0293

BOX:
165

FOLDER:
1685

DESCRIPTION:
Bachmann, Henry

DATE:
02/06/85

1685

Witnesses:

Geo. Dept X
appear first
offence.
Dept. in new
out of the liquor
business.

Day of Trial,

Counsel, W R Rose

Filed 6 day of Feby 1880

Pleads Not Guilty 9

THE PEOPLE

vs.

B

Henry Bachmann

Violation of Excise Law.
(Sunday.)

RANDOLPH B. MARTINE,
JOHN McKEON,
District Attorney.

D 2 Nov 27/85
Mead Guilty

A True Bill.

Foreman.

Nov 27 Nov 28
9.10 9.10

0295

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Henry Bachmann

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

OF THE CRIME OF **Exposing for Sale and Selling Strong and Spirituous Liquors, Wines, Ale and Beer, on Sunday,** committed as follows:

The said Henry Bachmann,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 28th day of December, in the year of our Lord one thousand eight hundred and eighty-four, 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 Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to

~~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

Henry Bachmann

of the CRIME OF GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, ON SUNDAY, committed as follows:

The said Henry Bachmann,

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: On the said 28th day of December, in the year of our Lord one thousand eight hundred and eighty-four, 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 Grand Jury aforesaid unknown, unlawfully did give away and dispose of as a beverage to

~~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

Henry Bachmann

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 Henry Bachmann,

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the said 28th day of December, in the year of our Lord one thousand eight hundred and eighty-four, 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 104 East One hundred and tenth 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,
JOHN McKEON, District Attorney.

0297

District Attorney's Office.

Part One

PEOPLE

vs.

Henry Bachman

Nov. 27-

Officer served pers.
By Carroll
Nov. 29th
Bail & Counsel Notified

R-90

0298

Excise Violation—Selling on Sunday. POLICE COURT— 5 DISTRICT.

City and County of New York, } ss.

John E. Leonard

age 27 years

of the 23rd Precinct Police Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 28 day

of December 188 4, in the City of New York, in the County of New York, at

premises No. 104 East 110 Street,

Henry Buchman (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 Henry Buchman may be arrested and dealt with according to law.

Sworn to before me, this 29 day of December 188 4 John E. Leonard

John J. Gorman Police Justice.

0299

BAILED,

No. 1, by [illegible]

Residence 110 Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street

No 4, by

Residence Street.

Police Court— 5 — 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

[illegible]

vs.

1 Eug Backman

2

3

4

Offence Viol Exc Lwd

Dated Dec 29 188 4

[illegible] Magistrate.

[illegible] Officer.

23 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 100 to answer

[illegible]

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 Eug Backman *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 Dec 29 188 4 John J Gorman *Police Justice.*

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

Dated Dec 29 188 4 John J Gorman *Police Justice.*

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

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

0300

Sec. 198—200.

5 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Henry Buchman 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 Henry Buchman

Question. How old are you?

Answer 56 years

Question. Where were you born?

Answer. Germany

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

Answer. 104 East 110 Street 3 years

Question What is your business or profession?

Answer. Saloon Keeper

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

Answer. I am not guilty, I will demand a trial at the Court of General Sessions

Henry Buchman

Taken before me this 9th *day of* March 188 4

John Zimmerman

Police Justice.

03011

BOX:
165
FOLDER:
1685
DESCRIPTION:
Baker, Nicholas

DATE:
02/16/85

1685

Witnesses:

Eug. Officer
F. Smith 17 Pct
Dept. a. henworthing
Man. — Wife a.
demand

150

Filed 16 day of Feby 1885

Pleads

THE PEOPLE

vs.

Nicholas Baker

43 Pct

Assault in the First Degree. (Firearms.)

Sec 217 Penal Law

RANDOLPH B. MARTINE,

JOHN McKEON,

District Attorney.

A TRUE BILL.

Foreman.

Feby 17/85

Plead guilty 3 day

Jordan R.P.

Feby 20/85

2080

0303

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Nicholas Baker

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

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

The said Nicholas Baker,

late of the City of New York, in the County of New York aforesaid, on the ninth day of February, in the year of our Lord one thousand eight hundred and eighty nine with force and arms, at the City and County aforesaid, in and upon the body of Catharine Baker, in the peace of the said People then and there being, feloniously did make an assault, and to, at and against her the said Catharine Baker, a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said Nicholas Baker in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge, with intent to kill the said Catharine Baker, 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 Nicholas Baker

of the Crime of assault in the second degree, committed as follows:

The said Nicholas Baker,

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 Catharine Baker, then and there being, feloniously did, willfully and wrongfully, make an assault, and to, at and against her the said Catharine Baker, a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which he the said Nicholas Baker in his right hand, then and there had and held, the same being an instrument likely to produce grevious bodily harm, feloniously did, willfully and wrongfully then and there shoot off and discharge

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

RANDOLPH B. MARTINE.

JOHN McKEON, District Attorney.

0304

150

Police Court 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Courtlandt Bland
35 Ave a
Richmond Hill

Offence Felonious Assault

1 Nicholas Parker
2
3
4

FEB 12 1885 POLICE COURTS OFFICE

BAILED,

No 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street.

No. 4, by _____ Residence _____ Street.

Dated February 10 188 5

Hall Magistrate.

Smith Officer.

14 Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

$1000 to answer

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Nicholas Parker guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifteen 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 10 188 5. _____ *Police Justice.*

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

Dated _____ 188 . _____ *Police Justice.*

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

Dated _____ 188 . _____ *Police Justice.*

0305

Sec. 198—200.

3d District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Nicholas Baker 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 Nicholas Baker

Question. How old are you?

Answer 43 years

Question. Where were you born?

Answer. New-York

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

Answer. 35 Avenue B. five months

Question What is your business or profession?

Answer Oyster Dealer

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

Nicholas his + Baker mark

Taken before me this 30 *day of* September 1885

Police Justice.

0306

Police Court— 3 District.

CITY AND COUNTY OF NEW YORK, } ss.

Catharine Barker.

of No. 35. Avenue "A" Street,

age 39. Married being duly sworn, deposes and says, that

on Monday the Ninth day of February

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

he was violently and feloniously ASSAULTED and BEATEN by Nicholas Barker. (now here) who wilfully and maliciously pointed aimed and discharged one shot from a pistol then and there held in the hands of the said Nicholas Barker. the powder from said pistol striking and wounding deponents face and Eyes. Causing severe and painful wounds.

with the felonious intent to take the life of deponent, or to do her 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 10th *day of* February 188

Catherine Barker.

Wm Wende POLICE JUSTICE.

03007

BOX:
165
FOLDER:
1685
DESCRIPTION:
Baker, William

DATE:
02/09/85

1685

88/DJC

Witnesses:

Deft. McCormick
& Elmer Ref on
James Accretia
Ff.

Counsel,

Filed 9 day of Feby 1885

Pleads Guilty (P)

THE PEOPLE

vs.

P

William Baker

Grand Larceny, Second degree
[Sections 528, 581, 550, Penal Code].

RANDOLPH B. MARTINE,
~~PETER B. OLNEY,~~
District Attorney.

A True Bill.

Foreman.

Feb. 27, 1885
Sent back to Elmira Reformatory as he violated his Parol.

0309

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Baker

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

William Baker

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

The said William Baker,

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

two blankets of the value of fifteen dollars each,

of the goods, chattels and personal property of one Warren Fry, Esq.

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.

SECOND COUNT—

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

of the Crime of CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said William Baker,

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 eighty-five, at the Ward, City and County aforesaid, with force and arms,

two debentures of the value of fifteen dollars each,

of the goods, chattels and personal property of one Warren Fy. Abbott,

by a certain ~~person or~~ persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Warren Fy. Abbott,

unlawfully and unjustly did feloniously receive and have; the said William Baker,

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

RANDOLPH B. MARTINE,

PETER B. OLNEY,

District Attorney.

0311

POLICE COURT— 4 DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Hugh Martin

vs.

William Baker

W. 22nd nr 4th 407 E. 3d

AFFIDAVIT.

Dated January 31 1885

Paterson Magistrate.

Martin Officer.

28

Witness,

Disposition Ex. Feb 2nd

Off on Adm

Justice Murray in his absence will please hear & determine the within matter.

J. M. Paterson

0312

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

POLICE COURT, H DISTRICT.

Hugh Martin

of No. 28 Police Precinct ~~Street~~, being duly sworn, deposes and says,

that on the 31 day of January 1885

at the City of New York, in the County of New York, the house of William Baker (Now here) in possession of two horse blankets valued together in the sum of thirty-five dollars: That deponent has reason to believe that said property was stolen by defendant: Therefore deponent prays that defendant be committed to await examination and to enable deponent to produce further evidence in the matter.

Hugh Martin.

Sworn to before me, this 31 day of January 1885

Allen Rogers Police Justice.

0313

BAILED,

No. 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street.

No. 4, by _____ Residence _____ Street.

Police Court _____ District.

THE PEOPLE &c., ON THE COMPLAINT OF

1 Jane Doe 304 Madison Ave. William Baker

2

3

4

Offence Grand Larceny

Dated February 8 188 5

Magistrate. Officer. Precinct.

Witnesses Julia Doe Officer No. Dennis Rogers Street. No. Abbott Brown Street, Rushmick & Morrale Co., No. Street, $ 500 to answer

FEB 8 1985

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 Baker

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 8 188 5 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

0314

Sec. 198—200.

21 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

William Baker 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 Baker

Question. How old are you?

Answer 29 years

Question. Where were you born?

Answer. England

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

Answer. 407 East 74 Street

Question What is your business or profession?

Answer Drive a cart

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

Answer. I am not guilty of the charge

William Baker

Taken before me this 29 *day of* February *188*

Police Justice.

0315

CITY AND COUNTY
OF NEW YORK, } ss.

I Hugh Martin

aged 36 years, occupation Police Officer of ~~No.~~

the 28 Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Denis Rogers

and that the facts stated therein on information of deponent are true of deponents' own

knowledge.

Sworn to before me, this

day of February 188 5

Hugh Martin.

Police Justice.

0316

Police Court—.....District.

Affidavit—Larceny.

City and County of New York, } ss.:

Denis Rogers

of No. 307 E. Monroe Williamsbridge Street, aged 27 years, occupation Wagon driver being duly sworn deposes and says, that on the 30th day of January 188 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:

two horse blankets of the value of thirty dollars

the property of Warren G. Abbott and in the care and custody of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was felonionsly taken, stolen, and carried away by William Baker now here from the fact that the blankets in question were stolen and carried away from the backs of a team of horses in First Avenue while deponent who had the horses in charge was delivering beer in a saloon and deponent is now informed by Officer Hugh Martin that on the day following the larceny of the blankets he found them in the possession of the defendant in a stable loft in East 73rd Street the blankets being at the time wrapped around the defendant as covering & deponent believes the same to be true. D. Rogers

Sworn to before me, this 30th day of January 188

Police Justice.

0317

BOX:
165
FOLDER:
1685
DESCRIPTION:
Beaman, George

DATE:
02/19/85

1685

Witnesses:

.....

.....

.....

.....

.....

195

F. O.

Counsel, ...

Filed 19 day of Feby 1885

Pleads Not guilty (2d)

THE PEOPLE

vs.

P

George Beaman

Assault in the First Degree, etc.

[Sections 217 and 218 Penal Code].

RANDOLPH B. MARTINE.

~~PETER B. OLNEY.~~

District Attorney.

A True Bill.

Pa Feby 24. 1886.

Tried Acquitted. *Foreman.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George Freeman

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

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

The said George Freeman,

late of the City of New York, in the County of New York aforesaid, on the [illegible] day of [illegible] in the year of our Lord one thousand eight hundred and eighty-[illegible], with force of arms, at the City and County aforesaid, in and upon the body of one Edward Donnigan in the peace of the said People then and there being, feloniously did make an assault and [illegible] the said Edward Donnigan, in and upon the [illegible] of the said Edward Donnigan, with a certain [illegible]

which the said George Freeman in [illegible] right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound the said Edward Donnigan, with intent [illegible] the said Edward Donnigan, thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

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

The said George Freeman

late of the City and County of New York, on the [illegible] day of [illegible] in the year of our Lord, one thousand eight hundred and eighty-[illegible], at the City and County aforesaid, with force and arms, in and upon the body of one Edward Donnigan in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and [illegible] the said Edward Donnigan

with a certain [illegible]

which [illegible] the said George Freeman in [illegible] right hand then and there had and held, the same being a instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Randolph B. Martine,
District Attorney

0320

195

Police Court— 1 — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

1 Edward Kenny
164 Chatham St.

2

3

4

Offence Felonious Assault

Dated February 11 188 5

Magistrate.

Officer.

Precinct.

Witnesses

BAILED,

No. 1, by ..... Street.

Residence ..... Street.

No. 2, by ..... Street.

Residence ..... Street.

No. 3, by ..... Street.

Residence ..... Street.

No. 4, by ..... Street.

Residence ..... Street.

No. ..... Street.

No. ..... Street,

No. ..... Street,

$ 1000 to answer ..... Sessions.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 10 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 13 Feby 1885 ..... *Police Justice.*

I have admitted the above-named .....

to bail to answer by the undertaking hereto annexed.

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

There being no sufficient cause to believe the within named .....

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

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

0321

Sec. 198—200

1st District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

George Beaman 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 Beaman

Question. How old are you?

Answer. 59 years

Question. Where were you born?

Answer. New York

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

Answer. 468 Pearl St — 8 years

Question. What is your business or profession?

Answer. Peddling

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

Answer. I am guilty, I cut him in self defence as he endeavored to rob me assisted by three others who aided him

George Beaman

Taken before me this ..... *day of* ..... 188 }

..... *Police Justice.*

0322

Police Court— 1st District.

City and County of New York, } ss.:

Edward Hanigan

of No. 87 West Street, aged 47 years,

occupation Seaman being duly sworn

deposes and says, that on 11th day of February 188 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

George Beaman (now here) who cut deponent in four different places on the face with a pen knife then and there held in his hand and causing painful wounds. 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 dealt with according to law

Sworn to before me, this 11th day of February 188 } Edward Hanigan

David C. O'Reilly Police Justice.

Complainant - Cross Examined by cn. Oliver testified as follows:

This was in the middle of the day it was in a salon No. 95 West St. the defendant had a box in his hand & was peddling. There were about fifty people in there at the time. I had no drink. There was some trouble in the place & he called me the most filthy names which is a common habit of his. I told him to get away from me but he wouldn't & called me vile names and I shoved him away from me. I didn't put my hand on his throat. I finally walked away from him which I should have done in the first place & after a lapse of 3 or 4 minutes he came back with a knife and he struck me there and I knocked him down and was on top of him and some of the men pulled him off and I was streaming with blood. I thought he only scraped me and a man on Pier 11 said

he had a knife in his hand and wanted to show a knife. He didn't strike me with the knife when I was down. I was sober I am a seaman before that was a rail-road clerk. On Sunday a week ago I was last Employed.

Sworn to before me this 13th of February 1885

Daniel O'Neill
Police Justice.

George Beaman the defendant being sworn testified as follows: On

Direct Exam by Mr. Oliver

I cut this complainant with a knife. I peddle for a living for the last six years. I was exhibiting my blood tester. I went in this saloon to get a drink. This is a very ~~old~~ tough place & before I went in there I took ten cents out of my shoe & put it in my pocket & put the rest in my shoe. While I was

in there I wanted another drink took another ten cents out of my shoe to pay for it. I then went to the stove to light my pipe & this complainant who is always bulldozing and annoying me & ~~I had~~ him so & he knocked me down. I had my knife in my hand at the time, cleaning my pipe and he was choking me aided by three other fellows & they were trying to get my money & I took my knife and slashed him across the face. I need not have attacked him unless he assaulted me.

Sworn before me this 13th Day of February 1885

Daniel C Reilly
Police Justice

The above is a correct copy of the evidence taken by me in the above matter.
Feby 14 1885

James A Lyon
Stenographer
Police Court

0326

BOX:
165
FOLDER:
1685
DESCRIPTION:
Benedetto, Gaetano

DATE:
02/19/85

1685

03227

BOX:
165
FOLDER:
1685
DESCRIPTION:
Quartorello, Michael

DATE:
02/19/85

1685

Witnesses:

.....

.....

.....

.....

.....

208

20 X

Counsel, ...

Filed 19 day of Feby 1885

Pleads Not guilty (2)

THE PEOPLE

vs.

Gaetano Benedetto P

and P

Michael Quartorello

Assault in the First Degree, etc.

[Sections 217 and 218 Penal Code].

Randolph B. Martine,

District Attorney.

A True Bill.

Foreman.

March 5th 1885.

(Both) Tried & Convicted of Assault 2d degree S.P. four years each. March 6/85

0329

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Gaetano Bernardello
Michael Bernardello

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

The said Gaetano Bernardello and Michael Bernardello, late of the City of New York, in the County of New York aforesaid, on the 26th day of January in the year of our Lord one thousand eight hundred and eighty-five, with force of arms, at the City and County aforesaid, in and upon the body of one Carmelo Scannona, in the peace of the said People then and there being, feloniously did make an assault and him the said Carmelo Scannona, with ~~a~~ two certain sticks

which the said Gaetano Bernardello & Michael Bernardello in their right hands then and there had and held, the same being ~~a~~ deadly and dangerous weapons, wilfully and feloniously did beat, strike, stab, cut and wound

with intent him the said Carmelo Scannona, 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 Gaetano Bernardello & Michael Bernardello of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Gaetano Bernardello & Michael Bernardello, late of the City and County of New York, on the 26th day of January, in the year of our Lord, one thousand eight hundred and eighty-five, at the City and County aforesaid, with force and arms, in and upon the body of one Carmelo Scannona in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and him the said Carmelo Scannona with ~~a~~ two certain sticks

which they the said Gaetano Bernardello & Michael Bernardello, in their right hands then and there had and held, the same being ~~a~~ instruments likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said Gaetano Benedetto and Michael Quartarello of the Crime of ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Gaetano Benedetto and Michael Quartarello, each late of the City and County of New York, on the 20th day of September in the year of our Lord one thousand eight hundred and eighty-five, at the City and County aforesaid, with force and arms, in and upon the body of one Carmella Francona in the peace of the said People then and there being, feloniously, did wilfully and wrongfully make an assault, and him the said Carmella Francona in and upon the chest of him the said Carmella Francona did then and there feloniously, wilfully and wrongfully strike, beat, wound, cut, bruise and wound, and did thereby then and there feloniously, wilfully and wrongfully inflict upon him the said Carmella Francona grievous bodily harm, to the great damage of the said Carmella Francona, 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 C. Martin,

PETER B. OLNEY,

District Attorney

11330

Police Court 5 District.

THE PEOPLE, &c,

ON THE COMPLAINT OF

Carmella Francona
420 E. 116th St

vs.

1 Gaetano Benedetto
2 Michael Quartorello
3
4

Offence Felonious Assault

Dated Feb 13 188

A. J. White Magistrate.

Eagan Officer.

12 Precinct.

Witnesses Luigi Guaris
No. 420 E 116 Street.
Elizabeth Guaris
No. 420 E 116 Street.
Gaetano Dimonti
No. 420 E 116 Street.

$ 1000 to answer G.J.

Corn

FEB 17 1885 DISTRICT ATTORNEY'S OFFICE

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street

No 4, by
Residence Street.

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Michael Quartorello guilty thereof, I order that he be held to answer the same and be admitted to bail in the sum of Two Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated Feb 13 188

A. J. White 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 him to be discharged.

Dated 188 Police Justice.

0332

Sec. 198—200

CITY AND COUNTY OF NEW YORK, } ss.

5th District Police Court.

Gaetano Benedetto 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. Gaetano Benedetto

Question. How old are you?

Answer. 27 years

Question. Where were you born?

Answer. Italy

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

Answer. No 437 East 117th Street 5 or 6 months

Question. What is your business or profession?

Answer. Laborer

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

his
Gaetano + Benedetto
mark

Taken before me this 1st *day of* February 1896

Police Justice.

0333

Sec. 198—200

5th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Michael Quartorello

Question. How old are you?

Answer. 27 years

Question. Where were you born?

Answer. Italy

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

Answer. 432 East 112th Street - 5 or 6 months

Question. What is your business or profession?

Answer. Laborer

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

his
Michael + Quartorello
mark

Taken before me this 13th *day of* February *188*5

Police Justice.

0334

Police Court— 5 District.

CITY AND COUNTY OF NEW YORK, } ss.

Carmella Francona

of No. 42 Q 113 Street,

Grocer being duly sworn, deposes and says, that

on Monday the 26 day of January

in the year 188 3 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Gaetano Benedetto and Michael Martorello (now here) each of whom out and stabbed deponent six times in different places in his body, with stilettos, which the said defendants held in their hands

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 assailants:

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 13 *day of* February 188 3

his
Carmella + Francona
mark

Police Justice.

0335

Police Court, 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John Egan

vs.

Benedict Polidro

Michael Inardo

AFFIDAVIT.

For Assault

Dated January 188

A J White Magistrate.

Egan Officer.

Witness,

Disposition,

Held to await the action of the Grand Jury

0336

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 5 DISTRICT.

Thomas Cagan

of No. 12th Precinct Police Street, aged 38 years,

occupation Policeman being duly sworn deposes and says,

that on the 26th day of January 188

at the City of New York, in the County of New York, deponent was informed by Carmine Falcone who is at present confined in 99th St Hospital that he was feloniously cut and stabbed with a knife in the body by Benedict ~~Flynn~~ and Michael Ingrds (both now here) deponent further says that Carmine Falcone is unable to appear, and asks that defendants be held to await the result of Falcone's injuries

John Cagan

Sworn to before me, this 27 day of January 188

Police Justice.

0337

99th St. Hospital
Jan 27. '85.

To the Captain of the
12th Precinct.

Sir

The Italian who was brought to this hospital last night by name Carmella Fanbona has three punctured wounds of the chest; one of which penetrates the lung. He is at present very weak due to the loss of blood before he reached the hospital.

Very Respectfully
Dr. T. H. Welch

0338

99th St. Hospital
Feb 4, '85

Justice Powers:

Sir:—

The Prisoner Falcone is improving and will soon be able to appear at Court

Very Respectfully
Justice Powers. Yr. Dr. T. R. Weldon
House Surgeon

0339

99th St. Hospital
Feb 18 '85

To Presiding Judge;
Sir
This
certifies that Falcone Carmine
was admitted to this hospital
Jan 26 '85. with three stab
wounds. One between the
scapulae, one at lower border
of left scapula, and one the
most serious on the left side
of thorax in the region
of the eight rib. Was discharg-
ed Feb. 10th '85.

Very Respectfully
Dr. T. H. Weston

Testimony in the
case of
G. Benedetto & ors
Quartrello
filed
~~30~~ Feb. 1883
3505

The People
vs
Gaetano Benedetta
and
Michael Quartorello.

Court of General Sessions, Part I.

Before Judge Gildersleeve.

Wednesday, March 4, 1885.

Indictment for assault in the first degree.

Asst. Dist. Atty. Parris for the people.

A jury was empannelled and sworn.

Carmella Francona, sworn and examined through the interpreter.

Q. By Mr. Parris. You are a grocer living at 420 East 113 St.

A. Yes sir.

Q. Did you reside there on the 26 or January?

A. Yes sir.

Q. Were you in front of your grocery store on that evening?

A. Yes sir.

Q. Did you see those two men there the prisoners?

A. Yes sir.

Q. At what time of night?

A. About half-past nine.

Q. What took place?

A. We were about to close the store and I went to go to a saloon which is right next door to my grocery. I bid them good-night, the people in the saloon, the husband and wife who keep the saloon; and I went out from the saloon to go into my grocery store. Just when I stepped into the door of my grocery store four men, those two and two others they assaulted me, got hold of me; one got hold of me here by

the collar and hit me with a knife in the head. Here is the mark (Pointing) . It went through the cap. I turned around at the same time and I received a stab with a knife behind under the left arm.

Q. Did that stab penetrate the flesh?

A. May he show it, he says.

Q. Certainly.

A. There is two stabs there (witness pointing to his side); one under the shoulder-blade and one right in the middle of the back; here in the forehead one, and one on the back of the head another one.

Q. Who first seized you?

A. Michael, the one with the black beard.

Q. Is that the one (pointing to Michael)?

A. He was the first who hit me.

Q. What did he do?

A. He hit me first here in the forehead, stabbed me in the forehead with the knife and the second stab that he gave me was the one behind here under the arm.

Q. What kind of a knife was it?

A. It was a long knife.

Q. What is known as a stiletto, a dagger?

A. Yes sir I think it is. I was stabbed by the other one.

Q. Where did the other one stab you?

A. One behind here.

Q. What did they say before they stabbed you?

A. Not a word.

Q. What did they do after they stabbed you?

the collar and hit me with a knife in the head. Here is the mark (Pointing) . It went through the cap. I turned around at the same time and I received a stab with a knife behind under the left arm.

Q. Did that stab penetrate the flesh?

A. May he show it, he says.

Q. Certainly.

A. There is two stabs there (witness pointing to his side); one under the shoulder-blade and one right in the middle of the back; here in the forehead one, and one on the back of the head another one.

Q. Who first seized you?

A. Michael, the one with the black beard.

Q. Is that the one (pointing to Michael)?

A. He was the first who hit me.

Q. What did he do?

A. He hit me first here in the forehead, stabbed me in the forehead with the knife and the second stab that he gave me was the one behind here under the arm.

Q. What kind of a knife was it?

A. It was a long knife.

Q. What is known as a stiletto, a dagger?

A. Yes sir I think it is. I was stabbed by the other one.

Q. Where did the other one stab you?

A. One behind here.

Q. What did they say before they stabbed you?

A. Not a word.

Q. What did they do after they stabbed you?

A. Just caught hold of me and stabbed me. In a minute my wife heard the noise and she came out from the rear room and she received a cut in the finger; she got between them and she received a cut in the finger.

Q. Is your wife here?

A. Yes sir she is here.

Q. What did they do after they stabbed you?

A. They ran away.

Q. Had you ever seen them before?

A. Yes sir we are from the same country, we come from the same country in Italy, I know them.

Q. Did you know them?

A. Yes sir I know them for years.

Q. Had you had any difficulty with them before that?

A. No sir.

Q. Did they run away immediately?

A. My wife came and then the saloon keeper with his wife they came.

Q. What was their names?

A. Luigi Guario and her husband, and then they ran away.

Q. Who is Demante?

A. Gaetano Demante.

Q. He is here?

A. He is a witness in the case.

Q. Is he the one that came in from the saloon?

A. He came just at the moment that all four were on top of me.

Q. Did the knock you down?

A. Yes sir.

Q. When was the stabbibg done, when you were on your feet?

or when you were on the floor?

A. Two stabs I received when I was on my feet and then I fell and whilst on the ground I received the others.

Q. What is your wife's name?

A. Catherine.

Cross Examined.

Q. You say there were four men attacked you that night?

A. Yes sir.

Q. Did the other two men stab you?

A. All four stabbed me.

Q. How many stabs have you got on you?

A. Six stabs.

Q. How many times did Benedetta stab you?

A. I can only account for the first two stabs; the first I received from the man with the black moustache, then the second I received from the other one, and then I fell down and I don't know who gave me the other stabs.

Q. Have you got a brother?

A. Yes sir I have a brother.

Q. What is his name?

A. Luigi Fulemea.

Q. Where is he now?

A. He is in prison.

Q. He is in prison charged with stabbing.

Mr. Parris. I object.

Counsel. During this difficulty his brother had a shoemaker's knife and stabbed this man, stabbed him and cut him- so much so that he was attended by a physician in the jail.

The Court. At the same time?

Counsel. Right at the same time.

The court. Go on.

Q. By counsel. Your brother is in prison, charged with stabbing with a shoe-maker's knife this man here (Benedetta).

A. I do not know.

Q. Did you have anything in your hand that night?

A. No sir.

Q. Did not you have a revolverin your hand?

A. If I had a revolver I would have shot all four of them.

Q. At the time that you say you were assaulted, previous to that did not you beat these two men over the head with the butt of that revolver?

A. No sir.

Q. Were you in Dominico Trulisano's rooms that night the 26 of January?

A. No sir, Dominico Trulisano he has no home.

Q. How many times have you been in prison in this city?

Objected to. Objection sustained.

Q. Did you see Nicola Demarco that night?

A. No sir I did not see him.

Q. Had you been drinking that night?

A. No sir I did not.

Q. Were you perfectly sober?

A. I was quietly smoking in front of my store.

Q. And without any reason whatever upon your part these four men attacked and stabbed you, is that the case?

A. The only reason I can account for it is I think they wanted to rob me.

Q. By Mr. Parris. What have you got in that package?

A. Those are the clothing he had on at the time. They are washed, but he can show the holes. He showed the holes on his body.

First five pages copied. See bundle of Attorney W.S.

The People
vs
Gaetano Benedetta
and
Michael Quartorello.

Court of General Sessions, Part I.

Before Judge Gildersleeve.

Wednesday, March 4, 1885.

Indictment for assault in the first degree.

Asst. Dist. Atty. Parris for the people.

A jury was empannelled and sworn.

Carmella Francona, sworn and examined through the interpreter.

Q. By Mr Parris. You are a grocer living at 420 East 113 St.

A. Yes sir.

Q. Did you reside there on the 28 or January?

A. yes sir.

Q. Were you in front of your grocery store on that evening?

A. Yes sir.

Q. Did you see those two men there the prisoners?

A. Yes sir.

Q. At what time of night?

A. About half-past nine.

Q. What took place?

A. We were about to close the store and I went to go to a saloon which is right next door to my grocery. I bid them good-night, the people in the saloon, the husband and wife who keep the saloon; and I went out from the saloon to go into my grocery store. Just when I stepped into the door of my grocery store four men, those two and two others they assaulted me, got hold of me; one got hold of me here by

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Q. Certainly.

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Q. Is that the one (pointing to Michael)?

A. He was the first who hit me.

Q. What did he do?

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Q. What kind of a knife was it?

A. It was a long knife.

Q. What is known as a stiletto, a dagger?

A. Yes sir I think it is. I was stabbed by the other one.

Q. Where did the other one stab you?

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Q. What did they say before they stabbed you?

A. Not a word.

Q. What did they do after they stabbed you?

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A. Yes sir she is here.

Q. What did they do after they stabbed you?

A. They ran away.

Q. Had you ever seen them before?

A. Yes sir we are from the same country, we come from the same country in Italy, I know them.

Q. Did you know them?

A. Yes sir I know them for years.

Q. Had you had any difficulty with them before that?

A. No sir.

Q. Did they run away immediately?

A. My wife came and then the saloon keeper with his wife they came.

Q. What was their names?

A. Luigi Guario and her husband, and then they ran away.

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A. Gaetano Demante.

Q. He is here?

A. He is a witness in the case.

Q. Is he the one that came in from the saloon?

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Q. Did the knock you down?

A. Yes sir.

Q. When was the stabbing done, when you were on your feet?

or when you were on the floor?

A. Two stabs I received when I was on my feet and then I fell and whilst on the ground I received the others.

Q. What is your wife's name?

A. Catherine.

Cross Examined.

Q. You say there were four men attacked you that night?

A. Yes sir.

Q. Did the other two men stab you?

A. All four stabbed me.

Q. How many stabs have you got on you?

A. Six stabs.

Q. How many times did Benedetta stab you?

A. I can only account for the first two stabs; the first I received from the man with the black moustache, then the second I received from the other one, and then I fell down and I don't know who gave me the other stabs.

Q. Have you got a brother?

A. Yes sir I have a brother.

Q. What is his name?

A. Luigi Pulemea.

Q. Where is he now?

A. He is in prison.

Q. He is in prison charged with stabbing.

Mr Parris. I object.

Counsel. During this difficulty his brother had a shoemaker's knife and stabbed this man, stabbed him and cut him- so much so that he was attended by a physician in the jail.

The Court. At the same time?

Counsel Right at the same time.

The court. Go on.

Q. By counsel. Your brother is in prison, charged with stabbing with a shoe-maker's knife this man here (Benedetta).

A. I do not know.

Q. Did you have anything in your hand that night?

A. No sir.

Q. Did not you have a revolverin your hand?

A. If I had a revolver I would have all four of them.

Q. At the time that you say you were assaulted, previous to that did not you beat these two men over the head with the butt of that revolver?

A. No sir.

Q. Were you in Dominico Trulisano's rooms that night the 26 of January?

A. No sir, Dominico Trulisano he has no home.

Q. How many times have you been in prison in this city?

Objected to. Objection sustained.

Q. Did you see Nicola Demarco that night?

A. No sir I did not see him.

Q. Had you been drinking that night?

A. No sir I did not.

Q. Were you perfectly sober?

A. I was quietly smoking in front of my store.

Q. And without any reason whatever upon your part these four men attacked and stabbed you, is that the case?

A. The only reason I can account for it is I think they wanted to rob me.

Q. By Mr Parris. What have you got in that package?

A. Those are the clothing he had on at the time. They are washed, but he can show the holes. He showed the holes on his body.

Thomas H. Weldon sworn. Iam house surgeon of the 9th Street Hospital, the witness who just left the stand was under my medical treatment on the 26th of January, he had three stab wounds, one superficial wound on the left shoulder blade, the next deeper and went as far as the spinal column and the next one struck the spinal column on the bone and the the third was on the left side in the region of the eighth ad ninth ribs and passed forward inwards about two inches in depth or more. He was stabbed in the back by some sharp instrument. The wounds were more or less dangerous; it depended upon complications but without complications they were not. He was in the hospital from the 26th of ~~March~~ January until the ~~8th~~ 10th of February .

Catherine Francona sworn. I am the wife of the complainant a nd was present during a portion of the affray which took place in my h usband's grocery store on the 26th of January. I was preparing to go to bed, my husband was smoking, he said when I finish this cigar I will ome to bed also; then I saw the door open and I did not see my husband, then I came out and when I came to the door I saw those two taking hold of my husband and they were stabbing him with a knife, I rushed between and I received a cut in the finger from Benedetta; all four were armed with knives, I commenced to holler and then they ran away to the sidewalk. Those two prisoners were arrested and the others we could not find. My husband was not drunk.

Luigi Guario sworn. I live in 420 113th Street, I was in the complainant's store at the time this stabbing tok plae , I saw the two prisoners on the sidewalk stabbing the complainant with a dagger knife, after the stabbing they ran

away. The complainant did nothing, he came into the liquor store and talked to me a few words and then he left the liquor store to go into his store and said good-night; as soon as he came to his door he was caught and assaulted by these two men. Quartorello stabbed him first and Benedetto next. There were two more there. The complainant was not drinking in my place, he was sober; the prisoners ran in the house, I was running to catch them, I did not see the other two since that evening, I did not see Luigi Francona, the brother of the complainant that night, Benedetta was not stabbed, I only know the complainant a year or two, he is not a particular friend of mine, Elizabeth Guario is my wife, I saw the complainant's wife throw herself between him and the four men in the fight.

Elizabeth Guario sworn. I am the wife of the last witness and saw this affray. Quartorello caught hold of the complainant's collar first, and the other prisoner was standing right near, in the hall and they commenced to stab the complainant and the other two who were not arrested, stabbed him also, I saw them with the knives in their hands and they ran away.

Gaetaeno Demonte sworn. I live 419 113th Street. I was home when that happened; when I heard the cries down stairs I came out, I saw the complainant on the ground, I did not see the actual stabbing but I saw the four running away.

The Case for the Defence.

Dominico Trulisano sworn. I live in 433 First Avenue and know the complainant and the prisoners. On the night of the 26th of January I lived in 113th Street in the same yard where Francona lived. Four men came to see me, those two

prisoners and two others, Francona came to my room also; he said, good evening and they answered, good evening, Francona said some bad word to them; it was about nine o'clock in the evening when they came to see me. They had some words with the complainant and the other two went out and left the room, Francona followed the first two and went out, the other two went out after the first two and when they came down they met Francona with the revolver in his hand right at the door of the hall, I saw Francona get hold of Quartorello by the collar and hit him twice with the revolver on the head. Then Quartorello said, what have I done to you? I did not do anything to you. The other two, those who ran away were not arrested, they were a little distance away and when they saw that quarrel with Francona and this man they came back and they stabbed Francona and ran away. Quartorello and Benedetta remained there; then the son of Francona came with a knife in his hand and hit Benedetta in the leg with the knife under the thigh, he also rushed at me, I said, what have I done, I Have not done anything. Then these two prisoners said, we have not done anything and went home. Neither of the prisoners had a knife, they did not stab the complainant but the two men who ran away did.

Cross Examined. It was with a small pocket knife that the stabbing was done and not with a stiletto. The complainant was half drunk that night.

Nicolas Demarco sworn. I live 334 112th Street. I know the prisoners and the complainant. I was on the sidewalk on the night of the 26th of January, in front of the door; the two prisoners came down and the other two who were ahead of them came first out of the house; the complainant was in front of the door and he hit Quartorello

prisoners and two others, Francona came to my room also; he said, good evening and they answered, good evening, Francona said some bad word to them; it was about nine o'clock in the evening when they came to see me. They had some words with the complainant and the other two went out and left the room, Francona followed the first two and went out, the other two went out after the first two and when they came down they met Francona with the revolver in his hand right at the door of the hall, I saw Francona get hold of Quartorello by the collar and hit him twice with the revolver on the head. Then Quartorello said, what have I done to you? I did not do anything to you. The other two, those who ran away were not arrested, they were a little distance away and when they saw that quarrel with Francona and this man they came back and they stabbed Francona and ran away. Quartorello and Benedetta remained there; then the son of Francona came with a knife in his hand and hit Benedetta in the leg with the knife under the thigh, he also rushed at me, I said, what have I done, I Have not done anything. Then these two prisoners said, we have not done anything and went home. Neither of the prisoners had a knife, they did not stab the complainant but the two men who ran away did.

Cross Examined. It was with a small pocket knife that the stabbing was done and not with a stiletto. The complainant was half drunk that night.

Nicolas Demarco sworn. I live 334 112th Street. I know the prisoners and the complainant. I was on the sidewalk on the night of the 26th of January, in front of the door; the two prisoners came down and the other two who were ahead of them came first out of the house; the complainant was in front of the door and he hit Quartorello

twice on the head with a revolver and he said to the complainant, what have I done to you? The complainant tried to hit him again and he commenced to holler; the other two hearing his cry came back and stabbed the complainant; then the son of the complainant Vinchenzo and Luigi Falemeo came also, Luigi hit this man in the thigh and stabbed him; the those two left and the others also left, they said they did not do anything to Francona, I did not see a knife with the prisoner; the other two men have not been seen in the neighborhood since.

Vinchenzo Sangenito sworn. I live in II3th Street I know the prisoners and the complainant, I saw them that night, I did not see the prisoners have a knife, I did not see any stabbing.

Gaetano Benedetta sworn. I live in II2th Street and went to the house of Domenico Trulisano to see a friend , Quartorello and Gaetano Trulisano were there and the complainant came in; he was an enemy to the other two and they commenced to dispute; the other two left and the complainant went after them; we remained about four or five minutes after the others left and went down stairs, we met the other two quarreling with Francona who had a revolver in his hand, the complainant hit one of the men on the head and then aimed a blow at my shoulder and I received a hit on the wrist with the revolver; we commenced to halloo and said we did not do any harm; then the other two came and stabbed him and ran away. Luigi Falemo came and stabbed me in the thigh and Vinchenzo Francona stabbed another Italian twice. I had no knife and Quartello had none, I did not stab Francona, I was attended by a doctor in the jail.

Micheal Quartorello sworn. I live in II2th Street and we went to II3th Street to see Dominico Trulisano on the second floor; when we came there one of the two who ran away was already in the room, I came with Benedetta and then the other one of the two who ran away came in also. One of the two had a difficulty with Francona. When we went down Francona had a pistol in his hand; as soon as I came near him he hit me on the head. I said, what have I done to you, I did not do anything, why did you beat me? Then Gaetano Trulisano and Antonne Quartorello came to my rescue and they stabbed him and ran away. We remained there for a while, we thought, it will be nothing against us, we had not done anything, we remained for a while and then Luigi Falemo came and Vinchenzo Francona, each one had a knife in his hand and we had to run away else they would have killed us; we went home and whilst we were at home we were arrested. I had no knife that night and I did not stab Francona.

Luigi Guario recalled. I have heard the testimony of the witnesses that the complainant struck at these two prisoners with a revolver. He had nothigg in his hand, he had a pipe in his mouth. This affray took place about a minute after they left the saloon.

Carmella Francona recalled. I had no revolver that night, I had no difficulty with any of those four men that evening before the affray took place.

The jury rendered a verdict of guilty of assault in the second degree.

Micheal Quartorello sworn. I live in 112th Street and we went to 113th Street to see Dominico Trulisano on the second floor; when we came there one of the two who ran away was already in the room, I came with Benedetta and then the other one of the two who ran away came in also. One of the two had a difficulty with Francona. When we went down Francona had a pistol in his hand; as soon as I came near him he hit me on the head. I said, what have I done to you, I did not do anything, why did you beat me? Then Gaetano Trulisano and Antonne Quartorello came to my rescue and they stabbed him and ran away. We remained there for a while, we thought, it will be nothing against us, we had not done anything, we remained for a while and then Luigi Falemo came and Vinchenzo Francona, each one had a knife in his hand and we had to run away else they would have killed us; we went home and whilst we were at home we were arrested. I had no knife that night and I did not stab Francona.

Luigi Guario recalled. I have heard the testimony of the witnesses that the complainant struck at these two prisoners with a revolver. He had nothigg in his hand, he had a pipe in his mouth. This affray took place about a minute after they left the saloon.

Carmella Francona recalled. I had no revolver that night, I had no difficulty with any of those four men that evening before the affray took place.

The jury rendered a verdict of guilty of assault in the second degree.

0359

BOX:
165
FOLDER:
1685
DESCRIPTION:
Berger, Bernath

DATE:
02/09/85

1685

83

Witnesses:

Dept Licence Revoked & Dept. has since been keeping a Gambling house

Counsel, Shiffer

Filed 9 day of Feby 1885

Pleads, Not Guilty, 10 ✓

THE PEOPLE

vs.

B

Bernath Berger

1st Grand [2 cases]

[Sections — 343 — Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Foreman

Plead Guilty

Fine $100

0361

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bernath Berger

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

of the CRIME OF Keeping a room to be used for gambling purposes,

committed as follows:

The said Bernath Berger,

late of the 17th Ward of the City of New York, in the County of New York aforesaid, on the thirty first day of January, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a certain room in a certain building there situate, to be used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambling games commonly called "draw poker" and "sweat", where money and property were dependent upon the results, 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 G. Martine,
District Attorney

0362

Sec. 192.

3rd District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before John B. Smith a Police Justice of the City of New York, charging Bernath Berger Defendant with the offence of Gambling

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

We, Bernath Berger Defendant of No. 260 E. Houston Street; by occupation a Saloon Keeper and Ignatz Schulz of No. 152 Attorney Street, by occupation a Baker Surety, hereby jointly and severally undertake that the above named Bernath Berger Defendant shall personally appear before the said Justice, at the 3rd District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Three Hundred Dollars.

Bernath Berger

Ignatz Schulz

Taken and acknowledged before me, this 2 *day of* February 1885.

John B. Smith

POLICE JUSTICE.

03663

CITY AND COUNTY OF NEW YORK, } ss.

Ignatz Schultz

the within named Bail and Surety being duly sworn, says, that he is a resident and free holder within the said County and State, and is worth Fifty Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of One house and lot of land situate at No 632 - 6th Ave in said city and worth five thousand dollars over and above all liabilities thereon

Ignatz Schultz

Sworn to before me, this 2 day of February 188 9

Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Taken the day of 188

Justice.

Undertaking to appear during the Examination.

0364

Court of General Session.

-11-

The People
against
Bernath Berger

City & County of New York ss:

Bernath Berger being duly sworn deposes and says, that he is the defendant herein, and resides 146 Forsyth Street in said city of New York, and has resided there since January 1886. Deponent further says, that since his arrest herein, he has not been engaged in Jobbing business, that at the time of his arrest he was the owner of a Lager bier saloon at No 260 East Houston Street, where deponents friends congregated to enjoy their evenings and indulged frequently in a game of cards, which game of cards is the subject of the indictment herein, that deponent kept no gambling house, or permitted any gambling whatever, that since said arrest herein, and about 2 years ago, deponents Excise Licence was revoked by the Board of Excise of the City of New York, and ever since deponent has not been in Business

and defendant presents occupation is that of keeping a grocery store, at the 146 Twelfth Street in said city.

Defendant is a married man has wife and three small children who are dependent upon him for support,

Sworn to before me
this 26th day of November 1886
Alexander Tyrell
Alexander
Alexander

Bernath Bergh

Bernath Bergh
The Bergh
vs
Bernath Bergh

Affidavit

Witnesses:

82

Counsel, Shepard

Filed 9 day of Feby 1885

Pleads Not Guilty 10.

THE PEOPLE

vs.

B

Bernath Berger

[2 cases]

Allowing Gambling Apparatus to be Used.
(Section 344, Penal Code).

RANDOLPH B. MARTINE,
JOHN McKEON,
District Attorney.

A True Bill.

Foreman.

0367

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Bernath Bonger

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

of the CRIME OF ALLOWING GAMBLING APPARATUS TO BE USED, for gambling purposes, committed as follows:

The said Bernath Bonger,

late of the 17th Ward of the City of New York in the County of New York aforesaid, on the thirty-first day of January, in the year of our Lord one thousand eight hundred and eighty-five, and on divers other days was and yet is a common gambler; and the said

Bernath Bonger

on the day and in the year aforesaid, at the Ward, City and County aforesaid, in a certain room in a certain building there situate, known as Number 260 East Houston Street,

with force and arms, feloniously did allow to be used for gambling purposes, to wit: for the purpose of therewith conducting a certain banking game commonly called "faro" and "draw poker", where money and property were dependent upon the result, a certain gambling table, establishment, and diver cards, chips, devices and apparatus, a more particular description whereof is to the Grand Jury aforesaid unknown, and cannot now be given, the same being suitable for the purposes aforesaid, 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,
JOHN McKEON, District Attorney.

0368

300 for Ex
Feby 3. 3 P.M.
Justice Voelde reserves
conduct the Examination
for reason of
absence
Salon B. Smith

82583

Police Court 3d District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Charles E. Deery
Complainant
Permanent Larceny

Offence Larceny

BAILED,
No 1, by Frederick Schuetz
Residence 2 E. 109th Street.
No. 2, by 340 E. 79th St. Street.
Residence
No. 3, by Street.
Residence Street.
No. 4, by
Residence Street.

2
3
4

FEB 5 1885 DISTRICT ATTORNEY'S OFFICE

Dated February 2d 1885
Charles Deery Magistrate.
Officer.
3 Inst. Precinct.

Witnesses
No. Street.
No. Street.
No. Street.
$ 500 to answer
Charles

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 Fermin B. Berger

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 2d 1885. Wm. McAdoo *Police Justice.*

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

Dated February 3 1885. Wm. McAdoo *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.*

0369

Sec. 198—200.

3d District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Bernath Berger 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. Bernath Berger

Question. How old are you?

Answer 35 years

Question. Where were you born?

Answer. Germany

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

Answer. 260 East Houston Street two months

Question What is your business or profession?

Answer. Saloon Keeper

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
Bernath Berger

Taken before me this 2 *day of* February *1885*

Police Justice.

0370

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

Third District Police Court.

of No. 300 Mulberry Street. age 26.
~~Street,~~ Police Officer — being duly sworn, deposes and says,
that on the 31st day of January 1885. and the 1st day of February 1885.
at the City of New York, in the County of New York,

George F. Lewis

Bernath Berger (now here) did unlawfully keep and maintain a room in premises No 260 East Houston Street for the purpose of gambling from the fact that on a tour of the room of Ten O'clock P.M. on the 31st day of January 1885. deponent entered said premises and found the said Berger in charge of and saw Eleven persons therein playing the game of Draw and Draw Poker and saw money on the tables occupied by said Eleven persons. and that on the 1st day of February 1885. at or about the hour of Ten O'clock P.M. deponent again entered said premises and found the said Berger in charge and deponent saw six men in said premises playing the game of Draw Poker. deponent further says that he is familiar with said games and knows them to be games of chance and that the chips and cards here shown and which deponent found in said premises are known to deponent as the apparatus used in said games. deponent therefore says that the said Berger may be dealt with as the law directs

George F. Lewis

Sworn to before me this 2 day of February 1885.
Police Justice

03711

BOX:
165
FOLDER:
1685
DESCRIPTION:
Berger, John

DATE:
02/25/85

1685

238/

Witnesses :

Counsel, L A Smith

Filed 25 day of Feb 188 5

Pleads Not Guilty 26

THE PEOPLE

vs.

John Berger
Beyer
H. W.

Assault in the First Degree, etc.
[Sections 217 and 218 Penal Code].

RANDOLPH B. MARTINE,
PETER B. OLNEY,
District Attorney.

Speed & Acquitted

A True Bill.

Foreman.

Mar 2 To Nov 7 Modified
Cannot stipulate Ex
to be on indefinitely modified

0373

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 Conroy

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

The said John Conroy,

late 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-five, with force of arms, at the City and County aforesaid, in and upon the body of one Daniel Waters, in the peace of the said People then and there being, feloniously did make an assault and him the said Daniel Waters with a certain knife

which the said John Conroy in his right hand then and there had and held, ~~the same being a deadly and dangerous weapon,~~ wilfully and feloniously did beat, strike, stab, cut and wound, the same being such means and force as were likely to produce the death of the said Daniel Waters, with intent — him — the said Daniel Waters, — 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 Conroy of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said John Conroy

late of the City and County of New York, on the twentieth day of February, in the year of our Lord, one thousand eight hundred and eighty-five, at the City and County aforesaid, with force and arms, in and upon the body of one Daniel Waters in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and him the said Daniel Waters

with a certain knife

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

THIRD COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said John Brogan of the Crime of ASSAULT IN THE SECOND DEGREE, committed as follows:

The said John Brogan late of the City and County of New York, on the twentieth day of February in the year of our Lord one thousand eight hundred and eighty-five, at the City and County aforesaid, with force and arms, in and upon the body of one David Watkins in the peace of the said People then and there being, feloniously, did wilfully and wrongfully make an assault, and him the said David Watkins in and upon the head and arm of him the said David Watkins, did then and there feloniously, wilfully and wrongfully strike, beat, wound, cut, bruise and wound, and did thereby then and there feloniously, wilfully and wrongfully inflict upon him the said David Watkins grievous bodily harm, to the great damage of the said David Watkins, 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.

PETER B. OLNEY,

District Attorney

0375

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, First DISTRICT.

Charles White

of ~~No.~~ the 6th Precinct Police Street, aged 33 years,

occupation Police officer being duly sworn deposes and says

that on the 21 day of January 188

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

(another) is a material witness

in a case of Felonious Assault

and deponent knows that the said

Waters may be to find Surety as such

witness

Charles White

Sworn to before me, this 21 day of January 188

Police Justice.

0376

238

Police Court— 4th District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Daniel Nolan
184 Goerck St.

1 John Bergen
2
3
4

Offence Felonious Assault

Dated February 21 188 5

Magistrate. Charles O'Reilly

Officer. Charles Wright

Precinct. 6

Complaint and examined
to the House of Detention
adjourned at $300 Bail
Complainant Examined
Adjourned Until
$500 Bail
No. _____ Street.

$1000 to answer 6 Sessions.

Cam

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 John Bergen

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 1000 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated February 21 188 5 Daniel O'Reilly *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

0377

Sec. 198—200

CITY AND COUNTY OF NEW YORK, } ss.

1 District Police Court.

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

Question. What is your name?

Answer. John O Beyer

Question. How old are you?

Answer. 37 years

Question. Where were you born?

Answer. Germany

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

Answer. 160 Hester Street 2 months

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 am not guilty I did not cut him with a knife I struck one with a stick first and I struck him with a boot jack in self defence

his
John X Beyer
mark

Taken before me this 21 *day of* February 1887

Police Justice.

0378

Police Court—First District

City and County of New York, } ss.:

Daniel Waters

of No. 181 Mott Street, aged 66 years,

occupation Moulder being duly sworn

deposes and says, that on 20th day of February 188 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

John Geyer (nowhere) who did feloniously cut and wound deponent in two different places on the forehead and once on the wrist of deponents right arm with the blade of a pen knife then and there held in his defendants hand causing large wounds and said assault was committed

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

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

Sworn to before me, this 21 day of February 188 }

Daniel X Waters
his Mark

Daniel O'Reilly Police Justice.

0379

BOX:
165
FOLDER:
1685
DESCRIPTION:
Bewald, Morris

DATE:
02/04/85

1685

Witnesses :

37

N & B

Counsel, _____

Filed 4 day of Feby 1885

Pleads Not guilty (5)

THE PEOPLE

vs.

P

Morris Benwald

Grand Larceny, degree

[Sections 528, 53 \, 55 of Penal Code].

Russia
21
4th Prospect Place
Clk.
orig. trial during

RANDOLPH B. MARTINE,

~~PETER B. OLNEY,~~

District Attorney.

Pl Feb 4/85

Plead G C 4 dy

A True Bill.

Foreman.

Elmira Rep.

0869

0381

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Morris Bernstein

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

Morris Bernstein

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

The said Morris Bernstein,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 23rd day of January, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms,

one overcoat of the value of fifteen dollars, one mufflerette of the value of four dollars, ~~two~~ muffs of the value of six dollars each and ~~two~~ four collars of the value of three dollars each

of the goods, chattels and personal property of one Abraham Patschnow,

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.

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said Morris Benedict of the Crime of CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said Morris Benedict,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 23rd day of January, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms,

one overcoat of the value of fifteen dollars, one muffler of the value of four dollars, two muffs of the value of six dollars each, and two fur collars of the value of three dollars each,

of the goods, chattels and personal property of one Abraham Bakscher,

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Abraham Bakscher unlawfully and unjustly did feloniously receive and have; the said Morris Benedict,

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

RANDOLPH B. MARTINE.
PETER B. OLNEY,
District Attorney.

Morris Pierce
G.L 22

In Support of Amendment
Mrs Emerson presents
from the Welfare
Procedure — Given
Length was with Judicial
Board of Trust —

Michael Cox
Anne Brown
Mrs Emerson
Ross Emerson

0384

37

Police Court 2d District. 130

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Abraham Patterson
311 8th Av.

1 Morris Bernald
2
3
4

Offence Grand Larceny

Dated January 29 1885

Magistrate.

A. H. Schmitt Officer.

16 Precinct.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Witnesses Michael Gero

No. 313 8th Av. Street.

Annie Brewer

No. 307 W. 22d Street.

Mrs. Michael Gero

No. 307 W. 22d Street.

$ 500 to answer

Charged

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 Morris Bernald

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 January 29 188 5 John J. Gorman *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

0385

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Morris Bernwald 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 Morris Bernwald

Question. How old are you?

Answer 21 years

Question. Where were you born?

Answer. Germany

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

Answer. No 44 Prospect street, Brooklyn

Question What is your business or profession?

Answer Clerks

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

Answer. I have nothing to say at present.
M Bernwald

Taken before me this 24 *day of* Jany 188 J

Edward Op[illegible] *Police Justice.*

0386

CITY AND COUNTY
OF NEW YORK, } ss.

Mitchell Cano

aged 30 years, occupation Furnishing goods dealer of No. 313 Eighth Avenue ~~Street,~~ being duly sworn deposes and says, that he has heard read the foregoing affidavit of Abraham Pachtrechen and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 29 *day of* January 1885 } Mitchell Cano

John J. Herman

Police Justice.

0387

Police Court— 2d District. Affidavit—Larceny.

City and County of New York, } ss.:

Abraham Patscher

of No. 311 8th Avenue Street, aged 64 years, occupation Hatter and Furrier being duly sworn deposes and says, that on the 23d day of January 1885 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 cloth Overcoat of the value of Fifteen Dollars. One silk Umbrella of the value of Three Dollars, ~~and~~ One Fur Muff and Boller of the value of Nine Dollars and One Fur Muff and Boller of the value of Six Dollars; in all of the value of Thirty-four Dollars

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was felonionsly taken, stolen, and carried away by Morris Bernwald, now here, from the following facts. Said Morris was at said date in the employ of deponent, who missed from No 311 Eighth Avenue said property which was found in the possession of said Bernwald by this deponent and Mitchell Baro in a room occupied by said Bernwald at No 309 West 22d street

Sworn to before me, this 27 day of January 1885

Police Justice.

0300

BOX:
165
FOLDER:
1685
DESCRIPTION:
Blasy, Ferdinand

DATE:
02/06/85

1685

0389

After carefully examining the evidence in this case I am satisfied that no conviction can be obtained. I therefore recommend the indictment be dismissed

Nov 25/85

Geo. T. Stephen
R. D. A.

Day of Trial,
Counsel, J. Brennan
Filed 6 day of Feby 1885
Pleads Not guilty

THE PEOPLE

vs.

Ferdinand Blasy

Violation of Excise Law.
(Sundays.)

RANDOLPH B. MARTINE,
District Attorney.

JOHN McKEON,

A True Bill.

Foreman.

Nov 25 1885

Witnesses

0390

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Ferdinand Ostrany

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

OF THE CRIME OF **Exposing for Sale and Selling Strong and Spirituous Liquors, Wines, Ale and Beer, on Sunday,** committed as follows:

The said Ferdinand Ostrany

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 28th day of December, 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 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 Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to

~~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

Ferdinand Ostrany

of the CRIME OF GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, ON SUNDAY, committed as follows:

The said Ferdinand Ostrany

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: On the said 28th day of December, 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 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 Grand Jury aforesaid unknown, unlawfully did give away and dispose of as a beverage to

~~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

Ferdinand Shorey

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 Ferdinand Shorey

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the said 29th day of December, in the year of our Lord one thousand eight hundred and eighty-Four, 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 Twenty

Six Second Avenue,

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

RANDOLPH B. MARTINE.

JOHN McKEON, District Attorney.

0392

65

Police Court—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Gourke

17 23.

Ferdinand Blay

2

3

4

Dated December 17 188 4

Offence Violation of Excise

BAILED,

No. 1, by Otto Meyer

Residence 32 - 2nd Place Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Magistrate.

William Gourke Officer.

17 Precinct.

Witnesses

No. Street.

No. Street,

No. Street,

$ 100 to answer General Sessions.

P. Quinlan

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 Ferdinand Blay

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 December 17 188 4 Daniel C. O'Reilly *Police Justice.*

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

Dated 188 Daniel C. O'Reilly *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.*

0393

Sec. 198—200.

Second District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Ferdinand Blasy 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 Ferdinand Blasy

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, and waive making any further statement

Ferdinand Blasy

Taken before me this 29 *day of* November 188 9

Saml C. McCulloch

Police Justice.

0394

Excise Violation—Keeping Open on Sunday. POLICE COURT—Second DISTRICT.

City and County of New York, } ss.

William Rourke

of the 17th Police Precinct ~~Street~~,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 28th day of December 188[illegible], in the City of New York, in the County of New York, Ferdinand Blasy (now here) being then and there in lawful charge of the premises No. 26 Second avenue ~~Street~~, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 29th day of December 188[illegible] } William Rourke

Louis C. Kelly Police Justice.

0395

BOX:
165
FOLDER:
1685
DESCRIPTION:
Bley, Michael

DATE:
02/04/85

1685

Witnesses:

32

Counsel, [illegible]

Filed 4 day of Feby 1885

Pleads Not Guilty.

THE PEOPLE

vs.

B

Michael Blay

Assault in the Second Degree.
(Section 218, Penal Code).

RANDOLPH B. MARTINE,

JOHN McKEON,
District Attorney.

A True Bill.

[illegible]
Foreman.

Part III Mch 18/87
[illegible]
Tried & Acquitted

0397

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Michael Bleny

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

Michael Bleny

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

The said Michael Bleny

late of the City and County of New York, on the first day of January, in the year of our Lord one thousand eight hundred and eighty-five with force and arms, at the City and County aforesaid, in and upon one

Bernard Fisher

in the peace of the people of the said State then and there being, feloniously did willfully and wrongfully make an assault: and the said Michael Bleny

with a certain instrument and weapon to the Grand Jury aforesaid unknown, which he the said Michael Bleny

in his right hand then and there had and held, the same being then and there an instrument and thing likely to produce grievous bodily harm, him, the said Bernard Fisher, then and there feloniously did willfully and wrongfully strike, beat, cut, and bruise 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.

SECOND COUNT.

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

Michael Riley

of the Crime of Assault in the Second Degree, committed as follows:

The said Michael Riley,

late of the City and County of New York, afterwards to wit: on the first day of January, in the year of our Lord one thousand eight hundred and eighty-five, at the City and County aforesaid, with force and arms, in and upon one Bernard Esther,

in the peace of the People of the State of New York then and there being, feloniously did willfully and wrongfully make an assault: and the said Michael Riley, him the said Bernard Esther, with a certain instrument and weapon to the Grand Jury aforesaid unknown, which he ~~the said~~ in his right hand then and there had and held, in and upon the head of him the said Bernard Esther, then and there feloniously did willfully and wrongfully strike, beat and bruise and wound, thereby then and there willfully and wrongfully, feloniously inflicting upon the said Bernard Esther, grievous bodily harm, ~~against~~

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,

JOHN McKEON, District Attorney.

0399

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

POLICE COURT, 4th DISTRICT.

Michael J. Shelly

of ~~No.~~ 19th Precinct Police ~~Street~~, being duly sworn, deposes and says,

that on the first day of January 1885

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

now here, did feloniously cut and wound one Bernhard Ether, on the head with some sharp instrument, as said injured man informed deponent. That said injured man is now confined to his home at 400 East 64th Street, and is in a dangerous condition and unable to appear in Court by reason of said injury. That deponent refers to the certificate of the physician thereto attached, and prays said defendant may be held to await the result of the injuries of said Ether. Michael J. Shelly

Sworn to before me, this 5th day of January 1885

John Cottrell Police Justice.

POLICE COURT— 4 DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael J. Shelly

vs.

Michael Bley

AFFIDAVIT.

Dated January 5th 1885

Patterson Magistrate.

Shelly 19 Officer.

Witness, Pr O'Reilly

Justice Murray will please hear and determine the within case at the 4th Dist. Police Court, in my absence at the Tombs J M Patterson Police Justice

Disposition To cover in Drunk

Bailed for trial

City and County of New York, ss.

William Haubert being duly sworn says that he is a police officer of the City of New York, that on the 5th day of January 1885 at the City of New York, in the County of New York, he arrested Michael Bley on the charge of being drunk and disorderly in a public place, and that the defendant is a person who habitually wanders about the streets at late hours of the night and has no visible means of support, and that the defendant is a person who habitually lays around the place where liquor is sold, contrary to the statutes in such offenses made and provided, and against the peace of the People of the State of New York and against the form of the statutes in such cases made and provided.

Sworn to before me this 5th day of January 1885

Police Justice

0401

Police Court— 4 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edward Cutter
No. 64 St

Michael Oley

Offence Felonious Assault

Dated January 30 188 5

Magistrate.

Mr. Smith

Officer.

19th Precinct.

BAILED,

No. 1, by Christian Hackenreuter

Residence 149 East 88 Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street,

Witnesses William Kaplock N.Y.C.

No. 220 E 49th St, Street.

Gustav

No. 21 P.O. Street,

No. Street,

$ 1500 to answer Grand Jury.

Sealed

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

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

Dated January 30 188 5 J. M. Patterson *Police Justice.*

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

Dated January 30 188 5 J. M. Patterson *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.*

0402

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer Michael Bley

Question. How old are you?

Answer 56 years of age

Question. Where were you born?

Answer. Germany

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

Answer. 1032 First Avenue, 20 years.

Question What is your business or profession?

Answer Saloon Keeper

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
Michael Bley

Taken before me this 7 *day of* January 1885

Patrick Sullivan *Police Justice.*

0403

Police Court— 4th District.

CITY AND COUNTY OF NEW YORK, } ss.

Bernard Esther

of No. 400 East 64th Street,

Aged 44 years, Driller, being duly sworn, deposes and says, that

on Thursday the first day of January

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

he was violently and feloniously ASSAULTED and BEATEN by

Michael Bley, now here, who did wilfully and maliciously cut and wound deponent, on the head, with some sharp instrument he, said Michael, then held in his hands. That said defendant then and there struck deponent a number of violent blows on the face with his fists, and when deponent turned his back to said defendant deponent was struck and cut on the head as aforesaid, no other persons being at the time near to deponent except said defendant that deponent was so Beaten

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 28th *day of* January 1885. } Bernard Esther

W. M. Patterson Police Justice.

0404

BOX:
165
FOLDER:
1685
DESCRIPTION:
Boland, Thomas

DATE:
02/19/85

1685

0405

BOX:
165
FOLDER:
1685
DESCRIPTION:
Fitzgerald, Thomas

DATE:
02/19/85

1685

199

Counsel,

Filed 19 day of Feby 1885

Pleads

THE PEOPLE

vs.

Thomas Boland

and

Thomas Fitzgerald

Burglary in the THIRD DEGREE,

[Sections 498, 506, 524]

~~RANDOLPH B. MARTINE,~~

PETER B. OLNEY,

District Attorney.

A True Bill.

Feby 20/85 Foreman.

Witnesses:

Vendor

Parents of deft

May be found at

Nora Boland

10 Washington pl

Michael Fitzgerald

14 Cherry pl

Nora Boland

Mother of No 1.

Stolen. Dais Dept.

Was. September

Oct. last. Remember

Mich't Fitzgerald

Stolen suspected

he is father of No 2

that he was 14 years

of age. April last

FS

POOR QUALITY ORIGINALS

0407

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Boland
and Thomas Fitzgerald

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

Thomas Boland & Thomas Fitzgerald

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

The said Thomas Boland & Thomas Fitzgerald, each —

late of the First —— Ward of the City of New York, in the County of New York aforesaid, on the Eighteenth day of February, in the year of our Lord one thousand eight hundred and eighty-Nine, with force and arms, at the Ward, City and County aforesaid, a certain part of a building there situate, to wit: the shop —— of one Antonio Giampiere, ——

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 —— Antonio Giampiere, ——

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

0408

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said Thomas Boland alias Thomas Fitzgerald of the CRIME OF Grand LARCENY in the second degree, committed as follows:

The said Thomas Boland alias Thomas Fitzgerald, late of the First Ward of the City of New York in the County of New York aforesaid, afterwards, to wit: on the said 15th day of February in the year of our Lord one thousand eight hundred and eighty-nine, at the Ward, City and County aforesaid, in the night time of said day, with force and arms,

certain articles of the value of twenty dollars and fifteen cents each, one hair chipper of the value of twenty dollars, two pairs of clippers of the value of twenty dollars and twenty cents each pair, and twenty pounds of other value of one dollar each,

of the goods, chattels and personal property of one Anton Zwippler in the shop of the said Anton Zwippler there situate, then and there being found, in the shop, aforesaid, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

Randolph B. Martine
District Attorney

0409

199

Police Court— First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anton Kuphler
vs.
1 Thomas Boland
2 Thomas Fitzgerald
3
4

Offence Burglary

BAILED,

No. 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street.

No. 4, by _____ Residence _____ Street.

Dated 17 February 1885

Daniel O'Reilly Magistrate.

Dennis O'Hara Officer.

17 Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

$ 1000.00 to answer _____ Sessions.

FEB 18 1885

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Thomas Boland and Thomas Fitzgerald guilty thereof, I order that ~~they~~ be held to answer the same and ~~they~~ be admitted to bail in the sum of 10 Hundred Dollars, Each and be committed to the Warden and Keeper of the City Prison of the City of New York, until they give such bail.

Dated 17 Feby 1885 Daniel O'Reilly *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

0410

Sec. 198—200

1 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Thomas Fitzgerald

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. New York City

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

Answer. 10 Washington street 7 years

Question. What is your business or profession?

Answer. Tobacco factory

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

Answer. I am guilty
Thomas Fitzgerald

Taken before me this 1 *day of* May 1887

Patrick O'Reilly *Police Justice.*

0411

Sec. 198—200

_____ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Thomas Boland

Question. How old are you?

Answer. 15 years

Question. Where were you born?

Answer. Ireland

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

Answer. 14 Cherry street 6 months

Question. What is your business or profession?

Answer. Sell papers

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

Answer. I am guilty

Thomas Boland

Taken before me this _____

day of _____ 188

_____ *Police Justice.*

0412

CITY AND COUNTY
OF NEW YORK, } ss.

Dennis O'Hara

aged 34 years, occupation Police Officer of No.

27 Precinct Police ~~Street~~, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Anton Knuppler

and that the facts stated therein on information of deponent are true of deponents' own

knowledge.

Sworn to before me, this 17

day of Feby 1888

Dennis O'Hara

Saml C Reiff

Police Justice.

0413

Police Court—First District.

City and County of New York, } ss.:

Anton Knippler

of No. 7 Battery Place Street, aged 50 years,

occupation Barber being duly sworn

deposes and says, that the premises No 7 Battery Place Street,

in the City and County aforesaid, the said being a Four Story Brick Building in the First Ward

and which was occupied in part by deponent as a Barber Shop

and in which there was at the time no human being, ~~by name~~

were BURGLARIOUSLY entered by means of forcibly Breaking off One Padlock and One Door lock and and forcing or removing two hasps or staples with a piece of Iron about eighteen inches long from the Basement door

on the 9 day of February 188 5 in the Night time, and the following property feloniously taken, stolen, and carried away, viz:

Forty five Razors of the value of Fifty Dollars
One Hair Clipper of the value of Five Dollars
Two pair of Scissors valued at Two Dollars & fifty Cents
Four shop coats and a quantity of Towels and Some Combs and Brushes together of the value of Ten Dollars
Altogether of the value of Sixty Seven Dollars and Fifty Cents

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 Thomas Boland and Thomas Fitzgerald (both now here)

for the reasons following, to wit: that at about the hour of Two o'clock P.M. on the 15th day of February 1885 deponent securely locked and fastened the aforesaid premises and locked the aforesaid front Basement door and at about the hour of Seven o'clock A.M. on the morning of the 16th day of February deponent found the aforesaid premises had been broken into and the aforesaid property taken stolen and

carried away and deponent was informed by officer Dennis O'Hara of the 25th Precinct Police that he found a razor in the said defendant Boland's possession and found in the defendants Fitzgerald place of residence eleven razors two pair of scissors and one hair clipper and deponent identified the aforesaid property found in the defendants possession as a portion of the property taken stolen and carried away as aforesaid and the proceeds of the aforesaid burglary

Sworn to before
this 15th day of January 1915

Anton Kuiffler

Thos. Grotrae

Police Court ..... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary ..... Degree.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ ..... Bail.

Bailed by

No. ..... Street.

0415

Sheriff's Office
COUNTY COURTHOUSE
CITY AND COUNTY OF NEW YORK.

March 13 1885

John Connor Esq
Dear Sir

In the case of the boy Thomas Bolandy committed to the House of Refuge I handed the copy of sentence to Mr Sparks, Clerk Kennedy Seminary, as soon as he was returned to this office with his Jones' objections endorsed thereon.

Yours Respty
E. J. Crammer
Sheriff City

N. Y. General Sessions of the Peace.

THE PEOPLE

OF THE STATE OF NEW YORK

vs.

Thomas Poland

COPY OF SENTENCE.

Feby 24 1885.

HOUSE OF REFUGE.

This boy was formerly committed by House of Refuge, and was 17 years old on the 22nd Dec. 1884. He is thus now returned to Courts for other disposition

Feb 25/85 Israel C. Jones Sup

0445

0417

At a Court of General Sessions of the Peace,

holden in and for the City and County of New York, at the City Hall of the said City, on Tuesday day, the 24 day of February, in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty five

PRESENT,

The Honorable ~~HENRY A. GILDERSLEEVE~~, ~~Judge of the said Court of General Sessions.~~ Frederick Smyth Recorder of the City of New York

THE PEOPLE OF THE STATE OF NEW YORK

vs.

Thomas Boland

On conviction by confession of Burglary in third degree

The Court being satisfied by sufficient proof that the said Thomas Boland is 15 years of age, Whereupon it is **ORDERED** and **ADJUDGED** by the Court that the said Thomas Boland for the Felony aforesaid, whereof he is Convicted, be sent to the **HOUSE OF REFUGE**, there to be dealt with according to Law.

A true Extract from the Minutes.

John Beakey ..... Clerk.

House of Refuge,
RANDALL'S ISLAND.
New York (STATION L.) Jan. 16 1885

Hon. T. Smyth
Recorder City of New York
Recorder:

Your note of the 13th inst. I have received regarding my refusal to admit a boy recently sent by Judge Bischoff to the House of Refuge on the ground that he was too old, & has been sent here for reformation and safety.

Accordingly I inquired state that this boy sent from the Court of General Sessions since the first of January was returned for other disposition on account of being over 16 years of age. These names are Norris Cohen, Committed by Judge Gildersleeve, Jany 13. & Joseph Reynolds Committed by Judge Cowing, July 17th, and Thos Boland Committed July 28. The name of the Committing Magistrate is omitted in the record of the last. These three boys had been

2

House of Refuge,

RANDALL'S ISLAND.

New York (STATION L.) 188

inmates of the House of Refuge before and their age as obtained from their friends on parole. Commitment are recorded as follows: for larceny 17 years old June 6, 1882 [illegible] Sept. 24, 1883 and Boland 18, Nov 22, 1882, [illegible] all were over 16 when last [illegible]

The refusal to accept these cases is in compliance with the [illegible] not to admit any over 16 to enter of [illegible] which the establishment of the House of Refuge, owing to their contaminating and corrupting influence upon the younger and more hopeful subjects.

It is not, however, the wish of the Managers nor is it my intention, in any degree, to antagonize the Courts or to do anything that is not for the common good.

Very Respectfully Yours

Isaac N. Lewis

0420

BOX:
165
FOLDER:
1685
DESCRIPTION:
Bowers, Louisa

DATE:
02/11/85

1685

115

Counsel, Hellner

Filed 11 day of Feb 1885

Pleads Not guilty (1st)

THE PEOPLE

vs.

P

Louisa Bowers

Grand Larceny, 2nd degree

[Sections 528, 531, ——— Penal Code].

RANDOLPH B. MARTINE,
PETER B. OLNEY,
District Attorney.

A True Bill.

Foreman.

Witnesses:

April 1/85

The Complainant having failed for France, I consent to the dismissal of Louisa Bowers

G. S. B.

April 1st 1885

0422

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Louisa Powers

The Grand Jury of the City and County of New York, by this indictment, accuse Louisa Powers of the CRIME OF GRAND LARCENY in the Second degree, committed as follows:

The said Louisa Powers, late of the First Ward of the City of New York, in the County of New York aforesaid, on the Fifteen day of February in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms,

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as United States Treasury Notes of the denomination of Fifty dollars, and of the value of Fifty dollars,

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as Bank Notes of the denomination of Fifty dollars and of the value of Fifty dollars

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as United States Treasury Notes of the denomination of Twenty dollars, and of the value of Twenty dollars,

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as Bank Notes of the denomination of Twenty dollars and of the value of Twenty dollars,

one ticket entitling the proprietor thereof to a passage upon a certain railway car from the said City of New York, to Paris, in the French Republic, of the value of Twenty five dollars, and one ticket entitling the proprietor thereof to a passage upon a certain railway car from said Paris to Havre in the same Republic, of the value of five dollars,

of the goods, chattels and personal property of one Michael Mallet

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

Randolph B. Martine,
District Attorney.

0423

CITY AND COUNTY OF NEW YORK. } ss.

The People of the State of New-York, To the Sheriff, Deputy Sheriffs, and Policemen of the City and County of New-York, *Greeting:*

We Command You, and each of you, That you attach and take the body of Michael Mulef who stands charged before our Justices of our Court of General Sessions of the Peace, in and for the said City and County, with a Contempt, and him forthwith bring before our said Justices, to be dealt with according to law.

Witness, Hon. Rufus Lowrey City Judge of our said City, this Sixteenth day of February in the year of our Lord, one thousand eight hundred and eighty five —

BY THE COURT.

Clerk.

New York General Sessions of the Peace.

THE PEOPLE
Of the State of New-York.

against

Michael Malet
75 Christopher St

Dated, Feb 16 1885

Attachment For A Contempt.

Hon Rufus B Cowing
Dear Sir
I respectfully report; that from enquiries made, and information received, that the man Michael Malet, sailed on the steamer Labrador on Wednesday last 11th February and from what I hear does not mean to return

Respt
Philip Reilly
Detective Sergt

Feb 18th /85

0425

PART 2.

THE COURT-ROOM IS IN THE THIRD STORY, AND FRONTING THE PARK.

☞ If this Subpœna is disobeyed, an attachment will immediately issue.

☞ Bring this Subpœna with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York, from its Grace

To Michael Malet

of No. 75 Christopher Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the 20 day of FEBRUARY instant, at the hour of ten in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Thomas Brown

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall, in our said City, the first Monday of FEBRUARY, in the year of our Lord 1885

RANDOLPH B. MARTINE, *District Attorney.*

0426

PART 2.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the Officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To Michael Malet

of No. 75 Christopher Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the 16 day of FEBRUARY instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against Louisa Bowers in a case of Felony whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of FEBRUARY in the year of our Lord 1885.

RANDOLPH B. MARTINE, PETER B. OLNEY, *District Attorney.*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Louisa Bovero

Affidavit of Service of Subpœna.

City and County of New York, ss.

Charles Merritt ~~of No.~~

in said City and County, being duly sworn, deposes and says:

That he is over 21 — years of age; that on the 14th — day of February —, 1885, at No. 75 Christopher — Street —, in the City and County of New York, he served a subpœna in the above-entitled action, of which a copy is hereto annexed, upon Michael Malet a witness in the said action, personally, by delivering the said subpœna to and leaving the same with the said Michael Malet in person, at the place aforesaid; and that deponent knew the said Michael Malet so served as aforesaid, to be the person named and described in the said subpœna, as such witness.

Sworn to before me, this 16th day of February 1885.

Charles Merritt

Rudolph L. Schaff
Commissioner of Deeds
N. Y. City & Co.

0428

District Attorney's Office.

PEOPLE

vs.

Louisa Powers

G. L.

Complainant

Said the gone to France

Crime

0429

115

Police Court— 2nd District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Clark
75 Christopher St

Louisa Powers

Offence Grand Larceny

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street,

1 Louisa Powers
2
3
4

RECEIVED
FEB 6 1885
DISTRICT ATTORNEY'S OFFICE

Dated February 6 188 5

Herman Mohr Magistrate.
Officer.
John O. Sweeney
Precinct.

Witnesses

No. Street.

No. Street,

No. Street,

$ to answer

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

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

Dated February 6th 1885. John J. Kenna *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

0430

Sec. 198—200.

2nd District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Louisa Bowers 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. Louisa Bowers

Question. How old are you?

Answer 45 years

Question. Where were you born?

Answer. Massachusetts

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

Answer. 29 Grand street, 4 or about 4 months

Question What is your business or profession?

Answer. Operator

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

Answer. I am not guilty of the charge

Louisa Bowers

Taken before me this 6th *day of* February 1885

Thos. J. Dreadin *Police Justice.*

0431

Police Court— 2nd District. Affidavit—Larceny.

City and County of New York, } ss.:

Michel Malet

of No. 75 Christopher Street, aged 33 years, occupation Stonecutter being duly sworn deposes and says, that on the 5th day of February 188 5 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 Night time, the following property viz:

Good and lawful money of the United States Consisting of one bill or note of the denomination and Value of fifty dollars one bill or note of the denomination and Value of twenty dollars One passage Ticket from New York to Havre of the Value of twenty five dollars one ~~passage~~ Railroad ticket from Havre to Paris of the Value of four dollars; Altogether of the Value and amounting to ninety nine dollars

the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was felonionsly taken, stolen, and carried away by Louisa Bowers (now here) for the following reasons. on said date about the hour of 10 o'clock p.m deponent called on said defendant at her bedroom in premises No. 29 Grand Street — That deponent had the afore-described property in the inside pocket of his Coat, when he entered said bedroom — That deponent Remained in said bedroom in Company with said defendant for the space of about one hour and that said property was in the pocket of his Coat which Coat was placed on a Chair in said Room That about the hour of 11 o'clock

Sworn to before me this day of 188 Recd

Police Justice.

Police Court, _____ District.

THE PEOPLE, &c.,
on the complaint of

.....

vs.

1 .....
2 .....
3 .....
4 .....

Offence—LARCENY.

Dated 188

..... *Magistrate.*

..... *Officer.*

..... *Clerk.*

Witnesses, ...

No. ..... *Street,*

.....

No. ..... *Street,*

.....

No. ..... *Street,*

$ ..... *to answer* ..... *Sessions.*

.....

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

.....

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

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

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

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

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

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

Jr. m. Defendant fully given, Jurisdiction
Due Oath this minutes after Examining
he omnes Guilt Instant – Defendant + witness
Corp Ment Mon no Jurisdiction in Case
Indictment from the Grand Jury Entire matter
Fully ~~[illegible]~~ ~~[illegible]~~ the was Defendant +
Such Discharged

Chas. Simmons
Police Justice