

0828

BOX:

150

FOLDER:

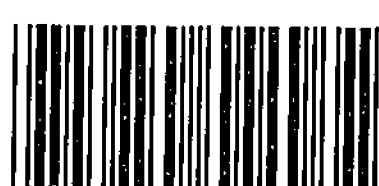
1546

DESCRIPTION:

O'Brien, Edward

DATE:

09/05/84



1546

Witnesses

48

Counsel,
Filed 5 day of Sept 1887
Pleads *Indignity*

THE PEOPLE
vs.
P
Edward O'Brien
Defendant
Burglary in the THIRD DEGREE,
Grand Larceny, Second Degree,
and Possessing Stolen Goods,
(Sections 108, 500, 629, 53, and 600)

PETER B. OLNEY,
~~Attorney at Law~~
District Attorney.

A True Bill.
Edward O'Brien
Foreman.
Sept 12/87
Charles H. May
S. H. Curran & Co.

0829

0830

Police Court 2 District.City and County } ss.:
of New York,of No. 467 West 71 Street, aged 41 years,
occupation Agentdeposes and says, that the premises being duly sworn appraised 22 Ward
in the City and County aforesaid, the said being a dwelling where
deponent resides with his family
and which was occupied by deponent as such
and in which there was at the time of human being, of saidwere **BURGLARIOUSLY** entered by means of forcibly breaking
open an outer gate and also a
basement door leading from the
street into said premiseson the 26th day of July 1884 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:One Seal Skin Sack one Silk
Umbrella and one ladies bag or
muff collectively of the value
of seventy five dollarsthe property of deponents wife Martha E Benedict
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 byEdward O'Brien now present and
another person, not named -for the reasons following, to wit: that the said gate and
door which had been previously
locked and secured was found to
have been forced open and the def-
endant & said other were seen by
one Martha Scheyer together coming
from the house and passing out
from the basement through the door and
gate which they had before forced open

0031

And further deponent says that he is informed by Officer Scrain 31st Precinct that he saw the defendant & said other run away and pursued them and arrested said O'Brien the said other effecting his escape. That the said Officer further informs deponent that the property in question was found underneath the stoop where deponent believes it was put by the defendants and said other preparatory to carrying the same away

Edu Bernades

Sworn to before me this }
 28th day of July 1884 }
 J. M. Murray, Police Justice }

Police Court	District
THE PEOPLE, &c., ON THE COMPLAINT OF	
vs.	
Burglary	Degree
Dated	188 1
Magistrate.	
Officer.	
Clerk.	
Witnesses:	
Committed in default of \$	Bail.
Bailed by	
No.	Street.

0032

CITY AND COUNTY }
OF NEW YORK, } ss.

Martha Scheyer
aged 18 years, occupation Lady of leisure of No.
465 West 71st St Street being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Edward Benedict*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 28th day of July 1884 *Martha Scheyer*

Wm. Murray
Police Justice.

0833

CITY AND COUNTY }
OF NEW YORK, } ss.

William Swain
aged 36 years, occupation Police Officer of No. the 31 Precinct Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Eli Benedict
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

188

28 July 1884 William Swain
Almy Hamm
Police Justice.

0034

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

Edward O'Brien 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 O'Brien

Question. How old are you?

Answer.

32 Years

Question. Where were you born?

Answer.

Ireland

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

Answer.

Wabash Ave Chicago

Question. What is your business or profession?

Answer.

Carpenter

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

Answer.

I am not guilty of the charge
Edward O'Brien

Taken before me this

day of

188

Notary Public.

0835

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

Edward J. Green
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Two* 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 *July 28th* 1884 *H. M. Bunnell* 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.

0836

Police Court

1511 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF

Edward Benedict
467 West 71st St.

vs.
Edward Prien

2

3

4

Dated

July 28th 1884

Magistrate.

William Swain & Remondman
John E. Runk 31st Precinct.

Witnesses

Martha Scheyer
Miss Emma Scheyer
No. 463 West 71st St.

Matthew Hogan
No. 31st Precinct

No.

\$1000 - to answer

Commissions

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street

No. 4, by

Residence Street.

0037

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward O'Brien

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

Edward O'Brien

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

The said Edward O'Brien

late of the 22nd Ward of the City of New York, in the County of New York
aforesaid, on the 26th day of July in the year of our Lord one
thousand eight hundred and eighty-four, with force and arms, about the hour
of twelve o'clock in the day time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one Eli

Benedict

there situate, 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 Eli Benedict

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

0038

SECOND COUNT.

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

Edward O'Brien

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

The said Edward O'Brien

late of the Ward, City and County aforesaid, afterwards, to wit, on the said
26th day of July in the year of our Lord one thousand eight
hundred and eighty-four at the Ward, City and County aforesaid, in the
day time of said day, with force and arms, one red

plain sacque of the value
of fifty five dollars, one
undervest of the value of
seven dollars, one muff
of the value of ten dollars,
and one hat of the value
of six dollars.

of the goods, chattels, and personal property of one Eli Benedict
in the dwelling house of

the said Eli Benedict

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

Peter B. Olney
District Attorney

0039

BOX:

150

FOLDER:

1546

DESCRIPTION:

O'Brien, James

DATE:

09/30/84



1546

454 Kelly ✓

Counsel,
Filed 30 day of Sept 1884
Pleads & for Guilty

THE PEOPLE
vs.
James O'Brien
by Wm. G. D. D.
for

PETER B. OLNEY,
JOHN W. HENRY

District Attorney

pleaded guilty
A TRUE BILL.

Foreman.

5413 1/2 7/8

Witnesses:
John L. Luchas
Officer Mearns
Leg. app. ex. c.
refers to very
hard 7/8

0841

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

Police Court--First District.

of No. Home (25th) Street, being duly sworn, deposes
and says, that on the 25th day of September 1884
at the First Ward of the City of New York, in the
County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent, by force and violence, without his consent and against his will, the following property viz:

One Silver Plated Watch Chain

of the value of Seven Dollars,
the property of John Lucke

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 force and violence as aforesaid, by

James O'Brien (now here) from the
fact that the said defendant and two
other men whose names are unknown to
deponent met deponent in the Battery Park
and the defendant asked deponent if he was
a sailor and wanted a brandy house and
he said he would show deponent a brandy
house and deponent went with the said defendant
and while walking up Washington Street with
defendant at the corner of Barclay Street &
Washington Street the said unknown persons
seized hold of deponent by the arms and held

Sworn to before me this

4th

Police Justice

0842

Deponent while the said Defendant took hold of Deponents watch chain attached to a watch and jerked the said chain from Deponents vest worn by Deponent as a part of Deponents bodily clothing and run away

Wherefore Deponent charges the said Defendant James O'Brien acting in concert with said unknown persons in feloniously taking stealing and carrying away from the person of Deponent by force and violence without and against his consent and against his will the aforesaid property

Sworn to before me
this 26th day of September 1874 } John Lickas
H. M. H. Murray Police Justice

0843

Sec. 198-200

CITY AND COUNTY } ss.
OF NEW YORK }

District Police Court.

James O'Brien 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. *James O'Brien*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *101 Greenwich Street five years*

Question. What is your business or profession?

Answer. *Steamship Fireman*

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*

James O'Brien

Taken before me this
day of *Dec* 188*8*
James O'Brien
Police Justice.

0844

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

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 26 188 4 Wm. J. McNamee 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.

0845

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Lucke
H.D. vs.
James O'Brien

Dated Sept 26 188

Murray Magistrate.
John A. Mcaney Officer.
27 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street,

No. _____ Street,

\$ 5.00 to answer

Complainant House of Detention
in default of \$100 bail

0846

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

James O'Brien

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

James O'Brien

of the CRIME OF ROBBERY IN THE *First* DEGREE, committed as follows:

The said *James O'Brien*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Twenty-third day of *September*, in the year of our Lord one
thousand eight hundred and eighty *four*, at the Ward, City and County aforesaid, with force
and arms, in and upon one *John Sudaas*,
in the peace of the said People then and there being, feloniously did make an assault

the
said James O'Brien *himself* and
there aided by two accomplices
actually present whose names
are to the Grand Jury aforesaid
unknown and *a chain of the*
value of seven dollars,

of the goods, chattels and personal property of the said *John Sudaas*,
from the person of said *John Sudaas* and against
the will and by violence to the person of the said *John Sudaas*,
then and there violently and feloniously did rob, 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,

PETER B. OLNEY,

~~JOHN MCKEON~~, District Attorney.

0847

BOX:

150

FOLDER:

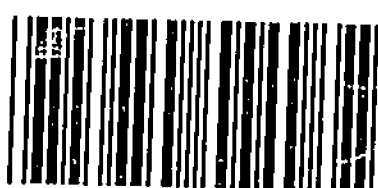
1546

DESCRIPTION:

O'Brien, John

DATE:

09/30/84



1546

0848

BOX:

150

FOLDER:

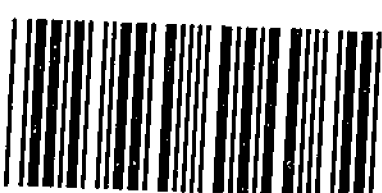
1546

DESCRIPTION:

Clarkson, William

DATE:

09/30/84



1546

406 X

Witnesses:

Geo. E. Courne
Supt. Magazine
Capt. Henry Key
Sever. Master in
St. Peters.
Apr. 20. Sent to
Pen. for a pt.

Counsel,
Filed 30 day of Sept 1884
No 2 Pleads Not Guilty

THE PEOPLE
vs.
John O'Brien
37 2nd
264 West
Shuman Ave
William Clarkson
Grand Larceny First degree
[Sections 528, 53 P, Penal Code]

PETER B. OLNEY,
District Attorney.

A True Bill.

Edward M. Murphy
P. 2. Sept 30. 1884
No 1 Pleads Not Guilty Foreman.
P. 2 Oct 3. 1884
No 2 Pleads Not Guilty
Nov. 24 1884
Nov 25 4:50 P. M. 1884

0850

2

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

George E Currie

of No. 57 West 22d

Street,

being duly sworn, deposes and says, that on the 20th day of September 1884

at the

City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent and from his person in the night time the following property, viz :

one pocket book of the value of one dollar containing good and lawful money namely one bill of the denomination and value of Five dollars, one bill of the denomination and value of two dollars and divers miscellaneous papers

the property of deponent who is 42 years old and is a salesman by occupation

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 A. Brien⁴⁴ William

Clarkson (both now here) that deponent is informed by officer Mc Guire that he found said property in the possession of said A Brien in 5th Avenue near 27th Street and said Clarkson was in the company of said A Brien at the time. Deponent further says that he passed said property at about the hour of 9

Police Justice

188

0851

P.M. on said date and that
said officer saw said defendants
in company with each other at
a quarter to nine o'clock P.M.
on said date immediately before
he missed said property

Sworn to before me *L. E. Stearns*
this 22 day of Sept-1884
Samuel R. Kelly Police Justice

District Police Court.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

AFRIDAVALT-Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0852



CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation James M. Guire
Police Officer of No.

Central office Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of George E. Lurie

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

Sworn to before me, this 22
day of Sept 188 4

James M. Guire

James M. Guire
Police Justice.

0853

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

2

District Police Court.

William Clarkson 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 Clarkson

Question. How old are you?

Answer.

37

Question. Where were you born?

Answer.

New York

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

Answer.

69 Mott St

1 year

Question. What is your business or profession?

Answer.

Shoemaker

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.

All I have to say is I was coming through 27th Street from a Blaine meeting. I noticed O'Brien pick up something and I asked him what it was and he said it was a pocket-book. I asked him if there was any money in it and he replied I will see and just as he was about to look the officers arrested us

William Clarkson

Taken before me this

22

day of Sept

1888

Samuel O'Reilly Police Justice.

0854

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John O'Brien 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 O'Brien

Question. How old are you?

Answer.

42 years

Question. Where were you born?

Answer.

New York

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

Answer.

Carleton House 4 mas

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 found the pocket book
corner of 5th Avenue & 27th St*

John *his*
mark *+ O'Brien*

Taken before me this

22

day of

188

Samuel C. [Signature]
Police Justice.

0855

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 10
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 1 1884 Samuel O. Kelly 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.

0856

1635

Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George E Currie
5 West 22 St
John O'Brien
William Clarkson

Office
Lawrence
H. Hansen

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated Sept. 22 188

O'Reilly Magistrate.

James McGuire Officer.

Central Officer.

Witnesses Office

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 10.00 to answer G S

0857

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 O'Brien, and
William Charleston

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

John O'Brien and William Charleston
of the CRIME OF GRAND LARCENY in the *first* degree, committed
as follows:

The said *John O'Brien and William Charleston, each* —

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the *thirtieth* day of *September*, in the year of our Lord
one thousand eight hundred and eighty-*eight*, at the Ward, City and County
aforesaid, with force and arms, *in the night time of the*
said day, one pocket watch of the value
of one dollar, one promissory note
for the payment of money of the
said promissory note called United States
Treasury notes, the same being then
and there due and maturing for the
payment of and of the value of said
dollar, one other promissory note for
the payment of money of the said sum:
namely called Small notes, the same being
then and there due and maturing for
the payment of and of the value of
said dollars, and one other promissory
note for the payment of money
of the said promissory note called United
States Treasury notes, the same being
then and there due and maturing
for the payment of and of the
value of two dollars, —

of the goods, chattels and personal property of one *George E. Currie,*
on the person of the said *George E.*
Currie then and there being found, from
the person of the said George E. Currie
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.

Peter B. Olney
District Attorney

0858

BOX:

150

FOLDER:

1546

DESCRIPTION:

O'Donnell, John

DATE:

09/18/84



1546

256

Counsel,
Filed *18* day of *Sept* 188*4*
Pleads *Wm. L. Kelly*

THE PEOPLE
vs.
B
John O'Donnell
et al.
vs. Matt
et al.

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

PETER B. OLNEY,
~~JOHN MORTON,~~

24 May 11/87 District Attorney.
Wid. Annicked Ass. L. with
A True Bill. shry man to bring

Edward W. Morten
Perman.
Perman. 22/87

0060

Police Court—2nd District.

CITY AND COUNTY
OF NEW YORK, { ss.

Bernard Mehtens 39 yrs
of No. 339 Spring Street,

being duly sworn, deposes and says, that
on Saturday the 9th day of August

in the year 1888 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Edmond Crowley who

struck deponent on the head
with a glass cyphon cutting
deponents head and causing
a severe scalp wound

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 be dealt with according to law.

Sworn to before me, this
of August 1888

Edmond Crowley
POLICE JUSTICE

0861

Sec. 195-200.

CITY AND COUNTY
OF NEW YORK, ss.

2nd

District Police Court.

John O'Donnell 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 O'Donnell

Question. How old are you?

Answer

40 Years

Question. Where were you born?

Answer.

Ireland

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

Answer.

339 Spring Street About 8 years

Question. What is your business or profession?

Answer

Longshoreman

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 and I don't remember anything about the answer

John O'Donnell
Mark

Taken before me this

day of

188

Police Justice.

0862

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 John O'Donnell

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. He legally discharged

Dated August 12 - 1884 Sup. O'Neil 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.

0063

BAILED,

No. 1, by John Howard
Residence 31 Bowery

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Bernard Mehrstens
337 Spring
John C. Donnell

1 _____
2 _____
3 _____
4 _____
Dated August 12 1884

J. Power Magistrate.
Moran & Savercool Officer.
Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street,

No. _____ Street,
\$ 500 to answer 95

Leah
Bailed Aug 19
1884

0864

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 O'Donnell

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

John O'Donnell

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

The said John O'Donnell

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

Bernard McIntyre

in the peace of the people of the said State then and there being, feloniously did
willfully and wrongfully make an assault: and the said John O'

Donnell

with a certain agave vessel, to wit: a certain which he the said

John O'Donnell

in his right hand then and there had and held, the same being then and there a

stick likely to produce grievous bodily harm, him,

the said Bernard McIntyre, then and there feloniously

did willfully and wrongfully strike, beat, cut, bruise and wound,

against the form of the statute in such case made and provided, and against the peace

of the People of the State of New York and their dignity.

Peter B. Olney

District Attorney

0865

BOX:

150

FOLDER:

1546

DESCRIPTION:

O'Hare, Edward H.

DATE:

09/09/84



1546

A. C. Bond
H. J. Way

1888

Counsel,
Filed
Pleads

day of Sept

105
J. C. Hunt, per 17

THE PEOPLE

vs.

Edward M. O'Share

INDICTMENT.

Grand Larceny in the 3rd degree.

John McKeton

PETER B. OLNEY,
~~JOHN MCKETON,~~

John McKeton

District Attorney.

A True Bill.

Charles W. Smith

Sept. 194

Foreman

Charles Smith

Seaver, Seaver, & Seaver

H. L. Smith

0866

U.S. General Sessions.

The People etc
or
Edward H. O'Hare.

City & County of New York ss.

A. Curtis Bond being duly sworn says that he is and since October 1st 1882 has been connected with the management of The Decorator and Furnisher Co, and is its Editor. That in September 1883 Edward H. O'Hare was employed by the said Company and continued in its employ for nine months and was entrusted by it with charge of collections and correspondence and gave perfect satisfaction in such employment until shortly before his employment ceased when he became intimate with another employee older than himself, since discharged, and as deponent believes was by said employee led into, billiard playing, carousals and neglect of business, to such an extent that deponent was compelled to discharge him. After his discharge he collected the amount \$50 or \$55, due to the Decorator and Furnisher Co, and for this he stands indicted. Deponent further says said defendant O'Hare has been in the Tombs Prison six weeks, that deponent has visited

0868

him there, that he believes said O'Hare is the victim of bad company, and that he realizes this, and seems to have suffered keenly the punishment already received, and if allowed his liberty would as deponent believes, avoid bad associates and conduct himself properly.

Deponent further says the position O'Hare lost with the Decorator & Furnisher Co. has been filled and they have no need of additional employees, but were there a vacancy deponent believes he could even now obtain employment from said Company. Deponent further says said O'Hare is about 20 years of age is fairly well educated, is intelligent and after the experience of his imprisonment which he deeply feels, would be as trustworthy and more so than formerly as deponent verily believes.

Subscribed and sworn to before me this 6th day of October 1884

J. Curtis Bond

[Signature]

Notary Public, Westchester County.
Certificate filed in New York County

City and County of New York A.D.

Stephen J. O'Hare being duly sworn deposes and says that he is Attorney and Counsellor at Law and has his office at No. 99 Nassau Street New York. That he has been for years well

acquainted with Edward H. O'Hare who stands indicted herein. Deponent further says that he has inquired closely into the circumstances under which the defendant committed the offense herein and believes he was led astray by evil associates, and that having suffered imprisonment so long, he would if allowed his liberty now, avoid such associates, and lead a proper life, and deponent believes the ends of justice would be better met by suspending sentence in this case than by inflicting further imprisonment.

Deponent further says that he has confidence in said defendant, and if he be allowed his liberty, deponent will at once give him permanent employment as a copyist in his law office, as he is a good penman, at a salary sufficient to pay his living expenses.

Subscribed and sworn to before

me this 7th day of October 1884

Mustard

Notary at New York City.
Certificate filed in New York County.

Stephen J. O'Hare

0870

Mr. General Sessions

The People etc

vs

Edward H. O'Hare

Attorney

0871

231 BROADWAY, NEW YORK, August 14 188

Messrs. Rick & Co.

29 45 7 1/2 are

To THE DECORATOR AND FURNISHER CO., NY.

PUBLISHERS AND PROPRIETORS OF

THE DECORATOR AND FURNISHER.

P. O. Box 1543.

For Advertisement in THE DECORATOR AND FURNISHER,

inches in Number 1 of each Apl May

June July & Aug

Recd. Prodit 13/10

Th. D. & F. Co. 2/10/88

\$ 54.20

Duplicate of same

Please remit. All bills not settled by the 20th of the month will be subject to draft.

0872

Police Court—

18th District.

Affidavit—Larceny.

City and County } ss.:
of New York, }of No. 334 7th Avenue cor 29th Street, aged 48 years,
occupation Cashier being duly sworn

deposes and says, that on the 13 day of August 1884 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:

Good and lawful money of the United States to the amount and value of fifty seven dollars and twenty cents

the property of Fred Beck & Company and in care and charge of deponent as cashier

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 Edward H. Hare (now here) from the fact that said defendant came to deponent's place of business cor 29th & 7th Avenue in said city and represented to deponent that he was sent by The Decorator and Furnisher Company to collect the aforesaid amount of money, said amount being due said company, deponent believing said representations gave said defendant the aforesaid amount of money, subsequently deponent was informed by a Curtis Bond who represents said Decorator and Furnisher Company that said defendant was not at said day employed by said company and was not authorized to collect or receive any

Sworn to before me, this 13th day of August 1884
Police Justice.

0873

monies due said Company.

Wherefore deponent charges said defendant with taking stealing and carrying away said property by trick and device

Sworn to before me this 5
15 day of August 1884

Thos. J. May

Andrew Jacobus

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Twenty 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 1884
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1884
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 1884
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY.

vs.

1
2
3
4

Dated

1884

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Sessions.

0874

CITY AND COUNTY }
OF NEW YORK, } ss.

A Curtis Bond
aged 30 years, occupation Editor of No.
32 East 14 Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Thomas J. May
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 15 day of May, 1888 } A. Curtis Bond

Henry J. White
Police Justice.

0875

Sec. 198-200

1 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Edward H. O'Hare 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 H. O'Hare

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

New York City

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

Answer.

202 East 118 St. one year

Question. What is your business or profession?

Answer.

Clerk

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

Answer.

*I have nothing to say
Edward H. O'Hare*

Taken before me this

day of

Michael J. Smith

Police Justice.

0876

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 Edward W. Kane

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

15 Mar

188

Arthur J. Kane

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.

0877

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court-- 188 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas J. Way
1834 7th St. C.

1 Edward H. O'Hare

2

3

4

Dated 15 August 1884

a J. White Magistrate.

Chas. A. Hamley & Killian Officer.

C. O. Precinct.

Witnesses A Curtis Bond

No. 32 East 14 Street.

No. Street,

No. Street,

\$ 500 to answer

0878

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Edward M. O'Hare

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

of the crime of GRAND LARCENY IN THE Second DEGREE, committed as follows:

The said Edward M. O'Hare

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

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 twenty dollars, and of the value of twenty dollars
each; 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 ten dollars, and of the value
of ten dollars each; seven 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; ten 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; ten 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; two promissory notes for the payment of
money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty
dollars each; 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 ten dollars each; seven 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; 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 two 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 one dollar, and sundry coins, of

a number, kind and denomination
to the Grand Jury aforesaid, of the value of ten dollars;

of the goods, chattels, and personal property of one Frederick Beck, then and there being found,
~~on the person of the said~~ Frederick Beck, then and there
~~from the person of the said~~ 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.

PETER B. OLNEY,

JOHN MCKEON, District Attorney.

0879

BOX:

150

FOLDER:

1546

DESCRIPTION:

O'Leary, Thomas

DATE:

09/11/84



1546

1

THE PEOPLE

vs.

Thomas O'Leary

H. L.

Grand Larceny in the
first degree.

INDICTMENT.

PETER B. OLNEY,
~~JOHN MCKINNON~~

1500 9th St.

District Attorney.

A FINE HILL.

Edward Van Winkle

Foreman

Wednesday
S. A. Grover & Co.

0001

Police Court—First District.

Affidavit—Larceny.

City and County }
of New York, } ss.:John Thompson
of No. House of Detention Street, aged 40 years,
occupation none being duly sworndeposes and says, that on the 5th day of Sept 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property viz:

Good and lawful money consisting
of bank bills of the amount
and value of Twenty seven
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 Thomas O'Leary (now
here) for the reason that while
deponent was in a saloon
in West Street said O'Leary thrust
his hand into deponent's pants
pocket and took therefrom the
above described sum of money, (said
pants being at the time upon the
body and person of deponent).
Deponent had just received said
sum from the Pension office -
Deponent fully identifies said O'Leary as the
person who took said money from him

John Thompson
mark

Sworn to before me, this
6th day of Sept 1887.
at New York, Police Justice.

0002

Sec. 198-200

Just District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Thomas O'Leary

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. US

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

Answer. In lodging houses

Question. What is your business or profession?

Answer. Louphoreman

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

Answer. I am not guilty.

Thomas O'Leary

Taken before me this 6th
1887
Police Justice

0003

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

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 Sept 6 1884 John R. [Signature] 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.

0884

Police Court *First* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Thompson
House of Detention
Thomas O'Leary

Larney
from the Prison

BAILED.

No. 1, by _____

Residence _____ Street,

No. 2, by _____

Residence _____ Street,

No. 3, by _____

Residence _____ Street,

No. 4, by _____

Residence _____ Street,

2 _____
3 _____
4 _____

Dated *Sept 6th* 1884

Smith Magistrate.

John Lucie Officer.

5 Precinct.

Witness *Wm Campbell*

No. *10 Caroline* Street.

No. _____ Street,

No. _____ Street,

\$ *1000* to answer *G.S.*

born

0005

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Thomas O'Leary

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

Thomas O'Leary

of the crime of GRAND LARCENY IN THE *First* DEGREE, committed as follows:

The said *Thomas O'Leary*

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *28th* day of *September*, in the year of our Lord one thousand eight
hundred and eighty *four* at the Ward, City and County aforesaid, with force and arms,

in the night time of the said 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

; *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 ten dollars, and of the value
of ten dollars *each*; *three* promissory notes for the payment of money, being then and there due

and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the
value of five dollars *each*; *ten* 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*; *ten* 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 ; *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 ten dollars *each*; *three* promissory

notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of
the value of five dollars *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 two dollars *and one*

promissory note for the payment of money (and of the kind known as bank notes), being then and there due and
unsatisfied, of the value of one dollar

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

PETER B. OLNEY,

~~JOHN M. MASON~~, District Attorney.

0886

BOX:

150

FOLDER:

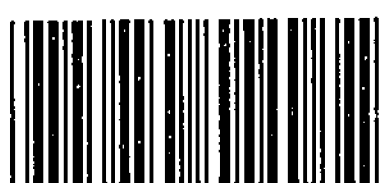
1546

DESCRIPTION:

Olbush, R. Harry

DATE:

09/18/84



1546

Admission

James Kate Cuneo 4

109 E. 97 St.

Mrs W.C. Donald

223 E. 93 St.

Off Phillips C. O.

Property taken from defendant
while in custody returned
to him Sept 26/98 by order of
Court. 96. 11.

2866 B. W. de la H.

Counsel,
Filed 11 day of Sept 1884
Pleads *Not guilty* vs.

THE PEOPLE
vs. *P*
R. Harry Olin
Grand Larceny degree.

PETER B. OLNEY,
~~JOHN MCKEON~~
District Attorney.
I do dep. 26/98
Rec'd by the Ct. in the
A TRUE BILL. *Edw. W. McDonald*
Foreman

00000

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

-----X
The People of the State of New-York:

- against -

R. Harry Olenbush.

:

:

-----X

City and County of New-York, SS.:

Charles H. Phillips, being duly sworn, says: That he is a police officer of the City of New-York, attached to Police Headquarters; that he was present at No. 159 East 97' street, in said City, at 6 o'clock in the afternoon of September 22nd., 1884, talking to Jennie K. Clancy, the complaining witness in the above case, when Ernest M. Applegate, a subpoena server of the District Attorney's office, came in and served the said Jennie K. Clancy with a subpoena to appear in Part Two of the Court of General Sessions, as a witness in behalf of The People on the trial of the above case, on Tuesday, the 23rd. day of September, 1884, at 11 o'clock in the forenoon; that deponent is informed and believes that the said Jennie K. Clancy did not appear in said Court in obedience to said Subpoena; that about the hour of 12 o'clock on said 23rd. day of September, 1884, deponent received from John Sparks, Esq., the Clerk of said Court, a warrant for the arrest of the said Jennie K. Clancy for contempt of said Court in not appearing as in said subpoena commanded; that shortly after eight o'clock on the morning of the 24' day of September, 1884, deponent went to said No. 159 East 97' street for the purpose of executing said warrant, and was there informed by Ida Smith, a boarder of the said Jennie K. Clancy, that she, the said Jennie K. Clancy was not there and had not been there since the morning of the previous day; that the said Ida Smith further told deponent that on the morning of the 23rd. day of September, 1884, at about 9 o'clock, she heard a knock at the door of the room of the said Jennie K. Clancy, and heard a male voice ask Mrs. Clancy if she was Mrs. Olenbush, and she replied that she was; that the man then asked her if she was going to Court, and she said she was; that the man then said that he was a friend of Harry's (meaning the said Olenbush) and that he would go to Court with her; that the said Jennie K. Clancy came into her, the said Ida Smith's, room immediately after and said that she was going to Court with that man, since which time she, the said Ida Smith, had not seen or heard anything of her, and that she believed that something was wrong, as she had never been away from home like that before.

Sworn to before me, this :

24' day of September, 1884.

Rudolph L. Scharf
Commissioner of the Court
Notary Public, N. Y. Co.

Charles H. Phillips

0009

In the Matter
of
W. Harry Penbush.
Applicant of
Officer Phillips.

0890

District Attorney's Office.

PEOPLE

vs.

R. Henry Olenbush

*one (1) Diamond Finger
Ring
one (1) Diamond Collar
Button
one (1) Diamond Screw
Stud*

*Taken from R. Henry
Olenbush Sept 22nd
1884 by*

*Officer ~~Chas. H. Phillips~~
Chas. H. Phillips
C. O.*

0891

COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any Sheriff, Constable,
Marshal or Policeman in this State, GREETING :

An indictment having been found on the 18 day of September
1884, in the Court of General Sessions of the Peace, of the County of
New York, charging R. Harry Olmbush
with the crime of Grand Larceny in the first degree

You are therefore Commanded forthwith to arrest the above named R. Harry Olmbush and
bring him before that Court to answer the indictment; or
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the
City Prison of the City of New York, ~~or if he require it, that you take him before any Magistrate~~
~~in that County, or in the County in which you arrest him, that he may give bail to answer the~~
~~indictment.~~

City of New York, the 18 day of September 1884.

By order of the Court,

John Sparks
Clerk.

0892

N. Y. General Sessions of the Peace

THE PEOPLE
OF THE STATE OF NEW YORK,
against

R. Harry Olmush

Milony
Bench Warrant for ~~Misdemeanor~~

Issued *September 18th* 1884

☒ The defendant is to be admitted to be bail
in the sum of dollars.

Sept 22nd 1884

*The within named
defendant was arrested
Sept. 20th and brought
this day in the Court
of General Sessions
by Officer Chas. Phillips
of C. O.*

City and County of New York fo:-

Jennie Katie Blancy being duly sworn says:- I reside at No. 159 East 97th Street in the city of New York. About 4 years ago I became acquainted with R. Harry Olmbrush. Several months thereafter he promised to marry me, and we lived together as man and wife at (I think) No. 158 West 28th Street, with my aunt. We then went to housekeeping and moved to Orchard Street between Stanton and Houston, where we lived for over a year. Mr Miller was the landlord. We then moved to East 106 Street between 2^d and 3^d Avenues, we lived there over a year. We then moved to my present residence at No 159 East 97th Street.

We had one child born to us, which died about one month after birth.

On the 23rd day of June 1884 said Olmbrush told me that Mr. Thompson of the Tribune would procure him a situation as book-keeper in a hotel at Long Branch, and that he would be compelled to give security and would receive seventy five dollars

0894

per month and board, he asked me to give him all the money I had. That he would have to give Seven hundred dollars as security and that Mr. Thompson would also go as security for him. I refused to give him the money. He then continued asking me for the money and said I ought to help him get a situation when he had a chance. Upon these representations, and for the purpose of getting him the situation in the hotel at Long Branch I got five hundred dollars out of the bank:- Three hundred and twenty out of the Bleeker Street Bank and one hundred and Eighty out of the Manhattan Bank, and gave them to him, and also borrow from my sister Mrs McDonald of No. 223 E. 73 Street the further sum of two hundred dollars and gave them to him, said Olmush, making together seven hundred dollars. He promised to return the amount in three months. He then on the 25th day of June 1884 left, and said that on the following Sunday I should take the 4 o'clock P. M. boat for Long Branch and wait on the pier until he came. I then on the following

Sunday went as directed, and waited on the pier all night and he did not come. In the morning I spoke to an officer who went to the Shelbourne Hotel for me and inquired for Olmush and he was informed there that there was no one by that name ~~was~~ employed there, I waited until the first boat came and returned to the City.

I heard he had gone to Pittsburgh, then to Chicago, but could not reach him at either place.

After he had left me, to wit on the following Sunday, I found that all my jewelry consisting of a gold watch + chain valued at \$70; a gold necklace valued \$100; a Diamond ring valued at \$75; and a Diamond collar button valued at \$100, together of the value of three hundred and forty five dollars was missing. And I charge that the said R. Harry Olmush did steal, take and carry away said jewelry from the fact that said R. Harry Olmush was the only person who entered the room where said jewelry was contained, excepting this deponent, and deponent was always in the adjoining room being confined.

0896

to her bed, and she could see any person entering the room, and that no other person did enter said room.

I have heard and verily believe that said R. Harry Olmbrush is at present residing at Marlin in the State of Texas.

I am not positive that the name of the hotel at Long Branch is the Shelbourne, but to the best of my knowledge that is the name.

Sworn to before me this }
15th day of Sept. 1884 }
Rudolph L. Scharf
Commissioner of Deeds
N. Y. City & Co.

Jennie Katie ^{her} X Olmbrush.
Mark

0897

Office of G. J. Harlan
Attorney at Law

Marlin Texas Sept. 5. 1884

Chief of Police
at New York

Dear Sir

I have in my hand a letter from a Mrs R. H. Olmbrush of 159 Ninety Seventh Street New York inquiring of her husband R. H. Olmbrush. She claims that her husband has deserted her. Olmbrush is here as I wrote the lady to day. Has been here only a short time, Olmbrush is a man about 5 feet 11 inches high weighs about 145 pounds, has light hair and mustache, blue eyes and dresses rather stylish. Please inform me if there is anything criminal in connection with the matter and oblige.

Yours very truly

Charles H. King

City Marshal of Marlin

(Above is a copy of a letter in possession of the New York Police.)

0098

Charles H. Phillips
Central Office

COURT OF GENERAL SESSIONS.

The People, &c.

Jemistate Blancy

109 East 97th St.

VS.

R. Harry Ambush

OFFENSE

PETER B. OLNEY,
District Attorney.

0899

COURT OF GENERAL SESSIONS OF THE PEACE
in and for the City and County of New-York.

-----x
The People of the State of New-York:
- against - :
R. Harry Olenbush. :
-----x

City and County of New-York, SS.:

Jennie Katie Clancy, being duly sworn, deposes and says:
I reside at No. 159 East 97th street; I know R. Harry Olenbush; I
drew the \$320 from the Bleecker street Savings Bank on a Monday
in the early part of June, 1884; Olenbush was living with me then;
I was sick in bed at the time with rheumatism; he asked me to go
to the bank and get the money; he got a carriage and I went with
him; he went into the bank with me; a stout man who pays out the
money at the bank gave me the money; about two months before I
took \$160 out of the Manhattan Bank, and about the same time I
took \$80 out of the Chambers street Bank; I had the money in my
own name in the Chambers street Bank, in the name of Jennie
Mc'Laen in the Manhattan Bank, and in the name of Jennie Olenbush
in the Bleecker street Bank; I borrowed \$200 of my sister; Olen-
bush never gave me any money to put in the savings banks; my
sister is named Mc'Donald; she is married and lives at No. 233
East 73rd. street. I gave to Olenbush \$700 on his representations
that he wanted it to deposit as security in order to get a place;
he said he was going to get a situation at Long Branch as book-
keeper; I believed him; I would not have given him the money had
I not believed his representations were true. The diamond collar
stud, the shirt stud and the diamond ring now shown me, which
officer Phillips says he found on the person of Olenbush when he
arrested him, I recognize as my property. I never gave them to
Olenbush and never loaned them to him; the diamond stud and
collar button were in a jewelry box when I was taken sick; the
diamond ring I loaned him; the collar button and stud I missed
after he had gone. About two years ago I first opened an account
in the Bleecker street Savings Bank; I put in \$60 the first time;
it was my own savings; the next time I put in \$20, another time
\$30, and another time \$100. I earned this money at Harry Hill's.
I opened an account in the Manhattan Bank about five years ago;
I first put in \$20, then \$30 and then the rest altogether; it
was about \$160 and interest. That was left to me by my uncle, Wil-
liam Dagnan, in Ireland; this money came from Ireland. The money
in the Chambers street Bank was my own earnings; Olenbush never
gave me any of this money; he only gave me \$10 a week, with
which I had to run the house.

Sworn to before me, this :
day of September, 1884. :

Notary Public, N. Y. Co.

General Sessions.

The People

vs.

Hembree.

affidavit of
Jennie K. Clancy.

0901

The
Morning Journal.

New York, Sept. 26 1884

Frederick Smythe, {
Recorder,

Dear Sir:

J

understand that the complain-
ant against Olenbush will
not appear against him.
~~Olenbush~~ was for a long time
assistant foreman of the
Journal's composing room,
and if you will discharge
him upon his own recog-
nition he can return
to his place in this office.
He has always been looked
upon here as a honest
man, & I believe that he

0902

DAILY TRIBUNE.....\$8 50 per year
 SUNDAY TRIBUNE..... 1 50 " "
 SEMI-WEEKLY..... 2 50 " "
 WEEKLY..... 1 25 " "
 Postage free in U. S. Reduced Rates to Clubs.

New-York Tribune.

New York, 188

Hon. Reader I say the
 dear Sir

I am in-
 formed that a young man
 named Plumb is under
 arrest for some difficulty
 with a woman.

He has worked
 for me for past 9 years
 & I have always found him
 industrious and honest; if
 he would live it and will
 furnish his employer with

W. P. Thompson
 Journal
 The Tribune

0903

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

A. Harry Olinch

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

A. Harry Olinch

of the crime of GRAND LARCENY, in the *first* degree, committed as follows:

The said *A. Harry Olinch*,

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

\$700.-

three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each.

one watch of the value of fifty dollars -
one chain of the value of twenty dollars -
one necklace of the value of one hundred dollars -
one ring of the value of twenty-five dollars -
and one collar of the value of one hundred dollars -

of the goods, chattels, and personal property of one *Jennie A. Olney* then and there being found,

feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity

PETER B. OLNEY,

~~JOHN McLEOD~~ District Attorney

0904

BOX:

150

FOLDER:

1546

DESCRIPTION:

Olsson, Charles M.

DATE:

09/30/84



1546

0905

235 Keweenaw

4439 Edward Oliver

Day of Trial, *Sept 1884*
Counsel, *J. H. W. W.*
Filed *30* day of *Sept* 188 *4*

Pleads *Not guilty* to a *B*

THE PEOPLE

vs.

B

Charles M. Olson

97 Lehigh St.

PETER B. OLNEY,

~~JOHN H. HATTON~~

District Attorney.

Violation of Excise Law,
Selling without License.

(Mr. S. (1884) 1881-1884)

A TRUE BILL.

Edward W. W. W.

Foreman,
Sept 1884

Am 2000

0906

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles M Olsson 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
Charles M Olsson

Taken before me this
day of
1888
at
Police Justice.

0907

Sec. 151.

Police Court 18 District.

CITY AND COUNTY } ss. In the name of the People of the State of New York; To the Sheriff of the County
OF NEW YORK, } of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Joseph Graves

of No. 54 Bond Street, that on the 6 day of Sept

1884 at the City of New York, in the County of New York,

Charles M. Oleson did violate
the excise Law by selling complainant
a glass of whiskey at premises 1597 Cherry
street without have a proper license

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to
answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring him
forthwith before me, at the 18 District Police Court, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 9 day of September 1884

Quincy J. [Signature] POLICE JUSTICE.

0908

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ralph Jones
vs
Charles M. Olson
Warrant-General.

Dated *Sept 9* 188*7*

Wm. C. Smith Magistrate.

Samuel Smith Officer.

The Defendant *Charles M. Olson*
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Samuel Smith Officer.

Dated *Sept 9* 188*7*

This Warrant may be executed on Sunday or at
night.

Wm. C. Smith Police Justice.

REMARKS.

Time of Arrest, *8 PM*

Native of *Sweden*

Age, *27*

Sex, _____

Complexion, _____

Color, *W*

Profession, *Seaman*

Married, *No*

Single, _____

Read, *Yes*

Write, *Yes*

G. J. Chung

0909

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 Charles M. Olson

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 9 Sept 188 ✓ Andrew J. [Signature] Police Justice.

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

Dated 9 Sept 188 ✓ Andrew J. [Signature] 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.

09 10

BAILED.
No. 1, by Christian Cook
Residence 614 James Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

439 ✓ 1635
Police Court-- First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Graves
vs. Bond
1 Charles M. Olson
2
3
4

Dated 9 September 188 4
A. White Magistrate.
Levt Cahill Officer.
Court Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street,

No. _____ Street,

\$ 1.00 to answer H. J.

Bailed

0911

New York Dec 1st
1884

This is to certify, that
Mr Chas Olsen of 97 Cherry
is suffering from an
acute attack of Rheumat-
ic Gout, which disables
him to leave the
room.

H. J. Brunner M.D.
22 New Chambers Street

09 12

Excise Violation—Selling Without License.

POLICE COURT—First DISTRICT.

City and County } ss.
of New York, }

of No. 54 Bond Joseph Graves Street,
of the City of New York, being duly sworn, deposes and says, that on the 6 day
of September 1887, in the City of New York, in the County of New York, at
No. 97 Cherry Street,
Charles M Olsson (now here)

did then and THERESELL, CAUSE, suffer and permit to be sold, under his direction and authority,
strong and spirituous liquors, wines, ale and beer, being intoxication liquors, in quantities less than
five gallons at a time, to be drunk in the house or premises aforesaid WITHOUT HAVING A
PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made
and provided deponent bought and paid

defendant for a glass of Whiskey
in said premises

WHEREFORE deponent prays that said defendant
may be arrested and dealt with according to law.

Sworn to before me, this 9 day
of September 1887, Joseph. Graves
Andrew White Police Justice.

0913

Police Court, 1 District.

THE PEOPLE, & c.,
ON THE COMPLAINT OF
Joseph James
vs.
Edmund Olson

Dated 9 day of Sept 1888
J. White Magistrate.

Witness,
By

Bailed \$1000 to Ans. on Sessions.

Street.

It appearing to me by the within depositions and statements that the crime herein mentioned has been committed, and that there is sufficient cause to believe the within named person is guilty of the same, I order that he be held to answer the same and he be committed to bail in the sum of \$1000, until he give such bail.
Dated 9 day of Sept 1888
I have admitted the above named person to answer by the undertaking hereto annexed.
Dated 9 day of Sept 1888
I were being no sufficient cause to believe the within named person is guilty of the offence mentioned, I order he to be discharged.
Dated 9 day of Sept 1888
Police Justice.

09 14

Court of General Sessions of the Peace

OF THE CITY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Charles M. Olson

The Grand Jury of the City and County of New York, by this indictment,
accuse *Charles M. Olson*

of the CRIME of *Selling Spirituous Liquors without a License*,
committed as follows :

The said

Charles M. Olson

late of the *First* Ward of the City of New York, in the County of
New York aforesaid, on the *Sixth* day of *September* in the year
of our Lord one thousand eight hundred and eighty *four*, at the Ward,
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of
whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill
of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor
to the Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons
at one time, to *one Joseph C. Jones*

and to certain other persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the statute in such case
made and provided, and against the peace and dignity of the People of the State of New
York.

PETER B. OLNEY,

~~JOHN McKEON~~ District Attorney.

09 15

BOX:

150

FOLDER:

1546

DESCRIPTION:

O'Neil, Thomas

DATE:

09/11/84



1546

Witness:

Geo. Farr Jr.

W. J. Ogden

168

Counsel,

Filed 11 day of Sept 1884

Pleads

Voluntarily

THE PEOPLE

vs.

R

Thomas O'Neil

Petit Larceny, (and Receiving Stolen Goods)
(Sections 528, 532.)

PETER B. OLNEY,

~~WHEELER H. PECKHAM~~

District Attorney.

A True Bill.

Edward Van Hook

Foreman.

Sept 15-84
Charles F. Peckham
Per! Geo. Farr Jr.

0916

0917

Police Court—

District.

Affidavit—Larceny.

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

of No.

occupation

deposes and says, that on the

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:

John Farr Junr?
60 Waller Street, aged 45 years,
Merchant being duly sworn
4th day of September 1884
Six dozen Merino hose of the value
of five dollars (\$5.00)

the property of

Deponent H. Hugh McCrossan, Co-partner
and doing business under the firm name of
H. McCrossan & Company

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

Thomas O'Neil (now here)
from the fact, that deponent is informed
by Washington J. Ogden of No
285 Bleeker street who is employed
in the capacity of Clerk by said Company
that about the hour of 8 o'clock am
on the above date, he saw said
defendant take and carry
away the aforesaid property from
premises No 60 Waller street

John Farr Jr

Suborn to before me, this
of September 1884
John Farr Jr
Police Justice

09 18

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 19 years, occupation Clerk of No.

285 Bleeker Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John Farr Jr

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

Sworn to before me, this 4

day of September 1884

Washington J. Ogden

Solou Smith

Police Justice.

09 19

Sec. 198-200

CITY AND COUNTY
OF NEW YORK } ss.

Am District Police Court.

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

Question. What is your name?

Answer.

Thomas O'Neil

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New York

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

Answer.

94 Marion Street, 8 years

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 am not guilty and demand a trial at the Court of General Sessions

Thomas O. Neil

Taken before me this *4* day of *September* 19*19*
John J. Smith
Police Justice.

0920

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

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 September 4 1887 Solomon Smith 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.

0921

Police Court First District. 1590

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Farr Jr.
60 Walker St
Thomas O'Neil

Officer
Pet Lincum

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

2 _____
3 _____
4 _____

Dated September 4 188 4

Smith Magistrate.

1884 SEP 4

Officer.

Precinct. J. Gorden

Witnesses Washington Stuart

No. 285 Bleeker Street.

No. _____ Street,

No. _____ Street,

\$ 500 to answer G.S.

Pou

0922

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas O'Neil

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

- Thomas O'Neil -

of the CRIME OF PETIT LARCENY, committed as follows:

The said Thomas O'Neil -

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

possessing two pairs of
stockings of the value of
seven cents each pair, and
possessing two pairs of socks
of the value of seven cents
each pair.

of the goods, chattels and personal property of one John Egan
the owner, then and there being found, then and there
unlawfully 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.

Peter B. O'Meara
District Attorney

0923

BOX:

150

FOLDER:

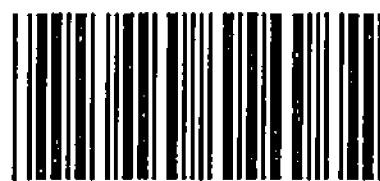
1546

DESCRIPTION:

Oppenheimer, Benjamin

DATE:

09/22/84



1546

Exhibits

Benjamin Melchior

301

Counsel, Max Speckard.
Filed 22 day of Sept 1884

Pleads July 26

THE PEOPLE

vs.

B

Benjamin

Organsheimer

Assault in the Second Degree.

(Section 218, Penal Code).

PETER B. OLNEY,

JOHN MCKEON,

District Attorney.

A True Bill.

Edward W. McKee

Foreman.

0924

0925

William King being sworn on behalf of the People testified as follows.

I reside at 236 East 81st Street
I am a Cashier.

I was a passenger on a 3^d avenue Rail Road car about 3 Sundays ago, when the car was on 3^d avenue near 70th Street the Complainant being Conductor who asked Defendant to please keep his feet out of the way. then Defendant got off the car and ran back, he then tried to get on the back of the car and Complainant put out his foot and tried to keep him off said car. When the Conductor put his foot out I saw Deft strike him a blow I could not see anything in Deft's hand, but I saw the Conductor fall and say I am stabbed

Cross. Examined
I did not see a wrench in the Complainant's hand. I saw no marks of violence on Deft's face

0926

I did not see whether Deft got off the car voluntarily or was put off by the conductor.

I don't know whether there was an aisle in centre of the car or not. I have seen conductors on open cars get in among the passengers to collect fares.

The first of the difficulty I saw was when the car reached 71st Street. Deft was in 3^d row from back of car when I saw him first. His face was towards me. I did not hear either of the parties speak a word.

I saw Complainant raise his foot as I supposed to keep him off the car. I did not see conductor's foot as a barrier but he raised his foot as I supposed not to let him get on the car.

Sworn to before me this }
5th day of August 1884 }

W. King

[Signature]

Police Justice

Bengamin Mehedo, the Campbrian
being cross Examined says

I am working at the 3rd Avenue Rail Road
for 4 years. I was discharged by the
Company for being intoxicated, and
I was reinstated.

I don't know the No of the Car the defendant
was on at the time. I had the difficulty
with him, I don't know where the
defendant got on the Car.
I first noticed him when about 50th Street,
the defendant had his feet outside of
the Car, they were in my way
every time I passed.

I never saw the Campbrian before
to my knowledge, and never had
any difficulty with him before.
He rode in the Car as far as the
depot at 65 Street.

The car then waited for a change
of horses.

I never noticed a Policeman in
the depot.

I carry a wrench made of wood
and iron.

I did not strike the defendant
with wrench.

When on 40th Street, the defendant

the defendant got off the car and came to the car platform to pull me off, he wanted to get on the car. I put my foot out to keep him off. the car was standing still at the time, he then took out a knife and cut me.

I did not stop the car for the purpose of ejecting him he paid his fare.

2 why did you keep him off with your foot when he paid his fare?

A because he pulled a knife on me.

2 What had you done to cause him to pull a knife?

A I done nothing. He was disorderly all the way up on the car from 50th to 70th Streets.

2 Did you look for an Officer?

A No sir

2 Could you not have got assistance at the Depot if you desired?

A I dont know.

Sworn to before I have commenced a civil suit against the Defendant for cutting me in the Superior Court of the City of New York to

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recover \$5000 Damages.
Sworn to before me this }
6th day of August 1884 } Benjamin Belhads
John Gorman

Police Justice

Benjamin Apfeurheimer Defendant
being duly sworn testified as follows.
I am 21 years of age, and am a
Butcher by trade and work for
Messrs Metzger & Weisbecker at N^o 262
West 125th Street.

I got on a car the
night in question at 27th Street & 3^d
Avenue I don't know the Complainant
who was the conductor of the car
and never had any trouble with
him before that night.

I had not been
drinking and was perfectly sober
when the car reached 52^d Street
I had my feet crossed. the
Complainant did not say a word
but seized hold of my foot
& put it down with great force.
I told him if I thought it was
in his way I would put it

0930

down myself. Complainant said none of your damned business I said dont do it again, he said you son of a bitch I will make mince meat of you. I then said I would make complaint against him when we got to the depot.

When the car reached the depot I got off and learned that the Superintendent had gone home. the Complainant after the car left the Depot. called me vile names and said I did not gain much by getting off the car.

When the car reached 70th Street, he stopped it struck me with a wrench, threw me off the car, and when I attempted to get on he kicked me in the Privates I held on to the rail, ~~and~~ with one hand, and pulled out a pen knife I use in my business and told him if he kicked me again I would defend myself. he kicked at

0931

me while I held the knife, and he struck it with his knee while kicking at me.

I did not intend to cut him, but only held up the knife to make him cease kicking me.

I have never before said difficultly been arrested charged with any offence

Frederick Ritter was in my company and saw the whole of the difficulty we were going to 74th Street at the time

Sworn to before me this } Benj. Oppenheimer
6th day of August 1884 }

John J. Hoffman

Police Justice

0932

Frederick Ritter being sworn
on behalf of Defendant
Testified as follows

I reside at 1432, 2^d avenue
am a Butcher by trade

I was on the car the
evening in question, and saw
the whole of the Difficulty I
was in company with Deft
when the car reached 52^d St
Complainant grabbed Defts foot
and put it down.

I heard Defendant
politely ask the conductor why he
done it. conductor said it was
none of his damned business
Deft told him not to try it
again, conductor then said you
son of a bitch I will make
mince meat of you. Deft then
said he would report him.

When the car reached the
depot at 65th Street, we got off
to report him. when a person
in charge told us the Superintendent
had gone.

We got on the car
again, and the Conductor

0933

began to abuse him and finally when the car reached 70th Street, the Complainant seized hold of Deft and put him off the car.

Deft then held on to the rail. Conductor struck him with a wrench and was kicking him when Deft raised a knife and said if you dont stop I will defend myself.

Sworn to before me this }
6th day of August 1884 } Frederick Feitler.

John Gorm...
Police Justice

0934

Ambrose Moncrieff of the 28th
Police Precinct being duly
sworn says, I arrested the
Defendant in this case on
the night in question, he
appeared to be perfectly sober
when I took hold of him
he said he was ruptured
~~by being kicked~~, he said
about hit me I am ruptured
Sworn to before me this
28th day of August 1884 }

Police Justice

Ambrose Moncrieff

0935

Police Court— District.

CITY AND COUNTY
OF NEW YORK, { ss.

a Conductor of No. 1956 3rd Avenue Benjamin Melhado aged 28 years Street,

being duly sworn, deposes and says, that
on Sunday the 20 day of July

in the year 1887 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Benjamin

Coppenhaver (now here)

who cut and stabbed deponent
in the right knee with a pen knife
he held in his hand

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

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

Sworn to before me, this 2 day
of August 1887

Benjamin Melhado

John German POLICE JUSTICE.

0936

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Benjamin Oppenheimer 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. Benjamin Oppenheimer

Question. How old are you?

Answer. 28 years

Question. Where were you born?

Answer. New York

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

Answer. 244 East 71. Street, 18 months

Question. What is your business or profession?

Answer. Butcher

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

Benj. Oppenheimer

Taken before me this

2

day of

188

Police Justice

0937

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 Aug 8 188 4 John J. Herman Police Justice.

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

Dated Aug 8 188 4 John J. Herman 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.

0938

Sept. Aug 6. 27 P M
Octy. " 8. 2. P M

BAILED,

No. 1, by Marcus Oppenheimer
Residence 247 E. 71. Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Benjamin Mchedo

116 E. 32 St.

Benjamin Oppenheimer

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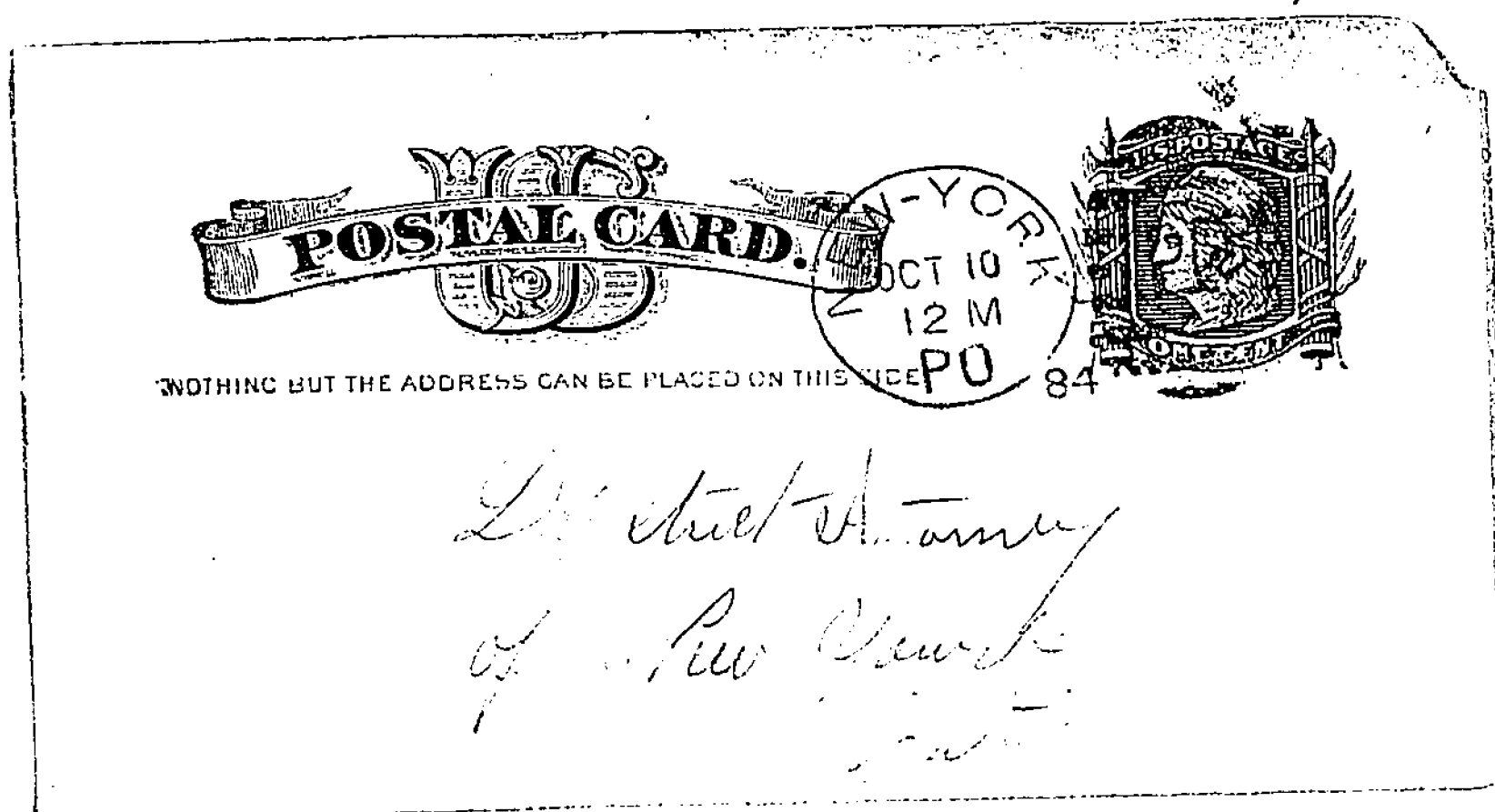
116 E. 32 St.

116 E. 32 St.

0939

New York
District Attorney
The People Agents Benjamin
& am. Plaintive Benjamin
have removed from 1906, Third floor to 116
East-32nd - Yours J. D. Benhads

0940



0941

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Benjamin Oppenheimer

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

Benjamin Oppenheimer

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

The said *Benjamin Oppenheimer*

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

Benjamin Melhado —

in the peace of the people of the said State then and there being, feloniously did
willfully and wrongfully make an assault: and the said —

Benjamin Oppenheimer

with a certain *knife* — which *he* the said

Benjamin Oppenheimer

in *his* right hand then and there had and held, the same being then and there an

instrument likely to produce grievous bodily harm, *him*,

the said *Benjamin Melhado*, then and there feloniously

did willfully and wrongfully strike, beat, *stab*, *cut*, bruise and wound,

against the form of the statute in such case made and provided, and against the peace

of the People of the State of New York and their dignity.

Peter B. Olney

District Attorney

0942

END OF
BOX