

0611

BOX:

361

FOLDER:

3397

DESCRIPTION:

Zeapernick, Henry

DATE:

07/19/89



3397

0612

Witness:
J. M. Burns
J. J. Bennett

Counsel,
Filed 19 day of July 1889
Pleads, *Not guilty*

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

THE PEOPLE

vs.

vs.

Henry Gasparovic

JOHN R. FELLOWS,
District Attorney.

*Aug 6/89.
Jury + acquitted.*

A True BILL

(Magistrate)

Foreman.

0613

Police Court—4th District.

City and County { ss.:
of New York,

of No. 147 Third Avenue Street, aged 31 years,
occupation Librarian being duly sworn

deposes and says that on 13 day of July 1888 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Henry Gaspernick (nowhere)
who did wilfully and maliciously
cut and stab deponent in the right
side of the body under the breast with
the blade of a pocket knife he
deponent held in his hand and said
assault was committed

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

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

Sworn to before me, this 13th day

of July 1888

D. T. Mahony Police Justice!

Michael Bergen

0614

Sec. 198—200.

4th

District Police Court.

CITY AND COUNTY,
OF NEW YORK, ss.

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

Question. What is your name.

Answer.

Henry Zepernick

Question. How old are you?

Answer.

31 years

Question. Where were you born?

Answer.

Germany

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

Answer.

183 Street 30 East 3 months

Question. What is your business or profession?

Answer.

Bookkeeper

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
Henry Zepernick

Taken before me this

day of

188

Police Justice.

06 15

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 *fifteen* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated *July 13* 188..... *R. M. Mahon* Police Justice.

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

Dated 188..... Police Justice.

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

Dated 188..... Police Justice.

06 16

Police Court

1039 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Ryan

vs. Henry J. Gervin

2
3
4

Offence

1039

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

July 13

188

W. J. Gervin

Magistrate

W. J. Gervin

Officer.

23

Precinct.

Witness

Charles Gervin

No.

119 between Madison Street

No.

Street.

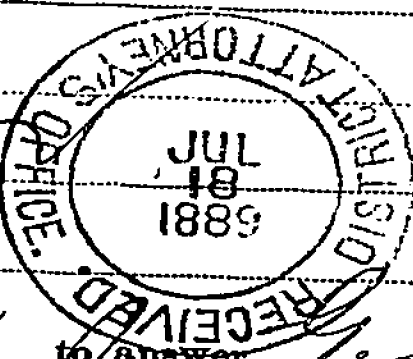
No.

Street.

\$

1500

to answer



OK

0617

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

of No. 21 Rieker Police Street, aged 32 years,
occupation Police Officer being duly sworn deposes and says,
that on the 13 day of July 1889

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

Arrested Henry Gapernick (name)
on the complaint of Michael
Ryan who informed deponent in the
presence of the said Gapernick
that he had been cut and stabbed
with a knife thru the side in
the hand of the said Gapernick. Deposition
further says that the said Ryan
is now confined to his bed and unable
to appear in Court on account of
his injuries. William Burns

Sworn to before me, this 14 day

of July 1889
Attest
William Burns Police Justice,

0618

Police Court--☒ District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Henry J. Lapinski
vs.
Henry J. Lapinski

AFFIDAVIT.

Dated *July 14* 188*9*

Murray Magistrate.

Burris Officer.

Witness, *Chas. Corcoran*²³

119 St. Madison & Tam

Disposition, *Committed without*

bail to await results of

inquiries
84 June 15th 9 am

0619

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Henry Zepernick

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

The said

Henry Zepernick
late of the City of New York, in the County of New York aforesaid, on the
thirteenth day of July in the year of our Lord
one thousand eight hundred and eighty nine with force and arms, at the City and
County aforesaid, in and upon the body of one Michael Ryan
in the peace of the said People then and there being, feloniously did make an assault,
and him the said Michael Ryan
with a certain knife

which the said

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

with intent

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

SECOND COUNT—

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

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

The said

Henry Zepernick
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid at the City and County aforesaid, with force and arms, in and upon the body of
the said Michael Ryan

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault, and him the said

with a certain

Michael Ryan with a
certain knife

which the said

Henry Zepernick
in his right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in
such case made and provided, and against the Peace of the People of the State of New York
and their dignity.

0620

THIRD COUNT—

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

— *Henry Geapernick* —
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Henry Geapernick
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Michael Ryan in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
the said *Michael Ryan*
with a certain *knife*

which

in

he the said *Henry Geapernick*
his right hand then and there had and held, in and upon the *body*
of *him* the said *Michael Ryan*
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said *Michael Ryan*

against the form of the statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.