed subpœna, and was informed by his brother that the said John W. Sanders resides and is at present in Cumberland Maryland. and that he will not come here to prosecute the defendants herein.

Sworn to before me, this 4th day of November 1885

Rudolph L. Scharf
Comr. of Deeds
N.Y. City

Ernest M. Applegate
Subpœna Server.

COURT OF GENERAL SESSIONS.

The People, &c.

vs.

William Bowe et al

OFFENCE

RANDOLPH B. MARTINE, Esq.
District Attorney.

Affidavit of E. M. Applegate that Complainant can't be served.

0162

Power of Attorney.—634.

John Polhemus, Printer and Mf'g Stationer, 102 Nassau St., N. Y.

Know all Men by these Presents,

That I, John W. Sanders of the city of Cumberland within County of Allegany and State of Maryland

have made, constituted and appointed, and by these presents do make, constitute and appoint

Charles H. Hassan Atty and Counsellor at Law of the city and county and state of New York

my true and lawful attorney for me and in my name, place and stead to receive and receive from the Property Clerk at the Head quarters of the Municipal Police of the said City of New York, (or from any other person in whose Custody or under whose Control the same may be) a Certain Gold watch belonging to me, and which was stolen from my person in the said city of New York by two persons bearing the names of William Bowe and John McGovern on the evening of October 27, 1885; and to give said Property Clerk or any other person having possession or Control of said watch any and all receipt and acknowledgement of delivery of said watch, that may be required by the laws or the Customs and practice of said Police department.

giving and granting unto my said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully, to all intents and purposes, as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my said attorney or or his substitute shall lawfully do or cause to be done by virtue hereof.

In Witness whereof, I have hereunto set my hand and seal the fifteenth day of January in the year one thousand eight hundred and Eighty six

Sealed and delivered in the presence of } Jno W. Sanders

Ambrose Sanders

0163

State of Maryland
County of Allegany } *ss:*

Be it Known, *That on the* Twentieth *day of* February *one thousand eight hundred and* Eighty six *before me,* the subscriber a Justice of the Peace ~~a Notary Public~~ *in and for the State of* Maryland and County *duly commissioned and sworn, dwelling in the* City of Cumberland and County of Allegany aforesaid *personally came and appeared* John W. Landers

of Allegany

to me personally known, and known to me to be the same person described in and who executed the within Power of Attorney, and John W. Landers

acknowledged the within Power of Attorney to be his *act and deed.*

In Testimony Whereof, *I have hereunto subscribed my name* ~~*and affixed my seal of office,*~~ *the day and year last above written.*

John W. Landers

John W. Sanders

TO

Chas. W. Nassau

Power of Attorney.

Dated January 15th 1886.

Police Court— 1st District.

Affidavit—Larceny.

City and County of New York, } ss.:

John W. Sanders

of No. 1538 Park Avenue Street, aged 36 years, occupation Grocer being duly sworn deposes and says, that on the 29 day of October 188✓ at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the Night time, the following property viz:

Good and lawful money of the United States Consisting of Bank Bills of divers denominations of the value and amount of twelve dollars and One double Case gold watch of the value of One hundred dollars And all together of the value of One hundred and twelve dollars

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by John McGovern and William Bowe both (now here) from the fact that at about Seven Oclock P.M. of the above date deponent was standing on the North East Corner of Oliver and Cherry streets but of the defendants was standing on the aforesaid Corner and the defendant John McGovern stepped up to the deponent and put his hands in deponents lower vest pockets viz the lower pocket of the right side and the lower pocket of the left side of the vest then and there took

Sworn to before me, this 29 day of October 188✓

Police Justice.

by deponent as a part of his bodily clothing and from the lower left hand pocket abstracted the aforesaid Watch and from the lower right hand pocket the aforesaid money and immediately after both defendants ran away and were pursued by deponent and deponent is informed by Michael Brennan of No 32 Oak street said city that he saw defendant William Brow throw said watch into the street and said Brennan picked it up and took it to the 4th Precinct Station House and deponent identified it as the property that was feloniously taken stolen and carried away from him

Sworn to before me this 28th day of Oct 1885
P. G. Duffy
Police Justice

Jno W. Sanders

Police Court, ____ District.

THE PEOPLE, &c.,
on the complaint of
____
vs.
1. ____
2. ____
3. ____
4. ____

Offence—LARCENY.

Dated ____ 188
____ Magistrate.
____ Officer.
____ Clerk.

Witnesses, ____
No. ____ Street,
____
No. ____ Street,
____
No. ____ Street,
$ ____ to answer ____ Sessions.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named ____ guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of ____ Hundred Dollars ____ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated ____ 188 ____ Police Justice.

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

Dated ____ 188 ____ Police Justice.

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

Dated ____ 188 ____ Police Justice.

0167

CITY AND COUNTY
OF NEW YORK, } ss.

Michael ~~William~~ Brennan

aged 21 years, occupation Sell papers of No. 32 Oak Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Jno W Sanders and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 28 *day of* Oct 188 } Michael Brennan

P O Shea

Police Justice.

Sec. 198—200.

15th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question. What is your name?

Answer. John McGovern

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. New York City

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

Answer. 859 3rd Avenue 3 months

Question What is your business or profession?

Answer. Driver

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

Answer. I am not guilty

John McGovern

Taken before me this 7th *day of* Oct. *188*9

C. Wilhelmy

Police Justice.

Sec. 198—200.

15th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

William Bowe 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. William Bowe

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. New York City

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

Answer. 100 Palisade Ave West Hoboken One year

Question What is your business or profession?

Answer. Bar-tender

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

Answer. I am not guilty

William Bowe

Taken before me this 7th *day of* [illegible] 188[illegible]

[illegible]

Police Justice.

0170

Police Court— 5th District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

1 Wm W Glendenning
2 Geo Parker
3 William Gore
4 John McGovern

Offence Larceny from the person

Dated Oct 28 188 5

Magistrate

Ed Duffy

Officer.

7

Precinct.

Witnesses Michael Brennan
No. 37 Oak Street.

No. Street,

No. Street,

$ 1000 each to answer

Case

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 William Gore & John McGovern

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 Oct 28 188 5 *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.*

0171

BAILED,

No. 1, by _____ Street.
Residence _____

No. 2, by _____ Street.
Residence _____

No. 3, by _____ Street.
Residence _____

No. 4, by _____ Street.
Residence _____

Police Court— 5th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John W Shulder 1538 3rd Avenue
William Dove
John McGovern
2
3
4

Offence Larceny from the person

Dated Oct 28 188 5

Magistrate
Ed Duffy
Officer.
7
Precinct.

Witnesses Michael Brennan
No. 39 Oak Street.
No. _____ Street,
No. _____ Street,

$ _____ to answer _____

Case

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 William Dove & John McGovern *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 Oct 28 188 5 _____ *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.*

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the Officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace,

The People of the State of New York,

To John W. Sanders

of No. 1538 Park Ave Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 4 day of Dec instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against William Rourke et al

in a case of Felony whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of Nov. in the year of our Lord 188 .

RANDOLPH B. MARTINE, *District Attorney*

sworn, deposes and says: I reside at No. [illegible] Street, in the City of New York. I am a subpœna server in the office of the District Attorney of the City and County of New York. On the 3d day of December 1885, I called at No. 1538 Park Avenue the alleged residence of John W. Sanders the complainant herein, to serve him with the annexed subpœna, and was informed by his brother that the said John W. Sanders resides at Cumberland Md. and is in business there. That he cannot tell when he will come to this City again. That he had been informed by his brother the said John W. Sanders that he cannot afford to prosecute the defendant herein as it would cost him more than the stolen property is worth and would sooner loose it.

Sworn to before me, this 3 day of December, 1885

Rudolph L. Schaff
Com. of Deeds N.Y. City & Co.

Ernest M. Applegate
Subpœna Server

Court of General Sessions.

HE PEOPLE

vs.

n Rowe
et al

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

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

being duly sworn, deposes and says he

Subpœna, of which the within is a copy, upon

on the day of

188 by

Sworn to before me, this day of 188

nty of New York, ss.:

Ernest M. Applegate being duly sworn, deposes and says: I reside at No. 330 East 123d Street, in the City of New York. I am a subpœna server in the office of the District Attorney of the City and County of New York. On the 3d day of December 1885, I called at No. 1538 Park Avenue the alleged residence of John W. Sanders the complainant herein, to serve him with the annexed subpœna, and was informed by his brother that the said John W. Sanders resides at Cumberland Md. and is in business there. That he cannot tell when he will come to this City again. That he had been informed by his brother the said John W. Sanders that he cannot afford to prosecute the defendant herein as it would cost him more than the stolen property is worth and would sooner loose it.

Sworn to before me, this 3 day of December, 1885

Rudolph L. Schanf
Com. of Deeds N. Y. City & Co.

Ernest M. Applegate
Subpœna Server

COURT OF [illegible]

The People, [illegible]

vs.

William Bowe et al

OFFENCE

District Attorney.

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.
If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the Officer at the Court Room door, that your attendance may be known.
[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace,

The People of the State of New York,

To John W. Sanders

of No. 1538 Park Ave ~~Street,~~

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 4 day of December instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against Wm. Bowe et al in a case of Felony whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of December in the year of our Lord 1885.

RANDOLPH B. MARTINE, *District Attorney.*

sworn, deposes and says: I ~~resize at No.~~ to the 26 Precinct ~~District,~~ in the City of New York. ~~I am a subpœna server in the office of the District Attorney of the City and County of New York.~~ On the 3d day of December 1885, I called at No 1538 Park Avenue the alleged residence of John W. Sanders the complainant herein, to serve him with the annexed subpœna, and was informed by his brother that he resides in Maryland and would not come here to prosecute and would sooner loose the watch than spare the time.

Edward Sullivan

Sworn to before me, this 4th day of December 1885

Rudolph L. Schaef
Comr of Deeds
N. Y. City & Co.

Supœna Server.

Court of General Sessions.

THE PEOPLE

vs.

Wm Bowe et al

If ill, when served, please send timely word to the District Attorney's Office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

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

County of New York, ss.: Edward Sullivan being duly sworn, deposes and says: I ~~reside at No~~ am a Police Officer attached to the 26 Precinct ~~Street,~~ in the City of New York. ~~I am a subpœna server in the office of the District Attorney of the City and County of New York.~~ On the 3d day of December 1885, I called at No 1538 Park Avenue the alleged residence of John W. Sanders the complainant herein, to serve him with the annexed subpœna, and was informed by his brother that he resides in Maryland and would not come here to prosecute and would sooner loose the watch than spare the time.

Edward Sullivan

Sworn to before me, this 4th day of December 1885

Rudolph L. Schanf
Comr of Deeds
N. Y. City & Co.

Supœna Server.

The People, etc.

vs.

Wm. Bowe et al

OFFENCE

District Attorney.

1119

0178

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 McFarren
and
William Roome

The Grand Jury of the City and County of New York, by this indictment accuse John McFarren and William Roome of the crime of GRAND LARCENY IN THE First DEGREE, committed as follows:

The said John McFarren and William Roome, each

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the twenty-seventh day of October, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms, in the night time of the same day, one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars; one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars; two promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each; three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each; twelve promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each; one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars; one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars; two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each; divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of one dollar, and one watch of the value of one hundred dollars,

of the proper moneys, goods, chattels, and personal property of one John W. Sanders, on the person of the said John W. Sanders, then and there being found, from the person of the said John W. Sanders, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0179

BOX:
195
FOLDER:
1961
DESCRIPTION:
Boyer, Albert

DATE:
11/30/85

1961

0180

BOX:
195
FOLDER:
1961
DESCRIPTION:
Everett, Edward

DATE:
11/30/85

1961

307

Witnesses: T. Gonzalo
Off Sullivan

Counsel, D. Hallinan Esq
Filed 30 day of Nov 1880
Plead Not Guilty Dec 2

14 Sullivan

THE PEOPLE

vs. P

Albert Bangel

and P

Edward Everett

Burglary in the Third Degree.

Penal Code, Sections 498, 506, 528, 532

RANDOLPH B. MARTINE,
Dec 10/80 District Attorney.

(Both)
Pleaded N. G. Acquitted
M. I. Convicted of D. L.

A True Bill.
1. Perkins ms.
J. Cattin Jr
Foreman

Count 8b, Date to plead
Dec 10
Part 1

0182

Police Court— District.

City and County of New York, } ss.:

Frank Brand

of No. 200 Bleecker Street, aged 29 years, occupation Saloon Keeper being duly sworn deposes and says, that the premises No 200 Bleecker Street, in the City and County aforesaid, the said being a 3 Story brick [illegible] in the [illegible] of said city and which was occupied in part by deponent as a Wine and Liquor Saloon and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking [illegible] of glass in the basement door and putting their hands in and drawing the bolt and then breaking the panels of the [illegible] leading from the hallway of said house into deponents saloon

on the 22d day of November 188[illegible] in the [illegible] time, and the following property feloniously taken, stolen, and carried away, viz:

three [illegible] one [illegible] and one being a Military uniform a lot of underclothing three silk handkerchiefs two pocket books, a segar holder, one gold ring, all of said property being in said saloon, and one overcoat, seven boxes of segars, one silk umbrella, all of the value of One hundred and Seventy five dollars

the property of [illegible]

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 Albert Boyer, and Edward Everett (both now here) and two men unknown to deponent and not yet arrested

for the reasons following, to wit: that at about the hour of 12.15 O'clock Am. on said date, deponent securely locked the doors of said premises and left. And when deponent arrived at said saloon at about the hour of 9.00 O'clock Am on said date deponent discovered that the doors of said place had been broken open as above stated and the aforesaid property stolen. And deponent is informed by Officer John J. Sullivan of the 15th Precinct Police

that when he arrested the defendants Boyer he the said Boyer had one of the silk [illegible] and the silk handkerchiefs in his possession [illegible] the defendant Everett had in his [illegible] two white shirts, all of which property [illegible] fully identifies [illegible] Deponent further [illegible] that the defendant [illegible] has since admitted and confessed to Officer Sullivan in the presence of deponent and in [illegible] that he the said Boyer [illegible] said premises, in company with the defendant Everett and the two men unknown [illegible] and not [illegible] and that he the said Boyer and the said Everett did [illegible] of said [illegible]. Wherefore deponent [illegible] the said defendants with burglariously [illegible] said premises and feloniously taken, stolen and carrying away said [illegible]

Frank Moranato

Sworn to before me this 24th day of Nov 1883

C. Kilbreth Police Justice

Police Court ..... District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Burglary ..... Degree.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ ..... Bail.

Bailed by

No. ..... Street.

0184

CITY AND COUNTY OF NEW YORK, } ss.

John J. Sullivan

aged _____ years, occupation Police Officer of ~~No.~~ the 15th Precinct Police ~~Street~~, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Frank Cromato and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 24 *day of* November 188 } John J Sullivan

Mitchell

Police Justice.

0185

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Albert Bayer 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 Albert Bayer.

Question. How old are you?

Answer 19 years old

Question. Where were you born?

Answer. Michigan

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

Answer. 112 Sullivan. Six weeks

Question What is your business or profession?

Answer. Work in a Restaurant

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.

After the place was broken I went in and Everett came in after me and I took two [illegible] umbrellas and one silk handkerchief and one [illegible] and one bunch of [illegible]

Albert Bayer

Taken before me this 7th *day of* June 188[illegible]

Wheeler

Police Justice.

0186

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK } ss

Edward Everett 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 Edward Everett

Question. How old are you?

Answer 25 years old

Question. Where were you born?

Answer. New York

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

Answer. 168 Bleecker St. About [illegible]

Question What is your business or profession?

Answer Lithographer

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 the chisel found in my room was given to me

Edward Everett

Taken before me this 2 *day of* [illegible] 188

[illegible]

Police Justice.

0187

1305

Police Court— ____ District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Grant
208 Pearl St.

1 Albert Bayer
2 Chas. Conner
3
4

Offence Burglary and Larceny

Dated Nov 24th 188 5

Geo. F. Gilbert Magistrate

John J. Sullivan Officer.

1st Precinct.

Witnesses Arch. Officer

No. ____ Street.

No. ____ Street.

No. ____ Street.

No. ____ Street.

$ 5000 to answer

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

guilty thereof, I order that they be held to answer the same ~~*and they 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 they give such bail.*

Dated Nov 24 188 *Police Justice.*

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 *Police Justice.*

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ *Police Justice.*

The People
vs.
Albert Boyer and
Edward Everett.

Court of General Sessions, Part I.

Before Judge Gildersleeve!

Thursday, December 10 1885.

Indictment for burglary in the third degree.

Frank Cronato sworn and examined. I carry on business at 300 Bleecker Street in this city, a lager beer saloon, it is a three story brick house between Carthage Place and McDougal Street, I had property stolen amounting to about one hundred and seventy-five dollars consisting of cigars, liquors, three suits of clothes and an overcoat. I locked these premises myself the night of the burglary, I went there Sunday morning about nine o'clock and saw the side door was broke and then there was another door inside all broken; the first door there was glass in it and there was a bolt inside, the glass was broke and the bolt opened; the second door had two bolts and they broke that open and went inside. I have seen since an umbrella, also a silk handkerchief which was in my side coat pocket and one coat and two shirts, I saw that property in the Station House, it was shown me by officer Sullivan and it was part of the property taken from my store that night.

Cross Examined. I closed the saloon about a quarter after twelve, Everett used to come in there sometimes, I have not heard anybody speak of his reputation. Boys have not access to my place almost every hour.

John S. Sullivan sworn. I am an officer of the 15th precinct on special duty; my attention was called to this burglary in Bleecker Street about ten o'clock

Sunday morning on the 23rd of November last: these premises 200 Bleeker Street are in the 15th ward. The sergeant told me there was a burglary, I went to the premises there is a side door that leads under the stoop, I saw a pane of glass broke in the side door and right under the pane of glass I saw a bolt which I presume had been drawn open and when I went inside there was an inner door connected with the bar-room and the panels of that door were broken in. Jr Cronato showed me behind the bar a trunk which was broken open. That night I arrested Boyer on suspicion, the next morning I notified the complainant and when I took the prisoner out of the cell the first thing which the complainant identified was an umbrella and a silk handkercheif which he claimed as his propertyp then Boyer told me whre there was a coat that he had taken from this place that he had left at 72 Sixth Avenue, I went there and got the coat and the complainant identified it: Boyer had informed me that there was three other boys concerned with him in the burglary, he said he went in, there was four of them and a man whose name he did not know was the one that forced open the place and they went in and each of them took their share and went out. I asked him what time and he said it was about half past one o'clock in the morning: from information I got from Boyer I arrested Everett and Everett brought me to a room at 20 West 3rd Street and I found two shirts which the complainant identified as his property, I found a silk handkerchief and an umbrella with Boyer. Everett told me that he was standing in Bleecker Street and a man asked him if he wanted a couple of shirts.

Albert Boyer sworn and examined in his own behalf Bergen and I went to the theater Saturday night and when going homewalked through Bleecker Street and met a stranger, we walked as far as Cremato's place and Bergen told me how he could break in. The stranger left us at Cottage Place, I went down as far as Carmine Street and came up on the other side again and this fellow had the place broken in, he was standing outside and called us over, Boyer handed me out a coat, a silk handkerchief and an umbrella, Bergen came out again with the other fellow and the other fellow went back again and Bergen and I went up and met Harris, known as Everett and Bergen asked him if he wanted two shirts, he refused to take them at first but afterwards took them, Everett was not present when the breaking occurred. I was working in a restaurant at this time at 72 Sixth Street.

Cross Examined. Berger told me afterwards that he told the stranger that the place could be broken in to, I have never been arrested before. I had known Bergen about a month before this, I was at the National Theater on the Bowery this night, I live home with my mother.

Edward Everett sworn. He testified that on the night of the 22nd of November was going home and when opposite the complainant's place saw two young men laughing and talking, I recognize one of them as Bergen and he said to me, there goes Boyer up the street. Bergen said he did not want the two shirts that they were too small for him in the neck and said to me, they will just fit you and I gave him a quarter for them, he said I got them at Frank Cronato's place and then I said, I don't want them, give

me the quarter. The next morning the officer came to my place and said he wanted me for a burglary and I told him I got the two shirts from Bergen, I did not know the shirts were stolen at the time.

Henry T. Kehrens sworn. I have known Everett ten or eleven years, he has been working for me, I have left a good deal ofmoney in his charge and always found him honest.

Hugh Slevin sworn. I know Everett eight or tenyears and never heard the least suspicion of his honesty until I heard of this case.

The Jury rendered a verdict of guilty of petty larceny against Boyer and Everett not guilty.

Testimony in the case
Albert Bojon and
Edward Everett
filed Nov.
1883.

0193

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Albert Conger and Edward Everett

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

Albert Conger and Edward Everett

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

The said Albert Conger and Edward Everett, each —

late of the Eighteenth Ward of the City of New York, in the County of New York, aforesaid, on the twenty-second day of November, in the year of our Lord one thousand eight hundred and eighty-five, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the saloon of one

— Frank Pronato, —

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

Frank Pronato, —

in the said saloon then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Albert Bonger and Edward Everett of the CRIME OF Grand LARCENY in the second degree, committed as follows:

The said Albert Bonger and Edward Everett, each —

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the night time of the said day, with force and arms, three coats of the value of twenty dollars each, three vests of the value of five dollars each, three pairs of trowsers of the value of ten dollars each pair, three shirts of the value of one dollar each, divers articles of underclothing of a number and description to the Grand Jury aforesaid unknown, of the value of twenty dollars, three handkerchiefs of the value of one dollar each, two pocket books of the value of fifty cents each, one wager holder of the value of two dollars, one ring of the value of five dollars, one overcoat of the value of thirty dollars, seven boxes of wagers of the value of five dollars each box, and one undervest of the value of five dollars, of the goods, chattels and personal property of one Frank Romaso,

in the saloon of the said Frank Romaso,

there situate, then and there being found, in the saloon aforesaid, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

— Edward Everett —

of the Crime of CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said Edward Everett,

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

two shirts of the value of one dollar each,

of the goods, chattels and personal property of one Frank Fromato, and one Albert Ranger, and —

by —certain other persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Frank Fromato,

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

— Edward Everett, —

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0196

BOX:
195
FOLDER:
1961
DESCRIPTION:
Breihof, Christian

DATE:
11/16/85

1961

159

Witnesses: Jeff Finman

Counsel, Jeffred Ffs

Filed 16 day of Nov 1885

Pleads Not guilty

THE PEOPLE

vs.

B

Christian Friedrich

Violation of Excise Laws.
(Sunday).
1111 Rev. Stat., (7th Edition, page 1089 Sec. 21, and page 1089, Sec. 51.

RANDOLPH B. MARTINE,
District Attorney.

Oct 29/85
On receiving Dist. Att. indict. this day quashed
B. M.

A True Bill.

J. Cattin Jr
Foreman.

Oct 29th 1885
The People have no evidence to justify a trial herein. I respectfully advise a dismissal of Indictment
J. H. Bellows
Dist Att.

Sec. 198—200.

9th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Christian Breihof 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 Christian Breihof

Question. How old are you?

Answer 25 years

Question. Where were you born?

Answer. New York City

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

Answer. 1692 Avenue A — 1½ years

Question What is your business or profession?

Answer. Saloon Keeper

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 my place closed and a girl from up stairs let the office in

Christian Breihof

Taken before me this 12th day of December 1887

Charles Smith

Police Justice.

Excise Violation—Keeping Open on Sunday.

POLICE COURT— 5 DISTRICT.

City and County of New York, } ss.

of No. 23rd Precinct Police John A. Inman Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 11 day

of January 188 5, in the City of New York, in the County of New York,

Christian Beihof (now here)

being then and there in lawful charge of the premises No. 1692. Ave A

Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 12 day of January 188 5 } John A Inman

Police Justice.

0200

Police Court, 5 District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Richard Hamann
2 3rd St.
Christian Bruhp
Christian Bruhp

EXCISE VIOLATION.
KEEPING OPEN ON SUNDAY.

Dated 12 day of June 188 5

A. J. White Magistrate.

Thomas Officer.
Witness,

Bailed $ 1000 to Ans. Sessions.

By

To Lockup
Keeper Brings
12 Oct 5 Prime

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 Christian Bruhp 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 June 12 188 5 Andrew J. White Police Justice.

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

Dated June 12 188 5 Andrew J. White 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.

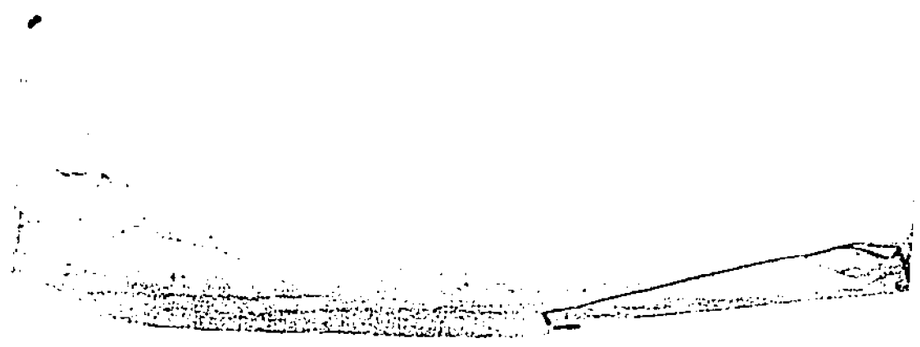
0201

District Attorney's Office.

PEOPLE

vs.

Christian Breitf
Case -
Let this case
go off term
Nov 9/88
PSM



0202

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Christian Breitbart

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

Christian Breitbart —

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

The said Christian Breitbart,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the seventh day of January, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

certain ———— persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT:

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

Christian Breitbart —

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

The said Christian Breitbart,

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week,

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

certain ——— persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

THIRD COUNT:

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

— Christian Breidt —

of the Crime of Keeping Open on Sunday a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said Christian Breidt

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

1692 Avenue A. —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0204

BOX:
195
FOLDER:
1961
DESCRIPTION:
Briedenbach, Michael J.

DATE:
11/12/85

1961

112

Witnesses:

O. F. Brady

Counsel,

Filed 12 day of Oct 1885

Pleads Not guilty

THE PEOPLE

vs.

B

Michael J. Briedenbach

Violation of Excise Law (Sunday).

[III Rev. Stat., (7th Edition), page 1989 Sec. 21, and page 1980, Sec. 5].

RANDOLPH B. MARTINE,

District Attorney.

SUPREME COURT PART 1,

INDICTMENT DISMISSED,

Foreman.

S. Cattin Jr.

Excise Violation—Keeping Open on Sunday.

POLICE COURT— 6 DISTRICT.

City and County of New York, } ss.

of No. The 34th Precinct Michael Brady 8th Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the October day of 188, in the City of New York, in the County of New York, Michael J Biedenbach (now here) being then and there in lawful charge of the premises No. 2013 Bolton Road Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 19 day of Oct 188 } Michael Brady

Wm Brade Police Justice.

Sec. 198—200.

_____ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question. What is your name?

Answer. Michael J. Bredenbach

Question. How old are you?

Answer. 48 years

Question. Where were you born?

Answer. Germany

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

Answer. West Farms. 2013. Bryan Road. 10 years.

Question What is your business or profession?

Answer. Saloon Keeper

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. My private entrance was open only.

M J Bredenbach.

Taken before me this _____ *day of* _____ 188_

_____ *Police Justice.*

0208

BAILED,

No. 1, by [illegible]

Residence [illegible] Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court 5 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Gad 34 Pretty

Michael Prudenbach

Offence Disorderly House

1. [illegible]
2.
3.
4.

Dated Oct 19 188

Justice Tyndall Magistrate

[illegible] Officer.

[illegible] Precinct.

Witnesses

No. Street.

No. Street,

No. Street,

to answer

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Michael Prudenbach *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 Oct 19 188 — Wm Wood *Police Justice.*

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

Dated _____ 188 — Wm Wood *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.*

0209

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael J. Friedenbach

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

Michael J. Friedenbach

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

The said Michael J. Friedenbach

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 2nd day of October, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

certain ———— persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT:

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

Michael J. Friedenbach

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

The said Michael J. Friedenbach

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week,

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

certain ——— persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

THIRD COUNT:

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

— Michael J. Brisbendrach —

of the Crime of Keeping Open on Sunday a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said Michael J. Brisbendrach,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

2013 Bardon Road. —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0211

BOX:
195
FOLDER:
1961
DESCRIPTION:
Briggs, Louis

DATE:
11/23/85

1961

243

Witnesses: J J Casey

Deft is dead

See Proof inside

Right name is

Jas L. Martin.

V. M. Davis

Day of Trial,

Counsel, J M Sullivan

Filed 23 day of Nov 1885

Pleads Not Guilty 24.

THE PEOPLE

vs.

B

Saviro Pomaggi

Selling Lottery Policies, etc.

[Section 344, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

Part III May 6/87

Indictment dismissed

A True Bill.

J Cathcart

Foreman.

As matter of law

[illegible]

[illegible]

POOR QUALITY ORIGINAL

Bolt E Sept 29
13-25-50
4-5-54

AFFIDAVIT—Selling Lottery Policies.

Second District Police Court.

Mary Gaines

of No. 310 West 42d Street, being duly sworn, deposes and says, that on the 29 day of September 1885, at premises No. 103 West 17th Street, in the City and County of New York,

Louis Briggs (now here)

did unlawfully and feloniously sell and vend to deponent for the sum of Ten cents a certain paper and document, the same being what is commonly known as, and is called a Lottery Policy, and which said Lottery Policy, writing, paper, and document is as follows, that is to say:

Bolt E Sept 29
13-25-50
4-5-54
Ts

Which deponent charges was in violation of the statute in such case made and provided, and prays that the said Louis Briggs may be dealt with according to law.

Sworn to before, this 30 day of Sept 1885. } Mary Gaines

Police Justice.

0214

Sec. 198—200

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Louis Briggs 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. Louis Briggs

Question. How old are you?

Answer. 41 years

Question. Where were you born?

Answer. New York

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

Answer. 331 W 16th St 6 mos

Question. What is your business or profession?

Answer. Speculator

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
Louis Briggs

Taken before me this 10 *day of* Sept 1884

Charles E. Loeb *Police Justice.*

POOR QUALITY ORIGINAL

0215

BAILED,

No. 1, by Wm Bowmaker Street.
Residence 60 Avenue C 34 1

No. 2, by Street.
Residence

No. 3, by Street.
Residence

No 4, by Street.
Residence

Police Court 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Mary Gaynes 310 West 42nd
vs.
1 Louis Bruggs
2
3
4

Offence Selling Lottery Policies

Dated Sept 30 188

Magistrate.
Officer.
Witnesses 33 Precinct.

No. Street.
No. Street.
No. Street.
$ 500 to answer
Bailed

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

Dated Sept 30 188 — Police Justice.

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

Dated Sept 30 188 . — 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.

STEPHEN MERRITT,
Eighth Avenue and Twenty-first Street,
NEW YORK.

To whom it may concern

Court of General Sessions N. Y. Co.
Part 3

The People vs. Louis Briggs } Lottery Policy

City and County of New York ss.

Edwin S. Martin, living at No. 331 West 16th St. in said city being duly sworn says: He is the brother of James L. Martin who was arrested and indicted under the name of Louis Briggs for selling Lottery Policy on the 23d of November 1885.

That the ~~defendant~~ who is defendants, brother died on the 9th day of October 1886, and was buried on October 12th 1886.

Edwin S. Martin

Sworn to before me this 6th day of May 1887

STEPHEN MERRITT,
Eighth Avenue and Twenty-First Street.

TELEPHONE No., 21ST STREET, 14.

New York, MAY. 4 1887

This will certify that we interred the body of James L. Martin aged 46 years 4 months and 29 days in the National Cemetery on Monday Oct. 11th 1886

Stephen Merritt
Undertaker
210 Eighth av.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

[illegible]

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

[illegible]

of the crime of "Selling to another what is commonly known as a Lottery Policy," committed as follows:

The said [illegible]

late of the First Ward, in the City and County aforesaid, on the [illegible] day of [illegible], in the year of our Lord one thousand eight hundred and eighty-[illegible] at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

[illegible]

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:

[illegible]

(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.

SECOND COUNT—

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

[illegible]

of the crime of "Selling to others what are commonly called Lottery Policies," committed as follows:

The said [illegible]

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, was and yet is a common gambler; and 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, feloniously did sell to divers persons (whose names are to the Grand Jury aforesaid unknown and cannot now be given), certain instruments and writings, commonly called lottery policies (a more particular description of which 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 Peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

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

late of the First Ward, in the City and County aforesaid, on the day of in the year of our Lord one thousand eight hundred and eighty- at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

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 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:

(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.

FOURTH COUNT.

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

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

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, was and yet is a common gambler; and on the day and in the year aforesaid, at the Ward, City and

County aforesaid, with force and arms, feloniously did sell to one [illegible]

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 :

[illegible]

(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.

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

0222

BOX:
195
FOLDER:
1961
DESCRIPTION:
Brooks, Frank

DATE:
11/20/85

1961

216

Witnesses:

J. J. Lawler

Counsel, J. J. Moore

Filed 20 day of Nov 188 5

Pleads Not Guilty

THE PEOPLE

vs.

Frank Rowden

Grand Larceny 2nd degree

[Sections 528, 531, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

By Dec 16/85

Plead do guilty

A True Bill.

S. P. 4 1/2 yrs.

J. Cattin Jr.

Foreman.

Grand Jury Room.

PEOPLE

vs.

Frank Brooks

George Robinson

date Sept. 1888

Police magistrates papers in this case sent to Jefferson Market this day per officer Stephen O'Brien as the case against Robinson is still pending in that Court. he having forfeited his bail during the examination on. Oct 12, 1888.

H. Welsh

July 27/96

0225

Frank [illegible] G L 20 day

Witness
Charles J Scott Comm

Officer Lawler

Deft Caught in act of removing from premises Stuck [illegible] $30.00

0226

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Frank Crosby

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

— Frank Crosby —

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

The said Frank Crosby,

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

one trunk of the value of two dollars, two hundred collars of the value of twenty five cents each, two hundred pairs of cuffs of the value of twenty cents each pair, and two hundred pillow shams of the value of one dollar each,

of the goods, chattels and personal property of one Jacob Stockhammer,

then and there being found, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Randolph Roosevelt,
District Attorney.

0227

BOX:
195
FOLDER:
1961
DESCRIPTION:
Brower, Frank

DATE:
11/11/85

1961

Witness

Mr Finnegan
Jno Healy
Jno Healy
D. Davis
Mary Swook
Off Shelly
Off McCollough

100 a

Montana

Day of Trial,
Counsel,
Filed 11 day of Nov 1885
Pleads, not guilty 72

19 241 27, 27

THE PEOPLE

vs.

P

Frank Brown

Homicide of the Degree of Murder, First Degree.

Randolph B. Martine,
District Attorney.

Ordered to C. C. Court of
Grand Examiner for Trial
Nov 17/85

A True Bill.

Foreman.

J. Cattin Jr.

Tried and convicted
the 25 day of November 1885
Manslaughter in 2nd degree
5 & 7 yrs.

30

0229

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

POLICE COURT, 1 DISTRICT.

Michael F. Shelly

of No. 119 Prince Street, being duly sworn, deposes and says,

that on the 17 day of October 1885

at the City of New York, in the County of New York, Deponent arrested Frank Bowers (Colored) on information that received from one John Kelly age 4 years that he the said Frank had discharged a pistol loaded with powder and ball at the body of his mother Lizzie Kelly striking her the said Lizzie under the left Eye causing her death. Deponent ask that the said Bowers may be Committed for Examination

Michael F. Shelly

Sworn to before me this 17 day of October 1885

Police Justice.

0230

POLICE COURT— 1 DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Frank Bowen

AFFIDAVIT. Assault

Dated Oct 2 18 188 6

Duffy Magistrate.

Shelby Officer.

Witness,

Examined, after the manner
P. G. Duffy

Disposition

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

agst.

Frank Bronet

Examination had October 29th 188

Before Hon P. J. Duffy Police Justice.

I, David C. Seltman Stenographer of the 1st District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of John Healy Kate Finnegan and Mary Sullivan as taken by me on the above examination before said Justice.

Dated November 4th 188

P. J. Duffy
Police Justice.

David C. Seltman
Stenographer.

Mr Howe, for Defendants Counsel.

The defendants Counsel consents that the depositions given before the coroner be taken as part of this examination subject to a motion to strike out such portions as are incompetent.

The testimony of William T Jenkins M.D. and N. S. Davis M.D. as taken before the coroner was re-sworn by them, and admitted as being their testimony in this examination

John Neely cross examined by Mr Howe.

Q You were in the room when mama was shot were you not?

Ans Yes sir

Q Did you see it?

Ans Yes sir

Q Mr Brown and your mama were fooling were they not?

Ans Yes sir

Q And Mr Brown and your mamma had their arms around each other?

A Yes sir

Q And they were kissing each other?

A Yes sir

Q Did you tell Papa about this?

A Yes sir

Q What did you tell Papa, try and tell me every word you remember?

A I don't remember

Q I don't

Q Look at this man (referring to Mr Brown) that is the man that was fooling with Frazina didn't it?

A Yes sir

Q Did Mr Brown say anything to you after that?

A No sir

Q Not a word?

A No sir

Q You are sure of that?

A Yes sir

Q You are sure Mr Brown didn't

say a word to you after it happened
Ans. Si

Q Not a word?
Ans. Si

Q Did you ever tell your papa that he did?

A Yes Sir

Q What did you tell your papa? Do you remember?

A No.

Q You are sure that Mr Brewer didn't say anything did he?
A No.

Q You mean by no. that he didn't say anything after it happened. did he?

Ans. Si

Q Did you never tell your papa that he did, and you?

Ans. Si

Q Did papa tell you to say anything?
Ans. Si

Sworn to before me this 29th day of Oct 1888

P. G. Leffler
Police Justice

Kate Finnegan cross examined by Mr Stone.

Q Where do you reside ?

A 3d street S/ of Steel.

Q Mrs Finnegan of course you know your sister the unfortunate lady who is now dead ?

A Yes sir

Q And you knew Frank Brower ?

A Yes sir

Q And he had been in the habit of visiting her for some time ?

A That I dont know, I only saw him twice

Q You were here, I think you told the coroner about two or three days before her death ?

A Yes sir

Q And was Frank Brower there ?

A Yes sir

Q And she was there ?

A Yes sir

Q And they were joking, and fooling, and as a matter of fact they were on very friendly terms were they not ?

Aye sir

Q The terms were exceeding by friendly?

A That I don't know.

Q They appeared as to you didn't they?

A They were friendly that day.

Q And the whole time you were there there was nothing but the strongest friendship between them apparently?

A Yes sir

Q Mr Brown said wait until you see me note Lillie run, was that what he said?

A Yes sir

Q Why Lillie he meant your sister?

A Yes sir

Q And he called her Lillie in your presence

A Yes sir

Q And then he pulled the pistol and fired it?

A Yes sir

Q With the bullet went through the panel of the door didn't it?

A Yes sir

Q And you said you should not do such

a thing it was very strong?

Ans Yes Sir

Q Did he said he didn't know that the pistol was loaded?

Ans Yes Sir

Q Did unloaded the way to him after that?

A He didn't say anything to him.

Q Did you go away right away?

A Shortly after that.

Q How they were on the boat afterwards the firing of of the pistol, they were on just as good a terms as they were before it were they not?

Ans Yes Sir

Sworn to before me this 29th day of Oct 1895

P G Leidigh

Pedro Jurado

Mary Snook cross examined by Mr Stone.

Q where do you reside ?
A 821. 2d avenue

Q Did you know Mrs Healy ?
A yes sir I knew her since she was ten years old, I knew her when she was a Miss Finnegan & I had not seen her for a long time until the 3d of July.

Q & then it was that your intimacy was renewed ?
A yes sir

Q & then you saw her pretty much every day ?
A yes sir

Q Did you know Frank Brown ?
A yes sir

Q ~~Do~~ after hour you seen him with her ?
A yes sir

Q & they were always on very good terms ?
A yes sir they were.

Q You never heard him an angry.

and between them?

A Nothing only fooling nothing of any account.

Q On the date of the shooting were you at the house?

A I went there at 3 o'clock and my husband passed for me at six and at a quarter past six we left there.

Q Was Brown there that day?

A Yes sir we did him good bye and went away.

Q How long was Brown in your house on that day?

A Half an hour

Q Did they not seem to be having pleasant on that day?

A Yes sir

Q Did they were most pleasant with each other?

A Yes sir

Q When when you left, you left before the shooting occurred?

A Yes sir I didn't know anything about it until Johnnie Healy came to

me and told me.

Q And when you left them. you left them in perfect terms of friendship

Ans Yes Sir

Sworn to before me
this 29th day of November 1873

[illegible]

Police Magistrate

Michael F. Shelly, being duly sworn deposes and says Cross-Examined by Mr Howe I am an officer attached to the 19th precinct police, I was a witness before the coroner,

Q. Now when you came before the Coroner you testified that the prisoner Frank Brower said to you "that after after Mr and Mrs Snook had left Mrs Healy came to South Shore the prisoner made a remark that (he) was going also and that thereupon Mrs Healy the deceased caught him by the coat saying what do you mean and that he then got frightened with her and the pistol went off accidentally? - Is that correct

A Yes.

Q Is that all the prisoner ever said to you at any time from the moment you accosted him until this time 10 minutes past 2 P.M. of November 18th 1885 that you cared to recall?

Cryla Li

Sworn to before me this 27th day of November 1883

Michael F. Kelly

P. A. Duffy Jr
Police Justice

0243

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the ~~Coroners~~ Coroners Office No. 15 Chatham Street in the 4th Ward of the City of New York, in the County of New York, this 24 day of October in the year of our Lord one thousand eight hundred and 85 before Bernard O. Martin Coroner, of the City and County aforesaid, on view of the Body of Elizabeth Deales lying ~~dead~~ at Clerson Upon the Oaths and Affirmations of good and lawful men of the State of New York, duly chosen and sworn, or affirmed ~~and~~ charged to inquire, on behalf of said people, how and in what manner the said Elizabeth Deales came to her death, do upon their Oaths and Affirmations, say: That ~~the~~ said Elizabeth Deales came to her death by Pistol shot wound of the brain at the hands of Frank Blossner at her residence No 206 East 44th Street on October 13 '85 about 9 P.M.

In Witness Whereof, *We, the said Jurors, as well as the* **CORONER**, *have to this Inquisition set our hands and seals, on the day and place aforesaid.*

JURORS.

Michael Rowan	334 Sixth ave
John Eylers	342 Sixth ave
Richard W Newton	268 - 6th Avenue
Albert Symes	342 - 6th ave
John Park	344 - 6th avenue
H. Carmichael	349 - 6th "
William Lepels	261 Sixth St

Bernard O Martin

CORONER, L. S.

CORONER'S OFFICE. **TESTIMONY.**

#1

Office Coroner & Sheriff Co. Cal.
Long Beach Dec. 23th 1897 P.M. Deceased
at Station Hence by Officer Gillespie
that a disturbance had been heard at
246 E. 4th St. Second Street, &
found Officer Gillespie, Officer
Barton & lady named Mrs.
Lindsey & the deceased Biggie
Healy, the two in the rear room
(Mrs. Wright Hyman room) after
her face had been washed Dr.
Barton used a razor, I asked
him about the case & he replied
her throat had been cut, saying
it was a terrible wound. I then asked
Mrs. Healy, who present said Dawson
her husband, he told her that
his little son Johnnie had told
him that Frank Brown had
~~done it~~ cut his mother. I told
him to leave his child with
some neighbor & come with me
he & I went to 241 - 2nd Ave.
& enquired for Frank Brown
& then went to 6th Ave. & 27th St.
but did not find him.

Taken before me
this day of 188

CORONER.

CORONER'S OFFICE. TESTIMONY.

On the Night of the 17th inst. at
about ten o'clock the 5th St.
Laundry Boy's Mother, Reports
to him that her little Daughter
Ida David Frank Brown, desired
permission under arrest taking
place on the 10th Bryant St. between
12th & 13th. To Corner 5th St.
before Judge Duffy & Jurors.
Committed to wait the action
of the Coroner. The prisoner Brown
made a statement to the effect
that Mr. & Mrs. Frank had left
Mrs. Healy's house, 206 E. 4th St.
that he made a remark that he
was going along, that Mrs. Healy
laughingly, the Coat Dragging
which is quite large, that he
got frightened with her & that the girl
fell off accidentally. There was
no Pistol on the premises when
arrested."

Asked the boy Johnnie
why he hurted Mamma? He said
Frank gave it to him. The boy also
said that Frank & Mamma were
fighting down & that Mamma got
up & ran around the room & Frank

Taken before me
this day of 188

CORONER.

CORONER'S OFFICE. TESTIMONY.

followed him. the said Frank put his arm around Jennie's neck and pulling the knife, he said he also had a pistol shot

P. G. Leffler Police Justice
Michael Daly

Offer Mr. McCullough
Pth. Freeman Jenny Brown Sworn

about 5½ P.M. Mr. Jeff. Bill
Hogue Dept on 44th St & 3rd Av.
above told the Murder Wanted
at No 206 E. 44th St. Jenny the
servant Mrs. Healy lying between
the bed room & parlor door found
her by Johnnie & Mr. Healy present
asked Mr. Healy to get rid
the Mother & he said he thought his
wife was killed, examined her
found her head lying in a pool
of blood, Weight 18 ounces her throat
cut with a razor the Police
Force & notified the Coroner. When
cut back of the house, the Ambulance
arrived, but the doctor said she
was dead on arrival. Blankenhorn

Taken before me
this 9th day of Oct. 1885
Jerman F. Martin CORONER.

CORONER'S OFFICE. TESTIMONY.

[illegible]

[illegible] the Patrol, I reported the case again at the Station House, the Sergeant told me to again investigate the case & then called the Dr. Bartny who pronounced it a pistol shot wound & turned it over to the Station House & then left. I was in the House about 20 minutes when my Sister & the Prisoner Frank Brown came. Also present, Brown said "I did not mean to make a hole in you" & she ran into the kitchen & Brown

William McCullagh

Sister of deceased

Mrs. Kate Finnigan
being sworn says I live at No 30 West 44th St. I last saw my Sister Mary Healy alive about 2 minutes before her death & that was at the front door No 30 W 44th St. I was in the House about 20 minutes when my Sister & the prisoner Frank Brown came. Also present, Brown said "I did not mean to make a hole in you" & she ran into the kitchen & Brown

Taken before me
this 24 day of Oct. 1885
Edward Hayden

CORONER.

CORONER'S OFFICE. TESTIMONY.

fired at her (Pistol shot) the bullet went into the panel of door. He stood up to look for the bullet Could tell if he should not do such a thing if he was sure, he said he did not know that the pistol was loaded, & put it in his pocket. Then left the house leaving Mrs. Healy

Mrs Kate Finigan

Mrs. Mary Crook being duly sworn Stated No 521 - 2nd Av. on Oct. 13th 1885 Mrs. Healy called on me at my house, about 3 o'clock P.M. & went to the house of Mrs. Healy. 206 E. 44 St. telling my husband to call for them in the evening. He called for them about 6 o'clock & we went home together, returning 5 & 6 o'clock the said date Frank Bonner called at Mrs 206 E. 44 St. Mrs. Healy's house, on the above date, & they were together at that time

Mrs Crook

Taken before me this 17th day of Oct. 1885

Fernando Wood

CORONER.

CORONER'S OFFICE. **TESTIMONY.**

6

Thos. O'Keefe being duly sworn says I live at 115 West 19th St. at present I did live at No 206 E. 44 St. about 1 o'clock on the 13th day of Oct. 1895 - I came home to dinner between 1 & 2 o'clock on the above date, I found my wife lying on the floor, her feet extending towards the kitchen & tried to arouse her but could not. I then asked a young man to go for a Policeman & ran out myself for a Policeman & found him in Lex Ave. I asked him if he had seen anyone go out of my house that day he told me Mr & Mrs Smith & Frank Brown (Frank my wife's head bore a trail of blood) I asked the boy where he told me that his Mother & his David Frank had gone, he also told me that at the time Frank Brown fired at his Mother that he told me he turned to him, the Officer arrived & summoned an Ambulance, my wife was taken to Bellevue Hospital where she died, I ordered the arrest

Taken before me
this day of 188.

CORONER.

CORONER'S OFFICE. **TESTIMONY.**

Brought out Mrs Lewis saying that Laura Smith was in bed

Taken before me
this 25 day of Oct. 188[illegible]
Bernard Reed

CORONER.

CORONER'S OFFICE. **TESTIMONY.**

William T. Hutchins M.D. being sworn says: On Saturday October 17th 1885 at 11 A.M. I made an autopsy on the body of Elizabeth Healy, Aet 22 years, Nativity U.S. Said to have died at 1.10 A.M. of same day

Body that of a well nourished health woman. On the left cheek an inch and a quarter below the eye and half an inch to the left of the nostril was a pistol shot wound about a quarter of an inch in diameter around which were marks of burned powder in the skin. Upon removing the calvaria and the brain found the course of the bullet had been upwards, backwards and inwards, having entered the middle fossa, wounding the middle lobe of brain, passing through the petrous portion of temporal bone, lodging in the medulla portion of brain around which there was considerable haemorrhage and softening.

Other organs normal

Cause of death: Pistol shot wound of brain

Wm T. Hutchins, M.D.

Taken before me this 17th day of Oct 1885

Herman A. Mapes

CORONER.

0252

MISSING
PAGE 9

CORONER'S OFFICE. **TESTIMONY.**

History of Lizzie Healy.
Brought to Bellevue Hospital, Oct 15, about 11 30 P.M., presenting the following signs and symptoms. The higher reflexes were abolished, the pupils narrow, sparsive to light, the pulse rapid and feeble, the surface cold and clammy. The patient was completely comatose, showing no motion, nor sensation whatever.
The presented on the left cheek over the superior maxilla, a wound about ¼ inch in diameter, from which had issued a certain amount of clotted blood. Epistaxis had also occurred. The wound lay from ½ inch to the left of the inner canthus and about one inch below the orbit. The face in the neighborhood of the wound was peppered with numerous particles of burnt powder. The cornea also contained particles of burned powder and on its surface, a cloak the result of ruptured capillaries.
After reaction from shock, the following signs were discernible:

Taken before me
this day of 188

CORONER.

CORONER'S OFFICE. 11. **TESTIMONY.**

Hemiplegia on the right side of the body and face. Completely loss of motion and sensation to the right of the median line of body. Pupils reacted feebly to light. She made frequent attempts to tear off the dressings and was apparently suffering from compression symptoms in occipital region. The wound was not probed but dressed antiseptically and supporting measures adopted. The patient remained stunned and of full volume, until the night of Oct 16, and death ensued the morning of the 17th, at 115. The deceased completely comatose until death. There were no other evidences of injury.

H. F. Jarvis M.D.
House Surgeon

Taken before me
this 24th day of Oct. 1885
Edward Martin

CORONER.

Coroner's Office,

CITY AND COUNTY OF NEW YORK, } ss.

Frank Brower being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz.:

Question—What is your name?

Answer—Frank Brower

Question—How old are you?

Answer—19 years

Question—Where were you born?

Answer—N. Y.

Question—Where do you live?

Answer—244 West 22 St.

Question—What is your occupation?

Answer—Machinist

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

I have nothing to say

Taken before me, this 14th day of Oct. 1885

Bernard J. Flynn CORONER.

0256

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
22 Years. — Months. — Days.	U. S.	Morgue from Bellevue Hospital	Oct. 1886

U. S. Cor. No. 1846. 1886

HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of Elizabeth Blake.

whereby it is found that She came to her Death by the hands of

Unknown

Inquest taken on the 24 day of October 188 6. before

Chas. A. Flanagan Coroner.

Committed

Bailed

Discharged

Date of death Oct. 19 1886

Disposition Buried Oct 23 Potter's Field

VI

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

April 20th, 1888.

Sir:

Application for Executive clemency having been made on behalf of Frank Brower---------- who was convicted of manslaughter, 1st degree, in the county of New York----- and sentenced Nov. 30th, 1885, to imprisonment in the Sing Sing Prison---------- for the term of seven years----------, I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, as amended in 1884, you will forward to him a concise statement of the facts and circumstances developed upon the trial, or upon the preliminary examination, or before the coroner's jury if no trial was had, together with your opinion of the merits of the application. Will you also inform the Governor of any other matters having a bearing upon this case which have come to your knowledge since conviction?

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

I am,

very respectfully yours,

William [illegible]

Private Secretary.

Hon. John R. Fellows,
District Attorney, &c.,
New York City.

Answered
July 14th 1888
J. R. F.

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Frank Conner

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

Frank Conner of the crime of murder in the first degree, committed as follows:

The said Frank Conner, late of the Nineteenth Ward of the City of New York, in the County of New York, aforesaid, on the Nineteenth day of October in the year of our Lord one thousand eight hundred and eighty-Nine, at the Ward, City and County aforesaid, with force and arms, in and upon one Elizabeth Bradley in the peace of the People of the State of New York, then and there being, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of her the said Elizabeth Bradley, did make an assault, and the said Frank Conner, a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol, the said Frank Conner, in his right hand then and there had and held, to, at, against, and upon the said Elizabeth Bradley then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said Elizabeth Bradley, did shoot off and discharge, and the said Frank Conner, with the leaden bullet aforesaid, out of the pistol aforesaid, then and there, by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, the said Elizabeth Bradley in and upon the head of the said Elizabeth Bradley, then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of her the said Elizabeth Bradley, did strike, penetrate, and wound, giving to her the said Elizabeth Bradley then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the said Frank Conner, in and upon the head of her the said Elizabeth Bradley, one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound she the said Elizabeth Bradley, at the Ward, City and County aforesaid, from the said Nineteenth day of October in the year aforesaid, until the seventeenth day of October, in the same year aforesaid, did languish, and languishing did live, and on which said seventeenth day of October, in the year aforesaid, the said Elizabeth Bradley, at the Ward, City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid do say that the said Frank Brown, the said Elizabeth Dealey, in the manner and form, and by the means aforesaid, at the Ward, City, and County aforesaid, on the day aforesaid, and in the year aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of her the said Elizabeth Dealey, did kill, and murder, 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 Frank Brown,

of the CRIME OF murder in the first degree, committed as follows:

The said Frank Brown, — late of the Nineteenth Ward of the City of New York in the County of New York, aforesaid, afterwards, to wit: on the thirteenth day of October in the year of our Lord one thousand eight hundred and eighty-three — at the Ward, City and County aforesaid, with force and arms, in and upon one Elizabeth Dealey, — in the peace of the People of the State of New York, then and there being, wilfully, feloniously, and of his malice aforethought, did make an assault, and ~~that~~ the said Frank Brown, a certain pistol, — then and there charged and loaded with gunpowder and one leaden bullet, which said pistol — the said Frank Brown, in his right hand then and there had and held to, at, against, and upon the said Elizabeth Dealey, then and there feloniously, wilfully, and of — his malice aforethought, did shoot off and discharge, and the said Frank Brown, with the leaden bullet aforesaid, out of the pistol aforesaid, then and there, by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, the said Elizabeth Dealey, in and upon the head — of her the said Elizabeth Dealey, then and there feloniously, wilfully, and of his malice aforethought, did strike, penetrate, and wound, giving to her the said Elizabeth Dealey, then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the said Frank Brown in and upon the head of her the said Elizabeth Dealey, one mortal wound of the breadth of one inch, and of the depth of nine inches, of which said mortal wound she the said Elizabeth Dealey, at the Ward, City, and County aforesaid, from the said thirteenth day of October, —

in the year aforesaid, until the seventeenth day of October, —

in the same year aforesaid, did languish, and languishing did live, and on which said seventeenth day of October, — in the year aforesaid, the said Elizabeth Dealey, at the Ward, City and County aforesaid, of the said mortal wound did die.

And so the Grand Jury aforesaid, do say that the said Brandes Brouner, Inc., the said Elizabeth Bleadley, in the manner and form, and by the means aforesaid, at the Ward, City and County aforesaid, on the day aforesaid, and in the year aforesaid, wilfully, feloniously, and of malice aforethought, did kill, and murder, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Randolph Bernatkins,
District Attorney.

0262

BOX:
195
FOLDER:
1961
DESCRIPTION:
Buckley, John

DATE:
11/10/85

1961

73. A.
E.E.C.

Counsel,

Filed 10 day of Nov. 188

Pleads Not Guilty.

THE PEOPLE

vs.

17 Monroe vs.

John Sandstedt

P

H.D.

ASSAULT IN THE FIRST DEGREE, Etc.
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.

Pr Nov 25/85
Plead. Not Guilty

A True Bill.

By 36 Mos 5 P

Foreman.

J. Cattin Jr

Witnesses:

Pat Maloney
Off Moyer

Deft. has Seven
a Term in Prison
for a Felony

F.D.

0264

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

POLICE COURT, 3 DISTRICT.

James J Mayor

of the 7th Precinct Police ~~Street~~, being duly sworn, deposes and says,

that ~~on the~~ ~~day of~~ ~~188~~

~~at the City of New York, in the County of New York,~~ Patrick Maloney the

within named Complainant is a necessary and material witness against John Buckley the within named defendant.

Deponent says that said Complainant is an unwilling witness and expressed a desire not to prosecute and asks that said Complainant give surety for his appearance to testify as said defendant has been arrested & imprisoned previous on the ~~another~~ other charges. a James J Mayor

Sworn to before me, this 8 day of Nov 188 5

Patrick Keilly Police Justice.

0265

Police Court— 3d District.

City and County of New York, } ss.:

Patrick Maloney

of No. 214 Monroe Street, aged 26 years,

occupation Laborer being duly sworn

deposes and says, that on 7th day of November 188 5 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John Buckley (over true) who wilfully and maliciously cut and stabbed deponent on the thigh twice with a large or somesharp instrument-any thing held in the hand of said defendant

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

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

Sworn to before me, this 8 day of Nov 188 5 } Patrick Maloney

Daniel O'Reilly Police Justice.

0266

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question. What is your name?

Answer. John Buckley

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. 17 Monroe St 18 mos

Question What is your business or profession?

Answer. Printer

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 was intoxicated or I would not have done it

John Buckley

Taken before me this 8 *day of* Nov 188 5

Donald C McCullagh

Police Justice.

0267

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court 3 District.

1221

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Patrick Mahoney
14 Cor.
John Buckley

1 John Buckley
2
3
4

Offence Felonious assault

Dated Nov 8 188 5

D. O. Kelly Magistrate

Officer.

7 Precinct.

Witnesses James J. Mayer
7th Precinct Police Street
Complainant committed
House of Detention on Street,
Bail of $3000 to appear
No. Street,
$25000 to answer

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 Nov 8 188 5 Daniel O'Reilly *Police Justice.*

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ *Police Justice.*

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ *Police Justice.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

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

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

The said

late of the City of New York, in the County of New York aforesaid, on the seventh day of November, in the year of our Lord one thousand eight hundred and eighty five, with force of arms, at the City and County aforesaid, in and upon the body of one Patrick Mahoney in the peace of the said People then and there being, feloniously did make an assault and he the said Patrick Mahoney with a certain knife

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

with intent he the said Patrick Mahoney 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

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

The said

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 one Patrick Mahoney in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and he the said Patrick Mahoney

with a certain knife

which he the said in his right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut 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.

Randolph B. Martine
District Attorney

0269

BOX:
195
FOLDER:
1961
DESCRIPTION:
Burke, James

DATE:
11/12/85

1961

118.

Witnesses: O F McGinley

Counsel, ...

Filed 12 day of Nov 1885

Pleads Not Guilty 13

THE PEOPLE

vs.

B

James Burke

Violation of Excise Law.
(Sunday).
[III Rev. Stat., (7th Edition), page 1989 Sec. 21, and page 1980, Sec. 51].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

request of
H L N Acer

Foreman.

S. Cattin Jr.

To be tried Mar 11/86
Part 3. December 1885
Complaint sent to Special Sessions

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

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

The said

late of the First Ward of the City of New York, in the County of New York aforesaid, on the day of , in the year of our Lord one thousand eight hundred and eighty- , at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

certain ———— persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT:

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

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

The said

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week,

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

certain ——— persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

THIRD COUNT:

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

— James Burke —

of the Crime of Keeping Open on Sunday a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said James Burke,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

464 Ninth Avenue, —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0273

BOX:
195
FOLDER:
1961
DESCRIPTION:
Burns, Dennis

DATE:
11/06/85

1961

Witnesses: John Kelly
Off Wilson

I have examined the Complainant and defd and in my judgment no conviction could be had. I therefore recommend defendants discharge upon his own recognizance he already having suffered over five weeks imprisonment

James Fitzgerald
Dec 9/85 Asst Dist Atty

J. B. 34

Counsel,
Filed, 9 day of Nov 1885
Pleads, Not guilty

THE PEOPLE

vs.

P

Dennis Conway

ILLEGAL VOTING.
[Laws of 1882, Chap. 410, § 1904].

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Foreman.

I. Cutler Jr.

P. 2 – Dec. 9. 1885.
Discharged on his verbal recognizance

0275

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Dennis Conner

The Grand Jury of the City and County of New York, by this indictment, accuse Dennis Conner of a FELONY, committed as follows:

Heretofore, to wit: on Tuesday, the Third day of November, in the year of our Lord one thousand eight hundred and eighty Nine, (the same being the Tuesday succeeding the first Monday in the said month of November), there was held a general election throughout the State of New York and in the said City and County of New York; and on the day and in the year aforesaid, and at the said election, the said Dennis Conner, late of the said City and County, at the City and County aforesaid, did personally appear before the Inspectors of Election of the Twenty-eighth Election District of the Twenty-fifth Assembly District of the said City and County, at a meeting of the said Inspectors of Election then being duly held at the duly designated polling place of the said Election District, and did then and there feloniously fraudulently, willfully and fraudulently vote in the said Election District, without having a lawful right to vote therein, as he the said Dennis Conner then and there well knew;

against the form of the statute in such case made and provided, and against the peace and dignity of the said People.

RANDOLPH B. MARTINE,
District Attorney.

0276

Form 9.

Sixth District Police Court.

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

John. Kelly,

of No. 244. West. 16th

street,

being duly sworn, deposes and says,

that on the 3rd day of November 1885

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

Dennis Burns (Worker) did knowingly and fraudulently offer to vote and did vote at a general Election lawfully held on the 3rd day of November 1885. He having no legal right so to do. After having knowingly and fraudulently registered as a legal and qualified voter at and within the 28th Election district of the 17th Assembly district all of which is in violation of Chapter 24 of the Laws of 1882. of the state of New York. That the said Dennis Burns registered and voted therein from premises No. 244. West 16th street which premises are within the said Election District. That deponent is the housekeeper of said premises and knows that the said Dennis Burns did not live or reside therein at the time he registered or does not now live or reside therein. And never to deponents knowledge lived in said premises. Deponent therefore prays that said Dennis Burns may be dealt with as the law directs

John Kelly

Sworn to before me
this 3rd day of Nov 1885

Solon B Smith
Police Justice

0277

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

Richard Wilson

of No. the 16th Precinct Police Street, aged years,

occupation Police Officer being duly sworn deposes and says

that on the 3d day of November 188 1

at the City of New York, in the County of New York, he arrested me

Dennis Burns. (Now here) on Complaint

of one John Kelly, charging the said Burns

with having voted illegally, at a general Election

held on 3rd day of November 188 1 And after

the said Burns had been brought to court he

the said Burns said he had made a mistake

and lived in 250 West 16th St. Deponent took

the said Burns to the house No 250 West 16th St

and went through both the front and rear houses

at said address. and learned that the said Burns

does not live in said house or is not known by any of the

tenants in said house

Richard Wilson

Sworn to before me, this 3d day of November 188 1

Police Justice.

0278

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Dennis Burns 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. Dennis Burns

Question. How old are you?

Answer 45 years old

Question. Where were you born?

Answer. Ireland

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

Answer. 344. W. 16th St. 8 months

Question What is your business or profession?

Answer. Blacksmith

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 voted from the house I live in the Complainant offered me $5 to vote his way

Dennis Burns

Taken before me this 3 *day of* March 1888

Police Justice.

8279

1207

Police Court— 2 District.

THE PEOPLE, &c,

ON THE COMPLAINT OF

John Kelly
244 W. 16th

Dennis Burns

2

3

4

Offence Violation of Election Law

Dated Nov 3rd 1885

L B Smith Magistrate.

Richard Wilson Officer.

16 Precinct.

Witnesses Officer Wilson

No. 16th Precin Street.

No. Street.

No. Street.

$500 to answer

Com

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street

No 4, by

Residence Street.

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

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 Nov 3rd 1885

John Short 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 him to be discharged.

Dated 188 . Police Justice.

0280

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Dennis Conner

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Heretofore, to wit: on Tuesday, the third day of November, in the year of our Lord one thousand eight hundred and eighty five, (the same being the Tuesday succeeding the first Monday in the said month of November), there was held a general election throughout the State of New York and in the said City and County of New York; and on the day and in the year aforesaid, and at the said election, the said Dennis Conner, late of the said City and County, at the City and County aforesaid, did personally appear before the Inspectors of Election of the twenty-eighth Election District of the Twenty-sixth Assembly District of the said City and County, at a meeting of the said Inspectors of Election then being duly held at the duly designated polling place of the said Election District, and did then and there feloniously fraudulently, willfully and fraudulently vote in the said Election District, without having a lawful right to vote therein, as the said Dennis Conner then and there well knew;

against the form of the statute in such case made and provided, and against the peace and dignity of the said People.

RANDOLPH B. MARTINE,
District Attorney.