

0778

**BOX:**

273

**FOLDER:**

2623

**DESCRIPTION:**

Treacy, Nellie

**DATE:**

08/16/87



2623

0779

Witnesses:

*Guine Walsh*  
*J. J. Curran*

*Allan Chenoweth*

*Walter Smith*

*[Signature]*

Counsel,  
Filed 16 day of August 1887  
Pleads *Not Guilty*

THE PEOPLE

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

vs.  
*W. H. J.*

*is*

*Nellie Tracy*

*H.D.*

RANDOLPH B. MARTINE,

District Attorney.

*Pls. App. 6*  
*Pr. App. 6*  
*Pleads Guilty*

A True Bill.

*Thomas D. Thornby*

Foreman.

*1912*  
*[Signature]*

0780

Police Court—2<sup>d</sup> District.

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

Fannie Walsh  
of No. 56 Bleeker Street, aged 19 years,

occupation work in a cigarette factory being duly sworn

deposes and says, that on the 14<sup>th</sup> day of August 1887 at the City of New York, in the County of New York, in the pen of the 2<sup>nd</sup> Dist Police Court

She was violently and feloniously ASSAULTED and BEATEN by Nellie Tracey (now here) who willfully and maliciously cut and stabbed deponent in the right hip with a pen knife which she the said deponent then and there held in her hand inflicting a severe and painful wound. While deponent and the said deponent were confined in the pen of the 2<sup>nd</sup> Dist Police Court awaiting their arraignment—before the police Justice at said police Court upon charges of disorderly conduct, and deponent further says that such assault was committed

with the felonious intent to take the life of deponent, or to do <sup>her</sup> ~~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 14 day }  
of August 1887 } Fannie Walsh  
[Signature] Police Justice.

0781

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

*Nellie Tracy*

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

Question. What is your name?

Answer. *Nellie Tracy*

Question. How old are you?

Answer. *2 years old*

Question. Where were you born?

Answer. *Ocean?*

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

Answer. *506 W. 55th St 11 years*

Question. What is your business or profession?

Answer. *Domestic*

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. *this complainant struck me first. I did not have a knife*

*Nellie Tracy*

Taken before me this 14th day of May 1888  
*[Signature]*  
Police Justice.

0782

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

*Alfordant*

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 *Aug 14* 188*7*

*P. J. Duffy* Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated \_\_\_\_\_ 188

\_\_\_\_\_  
Police Justice.

There being no sufficient cause to believe the within named

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

Dated \_\_\_\_\_ 188

\_\_\_\_\_  
Police Justice.

0783

Police Court 2 District 1288

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Jennie Walsh*  
*House of Detention*  
*Nellie Tracey*

*Adm. and*  
*Offence*  
*[H. Clavin]*

1  
2  
3  
4

BAILLED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated August 14 1887

*W. Duffy* Magistrate.

*James Curry* Officer.

*2<sup>nd</sup> Dist Court* Precinct.

Witnesses *Maud Mack*

No. *56* Street.

*Jennie Walsh*

No. *House of Detention* Street.



No. \_\_\_\_\_ Street.

\$ 1000 to answer *Penalty*

*Com*

0784

CITY AND COUNTY  
OF NEW YORK,

POLICE COURT, 2<sup>nd</sup> DISTRICT,

James Currey

Officer of 2<sup>nd</sup> District Police Court Street, aged \_\_\_\_\_ years,  
occupation Police officer being duly sworn deposes and says,

that on the \_\_\_\_\_ day of \_\_\_\_\_ 188

at the City of ~~New York~~, in the County of ~~New York~~, Jennie Walsh

(now here) is a material witness  
in the case of the people against  
Nellie Hacey, charged with  
felonious assault. That deponent  
has good reason to believe that said  
Jennie will not appear at the next  
Court of General Sessions as such  
witness. Wherefore deponent prays  
that said Jennie be committed to  
the House of Detention.

James Currey

Sworn to before me, this

of September 188

14

day

W. J. Coffey

Police Justice.

0785

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

THE PEOPLE OF STATE OF NEW YORK,  
against

*Nellie Treacy*

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

*Nellie Treacy*

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

The said *Nellie Treacy*

late of the City of New York, in the County of New York aforesaid, on the  
*fourteenth* day of *August*, in the year of our Lord  
one thousand eight hundred and eighty *seven*, with force and arms, at the City and  
County aforesaid, in and upon the body of one *Jennie Walsh*,  
in the peace of the said People then and there being, feloniously did make an assault,  
and *she* the said *Jennie Walsh*,  
with a certain *knife*  
which the said *Nellie Treacy*  
in *her* right hand then and there had and held, the same being a deadly and  
dangerous weapon then and there wilfully and feloniously did cut, stab and wound,

with intent *she* the said *Jennie Walsh*,  
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  
*Nellie Treacy*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows :

The said *Nellie Treacy*

late of the City and County aforesaid, afterwards, to wit: on the day and in the  
year aforesaid, at the City and County aforesaid, with force and arms, in and  
upon the body of the said *Jennie Walsh*,  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and *she* the said  
*Jennie Walsh*,  
with a certain *knife*  
which the said *Nellie Treacy*

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

*Samuel B. Sweeney*

District Attorney.