

0650

POOR QUALITY
ORIGINAL

Witnesses:

Mr. Greenberg

Mr. Finegan

Counsel,

Filed

Pleaded

1892

day of May

THE PEOPLE

v.s.

Grand Larceny,
[Sections 528, 530,
Degree,
Penal Code.]

Salish Baer

DE LANCEY NICOLL,

District Attorney.

*Part I. May 17th -
Domestic.*

A TRUE BILL.

John C. Catlin
Foreman.

*Part 3. May 18th -
Indictment*

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Police Court

District.

Affidavit—Larceny.

City and County }
of New York, } ss:I, Thana Greenberg Street, aged 44 yearsoccupation Ephestoree being duly sworn,deposes and says, that on the 4th day of May 1897 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 ^{and person} night time, the following property, viz:One pocket book containing
good valuable money of the
United States consisting of
Bank notes and bills of various
denominations together of the value ofEighteen Dollars

the property of

Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloni-
ously taken, stolen and carried away by John Joseph Green(accused) for the reasons following
to wit, a few days before 5 o'clock
p.m. on the night of said day
deponent had said pocket book
containing said money in the lower
left hand pants pocket of the pants
he had on and while on the stairs
of the Rumania theatre in the Bowery
entering said theatre deponent put
said deponent's pants in his hand
out of deponent's pants pocket where
said property was and immediately
said deponent's pants were away from

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deponent Ed entered said theatre
and deponent caused him to be
arrested and fully identified him
as being the person who took
said car and array said property
and charges him with the felony
afore said.

Sworn to before me this 5th day of May 19 } Tane Greenberg

W. D. Dinkelman

John J. [unclear]

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Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Jabuck Paer 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~~ *h*; that the statement is designed to
enable ~~him~~ *h* if he see fit to answer the charge and explain the facts alleged against ~~him~~ *h*
that ~~he~~ *h* is at liberty to waive making a statement, and that ~~his~~ *h* waiver cannot be used
against ~~him~~ *h* on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of

1887

Police Justice.

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BATED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Offense

Dated

May 25 1892

Residence

Magistrate

Residence

Officer

No. 3, by

Precinct

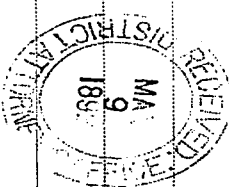
Witnesses

No.

Street

No.

Street



No.

Street

\$

to answer

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

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, May 25 1892 W. M. B. B. B. Police Justice.

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

Dated, _____ 1892 _____ Police Justice.

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

Dated, _____ 1892 _____ Police Justice.

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

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THE PEOPLE OF THE STATE OF NEW YORK,

against

Labish Baer

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

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

The said

Labish Baer

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late of the City of New York in the County of New York aforesaid, on the *4th* day of
May in the year of our Lord one thousand eight hundred and ninety-*two*
at the City and County aforesaid, with force and arms, in the *night* time of said day,
divers promissory notes for the payment of money, being then and there due and unsatisfied (and of
the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury
aforesaid unknown, for the payment of and of the value of *eighteen*

dollars; divers other promissory notes for the payment of money, being then and there due and un-
satisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury
aforesaid unknown, for the payment of and of the value of *eighteen*

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury
aforesaid unknown, of the value of *eighteen*

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury
aforesaid unknown, of the value of *eighteen*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of
the value of *eighteen dollars*

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

DE LANCEY NICOLL,

District Attorney.

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BOX:

478

FOLDER:

4379

DESCRIPTION:

Bambach, Peter

DATE:

05/11/92



4379

**POOR QUALITY
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House of Detention
com. Sep. 9/92

the case of
abundant and

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THE PEOPLE

COURT OF GENERAL SESSIONS, PART I.

vs

BEFORE RECORDER SMYTH.

PETER F. BAMBACH.

Monday, September 26, 1892.

Indictment for assault in the first degree.

A Jury was empannelled and sworn.

FELIX ERHARDT, sworn and examined:

Where do you live? 379 153rd Street; I am a painter. On Saturday, the 7th of May, this year, did you see the defendant Peter Bambach? Yes. Had you known him before then? Yes, two days. Where did you first meet him? Where I was working, in the box shop. Did he work in the same place? No. Where did you meet him on that Saturday? Down at the box shop, Winch's box shop in 153rd Street, about four or five o'clock in the afternoon; the box shop is on 153rd Street between Morris and Cortlandt Avenues. We went up to the saloon, Mr. Rouch's, at 153rd Street and Cortlandt Avenue. Who was in the saloon when you went in? Mr. Seufert, my boss, at the time, the defendant a friend, and myself. We got in the saloon. The defendant said, we will have a drink. I said, yes. We drank and he shoved a twenty-five cent piece on the table. The bartender says, "It is no good," and he shoved it back to him, and he gave him a good 25 cent piece. So I treated and Mr. Seufert treated and the defendant said, we will have another drink, and he shoved the same twenty-five cent piece. The bartender said, "It is no good, I won't take it;" we got talking about the coin and it came to his turn to treat. After it had been refused a second time the bartender said that he ought to pay for the drinks with good money, he got up then and went to the bar. And he took the same twenty-five cent piece there again. So Micheal Rouch said, "That is no good." Well, he says, you

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INFORMATION CUT
OFF AT BOTTOM
EDGE

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have got to take it. I closed the door and I says, "Why don't you give the man what is coming to him, why don't you pay him?" He out with the revolver and levelled it at me, and I took his friend and held him in front of me. He backed out of the door and I followed him down to 152nd Street and Cortlandt Avenue. He pulled the revolver from his pocket, his hind pocket, I saw his hand go there. I did not see the revolver, he held it up that way (showing). He pointed the revolver at me. When he pulled the revolver I sprang around with my head and I heard the shot. When I saw the revolver pointed at me I got behind his friend, I took hold of his friend and held him up in front of me; he then went out of the saloon; I followed him out, I followed him down to 152nd St. and Cortlandt Avenue. He was on one side of the way and I was on the other and he went back like this (showing), he cocked the revolver and as soon as he aimed at me I sprang around with my head and I heard the shot; he ran down the down town side of the street. I dodged when he drew the revolver. Did you see which way the revolver was pointed at the time when you dodged your head? No, not after I saw him point it right at me. He pointed it right at me and I heard the report. So I saw him go down the street and I lost sight of him because there was a wagon there. So I thought he got over the fence. Where did you see him next? I saw him down in the sewer, it would be a sewer after it is built; it is at Melrose Avenue and 152nd Street, I saw him down in the hole that they are building for a sewer. Who else was there? The officer, his name is Bulger, I think, Mr. Seufert and his assistant Mr. Bolt. As soon as we saw him he went for his pocket again, out came the revolver, I jumped in his arms and the officer took the revolver away from him. After the revolver was taken away from him...

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away from him by the officer what did he do? Me and the officer took him out of the hole; he was taken to the station house. When he was taken up out of the hole what did he do, what occurred between him and the officer that you saw, before he was got to the station house? The officer hit him with his stick down in the hole, after the revolver had been taken away from him. On the way to the station house what happened? The officer hit him on the knuckles. What was the prisoner doing at that time? Gping in his pocket.

CROSS EXAMINATION:

How long have you known? Bambach? Two days before this happened. Were you working on the same job with him? No. The same boss? No. You all went into this saloon together? Yes; we were all friends. Was you or was you not friendly with him (the defendant)? I was friendly to him, I did not know him long enough to be a friend of his, I call a man a friend when I know him quite some time. We had about six rounds of beer together. About how long a time from the time you came from the box factory to where you met him? About fifteen minutes, the box factory is about a block from the saloon; we were talking together. I walked from the box factory to the saloon with him, and talked with him on the way. Didn't you have a conversation about a trowel? No. Did he tell you at any time that he had a trowel in pawn and wanted to go over after it? No. I did not know he had the pistol. How long were you in the saloon before the defendant said to the bartender, "You must take that money?" how many rounds had you had up to that time? That was the last time; we drank beer, small beers. Had you been working that day? Yes. I did not try to stop him from going out of the saloon; I only closed the door, that was all. Was Bambach trying to go out

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of the saloon when you closed the door? No, I jumped back. * Is it not a fact that you stood in his way, barred the door? No, I closed the door, I asked him to pay what he owed the saloon-keeper and then he drew his pistol. I have not been speaking to any one about this case. Have you seen Officer Bulger often since that assault? I saw him outside twice, coming down here; I did not talk to him about the case. From the time that you went into that saloon until the time that you tried to stop him and told him to pay for the drinks, hadn't the defendant left that saloon? We were playing cards, he did not leave the saloon to my knowledge; when we drinking and playing cards we were all sitting around one table; we could hear each other talking. Didn't you hear Bambach tell his friend Kountz that he was going to the pawnshop to get his trowel? No, I did not. You ran down to 152nd Street after him? Yes, I ran myself, following him, nobody went with me, the others stayed in the saloon. The shot was fired at 152nd Street and Cortlandt Avenue? Had he turned the corner of Cortlandt Avenue and 152nd street before he fired? About 10 feet. I was on one side of the street and he was on the other, he fired across at me, there were other people in the neighborhood at the time, but I did not know any of them, I did not make any inquiries as to their names. Can you give us any information that he fired the shot, you were the only person that heard it? I was not the only person that heard it. The only person that is here? Yes. Did you see any shot fired? I did not, I lost sight of him, the wagon was about 75 feet from me, when he got there I lost sight of him, I thought he jumped the fence, so I went to 151st Street. I was on the sidewalk, he fired across at me, I could see right straight down but I could not see him. I looked over

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the fence, I did not see him; I then went up to 151st Street to see if I could see him coming through, I could not see him coming through, I thought he was going to jump the fence, I got down again and walked down and saw the officer; the officer looked for him. I walked down to 152nd Street and Melrose Avenue; the officer was down there; he was looking for him; he was looking around the wagon for him; up to that time I had not spoken to the officer; I stood there with the officer. We saw the defendant there in the hole. So when we got there he went for his pocket and out came the revolver, I jumped down and got his arms; I brought the revolver; the officer took the revolver away from him. He did not want to give it up, it was wrenched out of his hand. The officer asked him for the pistol, he did not do anything, he would not give it up. He had the revolver in his hand, the officer wrenched it out of his hand. After the officer wrenched it out of his hand what happened next? The defendant went to go down in his pocket and the officer hit him with the stick. That was after he had taken the pistol? Yes; the officer hit him on the side of the head, about here (pointing). I did not hear the officer tell him to come up out of the hole? I want you to think a moment, didn't the officer ask him to come out of there? No, I did not hear him, I suppose I would have heard it if he had said it. You know that the defendant shot the pistol at you? Yes. Where was the officer when you went down in the hole? Up at the top. When the officer got down in the hole he hit him pretty hard with his club? Yes, I heard that. Were you here when he was tried for the assault on the officer? Yes. When he came up out of there did the officer touch him again? No. He did not touch him up with his club any more? Not the e. Any time, don't split hairs

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with me, did he hit him after that with that stick? Yes, going along Third Avenue, I did not keep count, I do not know how many times, once or twice. Didn't you, in the saloon, before Bambach went out, say to Bambach, "You are a sort of a tough fellow down town, you have got a gun in your pocket now, why don't you draw it out;" did you make any such remark to him? No. Why did you follow him down the street, why didn't you get an officer? My intention was to follow him until I got the officer and have him arrested. Was there an officer about the saloon? No. Was there another man who came in the saloon, besides those you have named, and who joined you and drank with you? Yes, that was Mr. Bolt.

JOHN SEUFERT, sworn and examined:

What is your business? Painter On the 7th of May, this year, was Felix Erhardt working for you as a painter? Yes, on Winch's new addition that he is building to his paper box factory in 153rd street, between Cortlandt and Morris Avenues. What time did he leave work there? Five o'clock, I was there at the time he knocked off, I was working on the same job myself. When you knocked off where did you go? I went with Erhardt to Rouch's saloon in 153rd street. Myself and Erhardt went there first and then Henry Kuntz and Peter Bambach came in after we were there. Henry Bolt came in later on. How long did you know Peter Bambach at that time? I only saw him a couple of times around the job before that; I did not know him personally at all What happened in Rouch's saloon that day? We were standing at the bar and had our drinks. Bambach had a twenty-five cent piece shoved back upon him; a dispute arose on that, they were arguing for a little while, he went to leave the saloon, Erhardt said, "You can't leave unless you

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pay for my drink what I had." With that Bambach went to go out the door, Erhardt would not let him go out; with that Bambach drew the revolver on him. Then he ran out the door, Erhardt went after him and after that we heard a shot fired. How soon after they got outside did you hear the shot fired? I do not think it was over three or four minutes, I did not take the time to such a fine point, it should judge it to be about three or four minutes. How long was it, say they went out now (District Attorney taking out his watch), and then tell me when the shot was fired, now they go out? (The witness waits) That is about the time. District Attorney: That is 15 seconds. Who paid for the first drink that was had in the saloon? I could not say, I think I paid for it, we had the first drink before ever they came there because I had to make change to pay off the men. Did you see Bambach pay for any drink at all? Yes, I do not exactly know how many. How many times, if at all, did you see Bambach have trouble about the twenty-five cent piece? The first I noticed of it was the last time when it was refused, that it was a bad quarter. Erhardt did not put his hand on Bambach; Erhardt went up to him this way (showing), and said, "You pay for my drink before you go out of here;" with that Bambach walked back and drew the revolver on him and Erhardt slipped around Kuntz. When they went out of the saloon how far was Erhardt behind Bambach? That I could not say, I remained in the place. You remained in the place after you heard the report of the pistol? Yes. After I heard the report of the pistol I walked down to see what the trouble was; there was a crowd; I went to the Morris Avenue brewery; there was an excavation in the sewer, the policeman was looking round, there was a man came up and spoke to the officer. The officer went down in the hole and fetched Bambach up. I went to the station

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house with them; on the way there the officer had him by the one hand and when he would go to put down the other hand the officer would check him. When Bambach would try to go down in his pocket the officer would tell him to keep his hand down and would touch him with his stick; and then he rapped him on the knuckles.

CROSS EXAMINATION:

I do not know how many times the officer touched him with his stick on the way to the station house. I did not hear him hit him down in the sewer, I was from here to the end of that railing (pointing) when he went down the sewer. In the saloon the real difficulty was about a bad twenty-five cent piece. Did you hear Bambach say, at any time, to the bartender that he got the twenty-five cent piece there and he must take it back? Bambach turned around to excuse himself and said that he did not get it there, that he got it in another place on the other corner; we had some more drinks after that. Did the man that came up to Officer Bulger and spoke to him have whiskers? I do not know. I am sure that Bambach pulled a revolver inside the saloon; when he pulled it Erhardt was standing just like I am to you and returned round and got back of Kuntz, I seen him standing behind him. Did Erhardt catch hold of Kuntz and hold him up in front of him when Bambach drew the pistol? No, he did not hold him up, he stood behind him. Did he take hold of him and hold him up in front? I saw the whole transaction but I did not look to see if he was holding him.

MICHEAL ROUCH, sworn and examined:

On the afternoon of the 7th of May were you tending bar in your saloon at 153rd Street and Cortlandt Avenue? Yes. Did

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you see this defendant, Bambach, come in that afternoon? Yes, it was about half past five o'clock in the afternoon. He came in and he ordered a round of drinks and he laid down a counterfeit twenty-five cent piece. I told him it was no good; he put it back again. Is that the one (shown)? Yes, he put it back again and he gave me a good quarter; then another fellow was treating and he was treating again and he gave me the same quarter again. I told him again that it was no good and he put it back again and gave me a good quarter and then he ordered a third round of drinks and he gave me the same quarter again. I told him again it was not good. He says, "You have got to keep it, you gave it to me. I said, "All right I will keep it, but I did not give it to you. Then Felix Erhardt says, "Before you go out of the saloon you square up." Bambach says, "You have nothing to say," and he put his hand in his pocket; he says, "I shoot you down." Then they ran out of the saloon, after he was out about four minutes I heard a shot. I did not leave my saloon; that is all I know.

CROSS EXAMINATION:

How many times had Bambach been in your saloon that afternoon? He was only in when he came in with that counterfeit quarter. Don't you know he was in there before that? Yes, he was in there in the morning. I do not know whether I was working at three o'clock that afternoon or not. He was in in the afternoon, with another man, and they were throwing dice on the bar, I guess that was about five o'clock. When Bambach went to go out of the saloon Erhardt says, "Pay the saloon-keeper what you owe him;" Bambach grabbed in his pocket right away and pulled out his gun and says, "I will shoot you down, you have nothing to say." Then they went out of the saloon, I do not know what they did outside; Bambach went

9 first. Did Erhardt shut the saloon door and tell him he could

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go out? There were more doors in the saloon, he could go out different ways; the door was leaning. Erhardt was behind the door, the door was leaning; the door was not locked, it was closed. I cannot say who closed it because there was a good many people there. Did you hear Erhardt say to Bambach, "You are a tough sort of fellow?" I could not say that. Did you hear him say, "You have got a gun in your pocket, you are a tough, now why don't you draw it out?" I did not hear that. Erhardt is a regular customer of mine, he does not hang around he comes in and gets a drink and goes out again, he comes in pretty nearly every day. I have spoken to Erhardt about this case; I did not tell him what I was going to say here; I told him I would tell only the truth.

HENRY BOLT, sworn and examined:

Where do you live? 557 East 153rd Street; I am a varnisher and polisher. On the afternoon of the 7th of May did you go into Rouch's saloon at 153rd Street and Cortlandt Avenue? Not in the afternoon, about 7 o'clock in the evening. When you got there did you see Bambach in there? Yes, and Seufert, Erhardt, and Micheal Rouch, the bartender, and Kuntz, Bambach's friend. What did you see happen there? I went into the saloon, I saw Bambach take the revolver out of his pocket and aim it at Erhardt. Erhardt took Bambach's friend and placed him in front of him. Bambach pointed the revolver at Erhardt. Then Bambach got out, Erhardt followed him out; I stayed where I was, in the saloon. After they went out did you hear any shot fired? Yes, I heard a shot, I stayed in the saloon all the time.

CROSS EXAMINATION:

What time did you say this was? About 7 o'clock, it was just
10 getting dusk. About five minutes after the two men went out

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I heard the report, I was in the saloon, I was drinking with the bartender, I had one beer there, that is all, I talked about the pulling of the revolver to the bartender, it was about five minutes after they went out that I heard the report, I was standing at the bar; I said to the bartender, "There is a shot fired." I did not go out to look. I have not been talking with anybody about this case, it has not troubled me any and I never bothered much with it. I saw Erhardt last Friday here in Court, I did not speak to him about the case. When Bambach had the revolver in his hand in the saloon he was standing right near the door, Erhardt was nearest to the door. I saw Bambach as I came in, I walked to the end of the bar, I saw Bambach with the revolver in his hand going out the door; he was pointing it at Erhardt as I went in and then he went out; Erhardt went out after him; there was nobody between him and Erhardt at that time. Bambach went out first. After they went out I did not see anybody else in the saloon except me and the bartender, there was nobody else left in the saloon afterwards. When I went in the saloon there was Seifert, Bambach, Erhardt, and Bambach's friend, they were in there when I went in. Did they all follow Bambach out? They all went out.

JAMES BULGER, sworn and examined:

I am a police officer, attached to the 33rd precinct. On the evening of the 7th of May my post was on Cortlandt Avenue from Cortlandt to Fourth Avenue, from 152nd to 159th Street, north side of each street, the north side of 152nd street and the south side of 159th street; the west side of Cortlandt Avenue to Fourth Avenue. Was there any avenue between Cortlandt and Fourth? Morris; my post was two blocks wide by seven blocks
11 long. At what time on the 7th of May was your attention first

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attracted to this case? I should judge between 7:20 and 7:30 o'clock in the evening, by two witnesses that saw the affray at 153rd street, at the saloon; I do not know their names---two young men. They spoke to me, I was between 154th and 155th Streets on the west side of Cortlandt Avenue. I proceeded to the place where that revolver was claimed to have been drawn at 153rd street. Then I went to 152nd street and Cortlandt Avenue, the end of my post. The two men went with me. Where did you first see Bambach? He was on the crossing on the west side of Cortlandt Avenue; he was crossing from the south side of 152nd street to the north side of 152nd street, he was walking. At that time were these two men who had first spoken to you with you? They were on the northwest corner of Cortlandt Avenue and 152nd street with me. When I first saw Bambach these two men told me, "There he goes;" I started across to meet him. I crossed over the crossing, the north crossing of Cortlandt Avenue and 152nd Street, towards the east side of Cortlandt Avenue. Then, I should judge, he was in the center of the crossing, going north on the west crossing, on the angle down 152nd Street towards Third Avenue. At that time I was within six feet of him. I was then in full uniform, I says to him, "Say, young man;" as I said that he turned around and took aim at my head and discharged the revolver; after discharging the revolver at me he took across 152nd street. He walked on a lively walk. I lost sight of him; I thought he was in the brewery; I went in and searched for him and could not find him. I came out and a young man came up and spoke to me. In consequence of what the young man said to me I went to Melrose Avenue, I went down there with Erhardt. When we got down there I walked along the bank of the excavation, I saw the defendant in the bottom of it, lying down. I says. "There he is:" Erhardt and I jumped down

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**POOR QUALITY
ORIGINAL**

about the same time. Did you speak to the defendant before Erhardt jumped down? Yes, as I came up on the top of the bank he started to raise up from where he was lying, the defendant did, and I told him if he moved I would shoot him. With that Erhardt jumped down behind him, his face was towards me, Erhardt jumped behind him and grabbed his arms. I wrenched the revolver out of his hands, I was down about that time, the two of us about one time, if anything, Erhardt was a little ahead of me. Did you have any difficulty in taking the revolver away from him? I wrenched it from his hand, with a great deal of difficulty. I asked him then why he shot at me and I do not think he made a reply to that. Then, having the revolver, he went to put his hands in his pockets again and when he did I hit him with my stick, I hit him on the side of the head. Did you strike him hard enough to cut his scalp? No. Then I brought him to the station house. On the way to the station house, as we were walking along, he tried to put his hands in his pocket. Not knowing what he had in his pockets I would hit him on the knuckles with the end of my stick. I said, "Keep your hands out of your pockets; that occurred probably four or five times. Did you at any time strike him hard enough to draw blood? No. Is this the revolver that you took from him at the station house (revolver shown)? Yes. At the time that you took it from him were those four loaded cartridges in the chambers of the revolver? There were four loaded cartridges and two empty ones.

CROSS EXAMINATION:

Who went down the sewer first? We both got down about the same time. You did not have any trouble taking the pistol from him, did you? Just about the same as I would from any ordinary man, wrenched it from his hands, he held on to the

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POOR QUALITY
ORIGINAL

revolver until I wrenched it from his hand. I hit him with my club when he put his hand in his pocket. You had the night-stick with you, didn't you? The night-stick; I hit him with it once. On the way to the station house how many times did you hit him? On the knuckles, I said, about four or five times, that I would not say for certain, on the hand. I took him to court the next morning. You just testified there was no blood? No; I did not draw any blood. I did not see any blood on him the next morning in the station or in the Court. I did not see any blood on his shirt. The police court is two blocks from the station house. Do you know the two men that called your attention to this defendant? I do not, I did not inquire their names at the time, later on I did. I did not have time to inquire their names when I was chasing a man who was trying to commit murder; they followed me as far as 152nd street on the other side of the street, on the northwest corner I crossed over to get this man, when this man discharged the revolver at me I lost sight of them. He was about six feet from me when he discharged the revolver at me; he aimed the revolver at my head, I had time to see, when the revolver came up before me, that it was aimed at my head. He did not make any explanation of how he got into that sewer, he did not say anything about it at all. Didn't you hit the top of the excavation and tell him to come out of there? No.. It was just about dusk; I went on duty at six o'clock; the police who go out at six o'clock go out with the night-stick; I also had my revolver. I drew it after he shot at me. How far off was Erhardt when Bambach shot the revolver off at you? I could not say that, I could not tell where Erhardt was at that time. I only heard the shot that was fired at myself; I heard no other.

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POOR QUALITY
ORIGINAL

THE CASE FOR THE DEFENCE:

PETER BAMBACH, sworn and examined:

I was working on the job 152nd street between Melrose and Morris Avenues, in the row; I worked there that day until 2 o'clock and did as much work as could be done there that day; then I went over to the old job at 153rd street, at the box factory. I met some fellows that I worked with before and we had some beer. So I stayed around there and I asked Kuntz for a dollar, I got a paper dollar from Kuntz and we went down to the saloon and had a couple of drinks. We threw dice for drinks. So I got the change and amongst the change was that bad quarter. So we went down to the job again. Going back to the job we had another pint; and then, in company with Erhardt, the painter, the boss, and Kuntz, we went to the saloon and played a game of cards, which I lost and paid for; then I got up and asked Kuntz to go along with me. Kuntz said he had no time as he had to settle up. I said, "All right, Kuntz wait for me till I come back." I went up to 143rd street and Third Avenue to get my trowel. As I got there I never noticed that the quarter was bad. I had the trowel pawned for 30cents I had to pay 33 cents, I took 30 cents out of my pocket and ~~xx~~ the man returned a quarter to me saying that it was no good. I looked at it, I saw it was no good and I knew where I got it. I felt in my other pocket and I pulled out a five dollar bill and I pulled out a pawn-ticket. I said, "I will get the pistol out, I am going into the country anyway." So I got the pistol, I got it out of pawn. So I went back to the saloon and I treated to a round of drinks, that same saloon, the only saloon I was in that night, I went back to the same saloon and I treated to a round of drinks. I had the pistol and the cartridges and they fell on the floor; I picked them up and I

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**POOR QUALITY
ORIGINAL**

loaded them again; I put one empty shell in and five full cartridges.. I had the cartridges loose in my pocket; I bought them in 150th street. I did not buy them the same night. How long had you the cartridges out of that pistol? I had the empty cartridge I found and then I bought the cartridges some time ago, I do not know how long; I had them in the pistol before the pistol was put in the pawn-shop, I took them out before I pawned it. I put the empty cartridge in on account of the hammer because there is a pin attached to the hammer and by the least little bump or anything it might go off. After showing the gun everything went all right. We had a couple of drinks. This man, I do not know his name, the saloon-keeper returned the quarter to me and I took it back and I paid him. Then I ordered another drink, which was the last drink and I gave him a quarter for the four drinks and he gave me five cents in change; for the five cents I took a pack of cigarettes and I took out that quarter that I got of him and handed it back to him. I said, "Give me a whiskey." He gave me a small whiskey. I said, "You have got the quarter you gave to me." All the drinks were paid for. I went to go, I says, "Come on Henry," Erhardt gets in front of the door, this way (showing), and he barricaded the door and he says, "You don't go out of this unless you take the quarter back." I said, "This is a public place, I have paid all my debts, I have got a right to go out of this, I can go out the rear way but I think you will let me out." He said, "You are a tough fellow down town, you are tough because you have got a gun in your pocket; why don't you pull your gun out?" I did not mean to have a fight, I thought everything was joking, I pulled the pistol out this way (showing). I did not pull it more than that and he jumped away from the door and he went behind the bar; what he grabbed I don't know. I had the pis-

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POOR QUALITY
ORIGINAL

tol, I ran around 152nd street, and as I ran around 152nd street I stopped a little while just to catch my wind and a fellow says to me, "Cheese it, Johnny, there is a policeman after you." So with that I looked around and I seen the policeman and I thought of this pistol and I turned half-ways around and I tried to get it in my pocket. My pants were tore here and kind of wet so the first time it would not go in; I went to force it in and somehow or other it it catched and it tore down further than ever, pushing it down like that, (Showing), the shot went off and th at is all. The bullet went into the man? Yes; I ran across the lot and I stumbled and I fell in that ditch. I laid there a little while, I could not tell how long it was I laid there, I heard some talking and the first thing I seen was officer Bulger and Erhardt. Erhardt jumped down after me and went to take the pistol. I says, "I never will give it to you." I said, "Officer, her is the pistol, look out, it is loaded." But before that the officer said, "Come up here, you dirty sucker," till I knock your head off." I did come up after that and when I got on the top he hit me with his night-stick. I was not bleeding on the head, but when he hit me on the nose. Both of my eyes were swollen the next morning so I could hardly see. My whole shirt was one bit of blood, so was my vest, as my mother, who washed them, can testify. I have never been convicted of crime. I am a brick-layer by trade; I have always worked when I could get it; if I could not get work at brick-laying I worked at something else. I am 24years old; I live with my mother. When you took your pistol out of your pocket in that saloon did you intend to hit anybody with it? No, my intention was to pull it out because Erhardt asked me. I did not have any hard feelings against the man until I seen

17 him run for the bar.. I ran out of the place so I would have

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POOR QUALITY
ORIGINAL

no fight. I do not know who ran out of the saloon behind me. I did not see anybody until the boy called my attention to it, and then the policeman came running up; Erhardt was not there then. I did not go into that ditch on purpose; I was running and I stumbled in half-ways, I fell across and I caught my hand on the other side and then I fell down. I have seen those cartridges (cartridges shown). You have seen those and handled them since you have been in court; there are two exploded cartridges there and there was one shot fired from your pistol, was there not one went off? Yes, one went off; there is a small pin in here, not being connected with the trigger, and the least little jar would send the cartridge off. So I always put an empty shell to lay up against it; so I had that empty shell in there.

CROSS EXAMINATION:

You want the jury to understand the reason you put that discharged cartridge in there was for fear that some jar upon this trigger would drive the pin into the cartridge and explode it? Yes; the discharged cartridge was one that I found, I discharged it myself long ago, I found it over at Ryker's Island and the ball would not go out of it, even; it would not go out of the pistol because it was soaked with water; I picked the ball out, it would not do any more harm than a paper cap.

I was working that day; I was not paid off; in the afternoon I borrowed a dollar from Henry Kuntz, because I wanted it. I did not have any more money, I did not ask for any. After that my boss asked me if I wanted any money and I said, "Yes," and he gave me a five dollar bill, his name is Woodward, I met him at the job. I asked Kuntz about 3 or 3:30 o'clock when they got paid, and I got it off Woodward about five. I had on a pair of pants something like these, not the same ones; I had on a vest but it was all lost like this (showing).

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POOR QUALITY
ORIGINAL

on a vest but it was all loose like this (showing); I had on a coat. I was working at brick-laying. I do not know how long the pistol had been pawned, I think I pawned it about a month before that. The cartridges were not in the pistol when I pawned it; some times I kept them at home. When my mother sees anything like that she "kicks" with ,e; some times I laid them under a bureau, any place I would get a chance, I would put them in my pocket some times. I knew they were in my pocket, I put them there. If the quarter had been good that would not have happened.. I am not sure of the name of the man who keeps the pawn-shop; the name is the 24th Ward Pawn-shop; I have been there three times, I would know the man that keeps it if I saw him; he has a clerk with a little black mustache. When I got the pistol I loaded it; I loaded it because I had the cartridges in my pocket and I had some loose change in my pocket and I wanted to put the pistol in the other pocket; so I put the change in this pocket and the handkerchief in this. After you loaded the pistol how did you carry it? I had it this way, in my pocket, handle down and the barrel up (showing. And how did you draw it when you say you drew it on Erhardt? This way (showing, turned around quick. You turned it around first to one hand and then to the other and then pointed it at him? Yes, I did not point it at him. You had your finger on the trigger just as you have got it now? Yes, we are apt to have our hand that way when we are working; there is nothing the matter with my finger; I can straighten my finger, we get sore fingers from cementing. My finger was sore, I could not open my finger any further than that. Could you have held onto it with your finger outside the trigger just as easily? Yes. When you went out into the street you kept it in your hand? Yes, I did not

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POOR QUALITY
ORIGINAL

think of it; then the boy called attention to it; I tried to to get it in my pocket, it was torn this way (showing), and it was wet, it would not go in; I had my finger on the trigger all the time. When I saw the policeman I did not want to be arrested, I thought I would go around Melrose Avenue and get around 155th street in the house, if I could get in the house I would feel all right. When I loaded that revolver I put the empty shell under the hammer. The pistol did not revolve twice before it went off? No, once, it snapped on the full cartridge. I had the wits scared out of me, I thought the whole gang was going to start against me. Erhardt left the door and made a dash for the bar. The first person I heard speak to me was the boy, he told me the policeman was after me. Then I wanted to get the revolver away; it would not go the first time and the second time it went off accidentally. I saw the policeman before I started to run. Didn't you know the policeman would protect ^{you} from an attack by other people? I did not know, he might protect me and he might not. Were you going to the country? No, I was going out that one day. I was going up in the country the next day to shoot, I was going up around Clausen's Point, Westchester county, shooting at marks. I found that cartridge at Rackett Island, not Ryker's. We went to 143rd street, and took a boat, we had about half an hours row straight up and then we came to the Island; it must have been the East river.

HENRY J. KUNTZ, sworn and examined:

What is your business? I am a brick-layer, bytrade; I live at 112 Harman Street, Brooklyn. I am not in business for myself at present, I have been. Do you remember the 7th day of May, this year, when you and Bambach went into a saloon in the upper part of the city, across the bridge? Yes, a beer sal-

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**POOR QUALITY
ORIGINAL**

oon, I believe, we were working in that neighborhood at the time; we went down to the saloon together. Erhardt, if I am not mistaken, was with us.. I do not know who was in the saloon when we went in there; it was about 10 minutes to five. We had a glass of beer, we sat down and played cards, Erhardt, Bambach and myself, I think one other, I think, looking on. Seufert was there that evening, I do not know whether or not he was there when we played the game of cards. I was there when Bambach tried to leave the saloon. We had three or four rounds of drinks, each one treated around, and it seems they got in some dispute over some money; I do not know what it was, it may have been a quarter; after the dispute started about the money Bambach took some other money out of his pocket and paid for the drinks; then he went to go out through the door, Erhardt stood in front of the door and barred it and would not let him go out. With that Bambach drew a revolver and said, "I will get out." Erhardt stood in front of me then and let Bambach get out. After Bambach got on the street Erhardt wanted to follow him. Bambach was gone about five or six minutes when I heard a shot, a report of a revolver. Mr. Seufert and myself walked down to 152nd street. In 152nd street, between Cortlandt and that new avenue that is cutting through, we met the officer and another young man coming back. We stopped there and talked to him; as we were talking to him a man came up to the officer and says, "Officer the man you are looking for is lying down in that sewer." The officer turned around and walked back; he takes his revolver out of his pocket. The officer goes down in the hole and as he goes down Bambach hands him the revolver. The officer took the club and hit him over the head. I was told to shut up, or I would get taken up. He was taken to the station house.

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POOR QUALITY
ORIGINAL

I did not see the shot fired because I was in the saloon at the time it was fired, we heard the report and then we went out.

CROSS EXAMINATION:

I met Bambach first that day at about three o'clock, at the building I was working at. Erhardt and Bambach were working on the same building; we met and passed some remarks; he went away and he came back; he was not gone very long because he had just gone across the street to get some money that was due him, I think he got the money, he had money in his pocket. He did not borrow any money from me that day. He had bills in his pocket, I only saw the color, I did not see the figure on them. We went to the saloon; we played two or three games of cards and he went out; I asked him where he was going and he told me he was going to the pawn-shop to get that pistol. The only dispute about money I seen was when the trouble started; when he came back we had another round of drinks and then he went to leave the saloon, and he wanted to leave some trowels with the bar-tender. When he came back he took the revolver and showed it to me; there was five loaded and one empty shell, he said he was going to save it, they were in it, he loaded it up in my presence, he took them out and showed me the revolver and put them back again. I did not go out of the saloon until I heard that shot. The shells were all loaded but one, that was empty, it must have been about six or seven o'clock, I think we were at the station house before seven, I could not dispute the statement of the officer, I thought it was about seven. I did not get paid that day, I was short, I borrowed some from Bambach, I borrowed a dollar from him; I did not loan him any.

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**POOR QUALITY
ORIGINAL**

PETER SHEFLER, sworn and examined:

What is your business? Mason and builder; I have known the defendant since he was born;; I taught him the brick-layer's trade; I have known him since 1868. He has worked for me. His character for peace and quietness is good.

ANNIE OVERLER, sworn and examined:

Where do you live? Third street; I am a widow; I know the defendant eleven years, he lived with me nine years in the house; I saw him every day he was in the house. His general character for peace and quietness was good while I knew him.

FELICIA GREEN, sworn and examined:

Where do you live? 102 Avenue C; the defendant is my nephew; I have known him all the time; I have seen him quite often; to the best of my knowledge he has never been arrested before charged with any crime; my husband is on his bond.

The Jury rendered a verdict of GUILTY of ASSAULT in the SECOND DEGREE, with a RECOMMENDATION TO MERCY.

0682

POOR QUALITY
ORIGINAL

Testimony in the
case of
Peter J. Barnbach

filed
May 1892

85-6

0683

POOR QUALITY
ORIGINAL

Dr. L. HAUPT,
68 Rivington St.

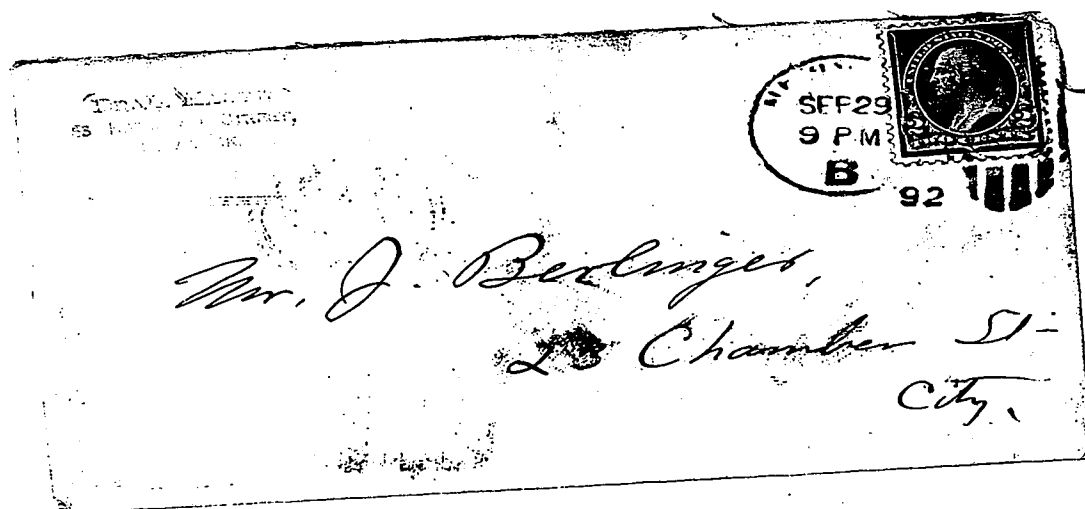
New York, Sept. 29. 1892

This certifies that I have ex-
amined Peter Barnbach, at-
presently a inmate of the Tombs,
and find him suffering from
Marasmus and nervous pros-
tration and headaches which he
attributes to blows on the
head received some months
ago -

L. Haupt

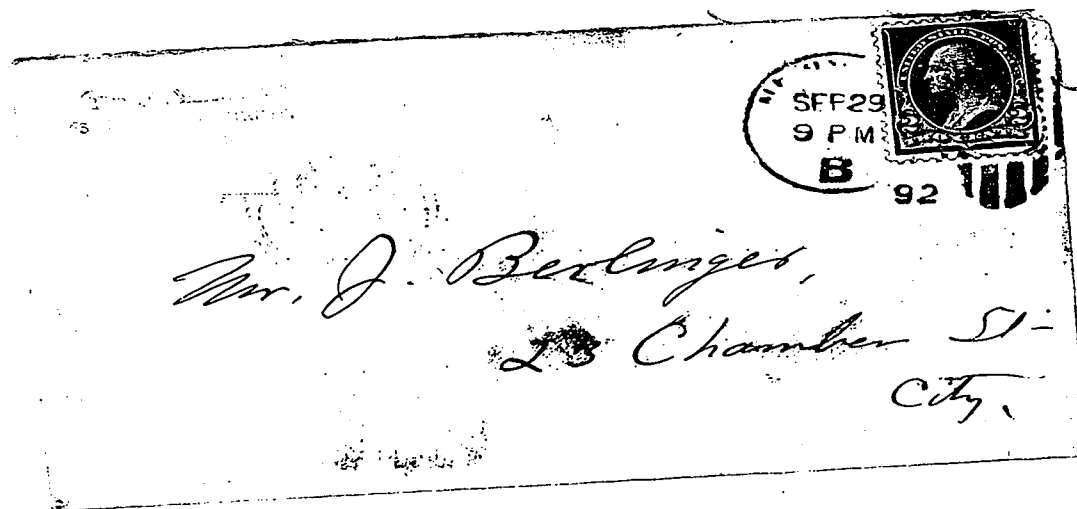
0684

POOR QUALITY
ORIGINAL



0685

POOR QUALITY
ORIGINAL



0686

POOR QUALITY
ORIGINALPolice Court—6th District.CITY AND COUNTY
OF NEW YORK, } ss.

Felix Enhauser
of No. 671 Leavitt Avenue Street,
occupation Painter aged 25 years being duly sworn, deposes and says, that
on Saturday the 7th day of May
in the year 1892 at the City of New York, in the County of New York,
he was violently and feloniously ASSAULTED and BEATEN by attempted Abe Peter F. Bombards

(nam him) who aimed and discharged
at deponent a revolving pistol loaded
with powder and leaden balls
which pistol he the said defendant
then came then held in his
hand - that deponent was an
evidently and feloniously assaulted

with the felonious intent to take the life of deponent, & 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

8th

day

of

May1892

Occurrence
POLICE JUSTICE.

0687

POOR QUALITY
ORIGINALPolice Court—6th District.CITY AND COUNTY
OF NEW YORK, { ss.

James Bulger
of the 33rd Precinct Police Street,
Occupation Police Officer age 27 years being duly sworn, deposes and says, that
on Saturday the 7th day of May
in the year 1892 at the City of New York, in the County of New York,
he was violently and feloniously ASSAULTED and BEATEN by Peter F. Ransbach

(now here) who aimed and discharged at
deponent, a revolving pistol loaded
with Gaucha and leaden balls, which
pistol he the said deponent then
was then held in his hand - That
deponent was so violently and feloniously
assaulted

with the felonious intent to take the life of deponent, ~~to~~ 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 8th day } James Bulger
of May, 1892 }
W. W. W. W. W. Police Justice

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POOR QUALITY
ORIGINAL

Sec. 198-200.

6th

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Peter F. Bambach

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.

628 E 150th St ; 5 weeks

Question. What is your business or profession?

Answer.

Book layer

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

Answer.

*I am guilty of firing off the
gun but did not intend to
shoot any one*

P. F. Bambach.

Taken before me this

6th

day of June

1884

W. C. McNeill
Police Justice

0689

POOR QUALITY
ORIGINAL

BAILED,
 No. 1, by Philip Green
 Residence 102 Avenue D Street
 No. 2, by _____
 Residence _____ Street
 No. 3, by _____
 Residence _____ Street
 No. 4, by _____
 Residence _____ Street

Michael Goldblatt
by John Green
Goldblatt

Police Court--- 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James Bulger

John J. Remondet

1 _____
 2 _____
 3 _____
 4 _____

Offence Arson

Dated May 8th 1892

Michael Magistrate.

James Bulger Officer.
33rd Precinct.

Witnesses

No. _____ Street

No. _____ Street

No. _____ Street

No. 100 Street



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

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

Dated May 8th 1892 Michael Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

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POOR QUALITY
ORIGINAL

Sec. 198—200.

6 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

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

Question. What is your name?

Answer.

Peter J. Bambach

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.

628 East 150th St. 5 weeks

Question. What is your business or profession?

Answer.

Brick layer

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

Answer.

*I am guilty of firing off the
first but did not intend to shoot
any one*

P. J. Bambach

Taken before me this

8th

May 1894

Police Justice.

0691

POOR QUALITY
ORIGINAL

BAILED,
No. 1, by Philip Green
Residence 102 Avenue D Street
No. 2, by _____
Residence _____ Street
No. 3, by _____
Residence _____ Street
No. 4, by _____
Residence _____ Street

Philip Green
102 Avenue D
Street

Police Court... 561 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Walter Z. Brandt
679 Broadway
1st Floor

Offence Arson

Dated May 8th 1892

James Bulger Officer.
33rd Precinct.

Witnesses:
No. Mabel Green Street.

No. John Smith Street.

No. Henry Bond Street.

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

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

Dated May 8th 1892 Wm. J. ... Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

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POOR QUALITY
ORIGINAL

473

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against "

Peter J. Bambach

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

Peter J. Bambach

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

The said Peter J. Bambach

late of the City of New York, in the County of New York aforesaid, on the Seventh
day of May in the year of our Lord one thousand eight hundred and
ninety-two, with force and arms, at the City and County aforesaid, in and upon the body of
one James Bulger in the peace of the said
People then and there being, feloniously did make an assault and to, at and against him
the said James Bulger a certain pistol then and there
loaded and charged with gunpowder and one leaden bullet, which the said
Peter J. Bambach in his right hand then and there had and
held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there
shoot off and discharge with intent him the said James Bulger
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

Peter J. Bambach

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

The said Peter J. Bambach

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
James Bulger in the peace of the said People then and there being,
feloniously did wilfully and wrongfully make another assault, and to, at and against him
the said James Bulger

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the
said

Peter J. Bambach

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 shoot
off and discharge, 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.

DE LANCEY NICOLL,

District Attorney.

POOR QUALITY ORIGINAL

0693

Bail fixed at \$1000.00

Witnesses:

Counsel,

Filed 11th day of May 1892

Pleas,

THE PEOPLE

vs.

B

Reuben J. Lombach
(2 Cases)

Assault in the First Degree, Etc.
(Excesses)

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Levin's Cathin

Foreman.

Sept 2 - May 20/92

Tril and from designs

June 9/92 Lane III

9 am.
300.

0694

POOR QUALITY
ORIGINAL

473

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Peter J. Bambach

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

Peter J. Bambach

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

The said

Peter J. Bambach

late of the City of New York, in the County of New York aforesaid, on the *Seventh* day of *May*, in the year of our Lord one thousand eight hundred and ninety-*two*, with force and arms, at the City and County aforesaid, in and upon the body of one *Felix Erhardt* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Felix Erhardt* a certain pistol then and there

loaded and charged with gunpowder and one leaden bullet, which the said

Peter J. Bambach in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge with intent *him* the said *Felix Erhardt*

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

Peter J. Bambach

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

The said

Peter J. Bambach

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

Felix Erhardt in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against *him* the said *Felix Erhardt*

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said

Peter J. Bambach

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 shoot off and discharge, 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.

DE LANCEY NICOLL,
District Attorney.

0695

BOX:

478

FOLDER:

4379

DESCRIPTION:

Bane, Frank

DATE:

05/20/92



4379

0696

POOR QUALITY
ORIGINAL

Witnesses:

Counsel,

189

Filed, day of May

Pleads,

THE PEOPLE

vs.

B

Frank Bane

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

Part 2 of Vol. 28
1893

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Julius C. Calkins

Foreman.

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday)
(Ill. Rev. Stat. (7th Edition), Page 1989, Sec. 5.)

0697

POOR QUALITY
ORIGINAL

486

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frank Banel

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

Frank Banel

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of— *August*— in the year of our Lord one thousand eight hundred and ninety— , the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer and permit to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0698

BOX:

478

FOLDER:

4379

DESCRIPTION:

Barret, John

DATE:

05/20/92



4379

0699

POOR QUALITY
ORIGINAL

Witnesses:

Counsel, *Wm. L. Hyatt*
Filed *20* day of *May* 189*2*
Plends, *W. L. Hyatt*

THE PEOPLE
W. L. Hyatt vs.
John Barrett
June 21/92
Robbery, Degree. (Sections 224 and 228, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Louis Carter
Foreman.
Sept 2 - May 26, 1892
tried and convicted, with
recorn. & term of conf
E. L. J.

0700

POOR QUALITY ORIGINAL

Police Court-- 2 District.

CITY AND COUNTY }
OF NEW YORK, } ss

of No. 186, Delancey Street, Aged 33 Years
Occupation Insurance being duly sworn, deposes and says, that on the
16 day of May 1882, at the 16 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:

A plaited chain, and a gold
charm attached, both of the
amount and

of the value of Ten (10) 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 force and violence as aforesaid by

John Barrett (now here) and four other unknown
persons (not yet arrested) and while acting in
concert with each other, from the following facts
to wit: That between the hours of 9 and 10
o'clock A.M. of the aforesaid date, as deponent
entered the hallway of No 449 West 16th Street
he was followed into said hallway by the
defendant, who struck and knocked the hat
on deponent's head with his hands, driving said
hat down over deponent's eyes, and on deponent
taking the hat into his hand for the purpose
of straightening the same, the defendant made
a grab for the aforesaid property, which was attached

1882
I, [illegible] Justice.

0701

POOR QUALITY
ORIGINAL

to a gold watch, in the neck then and there worn on deponent's person, and deponent further says that a few minutes later on his leaving said house, and on the sidewalk in front of said 449 West 16th Street, he was met by the defendant, who was in company with four other unknown persons, and that the defendant struck deponent a blow on the face with his clinched fist ~~in the face~~, and the four other unknown persons struck and kicked deponent about the body. Deponent further says that shortly after as he reached 10th Avenue between 16th & 17th Streets he missed the aforesaid property from his person. Deponent further says that the aforesaid property was in his possession and on his person at the time he left said premises 449 West 16th Street, and at the time he was attacked by the defendant, and said four other unknown persons. Deponent therefore charges the defendant in company with four other unknown persons acting in concert in committing a Robbery, and asks that he may be held and dealt with as the Law may direct.

Sworn to before me this 16th day of May 1892 at New York City

John J. Grady
Police Justice

John J. Grady
Police Justice

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

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

I have admitted the above named

to bail to answer by the undertaking hereof annexed.

Dated 1888

Police Justice.

There being no sufficient cause to believe the within named

guilty of the offense within mentioned, I order he to be discharged.

Dated 1888

Police Justice.

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Office—ROBBERY.

vs.

1
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

0702

POOR QUALITY
ORIGINAL

Sec. 198-200

2

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

John Barrett 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 Barrett*

Question. How old are you?

Answer. *25 years -*

Question. Where were you born?

Answer. *New York*

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

Answer. *450 West 17 Street; 18 months*

Question. What is your business or profession?

Answer. *Drum*

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

Answer. *I am not guilty**John Barrett*Taken before this
day of *May* 1898*John J. Brady*
Police Justice.

0703

POOR QUALITY
ORIGINAL

BAILED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Witnesses
No. _____ Street _____
No. _____ Street _____

Dated, May 16 1892
Magistrate, Marshall
Officer, 16
Precinct, _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Mrs. M. M. M. M. M.
John J. M. M. M.
Offense Robbery

Police Court---2 District. 600

RECEIVED
MAY 19 1892
DISTRICT ATTORNEY

No. 2502 Street 16

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

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

Dated, May 16 1892 Thos. J. Brady Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0704

POOR QUALITY
ORIGINAL

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

Part II.

-----x
The People
vs
John Barrett.
-----x

Before the
Hon. Rufus B. Cowing,
and a jury.

Indicted for robbery in the first degree.

Indictment filed May 20th, 1892.

Tried May 26th, 1892.

Appearances:

Assistant District-Attorney Mc Intyre for the People.
George W. Gibbons for the Defense.

Morris Mindek, called by the People, being duly sworn, testified that he was an insurance agent, at No.2 West 14th street. He was agent for the Metropolitan Life Insurance Company. He resided at No.183 Delancey street. On the 16th of May, 1892, he was going into the building at No.449 West 16th street, to collect

0705

POOR QUALITY
ORIGINAL

2

the premium on a life insurance policy from a woman who lived there. It was between 9 and 10 o'clock in the morning. He entered the hallway. He had got one-third of the way in, when two men ran at him. One of the men grabbed at his, the witness's, chain, and he, the witness knocked the man's hand away,, and made a motion as if to draw something from his pocket. One of the men then said to him, " Go on upstairs." He, the witness, had no business upstairs. His business was on the ground floor, and he went back there. When he went out on the sidewalk, after transacting his business, the defendant ran up to him and struck him a blow in the face, under the right eye, with his fist. He, the witness, kicked the defendant away from him. He, the witness, fell against the iron railing and then four or five men ran in on him. The majority of them seemed to be hitting him. He did not know how many of them rained blows on him, they hit him so fast on the head. He was against the fence and they did not knock him down. He did not know how he got away from them, but he did get away and ran up towards Tenth avenue. Before the second encounter he had his watch, chain and charm on.

0706

POOR QUALITY
ORIGINAL

3

He looked to see after the first encounter. After he got away from the crowd he found his chain was gone.

The watch was in his pocket but the charm was also gone.

As he, the witness, left the building after going in the rear, he saw another collector, whose face he knew by sight, having seen him in the office of the Metropolitan Life Insurance Company, hand something to the same crowd that attacked him and then hurry on. The defendant first ran at him and struck him in the face and then the rest of the crowd attacked him. When he, the witness, got to Tenth avenue, after escaping from the crowd, a woman ran up and told him that the crowd would have stolen his watch and chain. He then noticed his chain was gone. The bar remained in the vest. The chain and charm were together worth about \$10. He went on down to Ninth avenue until he found Officer Morrison and told the officer he had been robbed. Officer Morrison went back with him. Just before they reached 449 West 16th street, the officer went on the opposite side of the street. He, the witness, saw the defendant come out of the hallway and then run back in again with Officer Morrison after

0707

POOR QUALITY
ORIGINAL

The officer caught the defendant and brought him out to the street. He, the witness, crossed the street, and told the officer that the defendant was the man that hit him a blow. The defendant said something that he, the witness, paid no attention to. They all three went to the station house. The defendant said something about being mistaken, but he, the witness, declined to talk to him. He, the witness, had been with the Metropolitan Life Insurance Company since the early part of March. Before that he was in the general merchandise business, in Texas, and had just come to New York City. At the time of his, the defendant's, arrest, the defendant did not say he was innocent. The defendant said something to the effect that he was just walking up 16th street, when the officer arrested him. He, the witness, paid no attention to what the defendant said.

Officer George Morrison, being duly sworn, testified that he was attached to the 16th Precinct. He arrested the defendant on the complaint of Morris Mindek, in the rear of No. 449 West 16th street, on the morning of May 16th, with a crowd of followers. He did not know how

0708

POOR QUALITY
ORIGINAL

5

many of them there were. He walked down 16th street with the complainant who pointed out the crowd to him, the witness, as the crowd who had robbed him, the complainant. He, the witness, ran to catch at least one of them, and pursued them into the rear of No. 449. Some of them ran upstairs. The defendant ran to the yard, and he, the witness, caught the defendant. He, the witness, told the defendant what he was charged with, and the defendant said he had nothing to do with it. The defendant told him, the witness, that he, the defendant, was working steady for Canda & Kane, as a brick handler. Then he, the witness, took the defendant to the street and the complainant said that the defendant was one of the fellows that had attacked him, the complainant. The defendant was not searched, as he, the witness, overlooked it. The defendant said he was innocent of the crime. The defendant was searched in the Jefferson Market police court, before he was put in the pen. Nothing was found on him.

John Barrett, the defendant, called by the defense, being duly sworn, testified that he drove a brick cart and had been driving brick carts for about seven years.

0709

POOR QUALITY
ORIGINAL

6

On the 16th of May, 1892, he was going to work for John Murphy, who owned four or five brick carts. He, the defendant, lived at No. 450 West 17th street. He went to Murphy's stables and met Murphy there. Murphy asked him if he wanted to go to work steady. He told Murphy that he would be ready to go to work by 12 o'clock. He, the defendant, had lived at No. 453 West 16th street for a year and a half, and knew a woman there named Mrs. Cullodin. She was sick. He was just going in her house to see how she was and was about to knock on her door, when the officer grabbed him. He, the defendant, asked the officer what he was arrested for and the officer said that a man accused him, the defendant, of taking something. The officer did not exactly say what the charge was. The complainant came in and said that he, the defendant, was one of the crowd and told the officer to arrest him, the defendant. He, the defendant, was not one of the men who attacked the complainant. He, the defendant, was in front of the premises about five minutes before his arrest. He, the defendant, told the complainant that he, the defendant, was not the one who did it. The complainant

0710

POOR QUALITY
ORIGINAL

7

said something to the effect that he, the defendant, would see when he got down. He, the defendant, did not see any one attack the complainant. He, the defendant, knew nothing about it until the officer grabbed him. He was scared and fell down, and did not know who it was that grabbed him, until he looked up and saw it was an officer. He, the defendant, was going on twenty years old. He lived with his father and mother. He had worked for about five years. All of his earnings went for the support of his father and mother. He was never arrested before.

John Murphy, being duly sworn testified that he lived at No. 445 West 17th street. He was a cartman and had five carts and three horses. He employed a number of men, whenever he had work for them. At about 8:30 o'clock, on the morning of May 16th, the defendant called at his stable and he, the witness, had a talk with the defendant about coming to work for him, the witness. The defendant used to work for him, the witness, off and on. He had known the defendant for about 11 years. The defendant's reputation was good. On the morning in question, he, the witness, asked the defendant if he

wanted to go to work, and the defendant said certainly. He, the witness, told the defendant to meet him, around at Mrs. Cullodin's, and he, the witness, would fetch him, the defendant, around to the stable. He, the witness, went around to his house and had a cup of coffee. When he got around to Mrs. Cullodin's, he did not see the defendant there, so he went to his stable, which was at No. 420 West 16th Street, near Ninth Avenue. He, the witness, did not enter No. 449 West 16th Street.

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0712

POOR QUALITY
ORIGINAL

482

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 Barrett

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

*John Barrett*of the CRIME OF ROBBERY in the *first* degree, committed as follows:The said *John Barrett*,late of the City of New York, in the County of New York aforesaid, on the *seventh* day of *May*, — in the year of our Lord one thousand eight hundred and ninety-*two*, in the *day* time of the said day, at the City and County aforesaid, with force and arms, in and upon one *Morris Munda* in the peace of the said People then and there being, feloniously did make an assault; and*one chain of the value of nine dollars, and one chain of the value of one dollar,*of the goods, chattels and personal property of the said *Morris Munda*, — from the person of the said *Morris Munda*, against the will and by violence to the person of the said *Morris Munda*, — then and there violently and feloniously did rob, steal, take and carry away, *the said**John Barrett* being then and there aided by an accomplice, actually present, whose name is to the Grand Jury aforesaid as not unknown.

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

Samuel M. Cole,
District Attorney

0713

BOX:

478

FOLDER:

4379

DESCRIPTION:

Barton, Robert

DATE:

05/19/92



4379

0714

POOR QUALITY
ORIGINAL

Witnesses:

Off Griffin

Counsel,

Filed,

19 days of

1880

Pleads,

THE PEOPLE

vs.

B

Robert Barton

FOOT SELLING.
(Section 851, Penal Code, and Chap. 478, Laws
of 1887, §§ 4 and 7.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Julius Carter

Foreman.

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

Part 1 1880

07-15

POOR QUALITY
ORIGINAL

512

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Robert Barton

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

Robert Barton

of the CRIME RECORDING AND REGISTERING A BET AND WAGER, committed as follows:

The said *Robert Barton*

late of the City of New York in the County of New York aforesaid, on the *twenty sixth*
day of *May* in the year of our Lord one thousand eight hundred and
ninety-*one*, at the City and County aforesaid, and not upon any grounds or race track
owned, leased or conducted by any association incorporated under the laws of this State, for the pur-
pose of improving the breed of horses, where racing was lawfully had, with force and arms, did
unlawfully and feloniously record and register, and cause to be recorded and registered, a certain
bet and wager, then and there made by and between one

Jeremiah J. Griffin

and divers other persons to the Grand Jury aforesaid unknown, upon the result of a certain trial and
contest of speed and power of endurance of and between a certain horse called *Democracy*
and divers other horses (a more particular description whereof, and of each of them, is to the Grand
Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid,
at a certain place and race track situated at *the town of Braintree*
in the County of *Bristol* in the State of *New York*
and commonly called the *Bristol Jockey Club* Race Track, and which
said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and
race track aforesaid (a more particular description of which said trial and contest, and of the said
bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid
unknown, and cannot now be given), against the form of the statute in such case made and provided,
and against the peace of the People of the State of New York and their dignity.

0716

POOR QUALITY
ORIGINAL

SECOND COUNT:

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

Robert Barton —

of the CRIME OF POOL SELLING, committed as follows:

The said

Robert Barton —

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold to one

Jeremiah J. Griffin and to divers other persons to the Grand Jury aforesaid unknown, a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Democracy* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *the town of Gravesend* in the County of *Kings* in the State of *New York* and commonly called the *Brooklyn Jockey Club* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid at the place and race track aforesaid (a more particular description of which said trial and contest, and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0717

BOX:

478

FOLDER:

4379

DESCRIPTION:

Baumann, John

DATE:

05/13/92



4379

0718

POOR QUALITY
ORIGINAL

266
Counsel,
Filed, 12 day of May 1891
Pleads, Attorney

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
(III. Rev. Stat. (7th Edition), Page 1989, Sec. 5.)

THE PEOPLE

vs.

B

John B. Cunniff

of the County of Cook, State of Illinois.

vs. J. J. Cunniff

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lucius C. Cuthbert

Foreman.

Witnesses:

0719

POOR QUALITY
ORIGINAL

489

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 Baumann

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

John Baumann

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said *John Baumann*
late of the City of New York, in the County of New York aforesaid, on the 20th
day of *July* in the year of our Lord one thousand eight hundred and
ninety- , the same being the first day of the week, commonly called and known
as Sunday, being then and there in charge of and having the control of a certain place
there situate, which was then duly licensed as a place for the sale of strong and spirituous
liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said
place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day
the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer
and permit to be open, and to remain open, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and
their dignity.

DE LANCEY NICOLL,
District Attorney.

0720

BOX:

478

FOLDER:

4379

DESCRIPTION:

Baumann, Michael

DATE:

05/24/92



4379

0721

POOR QUALITY
ORIGINAL

Witnesses:

Geo. Schenck

Counsel,

Filed

24th day of May

1892

Pleaded

THE PEOPLE

vs.

Michael Baumgardner

Assault in the 1st Degree, Et c.
(Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Louis Catin
Foreman.
Jury 2 - May 31 1892.
True and acquitted

0722

POOR QUALITY
ORIGINAL

Police Court—

District.

City and County } ss.:
of New York,

of No.

occupation

deposes and says, that on the

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

John Schenck
Plumber Street, aged *21* years,
 being duly sworn
16 day of *May* 188*8* of the City of New
Michael Puman
(Nowhere) did feloniously cut
 and stab deponent at the
 left forearm with the blade
 of a Jack Knife the deponent
 the 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 be dealt with according to law.

Sworn to before me, this

day

of

188

John Schenck
Charles H. Hinton Police Justice.

0723

POOR QUALITY
ORIGINAL

(1335)

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

3 m District Police Court.

Michael Pannan 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 only the complainant but the victim and I can live in self defense.

Michael Pannan

Taken before me this

day of

Charles H. [illegible]
Police Justice.

0724

POOR QUALITY
ORIGINAL

BAILED.

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Police Court--- 3-District

THE PEOPLE, &c.,
BY THE COMPLAINT OFJohn Deaneck
Attest
Michael Amman

2 _____

3 _____

4 _____

Offence

Date

May 17 1899
MagistrateHendrick
Officer

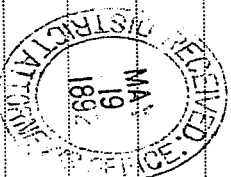
Witnesses

No.

Street

No.

Street



No.

1000 Street

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 100 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated May 17 1899 Charles W. Foster Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

0725

POOR QUALITY
ORIGINAL

474

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Michael Baumann

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

The said *Michael Baumann*,
late of the City of New York, in the County of New York aforesaid, on the *sixteenth*
day of *May* in the year of our Lord one thousand eight hundred and
ninety-*two*, with force and arms, at the City and County aforesaid, in and upon
the body of one *John Schoenrock* in the peace of the said People
then and there being, feloniously did make an assault and *him* the said
John Schoenrock with a certain *knife*

which the said *Michael Baumann*
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 *John Schoenrock*
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
Michael Baumann
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Michael Baumann*
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
John Schoenrock in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and *him* the said *John Schoenrock*
with a certain *knife*

which the said *Michael Baumann*
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.

0726

POOR QUALITY
ORIGINAL

THIRD COUNT—

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

Michael Baumman

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

The said

*Michael Baumman*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*John Schenck* 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 *knifer* *John Schenck*which *he* the said*Michael Baumman*in *his* right hand then and there had and held, in and upon the*left arm* of *him* the said *John Schenck*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 *John Schenck*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.DE LANCEY NICOLL, *District Attorney.*

0727

BOX:

478

FOLDER:

4379

DESCRIPTION:

Bayliss, Samuel

DATE:

05/23/92



4379

0728

POOR QUALITY ORIGINAL

675-675
W. A. A.

Counsel, *W. A. A.*
Filed, *May* 189*0*
Pleads, *Magally*

THE PEOPLE
vs.
B
Samuel Boyles
POOL SELLING.
(Section 351, Penal Code, and Chap. 479, Laws of 1887, §§ 4 and 7.)

DE LANCEY NICOLI,
District Attorney.

A TRUE BILL.

Ennis Carter
Foreman.
Jan. 5/99.
Bail returned.

0729

POOR QUALITY
ORIGINAL

675
Counsel, *71*
Filed, *71* day of *189*
Pleads, *1*

THE PEOPLE

vs.

B

Samuel Baylis

POOL SELLING.
(Section 351, Penal Code, and Chap. 479, Laws
of 1887, §§ 4 and 7.)

DR LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Andrew C. Allen

Foreman.

Wm. H. Allen
Ad.

0730

**POOR QUALITY
ORIGINAL**

B *210* *B* **Commission Office**
NO BETTING DONE OR PERMITTED HERE.
New York, MAY 18 1891 1891.
RECEIVED, 2 dollars, to be sent on Commission
to Race Track at _____ and there placed on
Horse 1st Eon
1st or 2d
at track quotations, if such can there be obtained.
It is understood and agreed, that the undersigned act in the premises as Common Carriers only, for the purpose of transferring the money above mentioned to the place designated.
CHARGE FOR COMMISSION, 10 CENTS
Notice - Amount of Order returned, less commission, where a failure to execute is due to accidental or other unavoidable delays in transmission.

0731

**POOR QUALITY
ORIGINAL**

B **Commission Office**
NO BETTING DONE OR PERMITTED HERE.
New York, MAY 18 1891 1891.
RECEIVED, 2 dollars, to be sent on Commission
to Race Track at _____ and there placed on
Horse 1st Eon
1st or 2d
at track quotations, if such can there be obtained.
It is understood and agreed, that the undersigned act in the premises as Common Carriers only, for
the purpose of transferring the money above mentioned to the place designated.
CHARGE FOR COMMISSION, 10 CENTS
Notice—Amount of Order returned, less commission, where a
failure to execute is due to accidental or other unavoidable
delays in transmission.

N. Y. B. SUPPLY CO., 31 Park Row.

0732

**POOR QUALITY
ORIGINAL**

Commission Agents, I ask you to send
at Brooklyn Jockey Club, 2 Dollars, to be
Horse 1st 3000
1st or 2d
at track quotations, if such can there be obtained.
I now pay ten cents, your charge for executing this commission.
M. J. [Signature]

0733

POOR QUALITY
ORIGINAL

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court

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

Question. What is your name?

Answer.

Samuel Baylis

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

Wis.

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

Answer.

1806 5th Avenue

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 am not guilty**Sam Baylis*

Taken before me this

day of

*May 1881**W. H. McInerney*

Police Justice.

0734

POOR QUALITY
ORIGINAL

Police Court... District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

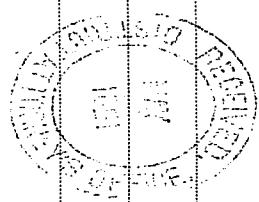
Michael J. Conroy

Samuel Baylis

Offence *Violation of Penal Law*BAILED,
No. 1, by *Thomas Muller*
Residence *721 Avenue A, New York*No. 2, by _____
Residence _____No. 3, by _____
Residence _____No. 4, by _____
Residence _____Residence _____
Street _____Dated *May 18* 1891at *New York*by *Conroy*

Precinct _____

Witnesses _____

No. _____
Street _____No. _____
Street _____No. *570* *4-8*
Street *Baile*No. _____
Street _____

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Five* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.Dated *May 18* 1891 *W. W. W. W. W.* Police Justice.I have admitted the above-named *Defendant* to bail to answer by the undertaking hereto annexed.Dated *May 18* 1891 *W. W. W. W. W.* 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 _____ 18 _____ Police Justice.

0735

POOR QUALITY
ORIGINALSTATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss:

POLICE COURT, 2

DISTRICT.

Michael J. Cooney

of No. 15th Street, being duly sworn, deposes and says,

that on the 18th day of May 1881

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

Samuel Bayless

now live did at premises No 74
 Munro's Place, and not upon lawful
 grounds or on authorized race track,
 keep a room or a tent thereof for the
 purpose of recording or registering
 bets or wagers upon the result of
 trial or contest of speed between
 horses. The defendant did knowingly
 permit said premises to be occupied
 for such purpose, and did knowingly
 employ apparatus or paraphernalia
 for recording or registering bets or
 wagers, or did become the custodian
 or depository for pile of money
 wagered upon said contest. The
 defendant did record and register
 a bet or wager dependent upon
 such contest in violation of Section
 257 of the Penal Code of the
 State of New York.

Defendant visited the said
 room, and there saw blackbends
 with the names of horses entered for
 the second race of the Jockey
 Club at Gravesend on May
 18 1891. Defendant selected the horse
 "Eon" and defendant filled out the
 annexed slip or blank, marked
 "A" and handed it to the defendant

0736

POOR QUALITY
ORIGINAL

who was sitting at a desk behind an enclosure. Deponent at the same time handed defendant two dollars in money. Deponent said to defendant "What odds will you give me on Eor" The defendant then said "I will give you track odds" The defendant then gave deponent the annexed ticket marked "B." which deponent charges is a record of a bet then and there recorded by the defendant at said place on the aforesaid race to be held at Gravesend. The defendant said to deponent "Ten cents, corner" and deponent then gave the defendant ten cents. Deponent then went behind the enclosure where the defendant sat, and deponent then found the said slip marked "A" on a desk in front of the deponent. Deponent therefore charges defendant with violation of the Penal Code as aforesaid.

18
May 21
Attestation
[Signature]

Michael J. Cooney.

POLICE COURT—DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness.

Disposition

0737

POOR QUALITY
ORIGINAL

In the case of the People vs. James F. Glery- Reported in 13 Miscellaneous Reports, p. 546, the learned Court concludes as follows; "That the 'Ives Pool Law' repealed the provisions of the Penal Code relative to pool selling and book making and the adoption of the new Constitution abrogated the 'Ives Pool Law', and at the time of the commission of the offenses named in the indictment (while the same were made unlawful by the terms of the Constitution), no punishment was prescribed for such offenses, and the subsequent amendment of the Penal Code cannot effect the defendant for the reason that its provisions, in so far as they relate to the crime charged in the indictment, are ex post facto."

In view, therefore, of the foregoing, I recommend the discharge of the defendant's bail.

May 29 1899
Asst. Dist. Atty.

Samuel Bayliss

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

Samuel Bayliss

of the CRIME RECORDING AND REGISTERING A BET AND WAGER, committed as follows:

The said

Samuel Bayliss

late of the City of New York in the County of New York aforesaid, on the *eighteenth* day of *May* in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did unlawfully and feloniously record and register, and cause to be recorded and registered, a certain bet and wager, then and there made by and between one

Michael J. Cooney

and divers other persons to the Grand Jury aforesaid unknown, upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Edw* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *the town of Gravesend* in the County of *Kings* in the State of *New York* and commonly called the *Brooklyn Jockey Club* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the said bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

0738

POOR QUALITY
ORIGINAL

SECOND COUNT:

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

Samuel Bayliss

of the CRIME OF POOL SELLING, committed as follows:

The said

Samuel Bayliss

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold to one

Michael J. Cowley and to divers other persons to the Grand Jury aforesaid unknown, a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Don* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *the town of Gravesend* in the County of *Kings* in the State of *New York* and commonly called the *Brooklyn Jockey Club* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid at the place and race track aforesaid (a more particular description of which said trial and contest, and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0739

BOX:

478

FOLDER:

4379

DESCRIPTION:

Bazant, John

DATE:

05/26/92



4379

0740

POOR QUALITY
ORIGINAL

899 819
B.O.

Counsel,
Filed, 76 day of May 1892
Pleads, Monday 31

Witnesses:

THE PEOPLE
vs.
B
John B. Bazzant
May 9 1892
VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday)
(Ill. Rev. Stat. (7th Edition), Page 1090, Sec. 5.)

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.
District Attorney
Foreman.

0741

POOR QUALITY
ORIGINAL

485

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 Bazant

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

John Bazant

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

John Bazant
late of the City of New York, in the County of New York aforesaid, on the 23rd
day of *November* in the year of our Lord one thousand eight hundred and
ninety- , the same being the first day of the week, commonly called and known
as Sunday, being then and there in charge of and having the control of a certain place
there situate, which was then duly licensed as a place for the sale of strong and spirituous
liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said
place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day
the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer
and permit to be open, and to remain open, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and
their dignity.

DE LANCEY NICOLL,
District Attorney.

0742

BOX:

478

FOLDER:

4379

DESCRIPTION:

Bechter, George

DATE:

05/13/92



4379

0743

POOR QUALITY
ORIGINAL

Witnesses:

Counsel,

Filed,

Pleads,

189 *2*
day of *May*

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
[Ill. Rev. Stat. (7th Edition), Page 1880, Sec. 5.]

THE PEOPLE

vs.

B
George Becker

77

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Louis Cattin

Foreman.

E. J. June 3 1892

0744

POOR QUALITY
ORIGINAL

Sec. 198-270.

CITY AND COUNTY } ss.
OF NEW YORK, }

✓ District Police Court.

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

Question. What is your name?

Answer. *George Bechter*

Question. How old are you?

Answer. *45 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *1662, 3rd Avenue, 11th St*

Question. What is your business or profession?

Answer. *Bar tender*

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

Answer. *I am not guilty, and demand
a trial by jury.*

— George Bechter

Taken before me this

day of

189

Police Justice.

**POOR QUALITY
ORIGINAL**

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 DeJernum

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, July 21 1890 [Signature] Police Justice.

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

Dated, July 28 1897 Wm. Over Police Justice.

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

Dated,.....189.....Police Justice.

0746

POOR QUALITY
ORIGINAL

Excise Violation—Keeping Open on Sunday.

POLICE COURT, ✓

DISTRICT.

CITY AND COUNTY OF } ss.
NEW YORK,

of the D. L. James Mangum Police Precinct of the City
 of New York, being duly sworn, deposes and says, that on SUNDAY, the 24 day
 of February 1890, in the City of New York, in the County of New York,
George Becker (now here)
 being then and there in lawful charge of the premises No. 1592-3 Avenue
 Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
 drunk upon the premises, DID NOT KEEP SAID PLACE CLOSED, contrary to and in violation of
 the statute in such case made and provided.

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

Sworn to before me, this 24 day
 of February 1890

James Mangum
 Police Justice.

0747

POOR QUALITY
ORIGINAL


486

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against


George Bechter

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

George Bechter

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

George Bechter

late of the City of New York, in the County of New York aforesaid, on the 27th day of July in the year of our Lord one thousand eight hundred and ninety—, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer and permit to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0748

BOX:

478

FOLDER:

4379

DESCRIPTION:

Behr, Ernest

DATE:

05/27/92



4379

0749

POOR QUALITY ORIGINAL

Witnesses:

Off. Christy

*I am satisfied
upon the testimony
afforded by the
people cannot
conclude myself that
there is a person
of the name
Peter James
June 15th 1912
Coch District*

Counsel, *W. H. H. 189*
Filed, *May of 1892*
Pleads, *Chapman, 31*

THE PEOPLE

vs.
B
Ernest Behr

KEEPING A HOUSE OF ILL-FAME, ETC.
(Sections 822 and 885, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

officer John 32
June 14-92
A TRUE BILL. *Verdict*

Louis Carter
Foreman.

Part 3. June 15 1912
Indictment dismissed

0750

POOR QUALITY
ORIGINAL

(1335)

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

3 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty I demand a
trial by jury*
Ernest Behr.

Taken before me this

189

Police Justice.

0751

POOR QUALITY
ORIGINAL

Sec. 151.

Police Court 3 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by James J. Quinn of No. 115 E. 12th Street, that on the 20 day of May 1889 at the City of New York, in the County of New York, John Doe did keep and maintain at the premises known as Number 23 Chrystie Street, in said City, a House of Prostitution and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking, ~~dancing~~, fighting, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

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 body of the said

John Doe and all vile, disorderly and improper persons found upon the premises occupied by said John Doe and forthwith bring them before me, at the 3 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 21 day of May 1889
Charles J. Fainton POLICE JUSTICE.

0752

POOR QUALITY
ORIGINAL

Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

23.

WARRANT—Keeping Disorderly House, &c.

Dated 188

Magistrate.

Officer.

Precinct.

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

Officer.

Dated 188

This Warrant may be executed on Sunday or
at night.

Charles W. Tainter Police Justice.

Dated 188

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

Police Justice.

The within named

0753

POOR QUALITY
ORIGINAL

BAILED,
No. 1, by Charles H. Kaufman
Residence 68 Broadway 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 John King
Emel-Idem
23.
Offence Keeping a
House of Prostitution

Offence

Date

May 25
1894
Magistrate.

Charles H. Kaufman
Officer.

Charles H. Kaufman
Precinct.

Witnesses:
Charles H. Kaufman
11 E. Broadway Street.

No. _____
Street.

No. _____
Street.

No. _____
Street.

\$ 1000 (amount)



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 H. Kaufman

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 May 25 1894 Charles H. Kaufman Police Justice.

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

Dated May 25 1894 Charles H. Kaufman 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 _____ 18____ Police Justice.

0754

POOR QUALITY
ORIGINAL

Court of General Sessions.

-----X
)
 The People, &c., :
)
 -against- : AFFIDAVIT.
)
 Ernst Behr. :
)
 -----X

City and County of New York, ss:-

E r n s t B e h r, being duly sworn,
 deposes and says that he is the defendant herein. That
 at the time of his arrest, ^{being} he was and still is ^{employed as} a bar-keep-
 er in the saloon and premises, #173 Chrystie Street, in
 the City of New York, in which premises the nuisance, com-
 plained of herein, was theretofore conducted, and deponent
 avers that he has never owned said saloon, or had any in-
 terest in the business above referred to, which was conduc-
 ted in the said premises, nor did he derive any pecuniary
 benefit therefrom and he has never had, and he has not now,
 any interest in, or connection with, the business com-
 plained of herein, as having been conducted in said prem-
 ises, and deponent avers that the parties, who carried on
 said nuisance, ^{in said premises} have removed therefrom and that the nui-
 sance complained of has been abated.

Sworn to before me this :

7th day of June, 1892. :

Nathan Hager
Notary Public
in New York

Ernst Behr

0755

**POOR QUALITY
ORIGINAL**

W. C. Cresswell Court.

49 The Republic.

—psalm—

Ernest Behr,

Agnes L. Davis

FRIEND & HOUSE,
admitted ATTORNEYS,
61-65 PARK ROW,
WORLD BUILDING,
NEW YORK.

Due and timely service of a copy of the within
is hereby admitted.

this day of 189

Attorney for

Sir:—

*Please take notice, that the within is
a true copy of an
in the within-entitled action, this day duly
entered and filed in the office of the Clerk
of this Court.*

Dated, N. Y., 189 .

Yours &c.,

FRIEND & HOUSE,

Attys for

Esq.,

Attorney for

Upon the Virgin Mary
I am satisfied there
she never med
is unable to succor,
I must therefore
presume the Primum
of the Incarnation,
Wm. J. Wm.
East Oriskany
Sept. 22, 92.

0756

POOR QUALITY
ORIGINAL

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

Louis Schindler
of *11th Avenue* Street, being duly sworn, deposes and says,
that *Ernest Behr* (now present) is the person of the name of
John Doe mentioned in deponent's affidavit of the *24*
day of *May*, 189*2* hereto annexed.

Sworn to before me this *25*
day of *May*, 189*2* } *Louis Schindler*
Charles H. Hinton POLICE JUSTICE.

0757

POOR QUALITY
ORIGINAL

Sec. 322, Penal Code.

CITY AND COUNTY { ss.
OF NEW YORK.

3 District Police Court.

of The 11th Precinct Police Street, in said City, being duly sworn says
that at the premises known as Number 173 Cherry St Street,
in the City and County of New York, on the 20 day of May 1889 and on divers
other days and times, between that day and the day of making this complaint

John Doe did unlawfully keep and maintain and yet continue to keep and maintain a House of
Prostitution and did then, and on the said other days and times, there unlawfully procure
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil
name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
there passing is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said
and all vile, disorderly and improper persons found upon the premises, occupied by said
John Doe
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this
day of May 1889

Louis Schindler
Charles A. Hunter Police Justice.

0758

POOR QUALITY
ORIGINAL

(W) 3 District.
Police Court—

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Chris Schmidt

vs.

AFFIDAVIT—Keeping Disorderly House, &c.

Dated 188

Samuel

Justice.

Officer.

Precinct.

WITNESSES:

0759

POOR QUALITY
ORIGINAL

470

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Ernest Behr

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

Ernest Behr(Sec. 322,
Penal Code.)of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE
OF ILL-FAME, committed as follows:

The said

Ernest Behr

late of the *10th* Ward of the City of New York, in the County of New York afore-
said, on the *twentieth* day of *May* in the year of our Lord
one thousand eight hundred and ninety-*two*, and on divers other days and times, as
well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County
aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and wickedly did keep
and maintain; and in said house divers ill-disposed persons, as well men as women, and common
prostitutes, on the days and times aforesaid, as well as in the night as in the day, there unlawfully
and wickedly did receive and entertain; and in which said house the said evil-disposed persons and
common prostitutes, by the consent and procurement of the said

Ernest Behr

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlaw-
ful assemblies, disturbances and lewd offenses on the days and times aforesaid, as well in the night
as in the day, were there committed and perpetrated; to the great damage and common nuisance of
all the good people of the said State there inhabiting and residing, in manifest destruction and sub-
version of and against good morals and good manners, 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

Ernest Behr(Sec. 325,
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said

Ernest Behr

late of the Ward, City and County aforesaid, afterwards, to wit: on the *twentieth*
day of *May* in the year of our Lord one thousand eight hundred and

0760

POOR QUALITY
ORIGINAL

ninety- *two* , and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in *the* said house for *his* own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT:

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

Ernest Behr

(Sec. 322,
Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said

Ernest Behr

late of the Ward, City and County aforesaid, afterwards, to wit: on the *twentieth* day of *May* in the year of our Lord one thousand eight hundred and ninety- *two* and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for *his* own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in *his* said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are habitually disturbed, 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.

DE LANCEY NICOLL,

District Attorney.

0761

BOX:

478

FOLDER:

4379

DESCRIPTION:

Bell, Samuel

DATE:

05/19/92



4379

0763

POOR QUALITY
ORIGINAL

512

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Samuel Bell

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

Samuel Bell

of the CRIME RECORDING AND REGISTERING A BET AND WAGER, committed as follows:

The said

Samuel Bell

late of the City of New York in the County of New York aforesaid, on the twenty-second
day of May in the year of our Lord one thousand eight hundred and
ninety-one, at the City and County aforesaid, and not upon any grounds or race track
owned, leased or conducted by any association incorporated under the laws of this State, for the pur-
pose of improving the breed of horses, where racing was lawfully had, with force and arms, did
unlawfully and feloniously record and register, and cause to be recorded and registered, a certain
bet and wager, then and there made by and between one

John H. Lyons

and divers other persons to the Grand Jury aforesaid unknown, upon the result of a certain trial and
contest of speed and power of endurance of and between a certain horse called Madstone
and divers other horses (a more particular description whereof, and of each of them, is to the Grand
Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid,
at a certain place and race track situated at the town of Gravesend
in the County of Kings in the State of New York
and commonly called the Brooklyn Jockey Club Race Track, and which
said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and
race track aforesaid (a more particular description of which said trial and contest, and of the said
bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid
unknown, and cannot now be given), against the form of the statute in such case made and provided,
and against the peace of the People of the State of New York and their dignity.

0764

POOR QUALITY
ORIGINAL

SECOND COUNT:

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

_____ *Samuel Bell* _____

of the CRIME OF POOL SELLING, committed as follows:

The said

_____ *Samuel Bell* _____

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold to one _____

_____ *John H. Lyons* _____ and to divers other persons to the Grand Jury aforesaid unknown, a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Madstone* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *the town of Gravesend* in the County of *Kings* in the State of *New York* and commonly called the *Brooklyn Jockey Club* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid at the place and race track aforesaid (a more particular description of which said trial and contest, and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0765

BOX:

478

FOLDER:

4379

DESCRIPTION:

Benett, George

DATE:

05/17/92



4379

0766

POOR QUALITY
ORIGINAL

Witnesses:

Sam Schenck

Offr Maguire B

Counsel,

Filed

day of

188

Pleads,

THE PEOPLE

29 *inlet*

32 *Clinton Place*

George Bennett

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lucretia Carter

Foreman.

Part 2 - May 25, 1892.

Head Assault 3rd Deg.

Pen one yd

0767

POOR QUALITY
ORIGINAL

Police Court—

District.

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

Samuel Schoenberg
 of No. *119 Attorney* Street, aged *35* years,
 occupation *Expressman* being duly sworn

deposes and says, that on the *14th* day of *May* 18*92* at the City of New
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by *George Bennett*
(now here) who cut and stabbed deponent
 on the right hand with the blade
 of a knife then held in his hand
 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 be dealt with according to law.

Sworn to before me, this *14th* day }
 of *May* 18*92* } *Sam Schoenberg*

P. J. Smith Police Justice.

0768

POOR QUALITY
ORIGINAL

(1835)

Sec. 198, 200.

3- District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

George Bennett

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

Lucania

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

Answer.

98 Broadway - 2 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 Guilty Not Guilty
Geo Bennett

Taken before me this
day of *Nov* 189*2*

Police Justice.

W. H. Smith

0769

POOR QUALITY
ORIGINAL

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

Police Court---3

District

578

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James L. Schuchberg
by Attorney at Law
George Benfett

OFFICE

Fel. Assault

Dated May 14th 1873

David

Magistrate

W. J. McQuinn

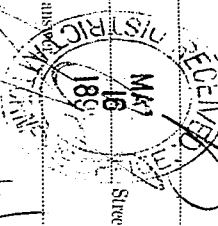
13 Precinct

Witness Call the officer

No. David Brewer

No. 119 Attorney

No. 1000



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
 1000 Hundred Dollars, and be committed to the Warden and Keeper of
 the City Prison, of the City of New York, until he give such bail.

Dated May 14th 1873 Police Justice.

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

Dated..... 18..... 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..... 18..... Police Justice.

0770

POOR QUALITY
ORIGINAL

COURT OF GENERAL SESSIONS.
CITY AND COUNTY OF NEW YORK.

PART II.

-----X
THE PEOPLE
VS
GEORGE BENNETT.
-----X

BEFORE THE
HON. RUFUS B. COWING,
AND A JURY.

INDICTED FOR ASSAULT IN THE FIRST DEGREE.

INDICTMENT FILED MAY 17TH, 1892.

TRIED MAY 25TH, 1892.

APPEARANCES:

ASSISTANT DISTRICT-ATTORNEY BEDFORD FOR THE PEOPLE.
JOSEPH F. MOSS, ESQUIRE, FOR THE DEFENSE.

SAMUEL SCHOENBERG, called by the People, being duly sworn,
testified that he lived at No. 119 Attorney street.
On the 14th of May, he, the witness, was told that a
man was cutting out the gas pipes and fixtures. He,
the witness, saw the defendant on the morning of the
day in question, at No. 55 Clinton street. He, the wit-

0771

POOR QUALITY
ORIGINAL

2

ness, caught the defendant, and the defendant went to get away from him, the witness, and out him, the witness, on the thumb with a knife. He, the witness, caught the defendant for taking out the gas pipes. The defendant had about thirty brackets or gas fixtures in his, the defendant's pockets. When he, the witness, arrested the defendant the defendant was grabbing in his, the defendant's pocket, for something. He did not know if the defendant had a pistol. The night before the morning in question the defendant took off the pipes, but he, the witness, put them on again. In the station house the sergeant asked the defendant what he, the defendant, did the cut for. The defendant said he was sorry he did not kill him, the witness.

J A M E S M C G U I R E, being duly sworn, testified that he was an officer of the Thirteenth Precinct. He arrested the defendant in front of No. 50 or 55 Clinton street. Then he, the witness, searched the defendant, and found in the defendant's pocket, what he, the witness, guessed was a piece of water pipe. The defendant also had in his pockets a lot of brackets. When he arrested the defendant, the defendant said, "I guess

0772

POOR QUALITY
ORIGINAL

3

I'm pinched." He, the witness, found the complainant's thumb bleeding from a cut. The witness produced the knife with which he, the witness, said the cutting was done.

#####

0773

POOR QUALITY
ORIGINAL

474

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

George Benett

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

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

The said

George Benett

late of the City of New York, in the County of New York aforesaid, on the *fourteenth*
day of *May* in the year of our Lord one thousand eight hundred and
ninety-*two* with force and arms, at the City and County aforesaid, in and upon
the body of one *Samuel Schonberg* in the peace of the said People
then and there being, feloniously did make an assault and *him* the said

Samuel Schonberg

with a certain *knife,*

which the said

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

with intent *him* the said *Samuel Schonberg*
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

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

The said

George Benett

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

with a certain *knife,*

which the said

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.

0774

POOR QUALITY
ORIGINAL

THIRD COUNT—

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

George Bennett

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

The said

George Bennett

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 *Samuel Schouberg* 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 *knife*, *Samuel Schouberg*

which

he

the said

George Bennett

in

his

right hand then and there had and held, in and upon the

hand

of

him

the said

Samuel Schouberg

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 wrongfully inflict grievous bodily harm upon the said

Samuel Schouberg

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.

DE LANCEY NICOLL, *District Attorney.*

0775

BOX:

478

FOLDER:

4379

DESCRIPTION:

Benney, Joseph A

DATE:

05/27/92



4379

0776

POOR QUALITY
ORIGINAL

Witnesses:

946

Counsel,

Filed

180

Pleads,

THE PEOPLE

vs.

Joseph W. Denny

F

VIOLATION OF EXCISE LAW.
(Selling on Sunday, Etc.)
[III. Rev. Stat. 17th Edition, page 1083, Sec. 21, and
page 1080, Sec. 5.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lutius Collins
Foreman.

F. J. June 27/92

Rep'd March 6/94
Complaint out to see session

0777

POOR QUALITY
ORIGINAL

487

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph W. Benney

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

The said

Joseph W. Benney

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

Lois J. Ridell

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

SECOND COUNT—

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

Joseph W. Benney
 of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS
 LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Joseph W. Benney

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the
 same being the first day of the week, commonly called and known as Sunday, being then and there
 in charge of and having the control of a certain place there situate, which was then duly licensed as
 a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the
 City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep
 closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open
 and cause and procure and suffer and permit to be open, and to remain open, against the form of the
 statute in such case made and provided, and against the peace of the People of the State of New
 York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0778

BOX:

478

FOLDER:

4379

DESCRIPTION:

Berenice, Antonio

DATE:

05/13/92



4379

0779

POOR QUALITY
ORIGINAL

Witnesses:

Counsel,

Filed,

Pleads,

day of

1892

THE PEOPLE

vs.

Antonio Bermeo

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
III. Rev. Stat. (7th Edition), Page 1868, Sec. 5.)

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Julius Athin

Foreman.

0780

POOR QUALITY
ORIGINAL

486

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Antoine Berenice

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

Antoine Berenice

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Antoine Berenice

late of the City of New York, in the County of New York aforesaid, on the 27th day of *July* in the year of our Lord one thousand eight hundred and ninety-- , the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure and suffer and permit to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0781

BOX:

478

FOLDER:

4379

DESCRIPTION:

Bernard, Antonio

DATE:

05/13/92



4379

0782

POOR QUALITY
ORIGINAL

Witnesses:

Perjury
Compt

Counsel, *13*
Filed *May 189*
Plead *Arguently*

THE PEOPLE

vs.

Antonio Bernard

Grand Larceny,
(From the Person,
Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

In his *Actin*
Foreman.

May 1892
May 1892
May 1892

0783

POOR QUALITY
ORIGINAL

(1365)

Police Court—3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

William Smith
of No. 117 Forsyth Street, aged 24 years,
occupation Laborer being duly sworn,
deposes and says, that on the 8th day of May 1897 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession

And person of deponent, in the night time, the following property, viz:

One silver watch of the
value of Thirteen 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 Antonio Bernard (now here)

for the reasons that the defendant
accosted deponent on Forsyth Street
and solicited alms and when refused
he snatched said watch from
deponent's pockets of the vest then
worn on his ^{deponent's} person and ran away

Burnsore surgo

Sworn to before me, this

of

189

189

J. H. C. Smith Police Justice.

0784

POOR QUALITY
ORIGINAL

(1835)

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

3 District Police Court.

Antonio Bernard 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.

Antonio Bernard

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

Poland

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

Answer.

86 Suffolk St New York

Question. What is your business or profession?

Answer.

Cooper

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
Antonio Bernard

Taken before me this
day of May 1892

Police Justice.

0785

POOR QUALITY
ORIGINAL

Police Court...

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Smith

17 Joseph St

Antonio Romero

1
2
3
4

Offence

Larceny from person

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

May 9 1892

M. Smith

Magistrate.

R. Smith

Officer.

Precinct.

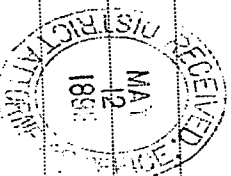
Witnesses.

No.

Street.

No.

Street.



No.

Street.

\$

500

to answer

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

defendant

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

Dated May 9 1892 M. 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.

0786

POOR QUALITY
ORIGINAL

501

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Antonio Bernard

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

Antonio Bernard
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

Antonio Bernard

late of the City of New York, in the County of New York aforesaid, on the *eight*
day of *May* in the year of our Lord one thousand eight hundred and
ninety-*two*, in the *right*-time of the said day, at the City and County aforesaid,
with force and arms,

*one watch of the
value of thirteen dollars*

of the goods, chattels and personal property of one
on the person of the said

William Smith
then and there being found, from the person of the said *William Smith*
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.

*De Lancey Nicoll,
District Attorney*

0787

BOX:

478

FOLDER:

4379

DESCRIPTION:

Bernstein, Albert A

DATE:

05/24/92



4379

0788

POOR QUALITY
ORIGINAL

Witnesses:

Counsel,

Filed

1892

21st day of May

Pleads,

THE PEOPLE

vs.

Subscribed

us.

158

B

Albert A. Bernstein

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Luis Catlin
Subscribed
21st day of May 1892
Reads Spelling Book 12th
Count of individual
Fined \$5.

0789

POOR QUALITY
ORIGINALPolice Court, 35 District.City and County } ss.
of New York, }

Charles W. Gardner

of No. 247 Broadway Street, aged 26 years,
occupation Agent being duly sworn, deposes and says,that on the Sunday day of May 1892, at the City of New
York, in the County of New York, on Albert A. Bernstein

being the lessee and licensee of a
certain Museum known as "The Gault
Museum and situated at No. 138
Bowery, in said City did then
and there unlawfully give, and in
and to assent to and allow a
certain exhibition of trickery
known as a slight of hand
tricks to be performed on a
platform or stage situated
on said premises, to wit
that of turning up a playing
card and placing the same
at the muzzle of a pistol
and firing the pistol at
a picture frame from which
the counterpart of the same
card appeared and other
tricks before a public
audience assembled at
said premises in violation
of the Statute in such
case provided, namely
Section 277 of the Penal
Code.

Wherefore deponent prays
said Albert A. Bernstein be
arrested and dealt with
according to law.

Subscribed before me, this Charles W. Gardner
12th day of May 1892

J. M. Smith
Public Justice

0790

POOR QUALITY ORIGINAL

(1835)
Sec. 198 - 200.

Police Court 35 District
5 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Abel H. Bernstein 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. *Abel H. Bernstein*

Question. How old are you?

Answer. *5 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *13 Bowery 5 years*

Question. What is your business or profession?

Answer. *Managers*

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

Answer. *I am not guilty I demand a trial by Jury*
Abel H. Bernstein

Taken before me this
day of *July* 189
Police Justice.

0791

POOR QUALITY ORIGINAL

Ecc. 151.

Police Court 35 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 Charles W. Gardner of No. 269 Broadway Street, that on the 8th day of May 1882 at the City of New York, in the County of New York, one Albert A. Bernstein being the lessee and householder of premises No. 138 Bowery and known as the Sally Museum, did then and there unlawfully give, and he, assent to and allow a certain form of juggling to wit: tricks called sleight of hand to the persons on a stage before a public audience of people in violation of Section 277 of the Penal Code of the State of New York

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 35 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 12th day of May 1882
J. H. Smith POLICE JUSTICE.

Police Court 35 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles W. Gardner

Albert A. Bernstein

Warrant-General.

Dated May 12 1882

W. Smith Magistrate.

W Officer.

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

Officer.

Dated 188

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest May 13 1892

Native of Am

Age 31

Sex 138 Bowery

Complexion,

Color,

Profession,

Married,

Single,

Read,

Write,

0792

POOR QUALITY
ORIGINAL

1
New York May 14th 1892
Chief Inspector Police
Comm. 2^d

Hon. James S. Tillman
Residing Justice

Charles W. Gardner }
Wm. A. Dickinson }

Charles W. Gardner
being duly sworn
deposes and says,

Q. Did
you go to the Museum
138th Street Sunday
last?

A. Yes Sir, about
four o'clock, with J. R.
Clarke, Wm. H. McGuire,
and Wm. A. Harris,

Q. Did you pay
for admission?

A. He did

0793

POOR QUALITY
ORIGINALQ.

Q. Was there a female
audience there?

A. (Yes Sir,
& I saw a woman performing,
a species of
masonry or leatherman

Q. What was it,
A. Holding an egg in a
net suspended in a hand-
kerchief, it appeared to
come from under the
handkerchief, the egg
was in the net. Then
it appeared in his
hand, he was on a
stage four or five
feet away. The mes-
sage of the egg was
apparently impossible.

Q. Did you see it

A. Pass? No Sir, — he tore

0794

POOR QUALITY
ORIGINAL

Q.

up a playing card
and put it in a
gun and put that
in the end of a pistol,
the gentleman was
directed to hold up a
broken picture frame,
he fired the pistol at
the frame.

Q.

Where was
the man when he gave
this exhibition?

A.

On the
platform before the
audience.

Mr. Keene.

No questions—
The move to dismiss
on the same ground
as in the Miller case—
There is nothing in the
statute which prohibits
what has been testified
to by the witness Gardner

B

0795

POOR QUALITY
ORIGINAL

✓

Count & I think this corner
marks the location of
Mr. House. We drive further
examining.
Need in \$300. to answer

**POOR QUALITY
ORIGINAL**

6-11-1947

Dated *18* *Police Justice.*

0797

POOR QUALITY
ORIGINAL

Sec. 192

District Police Court.

Undertaking to Appear during the Examination.

CITY AND COUNTY } ss:
OF NEW YORK,

An information having been laid before James J. [unclear] a Police
Justice of the City of New York, charging Robert A. [unclear] Defendant
with the offense of Violation Electrical Law

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

James J. [unclear] Defendant of No. 102
102 Street, by occupation a Sumner
James J. [unclear] and of No. 102 Street,
by occupation a Master Surety, hereby jointly and severally under-
take that the above-named Robert A. [unclear] Defendant shall personally
appear before the said Justice, at the 102 District Police Court in the City of New York during
the said examination, or that we will pay to the People of the State of New York the sum of 100
Hundred Dollars.

Taken and acknowledged before me this 13
day of June 1897

James J. [unclear]
James J. [unclear]

J. J. [unclear] Police Justice.

0798

POOR QUALITY
ORIGINAL

City and County of New York, ss:

Sworn to before me this
day of
1881
Police Justice.

the within-named Bail and Surety, being duly sworn, says, that he is a resident and
holder within the said County and State, and is worth
exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,
and that his property consists of

Thomas McGuire
200
Hundred Dollars,
Household furniture
situated at 200 102 Ave
of Eastman in said city taken
at five thousand dollars cash
Thomas McGuire

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Taken the day of 1881

Justice.

Undertaking to appear during
the examination.

0799

POOR QUALITY
ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Wm. A. Bernstein

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

indictment, accuse

Wm. A. Bernstein

of a misdemeanor,

~~of the crime of~~

committed as follows:

The said

Wm. A. Bernstein,

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

thirteenth day of *May*, in the year of our Lord one thousand
the same being the first day of the month,
eight hundred and ninety-*two*, at the City and County aforesaid,

being the owner of a certain place
there situate called the Fighting Museum,
did therein unlawfully exhibit, on a
case, procure, suffer and permit to be

0000

POOR QUALITY
ORIGINAL

artificially, and did and arrived in the exhibition
of a certain performance and exercise of
jugglers, and did then and there intentionally
arrest the use of the said place for the
purpose of such performance and exercise;
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. —

That the Grand Jury aforesaid, by this
indictment further accuse the said Albert A.
Bemstein of the crime of Habitual Drunkenness,
committed as follows:

That the said Albert A. Bernstein, late of
the City and County of New York, of the County
of New York, on the day and in the year
the same being the first day of the month
aforesaid, at the City and County aforesaid,
intentionally did publicly exhibit, in a
certain place and building there situated

0001

POOR QUALITY
ORIGINAL

called the Fugitive Museum, a certain public
exercise and show, consisting of a performance
of juggling and legerdemain, 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

Doaneville,

Attorney

0802

BOX:

478

FOLDER:

4379

DESCRIPTION:

Bernstein, Mimmie

DATE:

05/20/92



4379

0003

POOR QUALITY
ORIGINAL

Witnesses:

Off Schundell at the
Off Dorece

The complaint contained
in this indictment, has been
awated, 11/11/1914
May 26, 1914
Dist Court West Virg

Counsel, 615
(Colonel) X
Filed, 27 day of May 1892
Pleads, 1/4/1914

THE PEOPLE
24
54 Siskob vs. P
Pamnie (Bernadine)
KEEPING A HOUSE OF ILL-FAME, ETC.
(Sections 322 and 385, Penal Code.)

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Lulu's Catlin
Foreman.
Jail 2 - May 26, 1892
Heads Grinly
Sentence suspended.

0804

POOR QUALITY
ORIGINAL

(1835)

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *Minnie Bernstein*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *122 T. East St one month*

Question. What is your business or profession?

Answer. *Keeps furnished rooms*

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

Answer. *I am not Guilty I demand a trial by jury Minnie Bernstein*

Taken before me this

189

Police Justice.

0005

POOR QUALITY
ORIGINAL

Sec. 151.

Police Court

3rd District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by John E. Bernstein, that on the 17 day of May 1889, at the City of New York, in the County of New York, John E. Bernstein did keep and maintain at the premises known as Number 24 West Street, in said City, a House of Prostitution and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking, dancing, fighting, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

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 body of the said

John E. Bernstein and all vile, disorderly and improper persons found upon the premises occupied by said Bernstein and forthwith bring them before me, at the 3 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 17 day of May 1889
Charles K. Linton POLICE JUSTICE.

0806

POOR QUALITY
ORIGINAL

Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

WARRANT—Keeping Disorderly House, &c.

Dated 188

Magistrate.

Officer.

Precinct.

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

Officer.

Dated 189

This Warrant may be executed on Sunday or
at night.

Charles M. Winter Police Justice.

Dated 188

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

Police Justice.

The within named

0807

POOR QUALITY
ORIGINAL

\$1000.00
May 18/92 3 PM

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

Police Court--

District 3

THE PEOPLE, v. c.,
ON THE COMPLAINT OF

George A. Smith

William J. Smith

Offence 7 Keeping a house
7 for prostitution

Dated

May 18 1892

John J. Smith
Magistrate

Officer

Witnesses

Michael J. Smith

No. 11

John J. Smith

Street

Call the P.M.

No. 11

George A. Smith

Street

Police Officer

No. 11

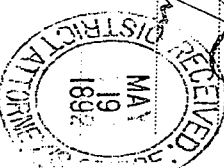
George A. Smith

Street

No. 11

George A. Smith

Street



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

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

Dated May 18 1892 Charles J. Smith Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

0000

POOR QUALITY
ORIGINAL

Sec. 192.

District Police Court.

Undertaking to Appear during the Examination.

CITY AND COUNTY } ss:
OF NEW YORK,

An information having been laid before _____ a Police
Justice of the City of New York, charging _____ Defendant
with the offense of _____

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

WE, _____ Defendant of No. _____
_____ Street, by occupation a _____
_____ and of No. _____ Street,
by occupation a _____ Surety, hereby jointly and severally under-
take that the above-named _____ Defendant shall personally
appear before the said Justice, at the _____ District Police Court in the City of New York, during
the said examination, or that we will pay to the People of the State of New York the sum of _____
Hundred Dollars.

Taken and acknowledged before me this _____
day of _____ 189 _____

_____ Police Justice.

0009

POOR QUALITY
ORIGINAL

City and County of New York, ss:

Sworn to before me this
day of
June 1891
at New York City
Police Justice.

the within-named Bail and Surety, being duly sworn, says, that he is a resident and
holder within the said County and State, and is worth Five hundred ~~Hundred~~ Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,
and that his property consists of Three bond lots of stock
of the City of New York, which
are worth \$4,000.00, and
are in the City of New York.

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Underlying to appear during
the Examination.

Taken the

day of

189

Justice.

08 10

POOR QUALITY
ORIGINAL

Sec. 322, Penal Code.

321

District Police Court.

CITY AND COUNTY { ss.
OF NEW YORK.

of No. The 11th Precinct Police Street, in said City, being duly sworn says
that at the premises known as Number 122 6th Street Street,
in the City and County of New York, on the 19th day of May 1894 and on divers
other days and times, between that day and the day of making this complaint

Minnie Bernstein
did unlawfully keep and maintain and yet continue to keep and maintain a house
of prostitution and did then, and on the said other days and times, there unlawfully procure
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil
name and fame there to be and remain ~~drinking, dancing, fighting~~ disturbing the peace, whoring and misbehaving
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
there passing is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said Minnie Bernstein
and all vile, disorderly and improper persons found upon the premises, occupied by said
Minnie Bernstein
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this 19th
day of May 1894 Louis Schindler
Charles H. Frazier Police Justice.

0811

POOR QUALITY
ORIGINAL

1013 District.
Police Court—

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Chris Ochindler

vs.

M Bernstein

AFFIDAVIT—Keeping Disorderly House, &c.

Dated. 188

Sept 11 - Justice.

Officer.

Precinct.

WITNESSES :

0812

POOR QUALITY
ORIGINAL

470

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Minnie Bernstein

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

Minnie Bernstein(Sec. 322,
Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL-FAME, committed as follows:

The said

Minnie Bernstein

late of the *Tenth* Ward of the City of New York, in the County of New York aforesaid, on the *sixth* day of *May* in the year of our Lord one thousand eight hundred and ninety-*two*, and on divers other days and times, as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy-house and house of ill-fame, unlawfully and wickedly did keep and maintain; and in said house divers ill-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well as in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

Minnie Bernstein

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offenses on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of and against good morals and good manners, 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

Minnie Bernstein(Sec. 385,
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said

Minnie Bernstein

late of the Ward, City and County aforesaid, afterwards, to wit: on the *sixth* day of *May* in the year of our Lord one thousand eight hundred and

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POOR QUALITY
ORIGINAL

ninety- *two*, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in *her* said house for *her* own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT:

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

Minnie Bernstein

(Sec. 322, Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said

Minnie Bernstein

late of the Ward, City and County aforesaid, afterwards, to wit: on the *sixth* day of *May* in the year of our Lord one thousand eight hundred and ninety-*two*, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for *her* own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in *her* said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are habitually disturbed, 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.

DE LANCEY NICOLL,

District Attorney.

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BOX:

478

FOLDER:

4379

DESCRIPTION:

Bessel, Frederick

DATE:

05/10/92



4379

08 15

POOR QUALITY
ORIGINAL

Witnesses:

Geo Walker

Wm Smith

Geo Holmes

Counsel,

Filed

Pleads,

189

day of May

THE PEOPLE

vs.

Frederick Bessel

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lewis Catron

Foreman.

Filed May 11/92

Shawcross & 2d

2 pp VT 1000

pp

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POOR QUALITY
ORIGINAL

Police Court— District.

City and County } ss.:
of New York, }James Walker
of No. 283 Broome Street, aged 25 years,
occupation Painter being duly sworndeposes and says, that on the 7 day of May 1882 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Frederick

Bissell (now present) who wilfully
maliciously cut and stabbed
deponent on the forehead and
breast three times with
a knife then and there held
in his hand injuring him
severelywith 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 assailantWherefore 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 8 day

of May 1882

James Walker
Minahan Police Justice.

0817

POOR QUALITY
ORIGINAL

Police Court—

District.

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

of No. 283 Broome

occupation Painter

deposes and says, that on the

7

day of

May

1882

at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Frederick

Bissell (marforisunt) who wilfully
maliciously cut and stabbed
deponent on the forehead and
breast three times with
a large stone and there held
in his hand injuring him
overly

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

8

day

of

May

1882

James Walker

Attestation

Police Justice.

08 18

POOR QUALITY
ORIGINAL

(1335)

Sec. 108, 200

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Frederick Bissell 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.

Frederick Bissell

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

England

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

Answer.

51 Chatham Square 4 mos

Question. What is your business or profession?

Answer.

Musician

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
Frederick Bissell

Taken before me this

day of

189

Police Justice.

0019

POOR QUALITY
ORIGINAL

BATED,
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

James Walker
George S. Walker
Frederick D. Sells

1 _____
2 _____
3 _____
4 _____

Offense *Assault*
Felony

Dated, *May 17* 189 *2*

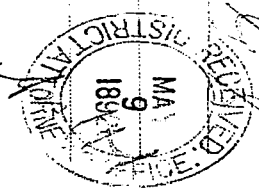
McDonald
Officer

Witnesses
William Smith
Precinct

No. 23 *Shubert*
Street

*Emmanuel committed to
the House of Detention
in default of \$100 to today*

No. _____
Street _____
to support



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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *100* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *May 8* 189 *2* *McDonald* Police Justice.

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

Dated, *May* 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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POOR QUALITY
ORIGINALCITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, DISTRICT.

Richard Holmes
 of the 6 Precinct Police Street, aged _____ years,
 being duly sworn deposes and says,

that on the _____ day of _____ 188____
 at the City of New York, in the County of New York, *James Walker*

the within named Complainant is a
 necessary and material witness
 against *Fredrick Visoll*

Deponent says that he believes
 that said Complainant will not
 appear and ask that he give
 security for his appearance & to
 testify

Richard Holmes

Sworn to before me, by
 of _____
 188____
 Police Justice.

0021

POOR QUALITY
ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Frederick Bessel

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

The said *Frederick Bessel*
late of the City of New York, in the County of New York aforesaid, on the *seventh*
day of *May*, in the year of our Lord one thousand eight hundred and
ninety-*two*, with force and arms, at the City and County aforesaid, in and upon
the body of one *James Walker* in the peace of the said People
then and there being, feloniously did make an assault and *him* the said
James Walker with a certain *knife*

which the said *Frederick Bessel*
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 *James Walker*
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
Frederick Bessel
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Frederick Bessel*
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
James Walker in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and *him* the said *James Walker*
with a certain *knife*

which the said *Frederick Bessel*
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.

XXe

THIRD COUNT--

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

The said *Frederick Bessel*

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 *James Walker*
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 *James Walker*

which *he* the said *Frederick Bessel*
in *his* right hand then and there had and held, in and upon the *face*
head and breast of him the said *James Walker*

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 *James Walker*

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.

DE LANCEY NICOLL, District Attorney.