

0763

BOX:

199

FOLDER:

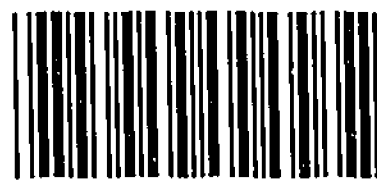
1999

DESCRIPTION:

Hallick, William

DATE:

12/24/85



1999

0764

Wm
Frank King
Mr Newkoff

No 255
Allen R Smith
Counsel, Stewart Building
Filed 24 day of Dec 1885
Pleads

Wm H. Hallieck

THE PEOPLE

vs.

William H. Hallieck

Forgery in the Second Degree.
(Sections 511 and 521, Penal Code.)
(Indorsement, etc.)

RANDOLPH B. MARTINE,

District Attorney.
Pleads Forgery 11.

A True Bill.

Henry J. Dwyer
Foreman.
Per: One year.

Office of
Seward, Dabola & Guthrie

No. 29, Nassau St. (P. O. Box 342)

Charles F. Seward
Charles M. Dabola
William D. Guthrie

New York Feb. 10th 1886

The People

vs.

W. S. Hallick

Randolph B. Martine Esq

District Attorney of the

City of New York.

Dear Sir:

On the 7th

of January 1886, the defendant
in the above matter having plead-
ed guilty of forgery was sentenced
to one year in the Penitentiary.
The Complainants were our
clients Messrs King and
Seward of the Hygieia Water
Company who now desire
to demand of the Bank the
payment of the amount of
check, by means of which

the forgery was committed.
The check is attached to
the indictment and other
papers on file in the office
of the Clerk of the Court of
General Sessions.

Will you not
kindly direct the Clerk to
let us have the check in
question and greatly oblige

Yours very truly

Seward Dabola & Guthrie.

The Sparkes will consider
that we have made
application to the

Request being sent
to them.

Respectfully

Specified the above referred to
check from the Sparkes to
General Sessions
N.Y. Feb. 11/1886
Seward Dabola & Guthrie

0765

0766

GLUED PAGE

Aug 25 1880

No. 3864

SPARKLING DISTILLED WATER CO., Dr.

112 WATER STREET.

To bill rendered.		5.90	
2	90	21	180
5	60	24	35
9	100	28	35
16	50	31	40
19	25	Aug. 4	20
23	40	7	20
26	30	11	40
30	35	14	40
July 3	15	18	15
7	20	21	20
10	45		
14	35		
17	35		
			9.45
			1025
			945 \$1970
			Paid by Ck.
			By J. S. W. G.
			Attorn.

0767

Argem Sp. Dist. N. C.
#19.70 Aug. 25/85

0768

Form 9.

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

Sixth District Police Court.

of No. 351 + 353 West 12th Street ^{Frank T. King}
~~street~~, in the City of New York being duly sworn, deposes and says,
 that on the 25th of August ~~day of~~ ¹⁸⁸⁵

at the City of New York, in the County of New York, ^{the said Frank}
 T. King and Henry J. Arnold were
 doing business as copartners under
 the firm name and style of
 The Hygia Sparkling Distilled Water
 Company. That as a member of
 said Copartnership deponent
 signed and endorsed all checks
 and other evidences of debt ^{of said copartnership}
 in the name and style of F. T. King Treas.
 and he alone of any persons belonging
 to or connected with said copartnership
 had any right or authority to sign
 or endorse checks. That at the
 date above mentioned that is to say
 the 25th day of August 1885 deponent
 had his said copartner had in
 their employ one W. K. Hallick by
 name who resides at No 5 Poplar
 Street, in the City of Brooklyn. That
 said Hallick on said 25th day
 of August in payment of a bill of
 \$19.70 ^{for which he signed a check in writing} received from Henry Mollen
 Esq of No. 240 West 38th Street a check
 drawn on the Fifth Avenue Bank
 of New York in favor of The Hygia
 Sparkling Distilled Water Co. or order
 for said sum of \$19.70 and signed
 by Henry Mollen. That said Hallick
 endorsed on said check
 Hygia ^{Sparkling} Distilled Water Co
 per

J. B. Johnson Treas.

That said Hallick in so endorsing
 said check forged the name of

0769

J.B. Johnson. That said name of J.B. Johnson is fictitious, and totally unknown to deponent, and that no person of the name of J.B. Johnson is employed by or connected with said copartnership or was so employed or connected at or during any of the times above mentioned. That said Hygieia Sparkling Distilled Water Co. is now a dissolved partnership. Therefore deponent charges that said W.K. Hallick did forge the endorsement upon said check or purporting to transfer the right or interest of the holder of said person entitled to the right or interest in said above mentioned check issued or purporting to be issued by The Fifth Avenue Bank of New York and promising or purporting to promise or agreeing to the payment of money. Wherefore, this complainant prays that a warrant may issue against the said W.K. Hallick, and that he be arrested thereupon and that such other proceedings be had in the premises as are provided for in the Statute.

J.J. King
Deponent further says that said above mentioned check has never at any time been transferred or given to said W.K. Hallick by either of said above mentioned copartners or by any member of the corporation now existing under the name and style of The Hygieia Sparkling Distilled Water Company.
J.J. King

Brought to the attention of the Court
this 2nd day of Dec 1885
Paul C. Bull Police Justice

Form 9.
POLICE COURT—SIXTH DISTRICT

THE PEOPLE, &c.

ON THE COMPLAINT OF

J.J. King v. W.K. Hallick

W.K. Hallick

Dated

Magistrate.

Officer.

0770

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

Henry J. Moeller
being duly sworn deposes and
says that he resides at 240 or 38th
Street in the City of New York, that prior
to the 25th day of August 1885 he
purchased Hygia Water from the
Hygia Sparkling Distilled Water
Company a copartnership consisting
of Frank J. King and Henry J. Axnard,
that on the 25th day of August 1885 there
was presented to him by an employee
of said copartnership a bill for \$19.70 for
goods sold to deponent, that in payment
of said bill deponent gave to said
employee a check on the Fifth
Avenue Bank of New York for the
said sum of \$19.70, and signed
and drawn by said deponent; that
said employee receipted the bill then
presented to said deponent, and accepted
the check before mentioned; and that
deponent is informed and verily
believes that the said before-
mentioned employee was one
by name W. K. Hallick, which
name said employee signed
to the bill receipted as aforesaid

Henry J. Moeller

Sworn to before me

This 21 day of Dec 1885

David A. Keith Police Justice

0771

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

William Menkhoff

being duly sworn deposes and says that he resides at 58 E 7th St. in the City of New York. That during the Summer of 1885 he was the proprietor of the Hammonds Hotel Rockaway Beach, L.I. That during the month of August there was at his Hotel a guest registered on the Hotel Register by the name of William Hallick, That on or after the 26th of August 1885 said Hallick in payment of his board bill for ~~himself~~ wife and child transferred to deponent a check for \$19.70 drawn on the Fifth Avenue Bank and signed by Henry Moller, and endorsed in printing "Hygia Sparkling Distilled Water Co" and in writing, "per J. B. Johnson Treas. That said Hallick then endorsed said check "Pay Mr Menkhoff, W. Hallick". That deponent did not wish to take such check as said Hallick ~~deposited~~ was unknown to him, That said Hallick told said deponent that he had obtained said check from the Treasurer of the Company who had endorsed the check, and that after inquiring as to the standing of said company or firm ^{the of property} he accepted said check

Wm Menkhoff

Sworn to before me this

22nd day of Dec 1885

David C. Kelly Police Justice

0772

Sec. 198—200.

CITY AND COUNTY OF NEW YORK { ss

2 District Police Court.

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

Question What is your name?

Answer

William K Hallick

Question. How old are you?

Answer

30 years old

Question. Where were you born?

Answer.

New York

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

Answer.

Brooklyn

About 8 years

Question What is your business or profession?

Answer

Link

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

Answer.

I have nothing to say at present
W. K. Hallick

Taken before me this

day of

188

Samuel C. Hallick

Police Justice.

0773

State of New York,

COUNTY OF KINGS,
CITY OF BROOKLYN

John D. Farrell of the 2nd District Police Court of New York
being duly sworn says that he is acquainted with the handwriting of
O. Reilly the Police Justice, who issued the annexed Warrant and that
the signature to this Warrant is in the handwriting of said O. Reilly
Sworn to before me this 22nd day of December 1885 John D. Farrell
Police Justice of the City of Brooklyn.

This Warrant may be executed in the County of Kings.

Dated this 22nd day of Dec 1885 City of New York
Morton Hallick Police Justice of the City of New York

in a new copartnership of which the said Frank
J. King was copartner and treasurer, and Whereas
said Hallick did utter and negotiate said check

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
forthwith before me, at the 2nd 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 22nd day of December 1885

David C. Hallick POLICE JUSTICE.

0774

Police Court _____ District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frank T. King and
Henry T. Oxnard

vs

William K. Ballick

Warrant-General.

Dated December 22 1885

Daniel James O'Reilly Magistrate.

Farrell Officer.

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.

Daniel O'Reilly Police Justice.

REMARKS.

Time of Arrest, _____

Native of _____

Age, 38

Sex, male

Complexion, sallow

Color, white

Profession, _____

Married, married

Single, _____

Read, _____

Write, _____

0775

The within named

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

Dated _____ 188 .

Police Justice.

State of New York,

COUNTY OF KINGS, ss.

CITY OF BROOKLYN

John D. Farrell of No. *101* Court *Police Court of New York*
being duly sworn says that he is acquainted with the handwriting of *Charles*

O'Reilly the Police Justice, who issued the annexed Warrant and that
the signature to this Warrant is in the handwriting of said *Charles O'Reilly*

Sworn to before me this

22 day of

Dec 188*8*

John D. Farrell
Arthur M. Baker
Police Justice of the City of Brooklyn.

This Warrant may be executed in the County of Kings.

Dated this

22nd

day of

Dec

188*8*

Arthur M. Baker
Police Justice of the City of New York

0776

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 J. Smith

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 20 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 Dec 10 188

Samuel C. Bell Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated _____ 188

Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188

Police Justice.

0777

Police Court-- 2nd District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frank T. King and
Henry T. Oxnard
351 W. 12

William K. Hallick

Office Foreman

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated December 22nd 1885

James O'Reilly Magistrate
John D. Farrell Officer.

Corn Precinct.

Witnesses Frank T. King

No. 351 + 353 W 12th Street.

Henry T. Mueller

No. 240 W 38th Street.

Wm. Menckhoff

No. 100 W 30th Street.

\$ 2000 to answer Gen. L.

\$2000 for & Sec 23

0778

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William H. Halliday

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

William H. Halliday

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

The said William H. Halliday,

late of the City of New York, in the County of New York aforesaid, on the ~~twenty-fifth~~ day of ~~August~~, — in the year of our Lord one thousand eight hundred and eighty-~~nine~~, at the City and County aforesaid, having in ~~his~~ custody a certain instrument and writing, to wit: an order for the payment of money of the said commonly called ~~Wanda - Sheda~~, which said ~~Wanda - Sheda~~, — is as follows, that is to say:

No. 409 New York, Aug 25. 1886
The Fifth Avenue Bank of New
York Branch of the New York
Cleaning House
association.
Pay to Messrs. Spaulding Dist. Water Co.
on Order nineteen $\frac{10}{100}$ — Dollars,
\$19. $\frac{10}{100}$ —
in full to date.
Henry Halliday

the said William H. Halliday, —

afterwards, to wit, on the day and in the year aforesaid, with force and arms, at the City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in the forging on the

~~Wanda~~ of the said ~~Wanda - Sheda~~, — a certain instrument and writing commonly called an endorsement, which said forged instrument and writing, commonly called an endorsement, is as follows: that is to say,

"Spaulding Dist. Water Co. per J. B. Johnson
Treasr."

with intent to defraud, 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.

0779

SECOND COUNT:

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

William H. Waller

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

The said *William H. Waller*,

late of the City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, having in his possession a certain instrument and writing, to wit: an order for the payment

of money to the said *William H. Waller*, commonly called *Waller - Check*, -

which said *Waller Check* is as follows, that is to say:

No. 409 New York, Aug. 25, 1895
The Fifth Avenue Bank of New York,
Through the New York Clearing House
Association.
Pay to Messrs Dist. Water Co. or Order
Nineteen \$1.00 Dollars
in full to date.
\$19.40/100
Henry Waller.

on the *Waller* of which said *Waller Check* there was then and there written a certain forged instrument and writing, commonly called an endorsement of the said last-mentioned *Waller - Check*, which said forged instrument and writing, commonly called an endorsement, is as follows, that is to say: "Shipping Express Distilled Water Co. per J. B. Johnson Treasr."

with force and arms, the said forged endorsement then and there feloniously did utter, dispose of and put off as true, with intent to defraud, *the* the said *William H. Waller*, then and there well knowing the premises, and that the said endorsement was forged, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,
District Attorney.

0780

BOX:

199

FOLDER:

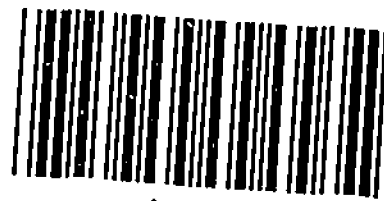
1999

DESCRIPTION:

Halligan, John

DATE:

12/10/85



1999

0781

No 74

Counsel, *Oliver*
Filed 10 day of Dec 1885
Pleads, *Not Guilty*

THE PEOPLE
vs. *B*
John C. Halligan
ASSAULT IN THE THIRD DEGREE.
(Section 219, Penal Code.)

RANDOLPH B. MARTINE,
District Attorney.

June 15th 85
Completed not found
A True Bill.
James H. Smith

Ernest A. Smith
Completed not found Dec 17
Foreman

Phil B. Smith 8/22
Indictment dismissed

Witnesses:
John C. Halligan

The Complainant
Against the Defendant
At mile 12.5 from
to Corner the Dr. James
where his house
The Defendant
Shook the Defendant

At the corner
Cent 100 ft
Aug 12/92

0782

Sec. 151.

District Police Court.

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 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 *William Halligan*
of No. *228* Street, that on the *26* day of *Mar*
188*8* at the City of New York, in the County of New York,

he was violently Assaulted and Beaten by

John C. Halligan

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 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

30 day of *Mar*

188

Andrew Smith

POLICE JUSTICE.

0783

POLICE COURT. DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-A. & B.

Dated 188

Magistrate.

Officer.

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

Patrick Halligan Officer.

Dated *Dec 1* 188 *5*

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest, *Dec. 1/85*

Native of *Ireland*

Age, *47*

Sex

Complexion,

Color

Profession,

Married

Single,

Read,

Write,

0784

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss

J. M.
District Police Court.

John C. Halligan 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 C. Halligan*

Question How old are you?

Answer *46 years*

Question Where were you born?

Answer *Ireland*

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

Answer *228 East 81st St - 8 months*

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 and I demand a trial by jury if held for trial
John C. Halligan

Taken before me this *1*st

day of *December* 188 *3*

Charles J. Smith
Police Justice.

0785

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

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

Dated December 14 1885 Andrew J. White Police Justice.

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

Dated December 14 1885 Andrew J. White Police Justice.

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

Dated _____ 188_____ Police Justice.

0786

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Johanna Nalligan
~~228 East 8th~~
217 E. 8th St
John C. Nalligan

Offence assault and
Battery

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

Magistrate

Officer

Prosecutor

Witnesses

No.

No.

No.

\$

to answer

0787

Police Court—5 District.

CITY AND COUNTY } ss.
OF NEW YORK,

of No. 228 E. 10th Street, aged 42 years,
occupation Married being duly sworn, deposes and says, that
on the 26 day of November 1887 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by John C. Halligan
who struck deponent a violent
blow on her face with his
(John's) clenched fist

without any justification on the part of the said assailant

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

Sworn to before me, this 30

day of Nov 1887

Ethel Halligan
Police Justice.

0788

Police Court, _____ District.

THE PEOPLE, &c.,

on the complaint of

Shamua Halley

vs.

1 *John C. Halley*
2 _____
3 _____
4 _____

Offence—Assault & Battery

Dated *Mar 30* 188

C. J. White Magistrate.

Wm. W. White Officer.

_____ Clerk.

Witnesses, _____

No. _____ Street,

No. _____ Street,

No. _____ Street,

\$ _____ to answer _____ Sessions.

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

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ Police Justice.

0789

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 R. Halligan

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

John R. Halligan

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

The said *John R. Halligan*.

late of the First Ward of the City of New York, in the County of New York
aforesaid, on the *26th* day of *November*, in the year of our Lord
one thousand eight hundred and eighty-*three*, at the Ward, City and County
aforesaid, in and upon the body of one *Johanna Halligan*,
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and *then* the said *Johanna Halligan*,
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said *Johanna Halligan*, against the form of the statute
in such case made and provided, and against the peace of the People of the State of
New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0790

BOX:

199

FOLDER:

1999

DESCRIPTION:

Hansen, William

DATE:

12/24/85



1999

Witnesses:

Sena Olsen

Amelia

Prosecutors:

Wm. J. Smith

Ray Sweeney

FD

No 258

Counsel,

Filed 24 day of Dec 1885

Pleads ~~Not~~ Guilty Jan 4/86

THE PEOPLE

vs.

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

William Hansen

May 4/86

Placed on security 2 day

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Ben J. Dinwiddie

Foreman.

5411 S. H. St.

0791

0792

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

POLICE COURT, 10th DISTRICT.

Edmund Ryan

of the 4th Precinct Police Street, being duly sworn, deposes and says,

that on the 19th day of December 1885

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

William Ansen (now here) who was identified by Lena Olsen in the presence of deponent as the person who did feloniously point, aim, and discharge a revolving pistol loaded with powder and leaden ball at the body of said Lena Olsen one of the balls from said pistol striking said Lena on the left breast. The said Lena is now confined in the Chamber Street Hospital suffering from injuries received as aforesaid, and

Subscribed and sworn to before me this

[Signature]

Notary Public

0793

is unable to appear in Court to make
a Complaint - Wherefore deponent prays
that said defendant be Committed to await
the result of injuries inflicted on said
Anna Olson.

Sworn to before me
this 19th December 1885

Edmund Ryan

POLICE COURT— DISTRICT
THE PEOPLE, & C.,
ON THE COMPLAINT OF
vs.
William Anderson
Dated Dec. 19 1885
Magistrate
Officer.

Witness,

Disposition

H. to await the
Result of injuries

0794

Police Court— District.

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

of No. 94 Cherry Street, aged 30 years,
occupation Wife being duly sworn

deposes and says, that on the 19th day of December 1888 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by William
Hansen (now her) who feloniously
pointed, aimed and discharged
a revolving pistol loaded
with powder and leaden ball
at the body of deponent one
of the balls from said pistol
striking said Lena on the
right side said assault being
admitted

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 2nd day

of December 1888.

Edw. Olson

Henry Hinnery Police Justice.

0795

Sec. 198—200.

18

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

William Hansen

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

Question What is your name?

Answer William Hansen

Question How old are you?

Answer 25 years

Question Where were you born?

Answer Galveston Texas

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

Answer Boston Massachusetts 6 months

Question What is your business or profession?

Answer Rat tan worker

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

Answer I am not guilty

William Hansen

Taken before me this

188

Police Justice.

0796

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

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 Dec 11 1885 Henry Murray Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0797

Police Court

15th 1443 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Lena Olsen
94 Cherry

1 William Hansen

2

3

4

Offended Delmaria Adams

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

Dec 21

1885

Magistrate

E. Murray
Edmund Ryan

Officer.

4th Precinct.

Witnesses

No.

No.

Street.

No.

Street.

\$

1000 -

to answer

Dec 22

2 1/2 PM

(Com)

0798

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Hansen

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

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

The said *William Hansen*,

late of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*five*, with force of arms, at the City and County aforesaid, in and upon the body of one *Sara Olsen*, — in the peace of the said People then and there being, feloniously did make an assault and to, at and against *her* the said *Sara Olsen*, — a certain *revolver* then and there loaded and charged with gunpowder and one leaden bullet, which the said *William Hansen*, — 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 *her* the said *Sara Olsen*, — 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
William Hansen
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *William Hansen*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one *Sara Olsen*, — in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and to, at and against *her* — the said *Sara Olsen*, — a certain *revolver* then and there charged and loaded with gunpowder and one leaden bullet, which the said *William Hansen*, — in *his* — right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully 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.

RANDOLPH B. MARTINE,

District Attorney.

0799

BOX:

199

FOLDER:

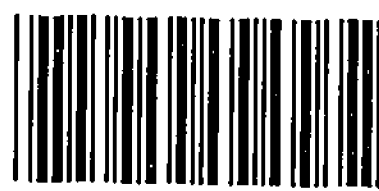
1999

DESCRIPTION:

Harris, Benedict

DATE:

12/10/85



1999

0000

No 65

Witnesses:

Officer Barclay

Counsel,
Filed 10 day of Dec 1885
Pleads *Guilty*

THE PEOPLE
vs.
B
Benedict Harris
12 West

RANDOLPH B. MARTINE,
March 23rd, District Attorney.
Filed & returned.
A TRUE BILL.

Wm. F. Dwyer
Foreman

5

0001

POLICE COURT— 3 DISTRICT.
CITY AND COUNTY } ss.
OF NEW YORK, }

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on
the 5th day of December in the year of our Lord 188 -
Esther Kopner
of No. 81 Ridge Street, in the City of New York,
and Julius Samuel
of No. 10 Herk Street, in the said City,

personally came before the undersigned, one of the Police Justices in and for the City of New York, and
acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said

Esther Kopner
the sum of one Hundred Dollars,
and the said Julius Samuel
the sum of one Hundred Dollars,
separately, of good and lawful money of the State of New York, to be levied and made of their respective
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-
dition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally
appear at the next COURT OF General SESSIONS of the Peace, to be holden in and
for the City and County of New York, and then and there Testify and give such evidence, in behalf of
the People of the State of New York, as he may know concerning an Offence or misdemeanor
said to have been lately committed in the City of New York aforesaid by

Benedict Harris selling liquor to
Minors

And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to
remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written.

Esther Kopner
Julius Samuel

any body Police Justice.

0802

CITY AND COUNTY } ss.
OF NEW YORK,

day of December 1881

Seem before me, this

the within named Bail, being duly sworn, says that he is a lease holder in
said City, and is worth four thousands Hundred Dollars,

over and above the amount of all his debts and liabilities; and that his property consists of stock
and fixture in the fancy goods
store located at 10 Rector Street
in said city, of the value of
four dollars over and above
all incumbrances

Julius Sammes

New York General Sessions.

THE PEOPLE, &c.

Frank S. Benckley

vs.

Meredith Harris

Magistrate

Filed

day of

1881

0003

Third District Police Court.

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

Frank G. Buckley
of Number 100 East Twenty-third St being duly sworn
deposes and says, that on the 4th day of December 1885, at the
City of New York, in the County of New York one

Benedict Harris
unlawfully and wilfully did at and within a certain
liquor store situated at No. 12
Hester Street, in said city
sell a certain strong and spirituous liquor, to wit - twenty-five cts worth of King
commonly known as King
to one Esther Kopner
who then and there was a minor, under the age of fourteen years, to wit of the age of
twelve years, then and there knowing and having reason to believe such
minor to be under such age of fourteen years: _____

Wherefore, the complainant prays that the said

Benedict Harris
may be apprehended, arrested and dealt with according to law, and more especially according to
the following laws made and provided, to wit:

"An Act in relation to Mendicant and Vagrant children." passed April 3d, 1874, "An Act to prevent and punish certain wrongs to children," passed April 14th, 1876, "An Act to amend Chapter 628 of the Laws of 1857, entitled 'An Act to suppress intemperance and to regulate the sale of intoxicating liquors.'" passed June 5th, 1877, "An Act for the protection of children, and to prevent and punish certain wrongs to children, passed June 6th, 1877.

Sworn to before me, this

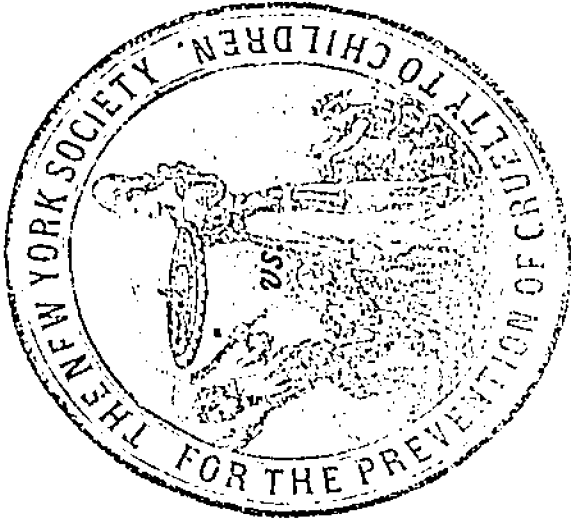
5th day of December 1885

Frank G. Buckley

W. J. Over

Police Justice.

POLICE COURT..... DISTRICT.
THE PEOPLE, &c.,
ON THE COMPLAINT OF



CRUELTY TO CHILDREN;
SELLING LIQUOR TO MINOR.

DATED..... 18.....
..... Magistrate.
..... Clerk.
..... Officer.

E. FELLOWS JENKINS, Sup't.
100 East 23d Street.

.....
.....
.....
.....
.....
.....
.....
Disposition,.....
.....
.....

AN ACT TO AMEND CHAPTER SIX HUNDRED AND TWENTY-EIGHT OF THE LAWS OF EIGHTEEN HUNDRED AND FIFTY-SEVEN, ENTITLED "AN ACT TO SUPPRESS INTemperance, AND TO REGULATE THE SALE OF INTOXICATING LIQUORS."

§ 1. Section fifteen of Chapter six hundred and twenty-eight of the Laws of eighteen hundred and fifty-seven, entitled "An Act to Suppress Intemperance, and to Regulate the Sale of Intoxicating Liquors," is hereby amended so as to read as follows:

§ 15. No inn, tavern or hotel keeper, or any other person licensed to sell any strong or spirituous liquors or wines, shall, either personally, or by his wife, servant, employee, or other agent, sell or give any such liquors or wines to any Indian or apprentice, knowing or having reason to believe him to be such, or within the knowledge of such agent, without the consent of his master or mistress, nor to any minor under the age of eighteen years, without the consent of his father or mother, or guardian.

Whoever shall, either personally or by his wife, servant, employee or other agent, offend against either of these provisions, shall forfeit ten dollars for each and every offence, to be recovered by the master of such apprentice or servant, or by the parent or guardian of such minor; and any person who shall, either personally, or by his wife, servant, employee, or other agent, sell or give away any strong or spirituous liquors, ale, beer or wine to any Indian in this State, or shall sell any beer, ale, wine or any strong or spirituous liquor to any minor under the age of fourteen years, knowing or having reason to believe such minor to be under such age, shall be deemed guilty of a misdemeanor, and, on conviction, shall be liable to a fine of twenty-five dollars for each and every offence.

LAWS OF 1877, chap. 436, § 1.

§ 2. This Act shall take effect immediately.

LAWS OF 1877, chap. 436, § 2.

0804

0805

Sec. 198—200.

CITY AND COUNTY { ss
OF NEW YORK,

Third District Police Court.

Benedict Harris 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. Benedict Harris.

Question. How old are you?

Answer. Twenty-three years

Question. Where were you born?

Answer. Russia.

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

Answer. No. 12 Hester. Two months

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.
W. Harris

Taken before me this

day of September 1885

W. J. Justice.
Police Justice.

0806

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 _____

Blundell Harris

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of the 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 Dec 5 188 5

W. J. Fowler

Police Justice.

I have admitted the above-named _____

defendant

to bail to answer by the undertaking hereto annexed.

Dated December 10 188 5

W. J. Fowler

Police Justice

There being no sufficient cause to believe the within named _____

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

Dated _____ 188

Police Justice.

0807

BAILED,

No. 1, by

Residence

Street.

Witness also bailed by same

Residence

Street.

No. 8, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court

3

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frank G. Bawley
100 East 23 St

1 Benedict Harris

2

3

4

Dated

Dec. 5th

1885

Magistrate

Officer.

S. P. C. C. Precinct.

Witnesses

Ester Kopner

No.

81 Ridge

Street.

Isaac Kopner

No.

81 Ridge

Street.

No.

\$ 100

to answer

Ester Kopner Bailed to
testify Bawley

Street.

0000

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Benedict Harris

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

Benedict Harris -

of the CRIME OF Selling strong and spirituous liquor to a minor under the age of fourteen years, -

committed as follows:

The said Benedict Harris,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 20th day of December, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms, certain strong and spirituous liquor, to wit: one gallon of rum, and sold the same to one Esther Horner, the said Esther Horner being then and there a minor under the age of fourteen years, to wit: of the age of twelve years, as the said Benedict Harris then and there well knew and had reason to believe; against the form of the Statute in such case made and provided, and against the peace and dignity of the said People.

Randolph B. MacArthur,

District Attorney

0809

BOX:

199

FOLDER:

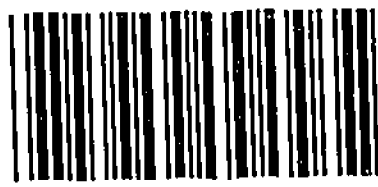
1999

DESCRIPTION:

Hartnett, George

DATE:

12/22/85



1999

Witnesses:

Samuel O'Connor

No 240

Judge Callahan

Counsel,

Filed 22 day of Dec 1885

Pleads, July 11th 83

THE PEOPLE

vs.

P.

George Hartnett

RANDOLPH B. MARINE,

Pr. Law 4/86 District Attorney,
Hudson N.Y.

A True Bill.

Henry J. Dwyer

Foreman

Sam Maygar.

Entered in the Third Degree,
No. 498, 500, 502, 504, 506, 508, 510, 512, 514, 516, 518, 520, 522, 524, 526, 528, 530, 532, 534, 536, 538, 540, 542, 544, 546, 548, 550, 552, 554, 556, 558, 560, 562, 564, 566, 568, 570, 572, 574, 576, 578, 580, 582, 584, 586, 588, 590, 592, 594, 596, 598, 600, 602, 604, 606, 608, 610, 612, 614, 616, 618, 620, 622, 624, 626, 628, 630, 632, 634, 636, 638, 640, 642, 644, 646, 648, 650, 652, 654, 656, 658, 660, 662, 664, 666, 668, 670, 672, 674, 676, 678, 680, 682, 684, 686, 688, 690, 692, 694, 696, 698, 700, 702, 704, 706, 708, 710, 712, 714, 716, 718, 720, 722, 724, 726, 728, 730, 732, 734, 736, 738, 740, 742, 744, 746, 748, 750, 752, 754, 756, 758, 760, 762, 764, 766, 768, 770, 772, 774, 776, 778, 780, 782, 784, 786, 788, 790, 792, 794, 796, 798, 800, 802, 804, 806, 808, 810, 812, 814, 816, 818, 820, 822, 824, 826, 828, 830, 832, 834, 836, 838, 840, 842, 844, 846, 848, 850, 852, 854, 856, 858, 860, 862, 864, 866, 868, 870, 872, 874, 876, 878, 880, 882, 884, 886, 888, 890, 892, 894, 896, 898, 900, 902, 904, 906, 908, 910, 912, 914, 916, 918, 920, 922, 924, 926, 928, 930, 932, 934, 936, 938, 940, 942, 944, 946, 948, 950, 952, 954, 956, 958, 960, 962, 964, 966, 968, 970, 972, 974, 976, 978, 980, 982, 984, 986, 988, 990, 992, 994, 996, 998, 1000

08 10

0811

Police Court—First District.City and County } ss.:
of New York,of No. 10 Washington

occupation

Liquor DealerStreet, aged 58 years,

being duly sworn.

deposes and says, that the premises No 10 Washington Street,
in the City and County aforesaid, the said being a four story brick building
in the First Ward in part Liquor store
and which was occupied by deponent as a Liquor store
and in which there was at the time no human being, by namewere BURGLARIOUSLY entered by means of forcibly break a panel
in a door leading from the hall on the first floor
into the back room of said store and removed
a wooden bar which was across said door and
entered said premises
on the 17th day of December 1885 in the Night time, and the
following property feloniously taken, stolen, and carried away, viz:A quantity of Segars & Pipes and gold
and lawful money of the United States altogether
of the value of Ten Dollars

the property of

Daniel D O'Connorand deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
George Hartnett (nowhere)

for the reasons following, to wit:

that at about the hour of One
o'clock A.M. on the above described date
deponent securely locked and fastened
the windows and doors in said premises and
at about the hour of three o'clock A.M. on
said date deponent found the aforesaid
premises had been Burglarized and deponent
saw the said defendant in a rear house of the
above described premises and purchased said

0813

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, {ss

15th
District Police Court.

George Hartnett 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 Hartnett

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. New York City

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

Answer. 26 Washington Street 5 months

Question. What is your business or profession?

Answer. Deck Hand

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

George Hartnett

Taken before me this
day of

18th
Police Justice.

08 14

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 George Hartness

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 Dec 18 1885 [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

08 15

Police Court

152 145 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Daniel D. Hornum
110 Washington
George Hartnett

1
2
3
4

Offence

James

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated Dec 18 1895

Duffy Magistrate
Flynn Officer.
27 Precinct.

Witnesses Patrick O'Meara
No. 110 Washington Street.

No. Street,

No. Street,

\$ 1000 to answer 9.57

Com

08 16

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 Hartnett

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

George Hartnett

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

The said *George Hartnett*,

late of the *First* Ward of the City of New York, in the County of New York, aforesaid, on the *seventeenth* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*nine*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

Daniel D. O'Connor,

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Daniel D. O'Connor.

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

0817

SECOND COUNT—

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

— *George Hartnett* —

of the CRIME OF *Petty* LARCENY, —

committed as follows :

The said *George Hartnett*,

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

one hundred cigars of the value
of five cents each, one hundred
packages of tobacco of the value
of five cents each package, and
the sum of five dollars in money,
of the value of five dollars,

of the goods, chattels and personal property of one *Daniel D. O'Rourke*,

in the *store* of the said *Daniel D. O'Rourke*,

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

Randolph B. Martin,
District Attorney.

08 18

BOX:

199

FOLDER:

1999

DESCRIPTION:

Heath, Asahel

DATE:

12/17/85



1999

08 19

Witnesses:

Anthony Amato

Rebilled May 21/90

Charles H. Heath

726 Broadway
Brooklyn

Rebilled May 12.97
in \$500. by
Mary M. Heath
#104 East 29 St.
N. Y. City

Charles A. Jackson
16 Exchange Place
Wm. Valcutt

Counsel, *Wm. Valcutt*

Filed *17* day of *Dec* 188*8*

Pleads *Guilty*

THE PEOPLE

vs.

B

Osabel H. Heath

7
July 3/90

RANDOLPH B. MARTINE,

R. B. Martine
District Attorney.

A True Bill.

Wm. Valcutt
Discharged on his
own recognizance on motion of
Foreman

I. Sept 25
192

[Section 31 - Penal Code]

0820

City, County and :
State of New York : s.s.

Anthony Comstock of 150 Nassau Street, New York City, being duly sworn deposes and says that, A. H. Heath did, on the 7th, day of December 1885, unlawfully sell, offer to sell, and have in his possession with intent to sell the same, a certain obscene, lewd and indecent book and publication, which said obscene book and publication is too obscene, lewd and indecent to be spread upon the records of the court; wherefore, a more full description of the same is omitted, and not spread upon the records of the court.

Deponent further says that, he is informed from personal observation, and verily ^{believes} that the said A. H. Heath now has in his possession at, in and upon certain premises situate and known as 291 Broadway, on the sixth floor, in the City of New York aforesaid, with intent to sell the same, divers and sundry other obscene, lewd and indecent books, with intent to use the same as a means to commit a public offence.

Wherefore, deponent prays that, a warrant may be issued for the arrest of the said A. H. Heath and a search warrant to search for, and take possession of the said obscene, lewd and indecent pamphlets, and that all may be dealt with according to law.

Subscribed and sworn to before me :
this 10th day of December 1885

P. J. Duffy
Police Justice

Anthony Comstock

0821

POLICE COURT ^{18th} DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

Isabel H. Heath

On Complaint of

Anthony Comstock

For

Selling Obscene Book

Title See 314 Penal Code

After being informed of my rights under the law, I hereby ~~waive~~ ^{demand} a trial, by Jury, on this complaint, and demand a trial at the COURT OF ~~GENERAL~~ ^{General} SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated

Dec 1st 1885

Isabel H. Heath

W. J. Duffy

Police Justice.

0822

Sec. 198-200.

181-

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Asahel H. Heath

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. *Asahel H. Heath*

Question. How old are you?

Answer. *62 years*

Question. Where were you born?

Answer. *New York State*

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

Answer. *134 Lexington Avenue New York*

Question. What is your business or profession?

Answer. *Medical Doctor*

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*
Asahel H. Heath

Taken before me this

day of

1885

John J. Justice
Police Justice.

0023

Sec. 151.

Police Court,

District.

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

In the name of the People of the State of New York; To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York, or to any Marshal, Constable 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 Anthony Cornstock of No. 152 Nassau Street, charging that on the 7th day of December 1885 at the City of New York, in the County of New York that the crime of selling a certain obscene, lewd and indecent book

has been committed, and accusing A. H. Heath

thereof.

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, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the First 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 11th day of December 1885

P. G. Buffin
POLICE JUSTICE.

0824

POLICE COURT, DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony J. Smith

vs.

A. H. Heald

Warrant-General.

Dated

Dec 11 - 1885

Duffy

Magistrate.

Fawcett

Officer.

The Defendant

Abraham H. Heald

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

Fawcett

Officer.

Dated

Dec 11th

1885

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest,

3 15 Pm.

Native of.

W.S.

Age,

62

Sex,

Complexion,

Color

Dr

Profession,

Physician

Married,

Yes

Single,

Read,

Yes

Write,

Yes

134. Lexington Ave

0825

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony J. Court
of 150 Nassau Street, New York
City, that there is probable cause for believing that A. H. Heath

has in his possession, at, in and upon certain premises occupied by him and situated and known number
291 Broadway (6th floor) in said City of New York certain and divers
~~obscene lewd and indecent books, pamphlets and papers, cards, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings,~~
~~papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and~~
~~other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, black-~~
~~boards and gaming tables, with intent to use the same as a means to commit a public offense.~~
intent to sell the same, and to use the same as a means to commit a public offense.
YOU ARE THEREFORE COMMANDED, at any time of the day

time to make immediate search on the person of the said A. H. Heath

and in the building situate and known as number 291 Broadway, (6th floor) aforesaid,
for the following property, to wit: 5000 obscene pamphlets, 5000 obscene lewd
or indecent books, 5000 obscene lewd or indecent papers,
Rouge et Noir, or Red and Black layouts, gaming tables, clips, books,
and all obscene lewd or indecent papers or books,
of cards, dice, deal boxes, lottery policies,
found in his possession for the purpose of selling the
same.
lottery tickets, circulars, writings, papers,
~~documents in the nature of bets and wagers, or insurance upon the drawing, or drawn numbers of a lottery.~~
~~books~~
~~documents for the purpose of enabling others to gamble or sell lottery policies,~~
~~black-~~
~~boards,~~
~~clips or drawn numbers of a lottery,~~
~~money to gamble with, and all device,~~
~~establishment, apparatus and articles suitable for gambling purposes.~~

And if you find the same, or any part thereof, to bring it forthwith before me at the Fourth District
Police Court at the Tombs in Centre Street in the City of New York.

Dated at the City of New York, the

11th day of December 1885

[Signature]
POLICE JUSTICE.



0826

Inventory of property taken by Francis Fawcett the Peace Officer by whom this warrant was executed :

~~Faro layouts, Roulette Wheels, Roulette layouts, Rouge et Noir lay-
outs, gaming tables, chips, packs of cards, dice, deal
boxes, deal trays for holding chips, cue boxes, markers, or tally cards,
ivory balls, lottery policies, lottery tickets, circulars, writings,
papers, black boards, slips, or drawn numbers in policy, money,
manifold books, slates.~~

800 obscene & indecent books,
2 Engr plates for printing the same.

City of New York and County of New York ss:

I, Francis Fawcett the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 11th
day of December 1885 Francis Fawcett

P. Duff
Police Justice.

District.

Police Court---

Search Warrant.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

A. C. L. C. L. C. L.

A. H. H. H. H.

Dated Dec 11 1885

Duff Justice.

Fawcett Officer.

0027

District Attorney's Office.

PEOPLE

vs.

Heath

In this case see

U.S. v Bennett

16 Blatford 338-375

0020

Heath

Dated Dec 11 - 1885 John H. [Signature] Police Justice.

Dated Dec. 11 - 1885 Wm. H. Bull Police Justice.

Dated 188..... *Police Justice.*

0829

Bond renewed Feb. 21/90
Same bondsman

BAILED,

No. 1, by Mary M. Heath

Residence 124 Lexington Ave. Street.

No. 2, by 726 Marcy Ave.

Residence Brooklyn Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anthony Comstock

Isabel H. Heath

2

3

4

Dated

188

Magistrate

Officer,

Precinct

Witnesses

No. _____ Street.

No. _____ Street,

No. _____ Street,

\$ 500 to answer

Forfeited for Bail
Dec. 11/90

1403

Office of the
District Clerk
New York City

Dec 21/90

0830

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles W. Smith

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

Charles W. Smith

of the CRIME OF *selling an obscene book,*

committed as follows:

The said *Charles W. Smith,*

late of the *First* Ward of the City of New York, in the County of New York aforesaid, on the *seventh* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid,

did unlawfully sell to one Anthony
Romano a certain obscene and
indecent book, which said book is
so obscene and indecent that the
same would be offensive to the
court here, and improper to be read
upon the records thereof; wherefore
the Grand Jury aforesaid do not
set forth the same in this indict-
ment; 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 Oradell A. Heath of the crime of having obscene and indecent books in his possession with intent to sell the same, committed as follows:

The said Oradell A. Heath late of the Ward, City and County aforesaid, hereunto, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, did unlawfully have in his possession, with intent to sell the same, divers, to wit: eight hundred other obscene and indecent books, so indecent and obscene that the same would be offensive to the Court here, and improper to be placed upon the records thereof; wherefore the Grand Jury aforesaid do not set forth the same in this indictment, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Randolph Martin,
District Attorney

0832

This indictment was found twelve years ago (Dec 17, 1885). The defendant has always since been within the jurisdiction. Substantially the same charge was disposed of in the United States Court in favor of the accused in the year 1886.

No public interest requires or could be subserved by the further prosecution of this State indictment and I recommend that it be dismissed.

M. J. W. ^{Esq.} ^{Post}

I have examined this case and have consulted with Mr. Constable in reference thereto. Mr. Constable informs me that the major part of the evidence has been destroyed in some place by order of Court. Defendant is now a reputable physician practicing in this City and on Mr. Constable's suggestion, I recommend the discharge of the defendant on his own recognizance.

Robertson Henry D.D.H.

I concur in the above view of this case & recommend the discharge of the defendant upon his own recognizance.

Nov. 2, 1898

James McLaughlin

Asst. Dist. Atty.

J. C. Conner
June 6 1888
Wm. Thomas
Clerk of the Court

0833

BOX:

199

FOLDER:

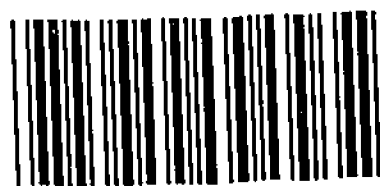
1999

DESCRIPTION:

Henrich, Michael

DATE:

12/08/85



1999

Witnesses:

Admiral McIntosh
Officer Holmes

A No 32 Walsh

Counsel,

Filed

Pleads,

day of Dec

1885

Not Guilty (9)

THE PEOPLE

vs.

R

Michael Heinrich

RANDOLPH B. MARTINE,

District Attorney,

A True Bill.

Benjamin F. Fawcett

P.2. Dec 14, 1885

Foreman
Tried and acquitted

0834

0035

Police Court—2 District.City and County }
of New York, } ss.:of No. 101 Greenwich Street, aged 18 years,
occupation Butcher being duly sworndeposes and says, that the premises No 101 Greenwich Street,
in the City and County aforesaid, the said being a two story and a half brick
building situate in the 8th Ward, the basement & first floor,
and which was occupied by deponent as a butcher shop
and in which there was at the time ^{no} human being, ~~by~~were BURGLARIOUSLY entered by means of forcibly breaking open
locks which were fastened on the inside, and by putting
bars in the door and inserting a implement through and
into the lock, which also fastened and closed the inside
on the 3rd day of November 1885 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Four Bunches of Game of the Value of Ten dollars
Four Coked Turkeys of the Value of Four dollars
One Large Sheepskin of the Value of Eight dollars
One Imported Chin Jacket of the Value of Seven dollars
One Cloth Coat of the Value of One dollarAll of the Value of Twenty-five dollars
The coat, the jacket, & the sheepskin, the jacket,
the property of deponent, in the care & custody of deponent & the remainder
the property of deponentand deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away byMichael Fenwick (now here)
for the reasons following, to wit: That about the hour of 12 o'clock on
Saturday November 28/85 deponent saw the above described
property packed and securely fastened; that about the hour
of 4 o'clock on Monday the 30th day of November deponent
discovered that the place had been burglariously entered
in the manner as is described and the above described
property feloniously taken, stolen and carried away.
Deponent further says that on the arrest of the defendant
on the 3rd day of December/85, the above described coat

0836

was found in the possession of the person of
defendant, which coat of arms fully identifies as
a portion of the property feloniously taken, stolen and
carried away at the time and in the manner above
described.

Given to before me this

1 day of January

Adam Blometh

Notary Public

Robert J. Smith

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0837

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

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

Question. What is your name?

Answer. Michael Scamich

Question. How old are you?

Answer. Thirty-four years

Question. Where were you born?

Answer. Germany

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

Answer. No home

Question. What is your business or profession?

Answer. Little man

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

Answer. I am not guilty of
Refusal of Exculpation

Taken before me this

day of

March

188

Police Justice.

0038

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

_____ *Michael V. Verrill* _____
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Seven* 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 *December 4* 188 *5* _____ *Wm. H. Wells* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0839

1350

Police Court-- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Adam W. Hanks
131 Thompson
Michael Vermorel

1
2
3
4

Office of Magistrate

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated December 4 1885

Stephen Welch Magistrate

Richard Helms Officer.

8th Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 700 to answer

Em

0840

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 Dennis

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

Michael Dennis

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

The said *Michael Dennis*,

late of the *Fifth* Ward of the City of New York, in the County of New York, aforesaid, on the *thirtieth* day of *November*, in the year of our Lord one thousand eight hundred and eighty-*three*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *shop* of one

Adam Blau

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

Adam Blau,

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

0841

SECOND COUNT—

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

— *Michael Stewich* —
of the CRIME OF *Petit* LARCENY, — committed as follows :

The said *Michael Stewich*,

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

one coat, of the value of one dollar,
of the goods, chattels and personal
property of one *Samuel Taylor*, —
four painted frames of the value
of one dollar and twenty five
cents each, four painted frames
of the value of one dollar each,
one blanket of the value of eight
dollars, and one jacket of the
value of seven dollars,

of the goods, chattels and personal property of one *Adam Blauvelt*,

in the *shop* of the said *Adam Blauvelt*, —

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

0842

THIRD COUNT—

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

— *Michael Stenich* —

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Michael Stenich*,

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

*one coat of the value of one
dollar,*

of the goods, chattels and personal property of one *Samy Star*, —

by ~~a certain person~~ *of* persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *Samy Star*,

unlawfully and unjustly, did feloniously receive and have; the said *Michael Stenich*,

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

RANDOLPH B. MARTINE,

District Attorney.

0843

BOX:

199

FOLDER:

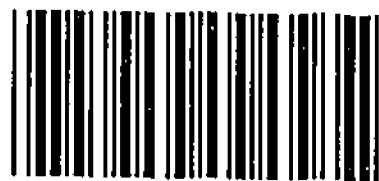
1999

DESCRIPTION:

Hentze, Peter A.

DATE:

12/23/85



1999

0844

No 235

Witnesses:

Thomas C. Wabers
do G. G. Gore

Counsel, *Henry J. ...*
Filed *23* day of *CC* 188*5*
Pleads *Not guilty* 24

THE PEOPLE

vs. *B*
Peter A. Henke
MISDEMEANOR

RANDOLPH B. MARTINE,

Public District Attorney,
P. O. Box 187
Leeds, Kentucky
A True Bill.

Wm. J. Purdy
True Foreman.
10.

0845

Sec. 151.

Police Court L 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 Samuel C. Du Bois of No. 64 East 108 Street, that on the 10 day of September 1887 at the City of New York, in the County of New York,

Peter F. Heutze did at the Store 475 8th Avenue
unlawfully Expose for sale and caused to be sold by one
Jane Doe her proper name by being in possession one pound
of Oleomargarine, a substance produced manufactured
and not made from unadulterated Milk or Cream
for butter and that he did know that said Oleomargarine
was not produced of a dairy and said Oleomargarine has no printed
label bearing the word Oleomargarine Butter

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 L forthwith before me, at the L 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 15 day of October 1887

John F. [Signature] POLICE JUSTICE.

0846

Police Court 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated _____ 188

Magistrate

Officer.

The Defendant

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

age 35. U.S. No. 775-8. v. v. v.

Officer.

Dated December 19 1885

This Warrant may be executed on Sunday or at
night.

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.

The within named

Police Justice.

0847

THE SAMPLE CONTAINS:

WATER,	-	-	-	-	8.48.%
ANIMAL AND BUTTER FAT,	-	8.7.75.%			
CURD,	-	-	-	-	0.58.%
SALT,	-	-	-	-	2.99.%

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	-	74.87.%
SOLUBLE " "	-	0.40.%
SPECIFIC GRAVITY OF THE FAT		
AT 100° F.,	-	0.936

This sample is composed mainly of animal fat, and was not produced from unadulterated milk, or cream from the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter, the product of the dairy; and it is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same.

Respectfully yours,

E. G. Love, Ph. D.

Mr. B. F. Van Valkenburgh

State of

County of

SS.

On the twenty eighth day of September in the year
 one thousand eight hundred and eighty five before me personally came
E. G. Love to me known, and known to me to be the individual
 described in, and who executed the foregoing instrument, and who
 acknowledged that he executed the same.

William B. Rachel
 Notary Public
 N. Y. Co. 283.

0040

No 13

Sept 28/88

London

Erasmus Müller

0849

E. G. LOVE, PH. D.,
Analytical and Consulting Chemist,
122 BOWERY,

New York, Sept 28th 1885

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, No. 13 P. F. Heutze 775 8th Ave.
Received from B. F. Van Valkenburg per J. C. Du Bois
Sept. 11th 1885.
terated Milk or Cream. a-

0850

STATE OF NEW YORK,
County of New York ss. :

Thomas C. Du Bois, being duly sworn, deposes and says :
That he resides in the 64 East 108th Street in the County of
New York and State of New York, and is 28 years of age,

and is an expert appointed by JOSIAH K. BROWN, New York State Dairy Commissioner ;

That on the 10th day of September, 1885, in the
Store occupied by him, No. 775 Eighth Avenue, in the City
of New York in the County of New York

and State of New York, one Peter F. Hentze, against the

form and statutes in such cases made and provided, and in violation thereof, and against the peace of the
people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadul-
terated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not
Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with
and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of
animal fats or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or
Cream ; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter,
the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter
the product of the Dairy ; that the said Hentze did suffer and permit one Jane Doe *at that time in charge of said store*
and as defendant's shop by selling
her to be taken and Hentze's agent
seriously and unlawfully to sell

and did cause the same offered said substance, product, manufacture and compound for sale as and for
Butter made from unadulterated Milk or Cream at such time and place, with intent to sell the same as and for Butter
made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, 1 pound

as and for Butter, the product of the Dairy, and represented the same to be Butter at such time
and place ; that the said substance, product and compound was not natural Butter produced from pure unadulterated
Milk, or Cream of the same, and was not Butter the product of the Dairy, and was not made exclusively from Milk or
Cream, or both ; that it contained some substance for the purpose and with the effect of imparting thereto a color
resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from
pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow
Butter, and was in semblance of natural Butter ; that the same was a substance known as Oleomargarine ; that it had
been made, manufactured and rendered after April thirtieth, 1885, out of some animal fat, or animal
or vegetable oils not produced from unadulterated Milk, or Cream of the same, in imitation and semblance
of natural Butter, produced from pure unadulterated Milk, or Cream of the same, by mixing, compounding with
and adding to a small quantity of Milk, Cream or Butter a large quantity and proportion of some animal fats or animal
or vegetable oils not produced from Milk or Cream, with design and intent to render, make and produce an article,
substance and human food in imitation and semblance of natural Butter. That the same was not manufactured, or in
process of manufacture on April thirtieth, 1885, but has been rendered, manufactured, compounded and mixed since
April thirtieth, 1885, as deponent is informed and believes

That the tubs in which the same was contained did not have the words "Oleomargarine Butter"
upon the top or side thereof, and such words were not burned in or painted thereon with permanent
black paint, in a straight line not less than one half inch in length, where deponent could see such brand ;
that no printed label, bearing the words "Oleomargarine Butter" was delivered therewith to the purchaser thereof.

Deponent further says that on said 10th day of September
1885 he went to the said Store of said
Hentze in said City and County, and told his said agent's second Jane Doe
that he wanted to buy some Butter ; that said Jane Doe
showed deponent a number of pounds of the said Oleomargarine hereinbefore mentioned, offered the same to depo-
nent for sale, and sold the same to deponent ; that she so sold to deponent 1 pound
thereof, and deponent then paid to her therefor the agreed price thereof, amounting to the sum of \$ 0.25 ;
that, as deponent believes and charges, the said Jane Doe at the time
of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as
hereinbefore stated ; that she did not tell deponent at any time that the said Oleomargarine so sold to deponent was not
Butter, the product of the Dairy ; that deponent saw the tubs in which the said Oleomargarine was contained, and no
printed label bearing the words "Oleomargarine Butter," was delivered by said Jane Doe

to deponent with the Oleomargarine sold to him ; that on
September 11th, 1885, deponent delivered a sample of such Oleomargarine, so
purchased by him as aforesaid, to E. G. Loane a chemist of
the city of New York N. Y., and caused the same to be analyzed by
such chemist, as shown by the annexed certificate of such chemist.

Wherefore, deponent prays that a warrant may issue for the arrest of the said Peter F. Hentze
Hentze and that he may be dealt with as the law directs.

Sworn to before me this 15 day of December, 1885 } Thomas C. Du Bois
John H. Hupman
Peter F. Hentze Justice.

Court of

County of New York

THE PEOPLE, &c.,

vs.

Peter F. O'Keefe

Affidavit:

Thomas C. Du Bois
350 Washington St.

Witnesses:

W. W. Meeker

Residence 350 Washington St.
E. G. Lane

Residence 122 Bowney

Residence

0851

0852

Sec. 198—200.

CITY AND COUNTY { ss
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer. *Peter A. Henty*

Question. How old are you?

Answer. *35 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *775-8th Ave*

Question. What is your business or profession?

Answer. *Grocer*

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. *Waves further Examination and
demands trial by jury and further
says he is not guilty*

Peter A. Henty

Taken before me this

19

day of *Dec*

1885

John J. McNamee District Police Justice.

0853

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

defendant

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

Dated *Dec. 19* 188*8*

John F. Gorman Police Justice.
defendant

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

Dated *Dec 19* 188*8*

John F. Gorman 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.

0854

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James C. DeBorja
vs. B. F. Van Valkenburg

1. Per J. H. Neutze
2.
3.
4.

Officer H. H. DeBorja

Dated Dec 15 1885

J. H. Neutze Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 300 to answer Jail Sessions.

Bailed

BAILED,

No. 1, by Andrew K. DeBorja
Residence 310 Maxwell St. Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

0855

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 D. Deitz

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

— *Peter D. Deitz* —

(Chap. 458, Laws of 1885, § 3.) of a Misdemeanor, committed as follows:

The said *Peter D. Deitz*,

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, *one pound* of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more particular description of which said substance and compound, and of the ingredients and matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now be given), unlawfully did sell, and cause and procure to be sold to one *Thomas R. DuBois*, for butter, the product of the dairy; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SECOND COUNT: (Chap. 246, Laws of 1882, § 1.)

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

— *Peter D. Deitz* —

of a Misdemeanor, committed as follows:

The said *Peter D. Deitz*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one *Thomas R. DuBois*, *one pound* of a certain substance, not butter, commonly called oleomargarine, and did then and there falsely represent the same to the said *Thomas R. DuBois*,

to be butter; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

0056

THIRD COUNT: (Section 430, Penal Code.)

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

- Peter D. Mentege -

of a Misdemeanor, committed as follows:

The said *Peter D. Mentege,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one

Thomas C. DuBois, as an article of food *one pound* of a certain substance in imitation of a certain article of food, to wit: butter, without disclosing such imitation by a suitable and plainly visible mark or brand; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FOURTH COUNT: (Chap. 238, Laws of 1882, § 3.)

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

- Peter D. Mentege -

of a Misdemeanor, committed as follows:

The said *Peter D. Mentege,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain parcel containing *one pound* of a certain article and substance in semblance of butter, not the legitimate product of the dairy, and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of retail sales in parcels, to be sold from a tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law, to deliver to the purchaser, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line, unlawfully did then and there sell and cause and procure to be sold at retail to one *Thomas C. DuBois,*

from a certain *tub or box* which was not then and there stamped, branded or marked as aforesaid, and did then and there unlawfully omit to deliver therewith to the said *Thomas C. DuBois,* a label of the kind and description aforesaid, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

0857

FIFTH COUNT : (Chap. 215, Laws 1882, § 2.)

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

Peter A. Heutge

of a Misdemeanor, committed as follows :

The said *Peter A. Heutge*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Thomas C. DuBois, one pound,

of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance 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 and dignity of the said people.

SIXTH COUNT : (Chap. 458, Laws of 1885, § 2.)

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

Peter A. Heutge

of a Misdemeanor, committed as follows :

The said *Peter A. Heutge*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Thomas C. DuBois, one pound

of a certain article, substance and compound in imitation and semblance of, and designed to take the place of natural butter produced from pure, unadulterated milk, or cream of the same the said article, substance and compound, so sold as aforesaid, being rendered and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the ^{30th} ~~thirteenth~~ day of April, in the year of our Lord one thousand eight hundred and eighty-five (a more particular description of which said article, substance and compound, 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 and dignity of the said people.

RANDOLPH B. MARTINE,
District Attorney.

0858

BOX:

199

FOLDER:

1999

DESCRIPTION:

Hernandes, Joseph

DATE:

12/03/85



1999

0859

Witnesses:

Wm. J. Kelly
Wm. J. Kelly

342

Counsel,

Filed

Pleads

day of Dec 1885
not guilty (4)

THE PEOPLE

vs.

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

Good Demand

JHD

RANDOLPH B. MARTINE,

District Attorney.

Prud. (connected of)
Assault, 3. degree

A True Bill.

J. C. Carter Jr

Foreman.

Off without day - See New

Prud. - 1885
Contra. Cont. 21

0860

Police Court— District.

City and County } ss.:
of New York,

of No. 217 West 29 Apoline Astorga Street, aged 46 years,
occupation segar maker being duly sworn.
deposes and says, that on the 31 day of October 1885 at the City of New
York, in the County of New York,
he was violently and feloniously ASSAULTED and BEATEN by

Joseph H. Simandes
who Wilfully and Maliciously
threw at this deponent what
is known as a hung shot
striking deponent on the
side of the face and
injuring his deponent
severely this deponent was
in assault

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 27 day

of Nov 1885

J. G. Duffy
Police Justice.

Apoline Astorga
MURK

0861

W

Police Court, 4 District.

THE PEOPLE, &c.,
on the complaint of

Apolline Artega

vs.

1 Joseph Fernandez
2 _____
3 _____
4 _____

Offence-Felony Assault & Battery

Dated Nov 27 1885

Leuffy Magistrate.

Moran Officer.

J. P. Moran Clerk.

Witnesses, _____

No. _____ Street,

No. _____ Street,

No. _____ Street,

\$ _____ to answer General Sessions.

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

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0862

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

I am Not Guilty
Joseph Hernandez

Taken before me this

day of

1885

Police Justice.

0063

Sec. 151.

Police Court 1 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 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 *Abelino Astegua*

of No. *217 E 29* Street, that on the *31* day of *October*

188*5* at the City of New York, in the County of New York,

and he was violently Assaulted and Beaten by *Joseph Hernandez*

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 *1* 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 *27* day of *Nov* 188*5*

[Signature]
POLICE JUSTICE.

0864

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-A. & B.

Dated 188

Magistrate

Officer.

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.

Police Justice.

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.

Dated.....

188

Police Justice.

The within named

0865

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

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

Dated Nov 28 1883

W. J. Caffery 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.

0866

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph D. Des 3/5
Uprine Artaqua
217 West 129th
Joseph Hernandez

1 _____
2 _____
3 _____
4 _____

Dated *November 28* 188 *3*
P. J. Murphy Magistrate.
Healey Central Office,
Moran St Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street,

No. _____ Street.
\$ *1000* to answer *G.S.* Sessions.

CSM

137K
Offence Delivered
Admitted

0057

The People
vs.
Joseph Hernandez. } Court of General Sessions, Part I.
Before Recorder Smyth.

Wednesday, January 6, 1938

Indictment for assault in the first degree.

Apoline Artago sworn and examined. I live at 217 West 20th Street and am a cigar maker, I know the defendant about three years, I recollect the 31st of October last, I saw him at 147 Elecker Street in this city, it was between half past seven and eight o'clock in the evening, I went to see a friend in that house, I met Emanuel Barrago, a Spaniard who was drinking on the third floor, he told me that my wife was a prostitute, he hit me on the second floor with a slug-shot on the temple and I fell down, then I left and went home, this was on the second floor of 147 Elecker Street; he said, I will kill you, if I do not succeed in killing you now I will kill you tomorrow. I said you will not kill me because you are too drunk, you want to fight everybody because you are drunk, I never had any trouble with this man, I was alone in the room when this happened, it was not exactly in the room where he hit me, I do not know who lives in the room, I was coming down from my friend on the third floor and this man was on the second and he hit me in front of the room. A Spaniard by the name of Massello was coming up at the time. The next I saw of the prisoner was in the Police Court and I identified him as the man who struck me, I think it was on the 27th of last month when I saw him, I went to the Station House after I was hit and made the complaint.

Cross Examined. I held the prisoner and Massello separated us. I was not drunk at the time. I know the

I

0868

prisoner about two or three years and I never had any quarrel with him, there is a little scar here where he hit me

Owen Healy sworn. I am a detective attached to the central office, I arrested the defendant on the 27th of November upon the complaint of the last witness, I had been looking for him about two days, the complainant identified him, I asked the defendant about the assault, he said they had a fist fight and he struck him with his fist but did not strike him with a sling-shot, the sling-shot was never found, I searched the room and couldn't find it.

Thomas Moran sworn. I received information from the complainant in this case in regard to the assault about the second week in November, he had a mark on the right temple and it was healing up at the time. In consequence of what he told me I looked for the defendant, I saw him on the 26th and on the 27th I arrested Hernandez in South Fifth Avenue.

Joseph Hernandez sworn and examined in his own behalf testified. I am a cigar maker and have known the complainant about three years, I worked in the same shop with him and never had a quarrel with him, I live in Houston Street, I went down to 147 Flecker Street to see a friend of mine on the third floor and I met that party there, he gave me a bad word because I told him something bad; he says to me, you son of a bitch come down the street and I will show you, he went down and I went down after, he called me to the 4th Street Park and he commenced to holler murder there and other people came around

0069

to see what was the matter and I walked away. About half an hour after I went down to that house and saw him going down and I got up on the third floor where that man lived. He said, you son of a bitch are you come back again? I says yes and he came and struck me in the nose, I took a piece of iron from the window down on the third floor. Missello came up and said what is the matter with you, so he got hold of me and he took that piece of iron from me then I struck the complainant after with my hand, I never knocked him down and did not hit him with the iron, I picked the iron off the window where it was hanging up; Missello took it away from me before I struck the complainant, I struck him with my fist and hit him in the back of the neck. After I got through fighting we made friends; he struck me in the nose before I struck him.

Cross Examined. He was standing on the third floor when I hit him with my fist, he was standing in front of me, he was turned sideways to me when I hit him, he struck me only about a second before that, I was arrested once but was never in the Penitentiary or State Prison, I was convicted of grand larceny but the conviction was reversed, I have been working at 151 South Fifth Avenue for two or three months, I used to work uptown at 211 and 220 East 33rd Street making cigars, I came from Cuba, I live 107 Houston Street but the time I got arrested I used to sleep in hotels around the Bowery, I told the officer I hit the complainant with my fist.. I said I did pick up a piece of iron from the window at the same time.

The Jury rendered a verdict of guilty of assault in the third degree.

0870

Testimony in the case,
Joseph Hernandez
filed Dec. 1888.

0871

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 Demander

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

Joseph Demander

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

The said *Joseph Demander*,

late of the City of New York, in the County of New York aforesaid, on the *Twenty-first* day of *October*, in the year of our Lord one thousand eight hundred and eighty *five*, with force of arms, at the City and County aforesaid, in and upon the body of one *Ageline Ortega*, in the peace of the said People then and there being, feloniously did make an assault and *in* the said *Ageline Ortega*, with a certain *revolver - Pist.*

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

with intent *in* the said *Ageline Ortega*, 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

Joseph Demander

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

The said *Joseph Demander*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one *Ageline Ortega*, in the peace of the said People then and there being, feloniously, did wilfully and wrongfully make an assault, and *in* the said

Ageline Ortega, with a certain *revolver - Pist.*

which *he* the said *Joseph Demander*, in *his* right hand then and there had and held, the same being a *weapon* likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, ~~stab~~, cut and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Randolph A. Martin,
District Attorney.

0872

BOX:

199

FOLDER:

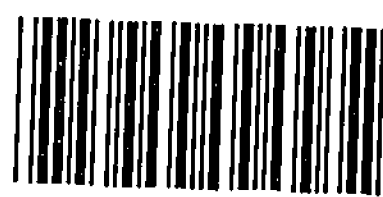
1999

DESCRIPTION:

Hinckley, James W.

DATE:

12/04/85



1999

Witnesses:

For the reasons stated
in the report of Asst.
Dist. Atty. Howell - I
recommend that this
Indictment be dis-
missed.
Randolph B. Martine
Oct 15/86
Dist. Atty.

Counsel,
Filed 4 day of Dec 1885
Pleads,

THE PEOPLE

vs.

ASSAULT IN THE THIRD DEGREE.

James D. Sindler
B

(Section 219, Penal Code.)

RANDOLPH B. MARTINE,

Att. Gen. District Attorney.
Ind. Dis. & bail disd.

A True Bill.

J. Carter Jr.

Foreman

0073

0874

The People,
- against -
James H. Hinkley }

Hon. Randolph B. Martine,
District Attorney,

In the matter of the application of the defendant in the above entitled action for a dismissal of the indictment, I beg to report, as follows:

That on the 5th day of November, 1885, the defendant did unlawfully assault one Peter Haubenbeck, and the crime charged against him is assault in the third degree, i. e. a simple assault and battery.

It appears from the papers submitted to me, that upon the 6th day of November, the Hon. John J. Gorman, police justice, issued a warrant against the defendant upon an affidavit of said Peter Haubenbeck, charging

0875

the defendant with having assaulted him on the 5th day of November 1885, by seizing him by the throat; throwing him down and knocking his head against the floor.

Upon the 7th day of November, the defendant appeared before the magistrate, and an examination being had, the magistrate found that there was no sufficient cause to believe the defendant guilty of the offence mentioned in the warrant and discharged him.

Thereafter, upon the 10th day of November 1885, the said Stanlenbeck brought an action in the Superior Court of the City of New York against the said James Hinkley for the sum of Five thousand dollars for damages alleged to have accrued to him from the said assault; the defendant interposed a general denial, and the action is now upon the calendar of the said Superior Court awaiting trial.

Thereafter, and upon the 4th day of December 1885, the

0876

said Haubenbeck without having first submitted his application to the District Attorney, or, in any event, without any examination of the merits of his complaint against Hinkley by the District Attorney, and without any permission from the District Attorney to submit the case to the Grand Jury, procured the Grand Jury to investigate his complaint against Hinkley, and upon his testimony to order ~~the~~ bill of indictment hereinbefore referred to.

I have given a very thorough consideration to the application for a dismissal. When I received the affidavits hereinafter referred to upon which said application is based, I sent for the complainant, Mr. Haubenbeck, and notified him that such an application had been made, and that affidavits had been submitted in support of it: at the same time, I requested him in case he had any affidavits to submit in opposition to the motion to dismiss,

0877

to submit them within a period of two weeks.

This notice was given Mr. Haulenbeck in the latter part of July or in the first week of August, 1886, but I have received no affidavits whatsoever from Mr. Haulenbeck in reply to those submitted by the defendant and in contradiction of the statements contained in said affidavits.

I have, however, listened with great patience to a full history by Mr. Haulenbeck of his relations with the defendant, of the circumstances out of which the alleged assault grew, and of the particulars thereof; and I shall treat the statements of Mr. Haulenbeck, in that regard, as if they had been made under oath instead of in conversation with me.

In determining whether an indictment should be dismissed, it seems to me that the District Attorney should be influenced only by the consideration, whether, in his judgment, upon all the

0078

2

7

facts a conviction of the defendant could be had; if in his opinion it could not, it is an injustice to the defendant to oppress him with the stigma of the indictment.

On the other hand, if there appears to be any reasonable chance that the people will succeed upon the trial of an indictment, an application to move to dismiss it should be denied.

Applying that rule to the present application, I proceed to discuss the facts as I have gathered them from the complainant on the one side, and the defendant and his witnesses on the other.

It is admitted by both the complainant and defendant that upon the 5th day of November 1885, when the complainant went to the office of the defendant in the American Graphic Company, Nos. 39 and 41 Park Place, they were, and for sometime prior thereto, had been friends.

It is, also, admitted, that they had had certain business transactions, the nature of which it is not necessary

0079

just now to discuss. But it appears that on the day named the defendant owed the complainant the sum of One thousand dollars, and that the complainant went to the office of the defendant for the purpose of collecting the money.

The complainant states that he charged the defendant with having broken his promise to pay the money in case of a certain event which had theretofore come to pass, and that the defendant taking great offence at his demand, without more ado seized him by the throat, threw him down and knocked his head against the floor.

The defendant, on the other hand, insisted that he was sitting in his chair at the desk in his office in the Graphic building when the complainant entered; that the complainant went around to the side of his desk, and engaged in a conversation which soon became quite acrimonious; that during the conversation the complainant was standing up, and the defendant

0000

remained sitting at his desk; that the complainant taking serious offence at something said to him by the defendant, stated that he would "mount" him right there in his office, and that suiting the action to the word, he leaned over him, and in an excited manner shook his fist in his face, that the defendant fearing an assault upon him took him by the lapel of his coat collar, near the neck, and threw him back; that he did not notice whether he fell down or not; that thereafter the complainant stood on the opposite side of the desk, and talked to the defendant for three or four minutes, until the defendant told him to get out of his office which he did.

It is evident from this review of the statements of the complainant and defendant, that there is a serious variance between them.

If the complainant's story is correct, the defendant undoubtedly committed upon him an

0001

unjustifiable assault.

On the other hand, if the defendant's account is veracious, the assault admitted by him seems to have been committed under a just apprehension of immediate injury to his person, and was therefore justifiable.

To this transaction between the complainant and defendant, so far as I have been able to ascertain there were not more than two witnesses.

The first witness, Isaac Delsroff, states that on the 5th day of November 1885, he was in the employ of the Graphic Company, that he knows both of the parties, that he went into Mr. Hinkley's rooms at the Graphic to see him on the 5th of November, that he saw Mr. Haulenbeck standing by the side of Mr. Hinkley's desk, that Mr. Hinkley told him to wait till he had finished talking with Mr. Haulenbeck, that stepping back into an adjoining room, he stood where he could witness all that was going on between the two men, he heard loud talking and angry

0002

3

tones, that he saw Haubenbeck swinging his arms and making fierce gestures at Hinckley, who was sitting at his desk; that Haubenbeck shook his fist in Mr. Hinckley's face, and approached him as though about to strike him; that Hinckley then arose and pushed Haubenbeck away from him; that there was no struggle, that neither party was thrown down, that Hinckley did not strike Haubenbeck with his fist or choke him.

That after the affair was over, Haubenbeck came into the center of the room where he stood talking loudly for a few moments, and then passed out; that in passing out he went by the witness, and that there were no marks of any struggle upon his face, or any evidence that such an affray, as he describes had taken place.

Herbert Huntley, another employee of the Graphic Company, saw part of the difficulty between the complainant and the defendant, and corroborates fully the story

3

0003

of the defendant and Mr. Delroof. Both of the witnesses last named are men of good character and appearance.

It is apparent from this review of the evidence in the case, that the preponderance of proof is wholly with the defendants.

In my judgment, no conviction could be obtained.

While there is nothing to be said against Mr. Staulenbeck, Mr. Hinckley is equally a man of good character.

My experience has taught me that in such a case as this juries do not convict.

The proper tribunal for the settlement of this dispute seems to be a civil and not a criminal court. The complainant ^{has brought} his action at law for damages, and may properly try the issue before a jury in the civil tribunal.

The magistrate who investigated this case, saw the complainant on the day after the alleged assault was committed, and upon examination dismissed it. He had a full opportunity to see the complainant

0004

and the defendant when the transaction was fresh.

On the other hand, the complainant did not testify before the Grand Jury until some weeks later, and after he had brought his civil action.

I have not seen any evidence which leads me to believe that the magistrate violated his duty in dismissing the complaint.

Under all the foregoing circumstances, I am satisfied that the District Attorney could not expect to convict the defendant of a criminal assault, and I, therefore, advise that the application of the defendant be granted, and that the District Attorney move the court to dismiss the indictment forthwith.

DeLaney McCall
Asst

0005

THE PEOPLE OF THE STATE OF
NEW YORK

against

James H. Hinkle

*Report of Asst. Dist. Atty.
on motion to dismiss
Indictment*

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY,

No. 22 CHAMBERS STREET,

NEW YORK CITY

0006

05/4

Superior Court of the City of New York

Peter Haubenbeck	Plaintiff	} Summons
James W. Hunkley	Defendant	

I^o the above named Defendant

New York is the City & County where
the plaintiff desires the trial of
this action

You are hereby summoned to answer the
Complaint in this action, and to serve a copy
of your answer on the Plaintiff's attorney within
twenty days after the service of this summons
exclusive of the day of service and in case of
your failure to appear or answer judgment will
be taken against you by default for the relief
demanded in the Complaint

Dated New York - November 10th /85

Martin and Smith Plaintiffs atty
Thos. and Robt. Price addrs

0007

Vol 1

Superior Court of the City
of New York

Peter Haulenberk
- against -
James W. Hinkley

The above named Plaintiff by Martin
S. Smith his Attorney, complains of the
above named Defendant, and avers:—

That on the fifth day of November 1881
at the City of New York, the Defendant above
named violently assaulted this Plaintiff
and threw him down and beat him,
and thereby caused great suffering and
pain to the Plaintiff to his damage in
the sum of Five Thousand Dollars—

Wherefore Plaintiff demands against
said Defendant for said sum of Five
Thousand Dollars besides the costs of this
action

Martin S. Smith
Plaintiff's Attorney

City and County of New York ss:—

Peter Haulenberk being duly sworn says, that he is
the Plaintiff above named, that the foregoing
complaint is true to his knowledge, except as to the
matters therein stated to be alleged upon information
and belief, and as to those matters he believes it
to be true.
Peter Haulenberk

Sworn to before me this
10th day of November 1881
before me
Notary Public City of N.Y.

N. Y. Superior Court

Peter Haulebeck
Plff.

vs
against

James W. Whitley
Def.

Copy
Summons & Complaint

Maclis A. Smith

Plffs Attys
50 Wall St

New York

To Jas W. Whitley
Defendant
411 Park Rd

Served Nov 10/65

0009

Superior Court of
the City of New York

Peter Haulenbeck }
against }
James W. Hinkley }

City and County of New York.

Isaac De Graff
of 95 Fulton Street City of Brooklyn
being duly sworn says - That he is
now and was on the 5th day of
November 1885, in the employ
of the American Graphic Company
of which Mr James W. Hinkley is
the President - That he is acquainted
with both parties to this action - That
on the said fifth day of November 1885
he went into Mr Hinkley's room
to see him, and saw Mr Haulenbeck
then standing at the side of Mr Hinkley's
desk - That the latter told deponent
to wait until he had finished talking
with Mr Haulenbeck, and then de-
ponent stepped back into an ad-
joining room and stood where all
that was going on at Mr Hinkley's
desk could be seen - That he heard
loud talking and angry tones on the

0890

part of Mr Haulebeck, and the latter was also swinging his arms and making fierce gestures toward Mr Hinkley who was sitting down at his desk. Mr Haulebeck standing - Mr Haulebeck was shaking his fist at Mr Hinkley and talking in a loud and ~~angry~~ ^{angry} tone, and leaning over the corner of Mr Hinkley's desk as though endeavoring to strike him. I did not hear or understand what was said, that as Mr Haulebeck leaned over and shook his fist at Mr Hinkley, he was near enough to strike Mr Hinkley, and the latter raised up in his seat and reached out his hands to defend himself and in doing so pushed Mr Haulebeck away from him.

There was ^{no} struggle at the part of sight, nor was either thrown down, nor did Mr Hinkley strike Mr Haulebeck with his fist or otherwise ^{or choke him} - Afterwards Mr Haulebeck came out into the center of the room and threw his arms about and talked loudly

0891

and then passed out of the office
and as he passed me I looked
at him and there were no marks
of any struggle having taken
place, his clothing was ~~not~~ dis-
arranged and there were no
marks of blows on ~~the~~ his face ^{throat} or
body - I would have seen them
if they had been there
Shown before me this } Isaac. St. Giff
18th day of December 1855 }
Nathl. L. Smith }
Notary Public }
N.Y.C.

0892

My Supreme Court

John W. Wadsworth

John W. Wadsworth

affidavit of

Isaac D. Dyer

0893

Superior Court of the
City of New York
Peter Haulenbeck }
against }
James W. Hinkley }

City and County of New York

Archie B. Huntington being
duly sworn says - That he is employed
by the American Graphic Company
of which Mr J. W. Hinkley is President.
That he knows both the above named
Plaintiff and defendant. That Mr
Haulenbeck came into the office of
Mr Hinkley while I was standing at Mr
Hinkley's desk and stood opposite to
me on the other side of the desk, and be-
gan ^{at first in a low tone and afterwards} talking in an excited manner
and in a loud tone - I went out of the
room and saw my desk in an adjoining
room and the door being open I could
see Mr Hinkley's desk partly in direct view
and there Mr Hinkley sat by reflection
in a mirror hanging on the wall. There
was loud talking on the part of Mr
Haulenbeck and I could not help hearing
it but do not remember what was said.
I saw Mr Haulenbeck making fierce
gestures - I did not see any blows struck
by either Mr Hinkley or Haulenbeck, saw
no struggle or tussle or any shaking
or see or hearing any one falling over
the furniture or on the floor. Mr
Hinkley was sitting down and Mr Haulenbeck
standing when I saw them. I saw Mr
Haulenbeck when he went out of the
room. There were no marks of a struggle.
Had there been any severe struggle or
loud noise of scuffling in the room I

0894

think I would have heard it. My
desk is about 25 feet from Mr. Hunkley
saw before me
that 15 day of December 1885

Miss G. Smith
John Public
My A.

Herbert B. Huntley

0895

The American Graphic Company

JAMES W. HINKLEY, PRESIDENT

NO. 39 & 41 PARK PLACE,

New York

Oct. 9, 1886.

188

Mr. Delancey Nicoll,

In regard to the difficulty which is said to have occurred between Mr. Peter Hollenbeck and myself, the facts in the case were substantially as follows.

I was seated in my chair at my desk in my office in the Graphic Building when Mr. Hollenbeck entered. He came around to the side of my desk and we greeted each other pleasantly. A conversation then ensued which became quite acrimonious Mr. Hollenbeck standing up and I remaining seated. Something was said by me which led Mr. Hollenbeck to ask me if I meant to call him a liar or to doubt his honesty and that if I did he proposed to mount me right here in my office and suiting the action to the word he shook his fist in my face and appeared terribly excited, at which time he was leaning over partially upon me. I put my left hand up and pushed him away at the same time rising to my feet. It is possible that in doing so I took him by the lappel of his coat collar near the neck. Mr. Hollenbeck may have fallen backwards but if so I did not notice it. I was somewhat excited and so was he but neither of us seemed to pay any attention to the episode, for he afterwards stood upon the opposite side of the table and talked to me for three or four minutes. He talked in an excited way and perhaps I did the same and I told him to get out of the office, until he could behave himself. He did so. I was utterly as-

0896

The American Graphic Company

NO. 39 & 41 PARK PLACE,

JAMES W. HINKLEY, PRESIDENT.

New York,

Oct. 9, 1886.

188

tounded the next day to be notified that he had been travelling about town looking for a police justice who would issue a warrant for my arrest. He finally found one in Harlem, Judge Gorman by name. Judge Gorman is a very fair man and when I called at his office on the following day he listened to Mr. Hollenbeck's story with much patience and after asking him a few questions, said, that the bringing of the matter into court was absurd and that there was nothing in it, and that he would have to dismiss the case, which he thereupon did. Mr. Hollenbeck was very much alarmed at the turn affairs had taken, and when the justice remarked that he could not deprive me of my liberty on such a frivolous charge Mr. Hollenbeck excitedly remarked "why I will go his bail" but the justice remarked who would go his bail provided he committed an unjust and uncalled for act upon the bench. ~~We came out of court and a friend of Mr. Hollenbeck's walking with Mr. Hollenbeck and myself up the street asked us to become friends.~~ The subsequent history in this matter you understand as fully as I do.

Yours Very Truly,

J. W. Hinkley.

Sworn to before me this
9th day of October 1886

Daniel J. Augustine
Notary Public
N.Y.C.

0897

THIS INDENTURE, made this 26th day of April 1884, BETWEEN Susan Cornwell, of Port Washington in the County of Queens and State of New York, party of the first part and John Murray of the City, County and State of New York, party of the second part,

W I T N E S S E T H

That in consideration of the royalties hereinafter reserved and of the covenants hereinafter contained on the part of the said party of the second part, his Executors, Administrators and Assigns, to be observed and performed, the said party of the first part hereby grants and demises unto the said party of the second part his executors, administrators and assigns, the exclusive right of entering in and upon the lands hereinafter described for the purpose of taking and removing sand therefrom with the privilege to said party of the second part of erecting dumps and other appurtenances and apparatus for loading and unloading sand with right of ingress and egress to said premises for horses and carts over any other lands belonging to the party of the first part for the term of five years from the 1st day of May 1884.

The said lands are situated in the County of Queens and are described as follows: All that certain portion of land lying on Manhasset Bay, Beginning at a point about two hundred and fifty feet Northerly from where the bank rises next to Plum Beach, running thence Northerly along the beach twelve hundred feet, thence Easterly three hundred feet,

0898

2

thence Southerly twelve hundred feet, thence Westerly three hundred feet to the point or place of beginning.

AND the said party of the second part hereby agrees that he, his heirs, executors, administrators or assigns will pay or cause to be paid to the said party of the first part her heirs and assigns six cents for every cubic yard of sand taken and removed from said premises by said party of the second part, which payments are to be made on the first day of each month for sand taken during the month next preceding, said sand to be measured on the scows or boats on which the same is loaded and said measurement to be made before said scows are removed from the loading place. The sum of Five hundred dollars shall be paid in advance by said party of the second part on the execution of this agreement which amount shall be credited to said party of the second part on any payment due for sand taken until the amounts of said payments shall equal said sum of Five hundred dollars.

The said party of the first part hereby covenants and agrees that she will not grant to any other person the right to erect dumps or other appurtenances for removing sand on said property.

Any dumps, apparatus &c., erected by the party of the second part shall remain his property and shall be removed by him at the end of the time herein granted.

IN WITNESS WHEREOF, the parties hereunto have hereunto set their hands and seals the day and year above written.

In presence of

Clifford A.H. Bartlett.

Susan Cornwell (L.S.)
John Murray (L.S.)

0899

Fol. Superior Court of
the City of New York

Peter Haubenbeck
- agt -
James W. Hinkley

The above named plaintiff by
Martin & Smith his Attorneys, com=
plains of the above named defendant
and avers:

" 2 That on the fifth day of November
1885, at the City of New York, the defend=
ant above named violently assaulted
this plaintiff, and threw him down
and beat him, and thereby caused
great suffering and pain to the
plaintiff, to his damage in the sum
of five thousand dollars

Wherefore plaintiff demands
judgment against said defendant
for said sum of five thousand dollars
besides the costs of this action

Martin & Smith
Plaintiff's Attorneys

" 3 City and County of New York ss.

Peter Haubenbeck being
duly sworn, says, that he is the plaintiff

0900

above named, That the foregoing
complaint is true to his knowledge
except as to the matters therein
stated to be alleged upon inform-
ation and belief, and as to those
matters he believes it to be true

Sworn to before me this } Peter Haulebreck
10th day of November 1885 }
Geo Brady Jr
Notary Public
N.Y.C.

My Superior Court

Peter Haulebreck
against

James W. Hinchey

Copy
Complaint

Martin & Smith
Attys

0901

Foll. Superior Court of the
City of New York

Peter Haubenbeck
- agt -
James W. Hinkley

Defendant by Homer A. Nelson
his Attorney answers the complaint
in this action as follows -

I He denies each and every
allegation in said complaint con-
tained -

II That said Plaintiff ought
not to have or maintain this action
against this defendant, because the
said Plaintiff, just before the time
" 2 in said Plaintiff's complaint men-
tioned, with force and violence
made an assault upon this defend-
ant and would then and there
have beaten and ill-treated this
defendant if defendant had not
immediately defended himself
against said Plaintiff; that such
attack by Plaintiff upon this defendant
was made in the office of this de-
fendant, and Plaintiff then and
there threatened to strike this defendant

0902

- " 3 who was then sitting in a chair at a desk in said office and defendant ordered and directed plaintiff to leave said office, which plaintiff refused to do, but continued in a noisy and turbulent manner to lean over shake his fist at and threaten to strike this defendant being near enough to put such threat into execution and would then and there have struck this defendant if defendant had not immediately defended himself against said plaintiff; wherefore this defendant did defend himself against said plaintiff as he lawfully might for the cause aforesaid and in so doing did necessarily shove the said plaintiff back from this defendant and while thus shoving him back this defendant rose from his chair and stood erect in front of said plaintiff and defendant used no more force than was necessary to defend himself as aforesaid and did plaintiff no unnecessary hurt or damage; and if any hurt or damage then and there happened
- " 4

0903

to said Plaintiff the same was
occasioned by the said assault
so made by Plaintiff on this
defendant and the necessary
and lawful defense of him
this defendant against the said
Plaintiff which are the same
" 5 supposed trespasses assaults
and battery complained of by
the said Plaintiff against this
defendant, and that no other
assault or battery was committed
on or against said Plaintiff
Wherefore defendant de-
mands judgment for his costs
of this action

Howard A. Nelson
Atty for Deft
95 Nassau St
N.Y. City

City and County of New York J.
James W. Henken
being duly sworn says that he
is the plaintiff in the above
" 6 entitled action that he has
read the foregoing answer and
knows the contents thereof and
that the same is true of his own

0904

Knowledge except as to the matters
which are therein stated to be
alleged upon information and
belief and that as to those matters
he believes it to be true.

Sworn to before me this

9th day of Dec. 1885

Wm. H. Jay

Notary Public Kings Co

Cert filed in Ky Co

J. W. Hinkley

0905

My Superior Court,

Relio Harlanbrook

PLAINTIFF

against

James W. Spinkley

DEFENDANT

Copy

Reading

HOMER A. NELSON,

Attorney for *James W. Spinkley*

95 NASSAU STREET,
NEW YORK CITY.

To

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

Madoc, New York,

1885

Attorney for

0906

Subp. Duces Tecum.

Hamilton & Co., Law Printers, 12 Barclay St., N. Y.

The People of the State of New York,

TO Randolph B. Martine
District Attorney, New York County.

GREETING:

We Command You, that all business and excuses being laid aside, you appear and attend before the Hon. John Sedgwick, in Trial Term, Part I, of the Superior Court of the City of New York, in the County Court House in said City of New York

on the eighteenth day of October 1886, at 10 1/2 o'clock in the fore noon, to testify and give evidence in a certain action now pending undetermined in the said Court, between

Peter Haulenbee plaintiff

and

James W. Hinckley defendant

on the part of the plaintiff and that you bring with you, and produce, at the time and place aforesaid, the original papers filed in Judge Gunnais Court, in proceedings against James W. Hinckley for assault, about November 5, 1885, also all papers filed on application to dismiss indictment found against Hinckley, including affidavit of one Delproff

now in your custody, and all other deeds, evidences and writings, which you have in your custody or power, concerning the premises. And for a failure to attend, you will be deemed guilty of a contempt of Court, and liable to pay all loss and damages sustained thereby, to the party aggrieved, and forfeit FIFTY DOLLARS in addition thereto.

Witness, Hon. John Sedgwick, Chief Justice of said Superior Court of the City of New York at the County Court House in the City of New York, the sixteenth day of October one thousand eight hundred and eighty six.

Per Curiam.

MARTIN & SMITH,
Defts. Attys.

Thomas Goss
Clerk.

0907

N.Y. Superior Court.

John Haulenbeck

against

James W. Hinkley

COPY

SUBPOENA DUCES TECUM

MARTIN & SMITH,

Attys. for Resp.

50 WALL STREET,

NEW-YORK CITY.

To

Randolph B. Martine
Dist Atty Gen. Co.

0908

Sec. 151.

Police Court 11 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 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 Peter O'Haulenbeck
of No. 926 Park Avenue Street, that on the 5 day of November
1885 at the City of New York, in the County of New York,

he was violently Assaulted and Beaten by

James W. Hinkley

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
forthwith before me, at the 11 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 6 day of November 1885

John J. Horner POLICE JUSTICE.

0909

190 Duane

3941 Park Place
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-A. & B.

Dated 188

Dis

Magistrate

Bennett Officer.

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

age 33 US Res Manhattan
Officer. *Leut*

Dated *November 7* 188 *5*

This Warrant may be executed on Sunday or at
night.

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.

The within named

Police Justice.

0910

Police Court— 4 District.

CITY AND COUNTY }
OF NEW YORK, } ss.

of No. 926 Park Avenue Street, aged 56 years,
occupation Merchant, being duly sworn, deposes and says, that
on the 5 day of November 1885 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by James W. Hinkley
who seized hold of deponent's throat threw
deponent down and then knocked
deponent's head against the floor

without any justification on the part of the said assailant

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

Sworn to before me, this 6

day of November 1885

Peter Haulenbeck
Police Justice.

0911

Police Court, 2 District.

THE PEOPLE, &c.,
on the complaint of

Peter Chawlen best

vs.

James M. Hinckley

1 _____
2 _____
3 _____
4 _____

Office-Assault & Battery

Date

188

Wm. Q. 3
Gorman

Magistrate.

Officer.

Clerk.

Witnesses,

No. _____ Street,

No. _____ Street,

No. _____ Street,

\$ _____ to answer _____ Sessions.

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

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ Police Justice.

0912

Subp. Duces Tecum.

Hamilton & Co., Law Printers, 12 Barclay St., N. Y.

The People of the State of New York,

TO *Randolph B. Martine*
District Attorney, New York County

GREETING:

We Command You, that all business and excuses being laid aside,
you appear and attend before the Hon. *John Sedgwick*
in Trial Term, Part I of the Superior
Court of the City of New York, in
the County Court House in said
City of New York,
on the *thirteenth* day of *October* 18*86*, at
10 1/2 o'clock in the *fore* noon, to testify and give evidence
in a certain action now pending undetermined in the said Court, between

Peter Houlenbreex plaintiff
and
James W. Hinkley defendant on the part of the plaintiff and that you bring with you, and produce,
at the time and place aforesaid, *the original papers filed in*
Judge Gorman's Court, in proceedings against
James W. Hinkley for assault, about November
5, 1885, also all papers filed on application
to dismiss indictment found against
Hinkley, including affidavit of one Delproff

now in your custody, and all other deeds, evidences and writings, which you have in your
custody or power, concerning the premises. And for a failure to attend, you will be deemed
guilty of a contempt of Court, and liable to pay all loss and damages sustained thereby, to the
party aggrieved, and forfeit FIFTY DOLLARS in addition thereto.

Witness, Hon. *John Sedgwick, Chief* — one of the Justices
of said *Superior Court of the City of New York* at the County Court
House in the City of New York, the *twelfth* day of *October*
one thousand eight hundred and *Eighty Six*.

MARTIN & SMITH,
Reff's Attys.

Per Curiam.

Thomas Boese
Clerk.

0913

City and County of New York, ss.:

the _____ day of _____ 18 _____, at _____ being duly sworn, says that on _____ in the City of New York, he served the within subpoena, *duces tecum*, on _____ with said _____ by delivering to and leaving _____ at the time of such service exhibiting to the said _____ a true copy of the same; and the said original subpoena, *duces tecum*. Deponent further says that at the time of such service he paid the said _____ legal fees. _____ his

Sworn to before me this
day of

18

211 Superior Court.

Peter Paulsenbeck

against

James W. Hinckley

~~ORIGINAL~~
Copy

SUBPOENA DUCES TECUM

MARTIN & SMITH.

Atty. for Plaintiff

50 WALL STREET.

NEW-YORK CITY:

71

James Oph. B. Cartwright
Dist. Atty. N. Y. County

Dist. Atty. N. Y. County

09 14

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

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated Nov 7 188

Police Justice.

09 15

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Peter Sandenber

vs.

James W. Hinkley

1

2

3

4

Dated

1885

Ordered

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Sessions.

Filed 19th Nov 1885

09 16

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James W. Suddard

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

James W. Suddard

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

The said *James W. Suddard*

late of the First Ward of the City of New York, in the County of New York
aforesaid, on the *25th* day of *November*, in the year of our Lord
one thousand eight hundred and eighty-*five*, at the Ward, City and County
aforesaid, in and upon the body of one *Peter Handwerker*,
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and *in* the said *Peter Handwerker*,
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said *Peter Handwerker*, against the form of the statute
in such case made and provided, and against the peace of the People of the State of
New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0917

BOX:

199

FOLDER:

1999

DESCRIPTION:

Holland, William

DATE:

12/09/85



1999

Witnesses:

H. Solomon

Officer Geo. Weiss

No 51

Counsel,

Filed

day of

1888

Pleas

Guilty

THE PEOPLE

vs.
 By Pleas
 vs.
 By Pleas

William Holland

Grand Larceny 2nd degree
[Sections 528, 53 Pennl Code]

RANDOLPH B. MARTINE,

In Dec 17/88 District Attorney.
plead P.L.

A True Bill.

Emy. J. Durovich

Foreman.

Pen 6 months

0918

0919

32

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. 273 and 275 Grand Street,

being duly sworn, deposes and says, that on the 5th day of December 1885

in the night time at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent.

the following property, viz :

One silk Dolman of the value of
twenty six dollars — \$26⁰⁰/₁₀₀

Sworn before me this

6th day of December 1885

Police Justice

the property of

Morris Rosendorff in the care and
charge 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

William Holland (now here)
from the fact that deponent saw said defen-
dant stealing said property from in front
of No. 275 Grand Street in said City
at about 9 o'clock P.M. and run away
with it that he was pursued by deponent
and officer Weiss of the 3^d District Police
Court and that he said Weiss caught
said defendant when he cast said
property away. Sherman Solomon

0920

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss3^d District Police Court.*William Holland*

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

Question. What is your name?

Answer.

William Holland

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

Brooklyn

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

Answer.

456 Pearl Street 18 months.

Question. What is your business or profession?

Answer.

Butcher

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

Answer.

*I am not guilty**William Holland*

Taken before me this

day of

*December*188*8**15*

Police Justice.

0921

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

William Holland

_____ 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 *December 6th* 188 *5* _____ *My Power* Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ Police Justice.

0922

Police Court 3d District. 1353

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Herman Solomon
273 Grand
William Holland

Officer Grand Jury

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated December 6th 1885

W. J. Brown Magistrate

Miss Officer.

3d Dist. Court Squad Precinct.

Witnesses Officer Miss

3d Dist. Police Court Squad Street.

No. _____ Street,

No. _____ Street,

\$ 1000 to answer G.S.

Com

0923

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

William Holland

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

William Holland

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

The said *William Holland*,

late of the First Ward of the City of New York, in the County of New York aforesaid
on the *24th* day of *December*, in the year of our Lord
one thousand eight hundred and eighty-*five*, at the Ward, City and County
aforesaid, with force and arms,

one diamond of the value of

Twenty six dollars.

of the goods, chattels and personal property of one —

Morris Rosenthal.

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

Randolph Martin,
District Attorney.

0924

BOX:

199

FOLDER:

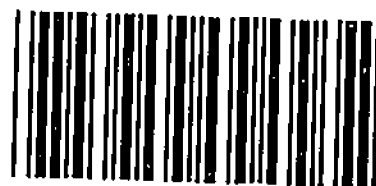
1999

DESCRIPTION:

Holsbaer, Arnold

DATE:

12/09/85



1999

Witnesses:

Henry Smith
Officer Flood

No 49 A1²

Counsel,
Filed 9th Dec 1888
Pleads, Monthly 10.

Grand Larceny,
(From the Person.)
Sections 528, 529, 530, 531 Penal Code.

THE PEOPLE

vs.

R

Andrew J. Dwyer

John J. Dwyer

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Henry J. Dwyer

Deputy Foreman.

John J. Dwyer

Grand Juror.

Per me year.

0925

0926

Police Court 4 District.

Affidavit Larceny.

City and County } ss.:
of New York,

of No.

occupation.

deposes and says, that on the

day of

1885 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:

An Overcoat of the Value
 of About Eight Dollars

the property of

Deponent who at the
 time, was under the influence of liquor
 And asleep

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 Arnold Halsbour now

present That about one
 O'clock A.M. on the night of said
 day deponent sat on a stoop
 in East 15 Street and fell asleep
 that while in that condition the
 defendant came along and took
 from deponents possession and
 person, the above described property
 and had the same in his possession
 and upon his person when deponent
 awoke and gave him Halsbour
 into custody

Harry Smith

Sworn to before me, this
 29th day of November 1885

of
 Police Justice.

0927

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

4 District Police Court.

Arnold Holtsboer 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

Arnold Holtsboer

Question. How old are you?

Answer

25 Years

Question. Where were you born?

Answer.

Holland

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

Answer.

I have no permanent home

Question. What is your business or profession?

Answer.

Waiter

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 taking the
Coat because I was cold and
wanted one

Arnold Holtsboer

Taken before me this

day of March 1888

Police Justice.

0928

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 Holsbourn

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

Dated *November 30* 188

James H. Sullivan
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.

0929

1338

Police Court District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry J. Smith
376 Broadway
Arnold Holmboe

offense of Greening from trespass

2 _____
3 _____
4 _____

Dated *November 20* 189*3*

Murray Magistrate.
James O. Flood Officer.
15th Precinct.

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,

No. _____ Street.

\$ *2.00* to answer *General* Sessions.

(Over)

0930

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Amida Adobauer

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

Amida Adobauer

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

The said *Amida Adobauer*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *twenty ninth* day of *November*, in the year of our Lord one thousand eight hundred and eighty *nine*, in the *night* time of the said day, at the Ward, City and County aforesaid, with force and arms,

one overcoat to the value of eight

dollars,

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

Randolph Martin,
District Attorney.

0931

BOX:

199

FOLDER:

1999

DESCRIPTION:

Hovey, Edward

DATE:

12/18/85



1999

Witnesses :

Officer James N. Miller

No 169

Counsel,

Filed

Pleads,

11 day of Dec 1888

THE PEOPLE

vs.

Edward Hovey

RANDOLPH B. MARTINE,

District Attorney.

Bringing in the Third Degree.

Sections 498, 506, 528 and 532

A True Bill.

Wm. J. P. Smith

Foreman

Edward Hovey

S. C. Lewis

0932

0934

that he has been informed by Officer
Miller that the said defendant admitted
and confessed to him that he stood
on the shoulder of a fence and
put his hand in through the
fence and took out the
within mentioned property
from before me this John Loos.
16th day of December 1885

John Loos
Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Degree

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0935

CITY AND COUNTY }
OF NEW YORK, } ss.

William J. Miller
aged *28* years, occupation *Police Officer* of No. *21*
Praeger Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *John Laro*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this *16*
day of *December* 188*3* } *William J. Miller.*

John Laro
Police Justice.

0936

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

Edward Hovey
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

Edward Hovey

Question. How old are you?

Answer

27 yrs

Question. Where were you born?

Answer.

New York

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

Answer.

611 E 13th 13 months

Question What is your business or profession?

Answer.

Shoe maker

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

Answer.

I am not guilty
Ed.
Edward. Hovey

Taken before me this

day of

1885

Police Justice.

0937

Dated _____ 188 _____ Police Justice.

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

There being no sufficient cause to believe the within named

Dated _____ 188 _____ Police Justice.

to bail to answer by the undertaking hereto annexed.

I have admitted the above-named

Dated _____ 188 _____ Police Justice.

give such bail.

Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Five*

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

0938

1411

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John L. Ross
9481 23rd Ave
Chas. Hovey

Offense
Thug

2
3
4
Dated *Dec 16* 188*5*
Gorman Magistrate.
Miller Officer.
21 Precinct.

Witnesses *Pair Officer*
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *1000* to answer *Paul* Sessions.

Call

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

0939

Grand Jury Room.

PEOPLE

^{vs.}
Cowan M. Overly

John A. Loney
H. Miller

0940

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Stoney

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

Edward Stoney

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

The said *Edward Stoney*

late of the *Twenty-first* Ward of the City of New York, in the County of New York, aforesaid, on the *fifteenth* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*five*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *shop* of one

John Davis.

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

John Davis,

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

0941

SECOND COUNT—

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

Edward Hickey
of the CRIME OF *Box* LARCENY, —

committed as follows :

The said *Edward Hickey*.

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

one dead Turkey of the value

of one dollar and fifty cents.

of the goods, chattels and personal property of one *John Boos*, —

in the *shop* of the said *John Boos*.

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

Randolph B. Martin
District Attorney

0942

BOX:

199

FOLDER:

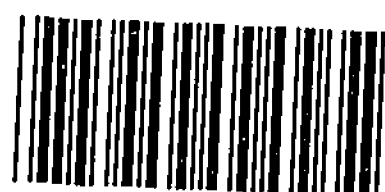
1999

DESCRIPTION:

Howell, Philip

DATE:

12/10/85



1999

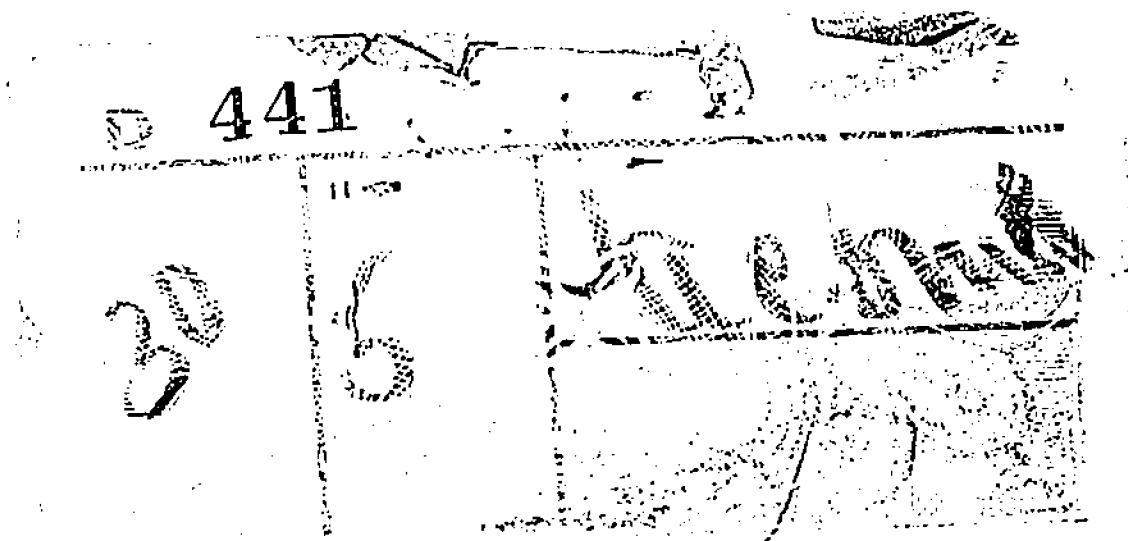
0943

D 442		
30	6	Y. K. K.

0944

PK 341

0945



0946

PK 341

0947

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Hon Henry Murray a Police Justice
of the City of New York, charging Phillip Howell Defendant with
the offence of

Violation Gambling Law

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

We, Phillip Howell Defendant of No. 82 East
108th Street; by occupation a Carpenter
and William Bennett of No. 533 Sixth Avenue
Street, by occupation a Deputy Bank Surety, hereby jointly and severally undertake that
the above named Phillip Howell Defendant
shall personally appear before the said Justice at the 1st District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York, the sum of
Hundred Dollars.

Taken and acknowledged before me, this 13th
day of November 188 }

Phillip Howell
William Bennett

Henry Murray
POLICE JUSTICE,

0948

CITY AND COUNTY
OF NEW YORK, } ss,

John J. Bennett
1881

Police Justice

Subscribed and sworn to before me this

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 six Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of house and lot of land

situated at 382 Seventh Avenue
N.Y.C. and valued at thirty
thousand Dollars *William Bennett*

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs,

Undertaking to appear during
the Examination.

Taken the day of 188

Justice,

0949

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

POLICE COURT, 10th DISTRICT.

Peter Kelly
of No. *the 6th Precinct Police* Street, being duly sworn, deposes and says,
that on the *12th* day of *August* 188*5*
at the City of New York, in the County of New York, *William Korvell*

(nowhere) did unlawfully sell deponent
for the sum ten dollars two Pool tickets
upon the result of a race or Contest of
Speed between beasts viz Horses and Hares
at a race course or track, situated in Coney
Island and known as the Brighton Beach
Race track in the State of New York that
said *William Korvell* for said sum of
money by him deponent defendant
received from deponent issued to de-
ponent the annexed tickets which

Sworn to before me this
of 1885

Police Justice.

0950

are Pool tickets on Horses named re-
spectively "Guernsey" and "Valiant"
by said defendant which ^{was} to run with
other horses at said Coney Island
in a trial speed.

Subscribed before me this }
13th day of November 1885 }
Vernon Murray
John Johnston

Peter Kelly

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness.

Disposition

0951

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

127
District Police Court.

Phillip Howell 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. *Phillip Howell*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *London England*

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

Answer. *No 82 East 108th Street about 6 months*

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 and
I demand a trial by jury
Phillip Howell*

Taken before me this

day of *Nov* 188*8*

John W. Smith
Deputy Justice.

0952

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 _____

Phillip Howell
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 Apr 13 188 Sammy Murray Police Justice.

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

Dated Apr 30 188 Sammy Murray Police Justice.

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

Dated _____ 188 _____ Police Justice.

0953

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Peter Kelly
6 Ruel St.

Phillip Small

2

3

4

Dated

188

Magistrate

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Ex. for 30m 3/20m

Bailed

0954

C. G. BURGOYNE'S "QUICK" PRINT, 145-150 CENTRE STREET.

Court of General Sessions.

CITY AND COUNTY OF NEW YORK.

The People of the State of New York,
against

Philip Howell.

Indicted for the Misdemeanor of *keeping
place for selling pools;
and registering a bet.*

I, the undersigned *Philip Howell* the above-named Defendant,
hereby retain, employ and authorize WILLIAM F. HOWE and ABRAHAM H. HUMMEL, Attorneys and
Counselors at Law, to appear for me, on my behalf and in my place and stead, in the Courts of Oyer
and Terminer and General Sessions of the Peace, to be holden in and for the City and County of New
York, in the above-entitled action, and the matter of the indictment now pending against me in said
Court of *General Sessions* for the Misdemeanor of *keeping place for
selling pools; and Registering a bet*

I do hereby expressly authorize my said Attorneys, or either of them, to appear for me in said Courts of
Oyer and Terminer and General Sessions of the Peace as my duly authorized Attorney and Attorneys for
that purpose, and to plead for me not guilty to said indictment, and to appear for me on the trial
thereof in the said Courts of Oyer and Terminer and General Sessions, and to proceed with the trial
thereof in said Courts of Oyer and Terminer and General Sessions, in my place and stead, and in
my absence on the trial of the said indictment, and I hereby expressly waive my right to be personally
present at said trial.

Dated this *16th* day of *September* 188*6*.

Philip Howell

0955

STATE OF NEW YORK, }
City and County of New York, } ss.:

On this Fifteenth day of September in the year one thousand eight hundred and eighty-nine before me personally appeared the within-named Philip Howell known to me, and to me known to be the individual described in and who executed the above instrument, and acknowledged that he executed the same for the uses and purposes therein mentioned and described.

Joseph P. Jones
Commissioner of Deeds
N.Y.C.

Court of General Sessions

INDICTMENT

THE PEOPLE, &c.,
against

Philip Howell

AUTHORITY TO APPEAR WITH WAIVER

[Section 297, Code of Criminal Procedure].

HOWE & HUMMEL,

Attorneys for Defendant,

Philip Howell

0956

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Philip Howell

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

Philip Howell

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

The said *Philip Howell*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *Twenty* day of *November*, in the year of our Lord one thousand eight hundred and eighty *five*, at the Ward, City and County aforesaid, with force and arms, did unlawfully record and register, and cause to be recorded and registered, a certain bet and wager, then and there made by and between *one Peter Kelly and a certain other person or persons to the Grand Jury unknown*, upon the result of a certain trial and contest of speed and power of endurance of and between *a certain horse called "Beacon" and several 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 corner of Thompson and Duane* in the County of *Duane*, in the State of *New York*, and commonly called the *Brighton Beach* 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.

Second Count.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Philip Howell*

of the CRIME OF RECORDING AND REGISTERING BETS AND WAGERS, committed as follows:

0957

The said *Philip Howell*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms did unlawfully record and register, and cause to be recorded and registered, divers bets and divers wagers then and there made by and between divers persons to the Grand Jury aforesaid unknown (a more particular description of which said bets and wagers is to the Grand Jury aforesaid unknown), upon the result of divers trials and contests of speed and power of endurance of and between divers 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 *Brighton Beach* Race Track,

and which said trials and contests were 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 trials and contests is to the Grand Jury aforesaid unknown), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Third Count.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Philip Howell*.

of the CRIME OF SELLING A POOL upon the result of a trial and contest of speed and power of endurance of horses, committed as follows: . . .

The said *Philip Howell*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, did unlawfully sell, and cause to be sold, to one *Peter Kelly*.

a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between ~~divers~~ *a certain horse called "Jecoma" 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 *Brighton Beach* Race Track,

0958

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.

Fourth Count.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Philip Stowell*

of the CRIME OF SELLING POOLS upon the result of trials and contests of speed and power of endurance of horses, committed as follows :

The said

Philip Stowell

late of the Ward, City and County aforesaid, afterwards, to wit : on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, did unlawfully sell and cause to be sold to divers persons to the Grand Jury aforesaid unknown, divers pools upon the result of divers trials and contests of speed and power of endurance of and between divers 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 Rye*, in the County of *Westchester*, in the State of *New York*, and commonly called the *Wington Beach* Race Track

and which said trials and contests were 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 trials and contests, and of the pools aforesaid 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.

RANDOLPH B. MARTINE,
District Attorney.

0959

BOX:

199

FOLDER:

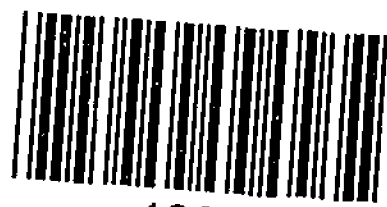
1999

DESCRIPTION:

Humphreys, Frederick C.

DATE:

12/14/85



1999

0960

No 107

Counsel,

Filed

14 day

1880

Pleads

THE PEOPLE

vs.

Fredk C. Humphreys

Violation of Excise Law.
(Sunday).
III Rev. Stat., (7th Edition), page 1088 Sec. 21, and
page 1089, Sec. 57.

RANDOLPH B. MARTINE,

SUPREME COURT PARTY,

December 22 1899

A TRUE BILLMENT DISMISSED,

Henry J. P. P. P.

Foreman.

Witnesses:

Officer Higgins

FILED DEC. 16

1899

0961

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

Frederick C. Humphreys 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 C. Humphreys

Question How old are you?

Answer

24 years

Question. Where were you born?

Answer.

Brooklyn

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

Answer.

Melrose, 18 years

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 have nothing to say
and demand a trial by jury*

Frederick C. Humphreys

Taken before me this

day of

1885

Police Justice.

0962

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 Dick C. Humphreys

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 January 26 1885 John J. Hornum Police Justice.

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

Dated January 26 1885 John J. Hornum 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.

0963

BAILED,

No. 1, by

Lem E. Miller

Residence

31 Maednig Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court

2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Higgins
29 Precinct

1

2

3

4

JAN
29
1885

Offence

Dated

January 31

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street,

No.

Street.

\$ 100 to answer

Sessions.

Bailed

0964

Excise Violation—Selling on Sunday.

POLICE COURT—2nd DISTRICT.

City and County } ss.
of New York, }

of the 29th Precinct Police Charles Higgins agent

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 25th day

of January 1885, in the City of New York, in the County of New York, at

premises No. 616. 6th Avenue Street,

Fredrick C. Humphreys (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 26 day of January 1885, Charles Higgins

John Thomas Police Justice.

0965

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 R. Humphrey

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

Frederick R. Humphrey

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

The said *Frederick R. Humphrey*

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

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

SECOND COUNT:

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

Frederick R. Humphrey

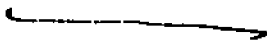
of the CRIME OF GIVING AWAY INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY,
committed as follows:

The said *Frederick R. Humphrey*

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

0966

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

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

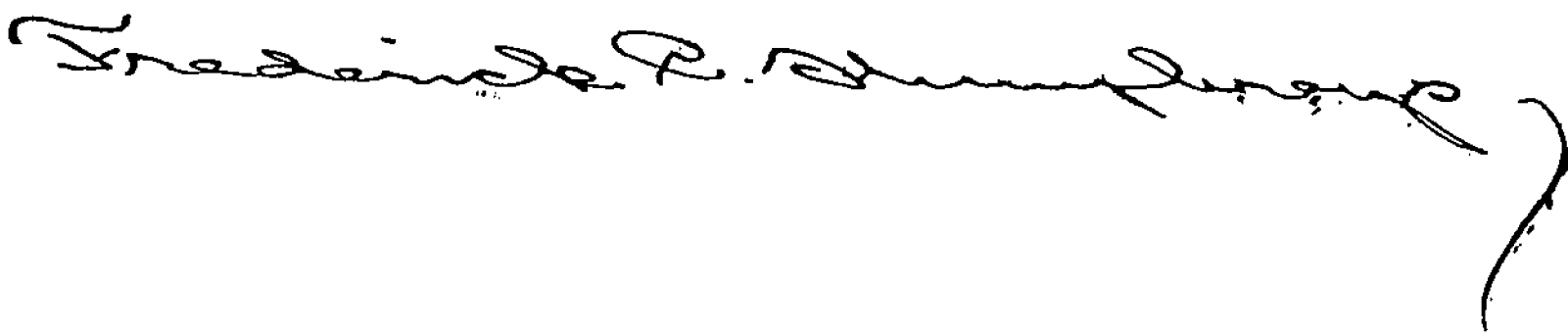
THIRD COUNT:

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



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

616 Sixth Avenue.

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

RANDOLPH B. MARTINE,
District Attorney.

0967

BOX:

199

FOLDER:

1999

DESCRIPTION:

Huyple, Gotthieb

DATE:

12/07/85



1999

0968

No 3

Witnesses:

Counsel,

Filed

day of

Pleads

1887

THE PEOPLE

vs.

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

Agatha Smith
(2 cases)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

H. J. Dwyer
Deputy Foreman

Heads Gully
S.P. Eight Years.

0969

Police Court—17 District.

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

of No. 230 East 40th Street, aged 27 years,
occupation Silk Dyer being duly sworn
deposes and says, that on the 12 day of November 1885 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Gottlieb
Wible (nowhere) who wounded &
injured deponent in the wrist
of deponent's right arm by
discharging at deponent a lead-
ed pistol which was then and
there held in the hand of
defendant & the ball from which
wounded deponent as aforesaid,

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 he 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 28 day }
of November 1885 } Charles Simon

Police Justice.

0970

Sec. 108-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

Gottlieb Huibler 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

Gottlieb Huibler

Question. How old are you?

Answer

29 years

Question. Where were you born?

Answer.

Switzerland

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

Answer.

758 Second Avenue. one month

Question. What is your business or profession?

Answer.

Shoe Dyer

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. I shot Campbell because he discharged me from the shop in which I worked in which he was foreman.

G. Guggli.

Taken before me this

28

day of November 1886

Police Justice.

0971

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

POLICE COURT, 4 DISTRICT.

William Mc Cullagh

of the 19th Precinct Police Street, being duly sworn, deposes and says,

that on the 12 day of November 1885

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

was violently and feloniously assaulted and beaten by Pottlieb Huysle (witness deponent is informed by said Simon in the presence of said defendant that he Pottlieb, aimed and discharged a Revolving pistol at him and wounded him in the left arm

that said Simon is now confined at the St Lukes Hospital from the injuries received, and unable to appear in Court to make complaint

Signed to before me, this

188

thirty

Police Justice

0972

POLICE COURT—

DISTRICT—

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William M. Gallagher

vs.
William M. Gallagher

Dated Nov-13 188

Magistrate.

Officer.

19

Witness,

The Chicago Tribune printing

in this Court will hear

and determine the matter

by means of my own

John J. Gallagher

Police Officer

Disposition

Case to avoid

rewards of unjustices.

as certified to in the Quinard Certificate
of Dr. Louis R. Morris the House
surgeon of said Hospital

Deponent prays that said
Order may be annulled to avoid
the payment of the injuries

Sworn to before me this

13th day of November 1885

John J. Gallagher

William M. Gallagher

Police Officer

0973

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

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

Dated Nov. 28 188 [Signature] Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0974

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Simon
230 E. 40

1 Gottlieb Hunkle

2 _____

3 _____

4 _____

Offence Indecent
Assault

Dated Nov. 28 188 5

Duffy Magistrate.

McLullagh Officer.

19 Precinct.

Witnesses Minnie Meyer

No. 313 East 13 Street.

Patrick White

No. 21st Police Precinct Street.

Dr. Louis R Morris

No. St Lukes Hosp Street.

\$ 1000 to answer Gen Sessions.

Con

0975

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 A. Murphy

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

Joseph A. Murphy

of the CRIME OF CARRYING A CONCEALED WEAPON, committed as follows:

The said *Joseph A. Murphy*,

late of the First Ward of the City of New York in the County of New York aforesaid, on the *Twenty* day of *November* in the year of our Lord one thousand eight hundred and eighty-*nine* at the Ward, City and County aforesaid, with force and arms, feloniously did knowingly and secretly conceal upon his person a certain ~~instrument and weapon of the kind known as~~ *dirtda and* ~~danagrowr tank~~, with intent then and there feloniously to use the same against some person or persons 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 A. Murphy

of the CRIME OF POSSESSING A CONCEALED WEAPON, committed as follows:

The said *Joseph A. Murphy*, late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did wilfully and furtively possess a certain ~~instrument and weapon of the kind known as~~ *dirtda and* ~~danagrowr tank~~, with intent then and there feloniously to use the same against some person or persons 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.

Samuel B. Martin
~~Samuel B. Martin~~, District Attorney.

0976

No 4

Witnesses :

Counsel, _____
Filed 7 day of Dec. 1885
Pleads _____

THE PEOPLE

vs.

I

Aggravated Assault

(2 counts)

[Section 1119, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

H. J. Purcell
Foreman

0977

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

POLICE COURT, DISTRICT.

23 years
of the 21. St. Precinct Police Street, being duly sworn, deposes and says,
that on the 12 day of November 1885
at the City of New York, in the County of New York, he arrested William

Huyfle. (now here) an 3rd armed, near
39th Street, on a charge of having committed
a felonious assault upon one Charles
Sullivan, whom he had shot with
a Revolving pistol. That at the time
of the arrest deponent found
concealed upon his person, that
dangerous instrument, known as a
dangerous knife, or dirk.

Deponent charges that said
defendant did carry said

Sworn to before me this
188

Police Justice.

0978

dangerous knife with the intent
to use the same, in violation
of section 410. of the penal Code.

Shorn to before me
this 13th day of November 1885 } Patrick White
J. H. [Signature]
Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated 188

Magistrate.

Officer.

Witness,

Disposition

0979

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

Gottlieb Wengler

signed, according to law, on the annexed charge: and being duly examined before the under-
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. *Gottlieb Wengler*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Prizeland*

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

Answer. *758 3rd Avenue 2 months*

Question. What is your business or profession?

Answer. *Silk dress*

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 use the knife
in my business.*

G: Wengler

Taken before me this

day of *April* 1935

Police Justice.

0980

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 Aguecaw

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

Dated Nov 13 188

Henry J. Murray
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.

0981

The Magistrate
presiding in this Court
will please hear and
determine the within
complaint by person
of my absence

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court

1339
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick White

21st Precinct

1. John H. Hupple

2.

3.

4.

Dated

Nov 13

188

Magistrate.

White M. E. Lattough

Officer.

21

Precinct.

Witnesses

No.

Street.

No.

Street,

No.

Street.

\$

to answer

Sessions.

Held to await the result
of inquest to determine man

0982

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Rogers Ample

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

Rogers Ample

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

The said *Rogers Ample*,

late of the City of New York, in the County of New York aforesaid, on the
Twenty day of *November*, in the year of our Lord
one thousand eight hundred and eighty *five*, with force of arms, at the City and
County aforesaid, in and upon the body of one *Charles Simon*,
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *him* the said *Charles Simon*,
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said *Rogers Ample*
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 *Charles Simon*,
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

Rogers Ample

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

The said *Rogers Ample*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the
year aforesaid, at the City and County aforesaid, with force and arms, in and
upon the body of one *Charles Simon*,
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and to, at and against *him* the said
Charles Simon
a certain *pistol* then and there charged and loaded with gunpowder
and one lead bullet, which the said *Rogers Ample*,
in *his* right hand then and there had and held, the same being
an instrument likely to produce grievous bodily harm, then and there feloniously
did wilfully and wrongfully 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.

RANDOLPH B. MARTINE,

District Attorney.

0983

END OF
BOX