

0977

**BOX:**

6

**FOLDER:**

86

**DESCRIPTION:**

Oates, John

**DATE:**

02/25/80



86

0978

**BOX:**

6

**FOLDER:**

86

**DESCRIPTION:**

Rogers, Michael

**DATE:**

02/25/80



86

0979

1880  
Filed 25 day of Feb 1880  
Pleas Vol. 1. C. D. 11077  
1880  
John Bates

Indictment for Receiving  
Stolen Goods.  
THE PEOPLE,  
vs.  
John Bates  
Sent 2 yrs for 1st time  
Michael Rogers  
Sent 2 yrs for 1st time  
L. C. 11077

BENJ. K. PHELPS,  
District Attorney.  
"old offender"

A True Bill.

J. W. Comstock

Foreman.  
March 3<sup>d</sup> 1880.  
Hinds & Jamieson  
S. P. Fine & Co.



by the light of the gas burning in the stove and kitchen the prisoner John Cates, now here pending over defendant and standing close to defendant's bed. That he said to defendant "if you scream I'll kill you" and defendant thereupon struck him on the face and jumped out of bed and stamped upon the floor to alarm the men in the bakery underneath. That said Cates then ran away out of said room, and defendant then discovered that the rear kitchen window had been forced open and that the property aforesaid had been stolen and carried away from said premises.

That thereafter defendant was informed by officer McConnell, here present, that her said officer arrested said defendants about the hour of 2 o'clock A. M. of said day, and found upon the person of said Cates a portion of said stolen property, to wit: the three handkerchiefs, bottle of peppermint and clock key; and one

0982

The person of said Rogers all  
the rest of said stolen property  
viz: the skirts, wrapper, cloak,  
dress, bed sheet, tick, cover,  
table cloth and bagging, - which  
information deponent believes to  
be true.  
Given & before me this } Minnie Farrell.  
13<sup>th</sup> day of February 1880

Wm Murray Police Justice

City and County of New York, S.D. &  
John M. Corwell, of the 22<sup>d</sup>  
Precinct Police, being duly sworn  
says that he has heard read the  
foregoing complaint of Minnie Farrell  
and that so much of the same as  
relates to deponent is true of deponent's  
own knowledge. Deponent further says  
that the property described in said  
complaint was found by deponent in  
the possession of the prisoners  
John Cates and Michael Rogers,  
both run aways, and has been  
identified by the said Minnie Farrell

0983

as being the property (being claimed)  
stolen from her possession as  
related in her said Complaint.

Deem to refer on this

13<sup>th</sup> day of February 1880 } John McDonald

of the County of Murray, Police Justice

0984

Police Court, Fourth District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Oates*

being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. *John Oates*

Question. How old are you?

Answer. *Nineteen years of age*

Question. Where were you born?

Answer. *New York City*

Question. Where do you live?

Answer. *No. 829 - 11<sup>th</sup> Avenue*

Question. What is your occupation?

Answer. *Driver of a Wood Wagon*

Question. Have you anything to say, and if so what,—relative to the  
charge here preferred against you?

Answer. *I am not guilty of the charge*

*John Oates*

*Wm. H. Brown*  
Taken before me this 18<sup>th</sup> day of May 1870  
Police Justice

0985

Police Court, Fourth District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Michael Rogers* being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was  
at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. *Michael Rogers*

Question. How old are you?

Answer. *Twenty-eight years of age*

Question. Where were you born?

Answer. *Ireland*

Question. Where do you live?

Answer. *550 Cleveland Avenue*

Question. What is your occupation?

Answer. *Work in Gas House*

Question. Have you anything to say, and if so what,—relative to the  
charge here preferred against you?

Answer. *I am not guilty of the charge.*

*Michael Rogers*

Taken before me this *18<sup>th</sup>*  
day of *February* 1906  
*[Signature]*  
Police Justice

0986

407 of 31  
Police Court—Fourth District.

THE PEOPLE &c.  
ON THE COMPLAINT OF

*Minnie Kordell*  
785 11<sup>1/2</sup> Ave.  
P.S.

*John Cates*  
*Michael Rogers*

*Offence, Burglary and  
Obstruction*

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated *February 13* 18*80*

*Murray*  
Magistrate.

*McNee 22*  
Officer.

*McK*  
Clerk.

Witnesses:  
*John McConell*  
*22<sup>d</sup> Prec. Police*

*Frank Savell.*

*5000 of Bail back to*  
*Ang. C. A. D.*

Received in District Atty's Office.

CITY AND COUNTY }  
OF NEW YORK. } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present :

That *John Oates and Michael Rogers each,*

late of the *twenty second* Ward of the City of New York, in the County of New York, aforesaid,  
on the *Thirteenth* day of *February* in the year of our Lord one thousand eight hundred and ~~seventy~~ *Eighty* with force and arms, about the hour of *One* o'clock in the *night* time of the same day, at the Ward, City and County aforesaid, the dwelling house of

*Minnie Karell* there situate, feloniously and burglariously did break into and enter by means of *forcibly breaking open an outer window of said dwelling house* whilst there was then and there some human being to wit, one *Minnie Karell* within the said dwelling house, *John Oates and Michael Rogers* then and there intending to commit some crime therein, to wit: the goods, chattels, and personal property of *Minnie Karell* in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the people of the State of New York and their dignity.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of *One* o'clock in the *night* time of said day, the said *John Oates and Michael Rogers each,*

late of the Ward, City, and County aforesaid, *Two shirts of the value of one dollar each, One wrapper of the value of one dollar, One cloak of the value of two dollars, One strip of the value of two dollars, One sheet of the value of one dollar, One pair of the value of one dollar, One hood of the value of one dollar, One table cloth of the value of two dollars, One saccue of the value of one dollar, Three handkerchiefs of the value of twenty five cents each, One bottle of pipe perminit of the value of ten cents, One key of the value of five cents,* of the goods, chattels, and personal property of *Minnie Karell*

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

been feloniously stolen). 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.

BENJ. K. PHELPS, District Attorney.

0988

CITY AND COUNTY }  
OF NEW YORK, } ss.

And <sup>aforesaid</sup> THE JURORS OF ~~THE PEOPLE OF THE STATE OF NEW YORK,~~  
~~in and for the body of the City and County of New York,~~  
upon their Oath, ~~aforesaid do further present~~

That the said <sup>County Second</sup> John Oates and Michael Rogers each  
late of the ~~First~~ Ward of the City of New York, in the County of New York, aforesaid,  
on the ~~Thirtieth~~ <sup>Thirtieth</sup> day of ~~February~~ <sup>February</sup> in the year of our Lord  
one thousand eight hundred and ~~seventy~~ <sup>Eighty</sup> with force and arms, at the  
Ward, City and County aforesaid,

Two shirts of the value of one dollar each  
one wrapper of the value of one dollar  
one cloak of the value of two dollars  
one dress of the value of two dollars  
one sheet of the value of one dollar  
one tick of the value of one dollar  
one hood of the value of one dollar  
one table cloth of the value of two dollars  
one package of the value of one dollar  
Three handkerchiefs of the value of twenty  
five cents each, one bottle of pepper  
mint of the value of ten cents, one key of  
the value of fifty cents

of the goods, Chattels and personal property of Minnie Karell

by a certain person or  
and certain other persons, to the Jurors aforesaid unknown, then lately before feloniously  
stolen of the said <sup>Minnie - Karell</sup>  
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have  
(the said <sup>John Oates and Michael Rogers</sup>

then and there well knowing the said goods, chattels, and personal property to have  
been feloniously stolen). against the form of the Statute in such case made and pro-  
vided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0989

**BOX:**

6

**FOLDER:**

86

**DESCRIPTION:**

O'Brien, Luke

**DATE:**

02/09/80



86

0990

167

Day of Trial

Counsel,

Filed 9 day of Feb 1880

Pleads *John S. Gully*

THE PEOPLE

vs.

*W. H. M.*

B.

*Luke O'Brien*

Violation Excise Law.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*J. M. Conant*

Clerk No. Feb-10. 1880 Foreman.

*pleads guilty.*  
*John S. Gully*

*D*

0991

Fourth District Police Court.

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

*Thomas Dalton*

of No. *22 Beuich Police* Street,

of the City of New York, being duly sworn deposes and says, that on the *20*,

day of *January* 18*80*, at the City of New York, in the County of New York,

at No. *578 West 27th St* Street,

*Luke O'Brien* *non present*

did sell, or caused, suffered, or permitted to be sold, under his direction, or authority, strong or spirituous liquors or wines, to be drunk in his house, or premises aforesaid, in quantities less than five gallons at a time, contrary to and in violation of the Act of the Legislature of the State of New York, entitled "An Act to Suppress Intemperance, and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this *21* day }  
*January* 18*80* }

*Thomas Dalton*  
Police Justice.

*Thomas Dalton*

0992

109

Police Court, Fourth District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thomas Dalton

against 22

22

MISDEMEANOR.  
Selling Liquor, &c., without License.

Luke W. Price

Dated the 21 day of January 1877

W  
Magistrate.

Dalton Officers.

Witness

Bailed to Ans.

Y.S.  
James E. Vanderbilt  
408 State Street.

0993

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Luke O'Brien*

late of the *twenty second* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twentieth* day of *January*, in the year  
of our Lord one thousand eight hundred and ~~eighty~~ *eighty*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
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 strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Thomas Dalton*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said*~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, 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 strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of 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 strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

0994

**BOX:**

6

**FOLDER:**

86

**DESCRIPTION:**

O'Donnell, Frank

**DATE:**

02/20/80



86

0995

44P

Day of Trial

Counsel,

Filed 20 day of Feb 1880

Pleas Not Guilty Mas 1

THE PEOPLE

vs.

B

Violation Excise Law.

Max O'Donnell

John O'Donnell  
who has the place in Ward  
name the license is made of  
BENJ. K. PHIBBS  
who is the owner of the premises  
is doing. I have seen & examined  
the license, & it is true to be true.  
District Attorney.

A True Bill. Clerk  
CA

M. Cornwell

Foreman.

Art Mas 8. 1880.

Bail discharged.

0996

Third District Police Court.

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

of No. 11th Avenue Peter J. Donnelly Street,

of the City of New York, being duly sworn, deposes and says, that on the 26<sup>th</sup>  
day of January 1880, at the City of New York, in the County of New York,

at No. 612 E. 14<sup>th</sup> Street,  
Frank O. Donnell

did sell, or caused, suffered or permitted to be sold, or exposed for sale, under his direction or authority, strong or spirituous liquors or wines, to be drunk in his house or premises aforesaid, in quantities less than five gallons at a time, contrary to and in violation of the Excise Laws of the State of New York, entitled "An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this 26<sup>th</sup>  
day of January 1880  
Wm. Murray  
POLICE JUSTICE

Peter J. Donnelly

0997

27. J. 612



151

Police Court - Third District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Peter J. Donnelly*  
11

vs.

*Frank O. Donnell*

MISDEMEANOR.  
Violation Excise Laws.

Dated the 26<sup>th</sup> day of June 1880

*Murray* Magistrate.

*Donnelly* Officers.

Witness.....

Bailed \$ 100 to Ans., G. S.

By *John M. Chrysal*

226 *Sumner* Bldg.

E. 14

0998

CITY AND COUNTY }  
OF NEW YORK, } m.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Frank O'Donnell*

late of the *eleventh* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twenty sixth* day of *January*, in the year  
of our Lord one thousand eight hundred and ~~eighty~~ *eighty*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
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 strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Peter J. Donnelly*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do farther  
present: THAT the said*

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, 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 strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of 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 strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

0999

**BOX:**

6

**FOLDER:**

86

**DESCRIPTION:**

O'Donnell, James

**DATE:**

02/17/80



86

1000

Counsel,  
Filed 17 day of Feb 1880  
Pleads Not Guilty (18)

THE PEOPLE

vs.

*PA*

*James O'Donnell*

Indictment Larceny

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*Wm. Conroy*

Foreman.

*February 26 1880.*

*Discharged.*

1001

POLICE COURT—SECOND DISTRICT.

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

of *Frederick Larques*  
*No 19 Charles* Street, being duly sworn, deposes  
and says that on the *26* day of *January* 18*80*  
at the City of New York, in the County of New York.

*James O'Donnell*  
(now here) did unlawfully, falsely  
and feloniously represent, personate  
and assume the name of Justice  
Banksen T. Morgan and in such  
assumed character did on the said  
date receive from deponent One Box  
containing Segars of the value of  
Seven dollars - the property of  
Joseph Park Jr. and John M.  
Tilford, copartners - with intent to de-  
fraud said owners and whereby said  
owners were defrauded of the said  
property aforesaid - that on the said  
date the said firm gave deponent  
the said property with direction to  
deliver the same - to the residence  
of Justice Banksen T. Morgan of  
No 211 West 14th Street - that depo-  
nent <sup>between 2 and 3 o'clock P.M.</sup> rang the Bell at the Basement  
door of said last named premises  
and was about to deliver said Segars  
when said defendant who was  
standing on the Stoop called to de-  
ponent and said to deponent "I am  
Judge Morgan - it is all right" -  
deponent believing said defend-  
ant's statement to be true delivered  
said property to said defendant -

Deponent was informed by Elizabeth Rooney that said defendant - between 2 and 3 o'clock on the afternoon of the said date - said Rooney admitted a man unknown to said Rooney to the hallway of the premises No. 211 West 14th Street that said man had in his possession a small package the contents of which were unknown to said Rooney - that said man enquired for Judge Morgan and when said Rooney told said man the judge was not at home the said man left taking the said package with him -

J. J. Fred. Clarques

30th  
From T. L. Brennan  
1880  
J. J. Fred. Clarques  
Deputy Police Officer

POLICE COURT - SECOND DISTRICT

THE PEOPLE, &c.

vs  
Frederick B. Clarques  
19 Charles St  
1880

James O'Donnell

Said January 30 1880

Witness,

Elizabeth Rooney  
211 W. 14th Street

Richard Morgan

Committed in default of \$100 Security.

Michael Morgan Street

Bern

990 St  
or other  
Gailly Pennington

City and County of New York

Elizabeth Rooney of No. 211 West 14th Street being duly sworn says she is a servant in the employ of Benson J. Morgan that on the 26 day of January <sup>1889</sup> she admitted to the said premises a man unknown to deponent - who had in his possession a small package - the contents of which were unknown to deponent that he enquired for Judge Morgan and when deponent told him the Judge was not in - said man left and took said package with him at the hour between 2 and 3 o'clock

Sworn to before me this Elizabeth Rooney.  
30<sup>th</sup> day of January 1889

John J. Pollard  
Pollard & Co.

CITY AND COUNTY }  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That *James O'Donnell*

late of the First Ward of the City of New York, in the County of New York, afore-  
said, on the ~~twelfth~~ *seventh* day of ~~January~~ *February* in the year of our Lord one  
thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County  
aforesaid, with force and arms

*one Box cigars of the value of seven dollars,  
Fifty Cigars of the value of four teen cents  
each*

of the goods, chattels and personal property of one

*Joseph Park Junior.*

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

**BENJ. K. PHELPS, District Attorney.**

1005

BOX:

6

FOLDER:

86

DESCRIPTION:

O'Leary, Andrew

DATE:

02/16/80



86

294

Day of Trial

Counsel,

Filed *1/1* day of *Feb* 188*8*

Pleads

THE PEOPLE

vs.

*B*

*Quaker Oats*

Violation Expose Law.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*J. M. Condit*

*July 24. 1888 Foreman.*

*H. J. In*

*J. T. Condit*

*6*

1007

399 Pearl St

First District Police Court.

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

of No. the 24<sup>th</sup> Precinct Police Street,  
of the City of New York, being duly sworn, deposes and says, that on the 24<sup>th</sup>  
day of January 1880, at the City of New York, in the County of New York,  
at No. 399 Pearl Street,

Andrew O'Leary

did sell, or caused, suffered or permitted to be sold, under his direction or authority, strong or spirituous liquors  
or wines, to be drunk in his house or premises aforesaid, in quantities less than five gallons at a time, contrary to  
and in violation of the Sections 13 and 14 of the Act of the Legislature of the State of New York, entitled "An  
Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Subscribed before me, this 24<sup>th</sup>  
day of January 1880

Martin Keogh

B. J. Kelly

POLICE JUSTICE.

1008

27 No 82 Madison St  
94 Ireland  
Police Court—First District. 118

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

Martin Reep

vs.

Andrew Reep

MISDEMEANOR,  
Selling Liquor, &c. without License

Dated the 24<sup>th</sup> day of Jan'y 1890

B. A. Reep Magistrate.

Officers.

Witness

Bailed \$100 to Ans.

By William Curran

209 Park Street.



25

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Andrew O'Leary*

late of the *fourth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *twenty fourth* day of *January*, in the year  
of our Lord one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
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 strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Matthew Keogh*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, 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 strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of 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 strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

10 10

**BOX:**

6

**FOLDER:**

86

**DESCRIPTION:**

Oliver, Andrew

**DATE:**

02/18/80



86

401  
*Oliver*

Day of Trial,

Counsel,

Filed 18 day of Feb 1880  
Pleads *Not Guilty* (191)

THE PEOPLE

vs.

*Andrew Oliver*

BURGLARY-THIRD DEGREE.  
NOTHING STOLEN.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*S. M. Comstock*  
Foreman.

February 19, 1880.

*Quinn & Shepard*

1012

Police Office, First District.

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

Samuel Knapp

of No. 103 Park Place — ~~Street~~, being duly sworn,

deposes and says, that the <sup>cellar of the</sup> premises No. — 174 West Street —

~~Street~~, <sup>3rd</sup> Ward, in the City and County aforesaid, the said being a brick building

and <sup>said cellar</sup> which was occupied by deponent as a — place for storing deponents <sup>attempted</sup> wares <sup>were</sup> BURGLARIOUSLY to be

entered by means of the door communicating between the street and said cellar —

on the ~~night~~ — of the 14<sup>th</sup> day of February 187<sup>8</sup> and the following property, feloniously taken, stolen and carried away, viz.:

Assorted fancy articles of the value of four hundred dollars and

the property of deponent —

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by

Andrew Oliver — (now here)

for the reasons following, to wit: — that on the evening of the 14<sup>th</sup> day of February 1878 deponent securely locked the said door of said cellar, within which cellar were the goods above described, and upon information from Julius H. Barlow (now present) as in his annexed affidavit set forth. I Knapp

Sworn before me  
this 15<sup>th</sup> day of Feb 1880

J. H. [Signature]  
Minister

City and County }  
 of New York }<sup>ss.</sup> John H. Barlow of  
 No 27 Desbross street being duly  
 sworn deposes and says that deponent is a  
 watchman, and on the night of the 14<sup>th</sup> day  
 of February 1880 was watching the buildings  
 in the vicinity of No 174 West Street; that  
 on said night deponent saw Andrew Olin  
 the witten prisoner with two other men who  
 are to deponent unknown, attempt to enter  
 the cellar of said premises 174 West Street  
 as deponent verily believes; that deponent  
 saw said Olin attempt to pry open said  
 cellar door, that said Olin did insert the  
 end of a stick which he held in his hand  
 under a bar which was locked across  
 said door; that said bar yielded to  
 the pressure and was thereby forced off;  
 that said Olin then used said bar  
 and with the same, attempted to force  
 apart the two parts or lids of said door.  
 That deponent went after an officer  
 and when deponent returned with  
 said officer the said men and said  
 Olin were not near said cellar  
 door but deponent found the bar <sup>as</sup> forced  
 forced open and lying near said  
 door and ~~the~~<sup>a</sup> lock and staple which  
 had fastened said bar to the door was  
 lying on said door. of all of which facts  
 deponent has informed the witten com-  
 plainant.

John H. Barlow

Sworn to before me this

15<sup>th</sup> day of February 1880

P. J. [Signature]  
Police Justice

1014

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Andrew Olmi* being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

*Andrew Olmi*

Question. How old are you?

Answer.

*forty four*

Question. Where were you born?

Answer.

*In Scotland*

Question. Where do you live?

Answer.

*New York*

Question. What is your occupation?

Answer.

*Horse shoer*

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

*I have nothing to say.*

*Andrew Olmi*

Taken before me, this

5<sup>th</sup> day of

September 1898

Police Justice.

*[Signature]*

10 15

Form 64. COUNSEL FOR COMPLAINANT.

401  
Police Court—First District.

Name,

Address,

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Samuel Knapp*  
*103 Park Road*  
ES.

*Andrew Oliver*

*Attorney at Law*  
*Lawrence*



COUNSEL FOR DEFENDANT.

Name,

Address,

Dated *February 15th 1880*

*Filbert* Magistrate.

*Sheridan* Officer.

*27* Clerk.

Witnesses,

*John H. Barlow*

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

*1000* to answer

Sessions.

Received in Dist. Atty's Office,

1016

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That *Andrew Oliver*.

late of the *Third* Ward of the City of New York, in the County of  
New York, aforesaid,  
on the *fourteenth* day of *February* in the year of our Lord  
one thousand eight hundred and ~~seventy~~ *eighty* with force and arms,  
at the Ward, City and County aforesaid, the *storehouse* of  
*Samuel Knapp*

there situate, feloniously and burglariously did break into and enter, the said *storehouse*  
being then and there a building in which divers goods, merchandise, and valuable things  
were then and there kept for use, sale and deposit; the same being the goods, chattels,  
and personal property of

*Samuel Knapp*.

goods, merchandise and valuable things in the said *storehouse* with intent the said  
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.

BENJ. K. PHELPS, District Attorney.

10 17

**BOX:**

6

**FOLDER:**

86

**DESCRIPTION:**

Ollcen, James

**DATE:**

02/13/80



86

243

Day of Trial

Counsel,

Filed 18 day of Feb. 1880

Pleads,

Burglary—Third Degree, and Receiving Stolen Goods.

THE PEOPLE

vs.

*James Allen*

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*Wm. Condit*

Foreman.

Part 2. Feb. 13 1880

Pleads Guilty

1st Year.

1019

the glass of said door broken  
and the within described prop-  
erty taken stolen and carried  
away. That deponent is informed  
by Officer Nowak that he  
found in the prisoners possession  
that certain property here shown  
which deponent identifies as a  
portion of the property stolen  
from the aforementioned premises

George T. Devin-

City and County,  
of New York

Augustus Nowak of the  
Police Department 14<sup>th</sup> Precinct  
being duly sworn says that he  
arrested the prisoner in Mulberry  
Street at about 12 O'clock P.M.  
this day and at the time of such  
arrest ~~had~~ had in his possession  
the property here produced

Augustus Nowak  
Sworn to before me this  
9<sup>th</sup> day of February 1880  
D. Withers  
Police Justice

Sworn to before me this  
9<sup>th</sup> day of February 1880  
D. Withers  
Police Justice

1020

Police Office, First District.

City and County  
of New York,

ss: *George W Swain*

of No. *184 Hudson* Street, being duly sworn,

deposes and says, that the premises No. *184 Hudson*  
Street, *5<sup>th</sup>* Ward, in the City and County aforesaid, the said being a *tenement*

and which ~~was~~ <sup>is part</sup> occupied by deponent as a *dwelling* and  
*any day* were **BURGLARIOUSLY**

entered by means of *forcibly breaking a pane*  
*of glass in a door leading from the*  
*public Street into said premises*

on the *day* of the *9<sup>th</sup>* day of *February* 18*80*

and the following property, feloniously taken, stolen and carried away, viz.:

*A quantity of clothing consisting of*  
*Shirts, cuffs, and Collars and*  
*one ladies corset and chemise*  
*in all of the value of about*  
*twelve dollars*

the property of *different persons and left in*  
*deponent's charge for the purpose of being washed*  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

**BURGLARY** was committed and the aforesaid property taken, stolen and carried away by  
*James Allen now present*

for the reasons following, to wit: *That said property was*  
*contained in the basement of said*  
*premises the door leading thereto from*  
*the street being securely fastened and*  
*the glass unimpaired when deponent*  
*left there at about 9 o'clock A.M.*  
*on this day. That deponent returned*  
*about 12 o'clock M and found*

the glass of said door broken  
and the within described prop-  
erty taken stolen and carried  
away. That deponent is informed  
by Officer Nowak that he  
found in the prisoners possession  
that certain property here shown  
which deponent identifies as a  
portion of the property stolen  
from the aforementioned premises

George T. Swain

City and County,  
of New York

Augustus Nowak of the  
Police Department 14<sup>th</sup> Precinct  
being duly sworn says that he  
arrested the prisoner in Mulberry  
Street at about 12 O'clock P.M.  
this day and at the time of such  
arrest ~~had~~ had in his possession  
the property here produced

Augustus Nowak  
Sworn to before me this  
9<sup>th</sup> day of February 1880  
J. Wilbur  
Police Justice

Sworn to before me this  
9<sup>th</sup> day of February 1880  
J. Wilbur  
Police Justice

1022

Police Court - First District.

CITY AND COUNTY }  
OF NEW YORK, }

*James O'Leen* being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

*James O'Leen*

Question. How old are you?

Answer.

*18 Years*

Question. Where were you born?

Answer.

*This City*

Question. Where do you live?

Answer.

*9 Duane Street*

Question. What is your occupation?

Answer.

*Boot Black*

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

*A strange man asked me to carry the bundle for him to 122 Suffolk Street, desiring me after delivering the bundle to meet him on the corner of Hudson and Vestry and he would give me a stamp. I was arrested on my way to Suffolk Street. I know nothing about breaking into this mans place I did not do it.*

*James O'Leen*

Taken before me, this

*9<sup>th</sup>* day of

*Prillwick*

1023

Police Court - First District.

CITY AND COUNTY OF NEW YORK,

*James O'Leen*

being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

*James O'Leen*

Question. How old are you?

Answer.

*18 Years*

Question. Where were you born?

Answer.

*This City*

Question. Where do you live?

Answer.

*9 Duane Street*

Question. What is your occupation?

Answer.

*Boot black*

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.

*A strange man asked me to carry the bundle for him to 122 Suffolk Street, desiring me after delivering the bundle to meet him on the corner of Hudson and Westinghouse and he would give me a stamp. I was arrested on my way to Suffolk Street. I know nothing about breaking into this mans place I did not do it*

*James O'Leen*

Taken before me this

*9<sup>th</sup> day of February 1879*

*W. Wickham*

POLICE JUSTICE.

1024

Form 66. 243 199  
Police Court—First District.

COUNSEL FOR COMPLAINANT.

Name,

Address,

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*George W. Swain*  
184 Hudson St.  
*James Allen*



*James Allen*  
Officer.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

COUNSEL FOR DEFENDANT.

Name,

Address,

Dated *February 9* 1890

*Kilbert*  
Magistrate.

*Augustus Howard*  
14  
Officer.

Clerk.

Witnesses, *Saul Officer*

\$ *1000* to answer

*Com*

Sessions.

Received in Dist. Atty's Office,

CITY AND COUNTY }  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That *James Otten*

late of the *Fifth* Ward of the City of New York, in the County of New York aforesaid, on the *twelfth* day of *February* in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty* with force and arms at the Ward, City and County aforesaid, the *Laundry* of *George W. Swain* there situate, feloniously and burglariously, did break into and enter, the same being a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels and personal property hereinafter described, with intent the said goods, chattels and personal property of the said

*George W. Swain* then and there being, then and there feloniously and burglariously to steal, take and carry away, and

*One wrapper of the value of one dollar*  
*One chemise of the value of one dollar*  
*Six Shirts of the value of fifty cents each,*  
*Six Collars of the value of twenty five cents each,*  
*Six Cuffs of the value of fifty cents each,*

of the goods, chattels, and personal property of the said

*George W. Swain*

so kept as aforesaid in the said *Laundry* then and there being, 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.

1026

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

*James Olcese*

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

*One wrapper of the value of one dollar —  
One chemise of the value of one dollar —  
Six Shirts of the value of fifty cents each,  
Six Collars of the value of twenty five cents each.  
Six Cuffs of the value of Fifty cents each —*

of the goods, chattels, and personal property of

*George W. Swain*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

*George W. Swain*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

*James Olcese* —

then and there well knowing the said goods, chattels, and personal property, to have been feloniously stolen,) 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.

**BENJAMIN K. PHELPS, District Attorney.**

1027

**BOX:**

6

**FOLDER:**

86

**DESCRIPTION:**

Olson, Charles

**DATE:**

02/20/80



86

422

Day of Trial

Counsel,

Filed 20 day of Feb 1880

Pleads

THE PEOPLE  
 vs. *Robert B*  
 vs. *Charles Olson*

Violation Excise Law.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*W. C. Matthews*

Foreman.

Part pro per 24. 1880

*pleads guilty.*

*Fined \$100.00*

1029

**First District Police Court.**

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

of No. *27<sup>th</sup> Precinct Police* *Peter Kerney* Street

of the City of New York, being duly sworn, deposes and says, that on the *30<sup>th</sup>*

day of *January* 18*80*, at the City of New York, in the County of New York,

at No. *5 Battery Place* Street,  
*Charles Elson*

did sell, or caused, suffered or permitted to be sold, under his direction or authority, strong or spirituous liquors or wines, to be drunk in his house or premises aforesaid, in quantities less than five gallons at a time, contrary to and in violation of the Sections 13 and 14 of the Act of the Legislature of the State of New York, entitled "An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857. *kerney*

*no license*  
Sworn to before me, this *31<sup>st</sup>*  
day of *January* 18*80*

*A. Wilton*  
POLICE JUSTICE.

*Peter Kerney*

1030

421

Police Court—First District.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

*Peter Kennedy*

vs.

*Charles Olson*

WISDEMEANOR,  
Selling Liquor, &c. without License.

Dated the *31* day of *July* 18*80*

*Kilbreth* Magistrate.

*Kennedy* Officers.  
*27 P.*

Witness

Bailed \$ *100* to Ans.

By *William H. Burr*

*253 West 68<sup>th</sup>* Street.



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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*Charles Olson*

late of the *first* Ward of the City of New York, in the County of  
New York, aforesaid, on the *thirtieth* day of *January* in the year  
of our Lord one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
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 strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Peter Kenney*

; without having a  
license therefor, as required by law, contrary to the form of the statute in such case made  
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, 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 strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of 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 strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

1032

**BOX:**

6

**FOLDER:**

86

**DESCRIPTION:**

Oppold, William

**DATE:**

02/20/80



86

449

Day of Trial

Counsel,

Filed 20 day of Feb 1880

Pleas

THE PEOPLE

vs.

William Oppen

Violation Excise Law.

BENJ. K. PHELPS,  
District Attorney.

A True Bill.

*J. M. Condit*  
Foreman.

Part no 20-24. 1880

found guilty  
Fined \$10~~00~~ + 25

449

Day of Trial

Counsel,

Filed 20 day of Feb 1880

Pleads

THE PEOPLE

vs.  
H<sup>o</sup> 2 14  
8  
60

Violation Excise Law.

B

William O'Connell

BENJ. K. PHELPS,

District Attorney.

A True Bill.

J. M. Conner

Foreman.

Part in Feb 24, 1880

plead guilty

Fined \$10~~0~~ 75

1035

Third District Police Court.

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

of No. 11 W. Rensselaer Street,  
of the City of New York, being duly sworn, deposes and says, that on the 26<sup>th</sup>  
day of January 1880, at the City of New York, in the County of New York,  
at No. 608 E. 14<sup>th</sup> St. Street,  
William O'Neil

did sell, or caused, suffered or permitted, to be sold, or exposed for sale, under his direction or authority,  
strong or spirituous liquors or wines, to wit: Lager beer to be drunk in his house or premises aforesaid, in quantities less than  
five gallons at a time, contrary to and in violation of the Excise Laws of the State of New York, entitled  
"An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this 26<sup>th</sup>  
day of January 1880

*[Signature]*

POLICE JUSTICE

*[Signature: Peter J. Donnelly]*

1036

No. 449  
449  
RECEIVED  
JAN 28 1880  
POLICE COURT  
Third District  
152

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Peter J. Drumley  
11

MISDEMEANOR.  
Violation Excise Laws.

William Opper

Dated the 26<sup>th</sup> day of January 1880

Murray Magistrate.

Drumley Officers.

Witness

Bailed \$ 100 To Ans., G. S.

By Andrew Klammann  
606 East 14<sup>th</sup> Street.

CITY AND COUNTY }  
OF NEW YORK, } m.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That

*William Opped*

late of the *eleventh* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty sixth* day of *January*, in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty*, at the Ward, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of 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 strong and spirituous liquor, to the jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to one

*Peter J. Donnelly*

; without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly licensed according to law to sell spirituous liquors and wines on the day and in the year aforesaid, 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 strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of 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 strong and spirituous liquor to the jurors aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**