

1041

BOX:

254

FOLDER:

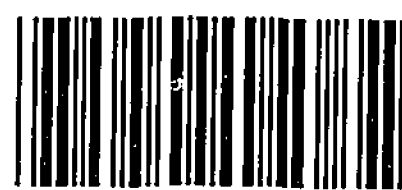
2463

DESCRIPTION:

Taeger, Albert

DATE:

03/04/87



2463

1042

Witnesses:

Officer Cornelius
J. Heenan
11 to Prisoners

Counsel,

Filed 4 (day of March 1887)

Pleads

Chapman (17)

THE PEOPLE

vs.

Albert Jaeger

Violation of Excise Law.

(Sunday).

[III Rev. Stat., 7th Edition, page 1083 Sec. 21, and page 1089, Sec. 3].

RANDOLPH B. MARTINE,

District Attorney.

A TRUE BILL.

William J. Young

Part III Prob 11/67

Foreman.
Pleads guilty

Fined \$30.

1043

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK,

Albert Tager 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

Albert Tager

Question. How old are you?

Answer

20 years

Question. Where were you born?

Answer.

Germany

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

Answer.

Blumfield street Hoboken, N. J.

Question What is your business or profession?

Answer

book

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

Answer.

*I am not guilty
and demand a trial by jury**Al. Tager*

Taken before me this

*28*day of *September* 188*7**Samuel J. O'Brien* Police Justice.

1044

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

Joseph J. Smith
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 *February 18* 188 *7* *Samuel C. Bullock* *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.*

1045

BAILED,

No. 1, by Andrew Horn

Residence 15 East Broadway Street

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

87-80
Police Court District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Conrad Sheehan
11 Precinct
Albert J. Jorgensen

2 _____
3 _____
4 _____

Offence Public Intest

Dated February 28 1887

Phillips Magistrate.

Sheehan Officer.

11 Precinct.

Witnesses _____

No. I hereby consent that this case against me Street.

No. be heard by the Special Street.

No. session for trial

No. March 11, 1887 Street.

\$ 100 to answer G.L.

1046

Excise Violation—Selling on Sunday.

POLICE COURT—34 DISTRICT.

City and County } ss.
of New York, }

of No. the 11th Street between 108th Street and 110th Street

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 27 day
of February 188 7, in the City of New York, in the County of New York, at
premises No. 108th Street

Albert Jaeger (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 Albert Jaeger
may be arrested and dealt with according to law.

Sworn to before me, this 28 day
of February 188 7

Charles J. Schenck

Sam J. Schenck Police Justice.

1047

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Albert Saeager

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

- Albert Saeager -

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

The said *Albert Saeager,*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
27th day of *February*, in the year of our Lord one thousand
eight hundred and eighty-*seven*, 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

Randolph G. Friedman, and to

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

SECOND COUNT :

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

- Albert Saeager -

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

The said *Albert Saeager,*

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

1048

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 *Randolph*

J. S. Sweeney, and to —

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

THIRD COUNT:

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

— *William Sargen* —

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 *William Sargen*.

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

108 Thompson Street. —

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.

1049

BOX:

254

FOLDER:

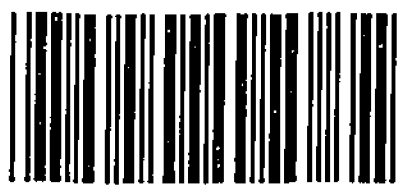
2463

DESCRIPTION:

Taylor, John

DATE:

03/04/87



2463

Witnesses:

William Bernstein

W. J. [unclear]
Counsel,
Filed *H* (day of *March* 188*7*)
Pleads,

THE PEOPLE

vs.

John Taylor

Brought in the Third Degree
Grand Jurors and Judges
[Sections 498, 506, 528 and 531.]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

James J. [unclear]
March 17/87 Foreman
James J. [unclear]
S. P. [unclear]

1051

Police Court—2 District.City and County }
of New York, } ss.:of No. 791 Broadway Street, aged 48 years,
occupation Merchant being duly sworndeposes and says, that the premises No 791 Broadway Street,
in the City and County aforesaid, the said being a four story brick
Building, the first floor and store
which was occupied by deponent as a Gents Furnishing Goods
Store and in which there was at the time no human being, by namewere BURGLARIOUSLY entered by means of forcibly Smashing
and breaking a hole in the
side light of the door window
of Deponents Store
on the 7th day of March 1887 in the light time, and the
following property feloniously taken, stolen, and carried away, viz:A quantity
of Kid gloves and Silk Hand-
kerchiefs of the value of
One hundred and Twenty
five Dollars (\$125.)the property of Benjamin Burstein, Complainant,
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
John Taylor, now
here,for the reasons following, to wit: Deponent locked,
bolted and effectually closed
up his premises at 4 o'clock
on the night of Feb 28th 1887
and on March 1st 1887 at
about five o'clock P.M. after
a continued search of about
twelve hours, Deponent found
said Defendant concealed in

1052

The Basement of said premises, for which reason he charges said Taylor, with Burglariously entering said store and taking, stealing and carrying away from said store the property herein described described and named, wherefore Deponent prays that said Defendant be dealt with as the Law prescribes and directs,

Sworn to before me }
This 2nd day of Mar 1887 }
J. Simon }
Police Justice

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Burglary

Dated 1881

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

1053

Sec. 198-200.

CITY AND COUNTY { ss
OF NEW YORK,

2 District Police Court.

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

Question. What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer

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

Answer

Question. What is your business or profession?

Answer

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

Answer

I am not guilty

John Taylor

Taken before me this

day of *March*

188*8*

John W. Smith
Police Justice.

1054

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 March 2 1887 J. M. Murphy 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.

1055

Police Court 2276 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

J. Bernstein
791 Broadway
John Taylor

BAILED,

No. 1, by

Residence _____ Street.

No. 2, by

Residence _____ Street.

No. 3, by

Residence _____ Street.

No. 4, by

Residence _____ Street.

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

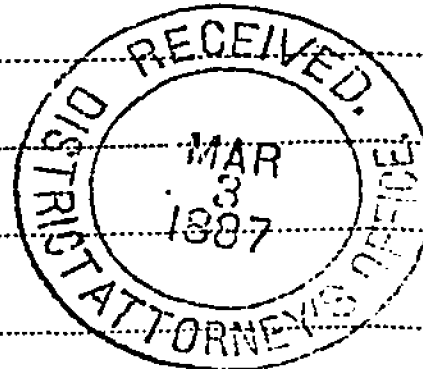
Street.

No.

Street.

\$

to answer



1056

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 Sanford

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

John Sanford

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

The said *John Sanford*.

late of the *5th* Ward of the City of New York, in the County of New York, aforesaid, on the *first* day of *March*, in the year of our Lord one thousand eight hundred and eighty-~~seven~~, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

Benjamin Bernstein.

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

Benjamin Bernstein.

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.

SECOND COUNT—

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

John Sanford —
 of the CRIME OF *Fraud* LARCENY in the second degree, committed as follows:
 The said *John Sanford.*

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 ~~month~~ time of the said day, with force and arms,

*fifty pairs of gloves of the
 value of one dollar and fifty
 cents each pair, and twenty-five
 handkerchiefs of the value
 of two dollars each,*

of the goods, chattels and personal property of one

Benjamin Bernstein, —
 in the *Store* of the said

Benjamin Bernstein, —

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.

David J. Bernstein
 District Attorney.

1058

BOX:

254

FOLDER:

2463

DESCRIPTION:

Teahan, William

DATE:

03/22/87



2463

Witnesses:

John Sullivan
Jeff Watson

154
M-3

Counsel,
Filed *22* day of *March* 188*7*
Pleads *Not guilty - No. 1*

THE PEOPLE

vs.

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

R
William Seahan
April 1/87
Speed & Reynolds.

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

April 1st
Auri Dash Foreman.

1060

Police Court—2^d District.City and County { ss.:
of New York,of No. 513 West 26^d Street, aged 42 years,
occupation grocer being duly sworndeposes and says, that on the 13th day of March 1887 at the City of New
York, in the County of New York,he was violently and feloniously ASSAULTED and BEATEN by William
Irham who struck deponent
several violent blows on the
head with an axe there and
then held in his Irham's hands
grievously injuring and cutting
deponent's head said assault
was so committedwith the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without
any justification on the part of the said assailant :Wherefore this deponent prays that the said assailant may be apprehended and bound to answer
for the above assault, etc., and be dealt with according to law.Sworn to before me, this 14th day
of March 1887 } John SullivanSam'l C. Kelly Police Justice.

1061

Sec. 198-200.

2 District Police Court.CITY AND COUNTY
OF NEW YORK, { ss

William Leahan 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 Leahan

Question. How old are you?

Answer

20 years old

Question. Where were you born?

Answer.

Ireland

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

Answer.

323. 28 26th St. 3 Weeks

Question What is your business or profession?

Answer

Longshoreman

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.
He had the axe was about to
hit another man with it when
I took it away from him and in
the scuffle he got hit.

William LeahanTaken before me this 14day of March 1887Samuel C. Mullen Police Justice.

1062

Sec. 151.

Police Court 2^d 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 John Sullivan

of No. 513 West 26 Street, that on the 13 day of March

1887 at the City of New York, in the County of New York,

and feloniously William Lehane
he was violently Assaulted and Beaten by

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 2^d 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 14th day of March 1887

Sam'l C. Kelly POLICE JUSTICE.

1063

10 P.M. 21. Mr. The Lab M. Yes 523. Mr. 26. Street

The within named

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.

Police Court 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John. Sullivan

vs.

William Dehan

Warrant-A. & B.

Dated March 14 188

Daniel O'Reilly Magistrate

William B. Nison Officer.

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

William B. Nison Officer.

Dated March 14. 188

This Warrant may be executed on Sunday or at
night.

Daniel O'Reilly Police Justice.

1064

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 Tchan

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

March 14 188

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.

1065

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

W 344
Police Court District.

THE PEOPLE &c.,
ON THE COMPLAINT OF

John Sullivan
513 West 26th
William Lehman

1 _____
2 _____
3 _____
4 _____

Offence

Assault
(Felony)

Dated March 14 1887

D. O'Reilly Magistrate.

Wm B. Nixon Officer.

Court Precinct.

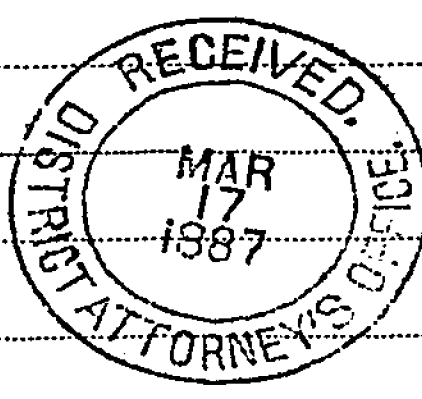
Witnesses Daniel Doherty 513 W 26

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer



1066

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

THE PEOPLE OF STATE OF NEW YORK,

against

William Seahan

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

William Seahan

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

The said William Seahan,

late of the City of New York, in the County of New York aforesaid, on the
thirteenth day of March, in the year of our Lord
one thousand eight hundred and eighty-seven, with force and arms, at the City and
County aforesaid, in and upon the body of one John Sullivan,
in the peace of the said People then and there being, feloniously did make an assault,
and him the said John Sullivan,
with a certain axe -
which the said William Seahan -
in right hand then and there had and held, the same being a deadly and
dangerous weapon then and there wilfully and feloniously did cut, stab and wound,

with intent him the said John Sullivan,
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 Seahan
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows :

The said William Seahan,

late of the City and County aforesaid, afterwards, to wit: on the day and in the
year aforesaid, at the City and County aforesaid, with force and arms, in and
upon the body of the said John Sullivan -
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault, and him the said
John Sullivan -
with a certain axe -
which the said William Seahan -

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

Richard W. Smith

District Attorney.

1067

BOX:

254

FOLDER:

2463

DESCRIPTION:

Theiss, George

DATE:

03/25/87



2463

Witnesses:

Off B. B. B.
15th

Counsel,

Filed *20* day of *March* 188*7*

Pleads,

THE PEOPLE

W. H. B. vs.

B

George Thiers
[Signature]
[Signature]

MISDEMEANOR.
(AMUSEMENT LAW.)
[Section 1898, Consolidation Act of 1882.]

RANDOLPH B. MARTINE,
Pr Apr 4. 1887 District Attorney.

Heads Guilty
Guilty & Suffered.
A True Bill.

Boni Bani Foreman.

1069

Police Court
Third District

The People vs
Michael Bressert
George^r Theiss

Examination Before Justice Egan
Dec 3 1946

For the Defendant Arthel P. Fildel

Michael Bressert, the countenancing witness
being duly sworn deposes and says
on cross examination by defendant's
counsel:-

Q You are the officer who made the
arrest in this case?

A Yes, Sir

Q On Oct 20 when you were in
this place 196 East Fourteenth
street what did you see there?

A I saw men playing on musical
instruments and heard the music

Q Do you know who was proprietor
of that place?

A The reputed proprietor was George
Theiss the defendant

Q Do you know of your own
knowledge or in any other way
except report that defendant
was the owner or proprietor of that
place?

A I cannot tell who has got

the business, no.

By Justice Gorman

2. All you know as to the proprietorship is that by common repute he is known as the proprietor of that place?

A Yes.

By Counsel for Defendant

2 - What conversation did you have with him that night?

A I told him I had orders to arrest him for not having a theatrical license.

2 What did he say?

A He said "all right"

2 That is all the conversation you had?

A That is all the conversation we had.

2 Do you know of your own knowledge whether or not, at that time, he had his license from the Mayor?

A I do not

2 Then it is possible is it not, that at the time you arrested him he might have had a license?

A Yes.

2 - Do you know that there were

1071

three men by the name of Heiss
in business at that place?

A Yes; the father and two
sons.

Q Of your own knowledge do you
know that either of them is
proprietor

A I do not.

Q What do you mean in your
affidavit by saying that the
defendant unlawfully exhibited
to public view an entertainment
of the stage or?

A By having heard in that place
that he was the reputed proprietor.

Q Do you know of your own knowledge
that he hired the orchestra or
had anything to do with it?

A No, Sir

Sworn to before me this 19
Day of December 1886

Police Justice

Counsel for Dft - I move that the defendant
be discharged

Justice Gorman - Motion Denied
Exception.

Dft. held to answer.

The above is a true record of the testimony taken by me in
this case

J. H. Gorman
Police Justice

W. L. Ormiston
Stenographer

1072

CITY AND COUNTY } ss.
OF NEW YORK, }

POLICE COURT, 7 DISTRICT.

Michael Bissert

of No. the 17th Precinct Police Street, aged 43 years,

occupation Policeman being duly sworn deposes and says

that on the 20 day of October 1886

at the City of New York, in the County of New York, George Gleiss,
 (now here) did unlawfully exhibit
 to public view in a room at No
 136 East Fourteenth Street an entertainment
 of the stage consisting of a concert
 of instrumental music, he not having
 obtained from the Mayor of said city
 a license as provided by sections
 1998 and 1999 of chapter 810 of
 the Laws of 1882 of the State of
 New York

Michael Bissert

Sworn to before me, this
of October 1886

21st day

Police Justice.

1073

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

George Shein 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 Shein

Question How old are you?

Answer

46

Question. Where were you born?

Answer.

Germany

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

Answer.

136 East 14th

Question What is your business or profession?

Answer.

Restaurants

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

Answer.

I am not guilty and demand a trial by jury

George Shein

Taken before me this

day of

1886

John J. McNamee, Police Justice.

1074

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

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

Dated December 188 John H. McCarroll Police Justice.

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

Dated December 188 John H. McCarroll 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.

1075

\$500 bond Ex NOV 5 1886
2 P.M.

Adj'd. on motion of
deft. to ~~discontinue~~
~~2 3/4~~ at 2 P.M.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

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

John J. Hornum
Police Justice

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Bisset

1 Geo. Heiss

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Bailed

1076

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Figoraz Schinner

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

Figoraz Schinner

of a MISDEMEANOR, committed as follows:

The said

Figoraz Schinner,

late of the *17th* Ward of the City of New York, in the County of New York aforesaid, on the *Xmas Eve* day of *October*, in the year of our Lord one thousand eight hundred and eighty-*nine*, at the Ward, City and County aforesaid, did unlawfully exhibit to the public, in a certain _____ building and place there situate, a certain entertainment of the stage,

no license for the said place of such exhibition for such purpose, having been first had and obtained 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.

RANDOLPH B. MARTINE,

District Attorney.

1077

BOX:

254

FOLDER:

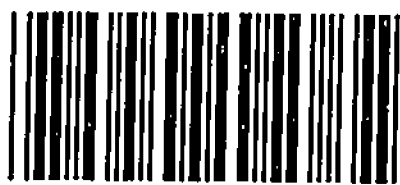
2463

DESCRIPTION:

Theiss, John H.

DATE:

03/25/87



2463

1078

83

L. Spencer

Counsel,
Filed *25* day of *March*, 188*7*
Pleads, *Charging (21)*

Witnesses:

Greene & Coating

THE PEOPLE

vs.

B

John H. Treiss

22 Apr 12/87
Bail denied

RANDOLPH B. MARTINE,

District Attorney.

Prothonotary

A True Bill.

Apr 8 1887 2 o'clock
1/4

Boyer & Co Foreman.

Boyer & Co

MISDEMEANOR.
(AMUSEMENT LAW.)
[Section 1998, Consolidation Act of 1883.]

1079

Police Court }
Third District }

The People vs
John E. Keating
John H. Theiss

Examination before Justice Forman
Dec 3 1886.

For Defendant Ashbel P. Fitch.

Defendants Counsel - I move for an
adjournment on the ground that the
principal counsel for defendant is
unable to attend.

Justice Forman - This case having
been already adjourned ^{about} ~~over~~ a
month. the motion is denied.

John E. Keating the coappearing
witness being cross examined, by
Defendants Counsel, upon his
affidavit, deposes and says:-
2 You are the coappearing witness
in this case?

A Yes.

2 On November 5 last were you
in the premises 136 East Fourteenth
street?

A Yes.

2 Was this defendant there?

A Yes Sir

Q What did you see there?

A I saw men playing on musical instruments

Q In the same room?

A I was in the bar room - and these men were playing in the back room

Q When you enter from Fourteenth Street there is a cigar case and lunch counter?

A Yes.

Q Then there are steps going down and steps going up?

A Yes.

Q Did you go down or up?

A I went inside

Q Where the music was?

A Yes.

Q Did you sit down?

A Yes.

Q How long did you stay?

A - A minute or two

Q What did you hear?

A Music

Q How many musicians?

A About six or seven pieces.

Q Did you stay while they played one piece through?

A No.

Q You stayed a little while?

A Yes.

Q Do you know who hired the

Municians?

A. No, sir.

Q. Do you know whether defendant had anything to do with hiring them?

A. I do not.

Q. Do you know whether or not defendant was proprietor of that place?

A. No.

Q. Do you know whether or not the defendant had anything to do with that concert?

A. I asked him if he was manager and he said "yes".

Q. Manager of what?

A. That place.

Q. Do you know of your own knowledge whether or not he had a license from the Mayor to give a concert there?

A. No.

Q. Do you know whether or not there was a license there for anybody to exhibit there?

A. No.

Q. Why did you swear in your affidavit that he had not any license?

A. I swore that he had no theatrical license — I was told so.

Q. That is all you know about it?

1082

that you were told so?

A Yes.

Q When you made your affidavit that defendant unlawfully exhibited an entertainment of the stage consisting of music - that is all on information?

A Yes.

Q Not personal knowledge?

A I do not know.

Q Did you ask anybody there that night if they had a license?

A I was told before I went.

Q Did you know?

A I did not.

Q You did not know whether they had or not?

A No, Sir.

By Justice Gorman -

Q By whom were you told that defendant had no license?

A The Captain told me to go down and make the arrest - I was sent there.

Q Did any officer, Captain or sergeant tell you that he had no license?

A No.

Defendants Counsel - I move to

1083

denies the complaint.

Justice Eorman - The witness swears that
the defendant admitted that
he was the manager.
Motion denied
Exception.

Justice Eorman - The defendant will
be held to answer \$500 bail.

Sworn to before me this
4th day of December
1886.

Police Justice

The foregoing is a true record of the
testimony as reported by me

Walter L. Ormsby
Stenographer
3d Dist

John Eorman
Police Justice

1084

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3^d DISTRICT.

John A. Keating
of the 17th Precinct Police Street, aged years,
occupation Police officer being duly sworn deposes and says
that on the 5th day of November 1886

at the City of New York, in the County of New York, John H. Weiss (number 6)
did unlawfully exhibit to the public a certain
entertainment of the stage, consisting of a
Musical concert on a stage at and
within premises number 136 East 14th Street
in said City without having procured a
License for such purpose all of which is in
violation of Chapter 410 of the laws of 1882
of the State of New York

John A. Keating

Sworn to before me, this
of November

1886

day

Alfred J. Quisenberry
Police Justice.

1085

Sec. 198-200.

34

District Police Court.

CITY AND COUNTY
OF NEW YORK*John H. Theiss*

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 H. Theiss

Question. How old are you?

Answer

22 years

Question. Where were you born?

Answer.

N.Y.C.

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

Answer.

136 East 14th Street - 5 years.

Question. What is your business or profession?

Answer

Manager

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

Answer.

*I am not guilty, and demand a trial by jury.**John H. Theiss*

Taken before me this

*6th*day of *November*188*6*

Police Justice

1086

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 November 6 1886 John J. Hoffman Police Justice.

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

Dated Dec 4 1886 John J. Hoffman 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.

1087

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Justice Gorman will
please hear and
determine the matter
in my absence
Nov. 4/86

J. Patterson (Police Justice)

Police Court

District

THE PEOPLE, &c,

ON THE COMPLAINT OF

John H. Keating

John H. Theiss

Dated

November 6
Jacob M. Patterson

1886

Magistrate.

Keating

Officer.

Precinct.

Witnesses

No.

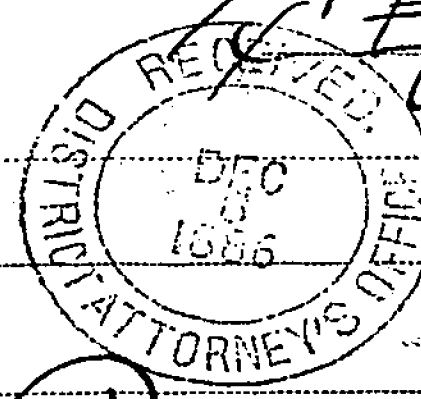
No.

No.

\$

500 to answer

Bailed



Offence: Violation of Court Order

1088

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 M. Schreier

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

John M. Schreier —

of a MISDEMEANOR, committed as follows :

The said

John M. Schreier,

late of the *17th* Ward of the City of New York, in the County of New York afore-
said, on the *22nd* day of *November*, in the year of our Lord
one thousand eight hundred and eighty-*six*, at the Ward, City and County aforesaid,
did unlawfully exhibit to the public, in a certain _____ building
and place there situate, a certain entertainment of the stage,

no license for the said place of such exhibition for such purpose, having been first had and
obtained 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.

RANDOLPH B. MARTINE,

District Attorney.

1089

BOX:

254

FOLDER:

2463

DESCRIPTION:

Travers, Lawrence

DATE:

03/04/87



2463

Witnesses:

Granville Carter

depts Character
Good. Competent
asked to be removed
Competent - properly
restrained.

Fok

1090

270 B. 115 A1

Counsel:

Filed, 4 day of March 1887

Pleas, by Judge 19

THE PEOPLE

vs.

L. P.

Lawrence Travers

Grand Larceny, 2nd degree
[Sections 528, 531 Penal Code]

Spencer & Cummings
attorneys

RANDOLPH B. MARTINE,

District Attorney.

Filed 15/87

Justices 2, 3, 4
A True Bill.

Edward J. Munn

Foreman.

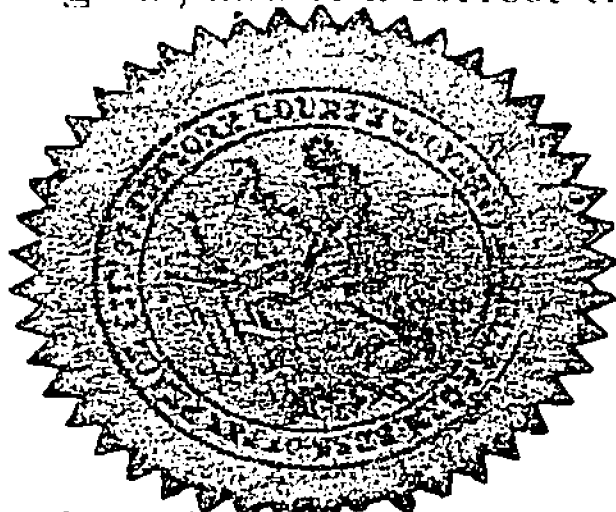
1887
A. H. P.

1091

I, JOHN SPARKS, Clerk of the Court of General Sessions of the Peace, and Clerk of the Court of Oyer and Terminer held in and for the City and County of New York, (each being a Court of Record and having a Common Seal,) do hereby certify that the annexed is a copy of

An Indictment to murder

now on file in the Clerk's Office and that the same has been compared by me with the original, and is a correct transcript therefrom and of the whole of such original.



3d. Vol. R. S., 5th Ed., § 74, p. 687.

GIVEN UNDER my hand and attested by the seal of the said Court this *19th* day of *March* in the year of our Lord one thousand eight hundred and eighty *1889*

1092

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

An order having been made on the 21st day of February 1887, by John B. Smith, a Police Justice of the City of New York, that Lawrence Travers, be held to answer upon a charge of Larceny, upon which he has been duly admitted to bail in the sum of \$100 hundred dollars:

We, Lawrence Travers, defendant, residing at No. 317 East 14th Street, in the said City of New York, occupation, driver, and Samuel Reynolds residing at No. 208 East 80th Street, in said City, occupation, Contractor, jointly and severally undertake that the above-named Lawrence Travers, shall appear and answer the charge above mentioned, in whatever Court it may be prosecuted, and shall at all times render himself amenable to the orders and process of the Court; and, if convicted, shall appear for judgment, and render himself in execution thereof; or if he fail to perform either of these conditions, that we will pay to the people of the State of New York the sum of \$100 hundred dollars.

Taken and acknowledged before me, } Lawrence Travers Principal.
this 23 day of feby 1887 } Patrick Reynolds, Surety.

John B. Smith
Police Justice

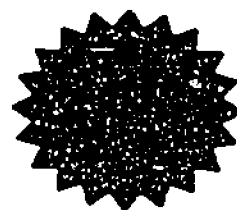
1093

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

Patrick Reynolds, the surety mentioned
in the annexed undertaking to answer, do hereby authorize and empower any
Policeman of the City of New York, or
or either of them, in my name, place, and stead, to take, seize, and
surrender the said *Amelia Stavers* (in the said
undertaking held as defendant,) to the Court wherein he is bound to
appear for trial, or deliver him to the custody of the authorities of said city
and county, in my execution as surety therein.

Dated *March 8th* 1887

Patrick Reynolds Surety.



Certified Copy
NEW YORK

Court of General Sessions of the Peace.

THE PEOPLE, ETC.
ON THE COMPLAINT OF

Recegnizance to Answer.

vs.

Taken the *21st* day of *February* 1887

Approved as to Form and Sufficiency

188

Dated

District Attorney

Identified by

Filed *25th* day of *February* 1887

1094

Police Court—4th District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Granville Center
 of No. 230 West 39th Street, aged 47 years,
 occupation Coal Merchant being duly sworn
 deposes and says, that on the 20th day of February 1887 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property viz :

One horse of the value of Two Hundred
 Dollars. one set of Harness of the
 value of Twenty five Dollars
 and one four wheel Truck of
 the value of Seventy five Dollars
 in all of the value of Three
 Hundred Dollars

the property of Deponent

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
 and carried away by Lawrence Travers (now here)
 from the fact that deponent
 found said Defendant in
 possession of said property
 he having taken the same
 without the consent of deponent
 Wherefore deponent prays
 that Defendant may be bound
 to answer said Complaint

Granville Center

Sworn to before me, this 21st day of February 1887
John A. Smith
 Justice

1095

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

Lawrence Travers

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 Lawrence Travers

Question How old are you?

Answer 20 years

Question Where were you born?

Answer New York

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

Answer 317 East 24th Street, 13 years

Question What is your business or profession?

Answer Driver

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 took the horse out to drive not to steal him

Lawrence Travers

Taken before me this

27th

1887

John J. ...
District Justice

1096

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

Ten 10 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 February 21 1887

Solow B. Smith Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated Feb 23 1887

Solow B. Smith 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.

1097

2 P.m.

BAILED,

No. 1, by

Patrick Reynolds

Residence

208 6 80 Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Police Court

4

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Granville Center

230 W. 37th St.

1 Lawrence Traverso

2

3

4

Offence Larceny

Dated

February 21st

1887

S. B. Smith

Magistrate.

Riley

Officer.

22d

Precinct.

Witnesses

No.

Street.

No.

Street.

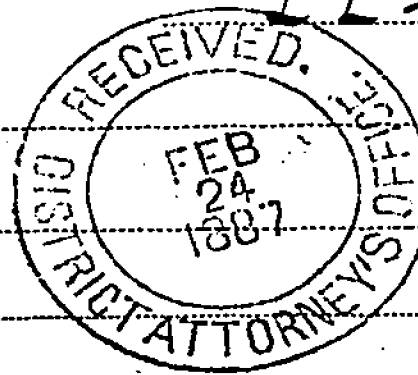
No.

Street.

\$1000 to answer

G.S.

Bound
Bailed



1098

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Lawrence Travers

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

Lawrence Travers

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

The said

Lawrence Travers,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Twentieth day of February, in the year of our Lord
one thousand eight hundred and eighty-seven, at the City and County aforesaid,
with force and arms,

one horse of the value of two
hundred dollars, one set of
harness of the value of
twenty five dollars, and one
bundle of the value of
twenty five dollars.

of the goods, chattels and personal property of one

Lymanville Porter,

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.

Paul J. Brannan

District Attorney.

1099

BOX:

254

FOLDER:

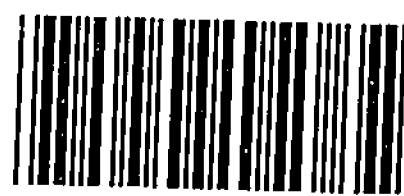
2463

DESCRIPTION:

Tully, James

DATE:

03/09/87



2463

Witnesses:

Edward S. Wilson

J. P. Whelan

7012

Attorney

Counsel,

Filed

day of

1887

Pleas

Not guilty (1st)

THE PEOPLE

vs.

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

B

James Tully

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Bornie Park Foreman.
Rat III Mch 18/87
Ind & Acquitted

1101

Police Court— District

CITY AND COUNTY { ss.
OF NEW YORK,

of No. *350 Washington* Street,

Agent W. F. S. C. being duly sworn, deposes and says, that

on *Monday* the *14th* day of *February*

in the year 188*8* at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by *James Tully*

*who seized a large and dangerous
knife whose blade measured
about eight-inches, held the
same raised above his head
in a menacing manner and
then and there threatened to
take deponent's life and that
said assault was committed*

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

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

Sworn to before me, this *14th* day of *February* 188*8*

Edmund S. Wilson

and me POLICE JUSTICE.

1102

Police Court District.

THE PEOPLE, Etc.,
ON THE COMPLAINT OF

Edmund Wilson

vs.
James Miller

AFFIDAVIT—A. & B.
FELONIOUS.

Dated February 14, 1887

M. J. Porter Magistrate

Officer.

Precinct.

Witnesses,

1103

Sec. 151.

Police Court 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 Justices for the City of New York, by

350 Washington Street, that on the 19th day of February 188

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

John James Kelly and have in his

Office a certain dangerous Knave

with the name

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

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 19th day of February 188

at New York

Police Justice.

1104

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edmund S. Wilson
vs.

James Tully

Warrant-General.

Dated Feb 14 - 1887

Power Magistrate

Walsh Officer.

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

Robert Walsh Officer.

Dated Feb 15 - 1887

This Warrant may be executed on Sunday or at
night.

Police Justice.

Dated 188

19 yrs
w
Irel
black
S
yrs

80 Catherine St

Police Justice.

The within named

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.

1105

Sec. 198-200.

CITY AND COUNTY OF NEW YORK { ss

District Police Court.

James Tully 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

Taken before the
day of February 1887

Police Justice.

1106

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 February 14 188 J. M. Patterson Police Justice.

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

Dated February 14 188 J. M. Patterson 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.

1107

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward S. Wilson
350 Back Street
James Sully

1

2

3

Offence

Assault

BAILED

No. 1, by

Edward O'Monell

Residence

417, Grand Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

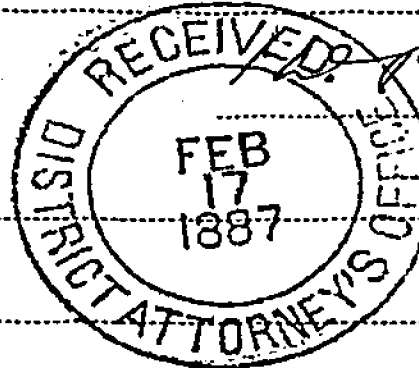
Street.

Dated

February 15 1887

Witnesses

J. M. Patterson Magistrate.
Wood Officer.



No.

No.

No.

No.

\$

To answer
Back

1108

OFFICE OF
B. F. VAN VALKENBURGH,
ASSISTANT NEW YORK STATE DAIRY COMMISSIONER,
350 WASHINGTON STREET.

New York, Mar 4th 1884

J. D. Parker @ his home

Dear Sir

During last month our Sully
was arrested and held to bail
for the Grand Jury at the Term.
Can't I write you at the time
that I was anxious to have his case
brought to the attention of the Grand
Jury promptly as it was one in
which two of the State officers were
assaulted with a knife will
you please have that case brought
up this month? we have several
cases on the Credit Calendar
for Monday Mar 7th after they are
disposed of we will be ready for
the above named case and all the
other cases and am anxious to get
them all before the jury this month.
Respectfully yours
B. F. Van Valkenburgh

1109

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

THE PEOPLE OF STATE OF NEW YORK,
against

James Tully

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

James Tully

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

The said *James Tully*

late of the City of New York, in the County of New York aforesaid, on the
fourteenth day of *January*, in the year of our Lord
one thousand eight hundred and eighty ~~seven~~, with force and arms, at the City and
County aforesaid, in and upon the body of one *Edmund S. Wilson*,
in the peace of the said People then and there being, feloniously did make an assault,
and *with* the said *Edmund S. Wilson*,
with a certain *knife* -
which the said *James Tully* -
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon then and there wilfully and feloniously did ~~cut~~ *attempt to* cut, stab and wound,

with intent *to* the said *Edmund S. Wilson*,
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
James Tully
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows :

The said *James Tully*

late of the City and County aforesaid, afterwards, to wit: on the day and in the
year aforesaid, at the City and County aforesaid, with force and arms, in and
upon the body of the said *Edmund S. Wilson*, -
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault, and *with* the said
Edmund S. Wilson -

with a certain *knife* -
which the said *James Tully* -

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

David W. Smith

District Attorney.

1110

BOX:

254

FOLDER:

2463

DESCRIPTION:

Tully, John

DATE:

03/03/87



2463

Witnesses:

Henry Farrell

Being to the former
good character of the
defendant, & the facts in
the case justifying
only verdict of
1st degree in 3rd
degree, I recommend
that such a plea
be accepted.

Mar. 22/67

McDowry,

Dan D. H. H.

Counsel,

Filed

day of

1887

Pleads

McDowry

THE PEOPLE

vs.

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

John Dwyer

Countell

RANDOLPH B. MARTINE,

District Attorney.

Pen 2 months.

A True Bill.

James J. McInnis

Feb. 11th March 22/67 Foreman.

Pleaded
guilty in the third degree
March 11/67

Paul J. White
Mar 22/67

TORN PAGE

1112

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

District Police Court.

John Tully being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is h *h* 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 h
that he is at liberty to waive making a statement, and that h *h* waiver cannot be used
against *him* on the trial.

Question What is your name?

Answer *John Tully*

Question How old are you?

Answer *32 years*

Question. Where were you born?

Answer. *W*

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

Answer. *445 E 34th St. 7 years*

Question What is your business or profession?

Answer *Labourer*

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

Answer. *I am not guilty*
John Tully

Taken before me this *3rd* day of *March* 188*7*
John Tully
District Police Justice.

1113

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 February 7 188 Andrew J. White Police Justice.

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

Dated February 7 188 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.

1114

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas Farrell
John Sully

Dated

1887

Magistrate

Officer.

Precinct.

Witnesses

No.

No.

No.

\$

to answer

Barber

1115

Police Court—4 District.

CITY AND COUNTY } ss.
OF NEW YORK,

14 of No. Footcast 110 Street, aged 25 years,
occupation Labourer being duly sworn, deposes and says, that
on the 3rd day of February 1888 at the City of New York,

in the County of New York,

he was violently **ASSAULTED** and **BEATEN** by

John Tully from whom
who threw a large stone at deponent
from his hands which struck
deponent upon his side, thereby bruising
deponent and causing deponent great
pain and suffering, with the intention
to take the life of deponent 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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this 5th

day of February 1888

Andrew Smith
Police Justice

Thomas Farrell

1116

Presbyterian Hospital

Feb 4-'87

This is to state that Thos.
Farrell an inmate in
this hospital since yes-
terday is not dangerously
injured & will probably
be discharged in a day
or so -

Henry B Douglass M.D.
Asst Surgeon

1117

CITY AND COUNTY } ss.
OF NEW YORK, }

POLICE COURT, 14 DISTRICT

of *The 25th Precinct* Street, aged *37* years,
occupation *Pharmacist* being duly sworn deposes and says
that on the *3rd* day of *February* 188

he arrested
at the City of New York, in the County of New York *John Tully* (now here) for the reason
that defendant was *informed*
by *James Farrell* now confined
in the Presbyterian Hospital, that
said Tully had assaulted him
with a large stone cast from
the hands of said Tully
with the intention to do him *Farrell*
harm that Farrell cannot now
appear by reason of injuries received
and deponent therefore asks that
said Tully be held to await the injuries
to be received

Sworn to before me, this

of *February* 188

day

John Smith
Police Justice.

1118

Police Court, _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT.

vs.
John Dally

Dated

188

Amble Magistrate.

Smith Officer.

Witness,

Disposition,

*Order to arrest
result of injuries*

1119

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

THE PEOPLE OF STATE OF NEW YORK,

against

John Tully

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

John Tully

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

The said

John Tully

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

third

day of

February

in the year of our Lord

one thousand eight hundred and eighty-~~seven~~, with force and arms, at the City and County aforesaid, in and upon the body of one

Thomas Farrell,

in the peace of the said People then and there being, feloniously did make an assault,

and *in* the said *Thomas Farrell*,

with a certain *stone*

which the said *John Tully*

in *his* right hand then and there had and held, ~~the same being a deadly and~~

~~dangerous weapon~~ then and there wilfully and feloniously did ~~cut, stab and wound,~~

~~the same being made means and force~~
~~as were likely to produce the death~~

with intent *in* the said *Thomas Farrell*,

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

John Tully

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

The said

John Tully

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

Thomas Farrell.

in the peace of the said People then and there being, feloniously did wilfully and

wrongfully make another assault, and *in* the said

Thomas Farrell.

with a certain *stone*

which the said *John Tully*

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

1120

THIRD COUNT;

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

John Sullivan —

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

The said

John Sullivan —

late of the City and County aforesaid, afterwards, to wit; on the day and in the year aforesaid, at the City and County aforesaid with force and arms, in and upon the said

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

John Sullivan —
with a certain *stone* —

which

the said

John Sullivan —

in *his* — right hand and there had and held, in and upon the

side — of *him* the said
Thomas Farrell —

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said

Thomas Farrell —

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.