

0905

BOX:

73

FOLDER:

827

DESCRIPTION:

Jencks, Harry

DATE:

08/18/82



827

0906

BOX:

73

FOLDER:

826

DESCRIPTION:

Leavitt, Andrew

DATE:

08/18/82



826

in immigration &
the Dept. having
found that the entry
obtained from the
complaints and in
the request of the
complainant that
should be
summoned to stand by
and said Defendant
having pleaded guilty
I recommended them to
the mercy of the Court

Sept 11. 1882
John McKeon
Deputy

P. W. McKeon
Filed 18 day of Aug 1882
Pleads Not guilty

THE PEOPLE
vs. Harry Jencks
vs. Andrew Leavitt
vs. Wm. B. Jencks
Obtaining Goods by False Pretences.

JOHN McKEON,
District Attorney.
Sept 11. 1882

A True Bill.
dear Sir,
Oppie back to
Sept 11/82
Sept 11/82

Read guilty
New Bedford
by way of

0907

0408

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Harry Jencks and
Andrew Seavitt

The Grand Jury of the City and County of New York by this indictment accuse
Harry Jencks and Andrew Seavitt
of the crime of OBTAINING GOODS BY MEANS OF FALSE PRETENCES,
committed as follows:

The said Harry Jencks and
Andrew Seavitt

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the seventh day of June in the year of our Lord
one thousand eight hundred and eighty two at the Ward, City and County
aforesaid, with force and arms, with intent feloniously to cheat and defraud one

William Canlstone

did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend
and represent to William Canlstone

That the said Harry Jencks was the
proprietor and manager of a certain theatrical
company called "The Seavitt Novelty Company"
and that he was about to leave the City of
New York for Philadelphia with his said
theatrical company for the purpose of giving
theatrical exhibitions; that the said Andrew
Seavitt was one of the performers and actors
in said company and that a certain Annie
Seavitt then present was another of the per-
formers in said company; that the said
Jencks was desirous of obtaining a partner
in the proprietorship of the said theatrical
company, who upon the payment of the
sum of one hundred and fifty dollars, would
be entitled to a half interest in the business of
said Company, and would be appointed Treasurer
thereof.

0909

And the said William Carlstone
then and their believing the said false pretences and representations
so made as aforesaid by the said Harry Jencks and
Andrew Seavitt
and being deceived thereby, was induced, by reason of the false pretences and represen-
tations so made as aforesaid, to deliver, and did then and there deliver to the said
Harry Jencks and Andrew Seavitt
the sum of one hundred and fifty dollars
in money, good and lawful money of
the United States of America, and of the
value of one hundred and fifty dollars

of the proper moneys, valuable things, goods, chattels, personal property and effects
of the said William Carlstone
and the said Harry Jencks and Andrew Seavitt did then
and there designedly receive and obtain the said sum of money

of the said William Carlstone
of the proper moneys, valuable things, goods, chattels, personal property and effects
of the said William Carlstone
by means
of the false pretences and representations aforesaid, and with intent feloniously to cheat
and defraud the said William Carlstone

of the same. And Whereas, in truth and in fact, the said Harry Jencks
was not the proprietor and manager of any
theatrical company called "The Seavitt Novelty
Company, and was not about to leave the City
of New York for Philadelphia with any such
theatrical company for the purpose of giving
theatrical exhibitions, and the said Andrew
Seavitt was not one of the actors and performers
in said company, and a certain Annie Seavitt
then present was not another of the performers
in said company, and the said Jencks was not
desirous of obtaining a partner in the said pro-
prietorship

09 10

And Whereas, in truth and in fact, the pretences and representations so made as aforesaid, by the said *Harry Jencks and Andrew Searitt* to the said *William Cardstone* was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said *Harry Jencks and Andrew Searitt* well knew the said pretences and representations so by *them* made as aforesaid to the said *William Cardstone* to be utterly false and untrue at the time of making the same.

And so the Grand Jury aforesaid, do say, that the said *Harry Jencks and Andrew Searitt* by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said *William Cardstone* the sum of one hundred dollars in money, lawful money of the United States of America, of the value of one hundred and fifty dollars

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said *William Cardstone* with intent feloniously to cheat and defraud *him* of the same, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN McKEON, District Attorney.

0911

Sec. 151.

Police Court 1st 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 William Caulstone of No. 19 Guyresant Street, that on the 7th day of June 1882 at the City of New York, in the County of New York,

Harry Quacks & Andrew Lewis & Wm A. C. Lewis acting in collusion did by means of false and fraudulent pretence send representations and with intent to cheat and defraud complainant obtain of him good & lawful money to the amount of one hundred and fifty dollars

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 them forthwith before me, at the 1st 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 July 1882

Wm A. C. Lewis POLICE JUSTICE.

POLICE COURT. 1st DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Caulstone

vs.

Harry Quacks

Andrew Lewis

Wm A. C. Lewis

Warrant-General.

Dated July 13 1882

William Caulstone Magistrate

William Caulstone Officer

The Defendant

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

Officer.

Dated 1882

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest,

Native of

Age,

Sex

Complexion,

Color

Profession,

Married

Single,

Read,

Write,

0912

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.

Town of Mound
County of Montgomery } ss

Albertis Wood
being duly sworn says he resides in
the City & County of New York that he
is acquainted with the handwriting
of the within Police Justice of the City of
New York by whom the within
warrant was issued
Subscribed & sworn to before } Albertis Wood
me this 23^d day of July 1882 }

H. M. Eldridge
Justice of the Peace

This warrant may be executed
in the County of Montgomery
dated at Town of Mound
this 23^d day of July 1882.

H. M. Eldridge
Justice of the Peace

09 13

=Notify if admitted
JOHN RALL, & bail #
POLICE DETECTIVE,
HEAD QUARTERS,
MUNICIPAL BUILDING, BROOKLYN, N. Y.

0914

New York June 7th 1882

Received from William Caulstone
the sum of One hundred and fifty
dollars \$150. as capital to take
half interest and be partner in
Leavitts Novelty Company and act
as treasurer

Signed
Harry Yonets
Proprietor
Leavitts Novelty Company

Andrew Leavitt

Mrs H. L. Leavitt

09 15

Sec. 207

District Police Court.

City and County } ss:
of New York,

*It appearing to me after hearing the proofs, and the statement
of the defendant, that no sufficient cause exists to believe the within named*

Annie S. Leavitt

guilty of the offense within mentioned I order h. by to be discharged.

Dated at the City of New York, July 24 1882

Augustus J. Leavitt Police Justice.

0916

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

William Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

Charles Coulton

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 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 July 24 1882 Augustus 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.

0917

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer.

Annie Leavitt

Question. How old are you?

Answer.

23 Years

Question. Where were you born?

Answer.

New York City

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

Answer.

2 Bayard Street about three months

Question. What is your business or profession?

Answer.

Theatrical performer

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

Mrs Annie Leavitt

day of

188

Taken before me this

Police Justice.

0918

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

1st District Police Court.

Andrew Leavitt 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 of the charge
Andy Leavitt Jr

Taken before me this
day of July 1882

Police Justice.

0919

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer. 142 McInerney Street about four months

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 of
the charge

Harry G. Gault

Taken before me this
day of July 1888

Police Justice.

0920

Form 9.

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

Sixth District Police Court.

of No.

street,

that on the

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

being duly sworn, deposes and says,

1882

of No. 12 *Stuyvesant*
Seventh day of *June*
 at the City of New York, in the County of New York,
Harry Yuckst *Madra Leavitt*
 And *Mr. Amos* *Leavitt* Acting in
 Concert and collusion did by
 means of false and fraudulent
 pretenses and representations
 obtain of deponent good and
 lawful money to the amount
 of one hundred and fifty dollars

That deponent in answer to an
 advertisement in the New York
 Herald went to 29 West 11th Street
 where he met the above named
 defendants - That said Yuckst
 represented to deponent that he
 was the proprietor ^{and manager} of a certain theatrical
 company ~~that~~ that was about to
 travel and would leave this
 city for Philadelphia on the
 Monday following and that
 if deponent would give said
 amount he would become a partner
 and receive half interest in the said
 theatrical company called & known as
 the Leavitts Novelty Company and
 in addition would be made and
 appointed Treasures of said company

That deponent wholly relying on the
 truth of said statement & representations
 gave said Yuckst the amount
 of money aforesaid and has since
 discovered that said Yuckst is in
 no way connected with and does

0921

not in any way represent Leavitt Novelty Company and that said Andrew Leavitt & Mrs. Annie Leavitt who were present at the time and who stated and represented themselves to be performers in, and Members of said Company and who took part in the negotiations and transactions and who signed the receipt ^{hereto annexed} for said money and the agreement entered into by said defendants & deponent are not Members of said Company but did in conjunction with said Agents, falsely, knowingly and designedly state & represent themselves to be such with the felonious intent and purpose to cheat and defraud deponent of said property and appropriate the same to their own use. Deponent therefore asks that said defendants may be apprehended and dealt with as the law directs.

Wm. C. Calkins

Subscribed before me this
10th day of July 1882

J. D. Patterson Chief Justice

Form 9.

POLICE COURT-SIXTH DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

187

Magistrate.

Officer.

0922

BOX:

73

FOLDER:

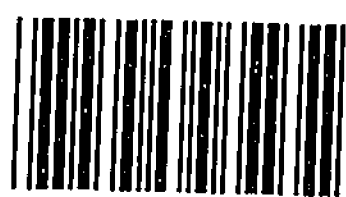
827

DESCRIPTION:

Johnson, George

DATE:

08/08/82



827

WITNESSES.

2

Day of Trial,

Counsel,

Filed 8 day of Aug 1882

Pleads

Guilty

THE PEOPLE

vs.

George Johnson
otherwise known as

John Deen
H. D.

JOHN McKEON,

District Attorney.

A True Bill.

W. B. Chapin Foreman.
Aug 11/82
I find guilty and
S. J. Ouellet

Pelotons Assault and Battery.

0923

0924

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 Johnson
otherwise known as
John Allen

The Grand Jury of the City and County of New York, by this indictment, accuse
George Johnson, otherwise known
as John Allen
of the CRIME OF "Assault and Battery upon another with a deadly weapon with intent to
kill," committed as follows:

The said George Johnson otherwise
known as John Allen
late of the City of New York, in the County of New York, aforesaid, on the
fourteenth day of July in the year of our Lord
one thousand eight hundred and eighty-two with force and arms, at the City and
County aforesaid, in and upon the body of Louisa Cornell
in the peace of the said people then and there being, feloniously did make an assault
and her the said Louisa Cornell
with a certain knife
which the said George Johnson, otherwise
known as John Allen
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 her the said Louisa Cornell
then and there feloniously and wilfully to kill, against the form of the Statute in such
case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
George Johnson otherwise known
as John Allen
of the CRIME OF "Assault upon another, without justifiable or excusable cause, with a
sharp dangerous weapon, with intent to do bodily harm," committed as follows:

The said George Johnson, otherwise
known as John Allen
afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid,
with force and arms, in and upon the body of the said Louisa
Cornell then and there being, wilfully and feloniously did make an
assault and her the said Louisa Cornell
with a certain knife which the said George Johnson
otherwise known as John Allen
in his right hand then and there
had and held, the same being then and there a sharp, dangerous weapon, wilfully and
feloniously, and without justifiable and excusable cause, did then and there beat, strike,
stab, cut and wound, with intent to then and there wilfully and feloniously do bodily
harm unto her the said Louisa Cornell
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN McKEON, District Attorney.

0925

599

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Norman Cornwell
Hearer of testimony
John Johnson
Alias
John Allen

Offence, Felony
Assault with a dangerous weapon

Dated July 15 1882

William C. Magistrate.
Cottrell C. Officer.

Wm C. Clerk.

Witnesses, John Madoney

No. 18 Monroe Street,

in House of testimony

No. 18 Monroe Street,

912 1882

No. 18 Monroe Street,

to answer

Don. July 16/82 94 A.M.

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 Johnson
Alias John Allen

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 July 15 1882 J. M. P. Police Justice.

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

Dated _____ 1882 _____ 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 _____ 1882 _____ Police Justice.

Witness John Madoney
in House of testimony
in chapel of Gov.
to testify

0926

Complainant in: *Henry of Detention*
in default of "800. to testify"

Form

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

POLICE COURT—FIRST DISTRICT.

Louisa Connell
of No. *25 Mulberry* Street, being duly sworn, deposes and says,

that on the *14th* day of *July* 18*82*

at the City of New York, in the County of New York, he was violently and feloniously assaulted and

beaten by *George Johnson,*
otherwise John Allen

now present.

who did maliciously and maliciously
cut, stab and wound this
deponent on the left thigh
with the blade of a knife
which knife he, said deponent,
then had in his hands

Sworn to, before me, this

day of

J. J. Sullivan
1882

Police Justice.

Deponent believes that said injury, as above set forth, was inflicted by said *George*

Johnson alias John Allen

and
with the felonious intent to take the life of deponent, or to do her 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~~ dealt with accord-
ing to law.

Louisa Connell

0927

Complainant in: *Henry of Detention*
in: *deport of "Gov. to take up"*

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

POLICE COURT—FIRST DISTRICT.

Louisa Connell
of No. *25 Mulberry* Street, being duly sworn, deposes and says,
that on the *14th* day of *July* 18*82*
at the City of New York, in the County of New York, he was violently and feloniously assaulted and
beaten by *George Johnson,*
otherwise John Allen
now present.

who did piecfully and maliciously
cut, stab and wound this
deponent on the left thigh
with the blade of a knife
which knife he, said deponent,
then had in his hands

Sworn to, before me, this

day of

15th

Deponent believes that said injury, as above set forth, was inflicted by said

George Johnson alias John Allen

And
with the felonious intent to take the life of deponent, or to do her 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 dealt with accord-
ing to law.

Louisa Connell

Police Justice.

0928

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

George Johnson alias John Allen 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. *George Johnson*

Question. How old are you?

Answer. *Twenty-eight years of age*

Question. Where were you born?

Answer. *New York*

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

Answer. *I refuse to answer*

Question. What is your business or profession?

Answer. *Steam fitter*

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 ask for an examination*
George Johnson

Being further examined the defendant states that "by advice of Counsel I waive all further examination in this Court"
George Johnson

Taken before me this

15th

day of

July

1888

Wm. J. Davis

Police Justice.

0929

BOX:

73

FOLDER:

827

DESCRIPTION:

Johnson, Thomas

DATE:

08/18/82



827

0930

X

205

(11)

Day of Trial,

Counsel,

Filed

day of

188

Pleads

Aug 2

Not guilty

THE PEOPLE

vs.

Thomas Johnson

P.

Sept Term

JOHN McKEON,

District Attorney.

22 Sept 4, 1882

Not requested.

A True Bill.

Wm. C. Chaul Foreman

0931

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Johnson

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

Thomas Johnson

of the CRIME OF Assault and Battery upon another by such means and force as were likely to produce death, with intent to kill committed as follows:

The said

Thomas Johnson

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

in and upon one James Morrow then and there being, feloniously made an assault and the said Thomas Johnson, him the said James Morrow, with a certain beer-glass which he the said Thomas in his right hand then and there had and held in and upon the head of him the said James Morrow, then and there feloniously did beat, strike, cut, wound and fracture, the same being such means and force as were likely to produce the death of him the said James Morrow, with intent him the said James Morrow then and there feloniously 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.

John McLean

District Attorney

0932

New York Hospital,

West Fifteenth Street,

New York, Aug 2^d 1882.

This is to certify that -
Jas. Morrow. brought to this
Hospital on June 25th. Said to
have been struck in the head
with brass plate - was suffering
from compound depressed
fracture of the skull - & that his
condition was serious & sufficient
to cause death without operation.
& that he now is permanently
deformed in consequence -

J. Kaneboel M.D.

House Surgeon

0933

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

698 106
Police Court 1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas Johnson
vs. Roosevelt &c.

Thomas Johnson

2 _____
3 _____
4 _____
Offence, Felonious
Assault with cutting

Dated August 2 188 2

W. Patterson Magistrate.

McDonnell Officer.

Wm. A. Clerk.

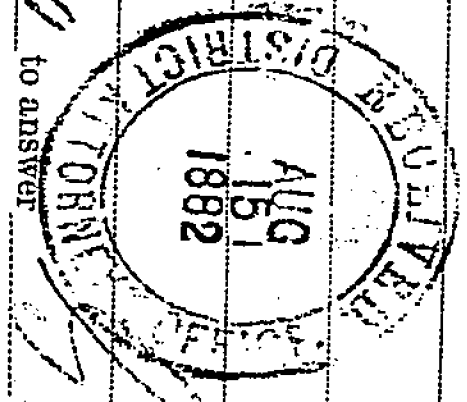
Witnesses, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

\$ 1500 to answer



Chas. A. Clerk

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifty 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 August 14 188 W. A. Patterson 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.

City and County { P.P.
 of New York

James O'Brien, of 22
 Front Street, Brooklyn, being
 duly sworn and examined by
 Commissioner Cowen for said
 defence deposes and says -

Q What is your age and business?

A I am 24 years old and a laborer.

Q Did you see the altercation
 between the Complainant and
 defendant in this case, and
 if so state what occurred?

A I went into a place in Pearl
 Street about six weeks ago for
 a drink and sat down at a
 table. I heard some trouble
 in the other end of the room
 and turning round I saw
 the defendant, Johnson, now
 here, bleeding from the head.
 The Complainant, Morrow, here
 present and a dark man
 then stood of each other
 and the dark man knocked
 Morrow down and then took
 a large beer glass and struck
 him on the head with it.

Q You swear positively that the defendant, Johnson, is not the man who struck the Complainant.

A I do
Cross Ex.

Could not the defendant have struck the Complainant without your seeing it?

A No Sir. When I turned about the Complainant was not struck or bleeding and I distinctly saw the man who struck the Complainant on the head with the glass and it was not the defendant.

Q Where do you work?

A I work for the U.S. Government at the docks as a labourer.

Q How long have you worked there?

A Three months, and before that I worked for the Contractor about 10 days.

Given & before me this
14th day of August 1882

James Brennan

Wm Patterson, Solicitor

City and County of New York, C.D.
 William Holmes sworn and
 examined for the defence -

Q What is your name, residence
 and business?

A William Holmes. 18 Tallman
 Place, Brooklyn. I work at
 the Tobacco Inspection, Brooklyn

Q Did you see this difficulty
 and if so state what took place?

A I went into 189 Pearl Street
 with my friend Reuben
 the former pitman, about 2 1/2
 o'clock P.M. to have a drink.
 I saw the Complainant, Morris,
 struggling with a man who
 knocked him down and while
 down struck him with a glass.
 The man who struck the
 Complainant was not the
 defendant. That I see Morris
 positively.

Cross Examined

Could the defendant have struck
 the Complainant without your
 seeing him?

A No Sir. The Complainant was
 trying to throw the defendant

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When the other man struck
the Complainant with a
glass. That was all I saw.
I did not see the Complainant
struggle with any other man
but the defendant. He was
trying to move the defendant
when the other man struck
him. The defendant was bleeding
from the head before I saw
the Complainant struck.
The first I saw was the
Complainant and Johnson
struggling and the other man
struck Johnson the defendant.
I did not see the dark
man strike any one. I
did not see the Complainant
struck by any one.
When I saw the Complainant
and defendant struggling it
was the defendant who
was struck by the other man
and not the Complainant.
I did not see the Complainant
struck at all.

To the Court - I did not see
the Complainant, Morrow
struck by any body. He was
the defendant, Johnson, I
saw struck by a dark
man.

Re Direct

Q Which part of your affidavit
is true and testimony is true?
A The first part. It was all
mixed up in the last part.
Sworn to before me this { William
14th day of August 1882 { J. H. Jones

J. W. Patterson
Notary Public

James German recalled -
To the Court -

There was no struggle between
Johnson and Morrow.

The dark man and Morrow
were struggling together when
the dark man struck him.
I went into the store with
the witness Holmes and went
out with him. Johnson

0939

walked out of the store after
the Complainant was struck
by the dark man

I want to depose me this }
14th day of August 1862 }

James Brennan

J. W. Patterson
Witness

0940

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question What is your name?

Answer. *Thomas Johnson*

Question. How old are you?

Answer. *Twenty-five years of age*

Question. Where were you born?

Answer. *Ohio*

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

Answer. *64 Baxter St. Since May last*

Question. What is your business or profession?

Answer. *In the Irish business*

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

Answer. *I am not guilty*
Thomas Johnson

Taken before me this *14*th

day of *August* 188*9*

William J. Sullivan
Police Justice.

0941

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 James Morron

of No. 51 Rosebeck Street, that on the 25 day of June

1882 at the City of New York, in the County of New York,

he was violently Assaulted and Beaten by

and feloniously Thomas Johnson

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 1st 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 2^d day of August 1882

J. W. Patterson

POLICE JUSTICE.

POLICE COURT, DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-A. & B.

Dated 188

Magistrate.

Officer.

The Defendant Thomas Johnson

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

Officer

Dated 188

This Warrant may be executed on Sunday or at night.

Police Justice

REMARKS.

Time of Arrest, 2:50 PM

Native of

Age, 25

Sex M

Complexion, White

Color White

Profession, Freightman

Married M

Single, —

Read, Yes

Write, Yes

to H. J. J. J. J.

0942

Form

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

POLICE COURT—FIRST DISTRICT.

James Morrow
of No. 81 Rensselaer Street, being duly sworn, deposes and says,
that on the 25th day of June 1882

at the City of New York, in the County of New York, he was violently and feloniously assaulted and
beaten by

Thomas Johnson

now present.

Who struck deponent with a
heavy lager beer glass (he,
said deponent, threw at this
deponent, said glass so thrown
at deponent striking and wounding
deponent on the head and
fracturing deponent's skull

7

Sworn to, before me, this

day of

August 1882

Police Justice.

Deponent believes that said injury, as above set forth, was inflicted by said

Thomas Johnson

with the felonious intent to ~~take the life of deponent~~ do him 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 dealt with accord-
ing to law.

James Morrow

0943

This Case coming up for examination
and the defendant having failed to
produce his witnesses or to complete his
case for examination, and on motion
of Counsel for the ^{for defendant} further hearing
was adjourned to August 14/82 at
2 1/2 P. M. ~~and the defendant~~ ~~Committee~~
~~until completion of his case.~~

And additional facts taken on
bond for examination

0945

**END OF
BOX**