

0687

BOX:

34

FOLDER:

410

DESCRIPTION:

Nelson, George

DATE:

03/22/81



410

0688

252

Day of Trial

Counsel,

Filed 22 day of March 1881

Pleads

THE PEOPLE

vs.

B

George Nelson

Violation of Excise Law.

DANIEL C. ROLLINS

~~DANIEL C. ROLLINS~~  
BENJ. K. FIELDS,

District Attorney.

Part No March 25, 1881

file a do guilty

A True Bill.

William H. Phelps

Foreman.

Ind. 45-03

On app. within

Paid 100

0689

Third District Police Court.

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

*Frank L. Fuchs*

of *the 10th Dist. Police* Street,

of the City of New York, being duly sworn, deposes and says, that on the *11*

day of *March* 188*1*, at the City of New York, in the County of New York,

at No. *1* *Bowery* Street,

*George - McLean*

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

Sworn to before me, this *11*  
day of *March* 188*1*

*John Smith*

POLICE JUSTICE.

*Frank L. Fuchs*

0690

1889 25 January 261

Police Court—Third District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Frank Fuchs

vs.

10

George Nelson

MISDEMEANOR.  
Violation Excise Laws.

Dated the 11 day of March 1889

Smith

Magistrate.

Fuchs

10

Officers.

Witness

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

By

John Tracy

349 30

Street.



0691

Court of General Session  
City & County of New York  
The People &c }  
against  
George Nelson }

City & County of New York ss:

George Nelson being duly sworn,  
deposes and says, that he is the defendant  
above named, that he was arrested herein upon  
a charge of selling liquor without a license,  
that deponent is in the employ of one  
Wm Long for about two weeks last past,  
whose place of business is situated at  
140 1 Bowery in this City, that deponent  
was not aware of the fact that his em-  
ployer was selling liquor without a  
license, that deponent has never  
been arrested before, that since his  
arrest herein a license has been  
obtained by his said employer, that  
there has been no intention on the  
part of deponent to evade the law,  
that he earns a salary of six dollars

0692

per week, and is personally unable to pay any fine.

That defendant prays in view of the facts above set forth that judgment herein may be suspended.

Sworn to before me } George Nelson.  
March 25. 1887

W. H. Berrier Notary Public N.Y.C.

Court of General Sessions

The People &c

-vs-

George Nelson

Affidavit of

George Nelson

0693

CITY AND COUNTY } ss.:  
OF NEW YORK,

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

That

*George Nelson*

*Tenth*

late of the *eleventh* Ward of the City of New York, in the County of  
New York, aforesaid, on the *eleventh* day of *March* in the year  
of our Lord one thousand eight hundred and eighty *one*, at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of  
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one

*Frank J. Fuchs*

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

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

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one  
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one  
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

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

DANIEL C. ROLLINS,  
~~RECEIVED~~ **RECEIVED**, District Attorney.

0694

**BOX:**

34

**FOLDER:**

410

**DESCRIPTION:**

Neuberg, Carl

**DATE:**

03/08/81



410



0699

14

Filed *5* day of *March* 188*1*  
Pleads

THE PEOPLE

vs.

*40-1st Div*  
*14 - inductor*

*140-1st Div*  
*P*

Felony Assault and Battery.

*Carl Neuberg*  
*Daniel G. Rollins*  
*BENI K. ROLLS*

District Attorney.

*1st simple ass't.*

A True Bill.

*William H. Phelps*  
*March 14. 1881* Foreman

*Heads of Jury*  
*W. H. Phelps*  
*Per: Six months.*

0696

Police Court—Third District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.—Carl Newberg

Question.—How old are you?

Answer.—40 years

Question.—Where were you born?

Answer.—14 First Germany

Question.—Where do you live?

Answer.—14 First St

Question.—What is your occupation?

Answer.—Manufacturer of Ink

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

Answer.—I did not stab him

Carl Newberg.

Taken before me, this

John W. Smith  
Judge of the Court.

0697

Form 15.

Police Court—Third District.

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

*Carl Brandt*

of No. *14 First*

Street

on *Thursday* the *24<sup>th</sup>* being duly sworn, deposes and says, that  
in the year 1881 at the City of New York, in the County of New York, day of *February*

he was violently and feloniously ASSAULTED and BEATEN by

*Carl Newberg (nowhere)*  
*who cut and stabbed deponent*  
*with a knife he held in his hand*  
*in deponents head*

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

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

Sworn before me, this *25<sup>th</sup>* day  
of *February* 1881 }

*Solon B. Smith*

Police Justice.

*Carl Brandt.*

0698

Form 15.

Police Court—Third District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Levi M. Mandel

No. 1 Street

Levi M. Mandel

Dated Feb 23 1881

Bornick

Magistrate.

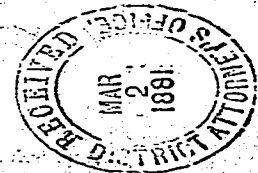
Oliver

Officer.

17

WITNESS:

5000000000



Can

Abdavit A. & B.  
FELONIOUS.

0699

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

That *Carl Heuberg*

late of the City of New York, in the County of New York, aforesaid, on the  
*twenty fourth* day of *February* in the year of our Lord  
one thousand eight hundred and eighty *one* with force and arms, at the City and  
County aforesaid, in and upon the body of *Carl Brandt*  
in the peace of the said people then and there being feloniously did make an assault  
and *him* the said *Carl Brandt*  
with a certain *knife*  
which the said *Carl Heuberg*

in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon willfully and feloniously did beat, strike, stab, cut, and wound  
with intent *him* the said *Carl Brandt*  
then and there, feloniously and willfully 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 Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day *and* in the year aforesaid, at the City and County  
aforesaid, the said *Carl Heuberg*  
with force and arms, in and upon the body of the said *Carl Brandt*  
then and there being, willfully and feloniously did make an  
assault and *him* the said *Carl Brandt*  
with a certain *knife* which the said *Carl Heuberg*

in *his* right hand, then and there  
had and held, the same being then and there a sharp, dangerous weapon, willfully  
and feloniously, and without justifiable and excusable cause, did then and there beat,  
strike, stab, cut, and wound, with intent to then and there willfully and feloniously  
do bodily harm unto *him* the said *Carl Brandt*  
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day *and* in the year aforesaid, at the City and County afore-  
said, the said *Carl Heuberg*

with force and arms, in and upon the body of *Carl Brandt*  
in the peace of the said people then and there being, feloniously, did make another  
assault and *him* the said *Carl Brandt*  
with a certain *knife*  
which the said *Carl Heuberg*

in *his* right  
hand then and there had and held, willfully and feloniously did beat, strike, stab, cut,  
and wound, the same being such means and force as was likely to produce the death  
of *him* the said *Carl Brandt* with intent *him* the

0700

said *Carl Brandt* then and there feloniously and willfully 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said *Carl Neuberg*

with force and arms, in and upon the body of the said *Carl Brandt* then and there being, willfully and feloniously, did make another assault and the said *Carl Brandt* with a certain *Knife* which the said *Carl Neuberg*

in *his* right hand then and there had and held, the same being then and there a deadly weapon, willfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there willfully and feloniously maim *him* the said *Carl Brandt* 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.

*Daniel G. Rolling*  
BENJ. K. PHELPS, District Attorney.

14

Filed 1 day of March 1881.  
Pleads

THE PEOPLE

vs.

*Carl Neuberg*  
*vs. Daniel G. Rolling*

Felony Assault and Battery.

District Attorney.

*Carl Neuberg*

A True Bill.

*William H. H. H.*

*James H. H. H.*

*James H. H. H.*

*James H. H. H.*

0701

**BOX:**

34

**FOLDER:**

410

**DESCRIPTION:**

Nevins, James

**DATE:**

03/22/81



410

0702

**BOX:**

34

**FOLDER:**

410

**DESCRIPTION:**

Doyle, Patrick

**DATE:**

03/22/81



410



0703

**BOX:**

34

**FOLDER:**

410

**DESCRIPTION:**

Moon, William

**DATE:**

03/22/81



410

0704

**BOX:**

34

**FOLDER:**

410

**DESCRIPTION:**

Austin, John

**DATE:**

03/22/81



410

0705

There is no evidence against  
Nevins & recommend  
that he be discharged  
March 25/81 W.C.B.  
asa

James C. Dwyer Selection  
J.C.D. Post. 10/2/81  
Filed: 12 day of March 1881

Plends (McQuitty 1881)

THE PEOPLE

vs.

James Nevins  
J. Dwyer  
Patrick Doyle  
William Moore  
+ John A. Aucton

David L. Collins  
DANIEL K. PHIBBS

1000 L. 1000

Part No. April 1, 1881.  
Nos 2, 3, 4 tried & convicted Robby.

A True Bill.

William H. Hays

March 25, 1881 Foreman.

Ch. J.  
Discharged (V. 1)  
No 2 & 3. 1 year each. 50  
No 4. 7. 9. 6 mas d. 1  
R.

ROBBERY—First Degree.

0706

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

Police Court--First District.

of No. *House Detention* Street, being duly sworn, deposes  
and says, that on the *17<sup>th</sup>* day of *March* 18 *81*  
at the *Fifth* Ward of the City of New York, in the  
County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent, by force and violence, without his consent and against his will, the following property viz:

*One silver watch of  
the value of Ten dollars,  
also One black coat  
& Vest - of the value  
of Ten dollars, all*

of the value of *Twenty* Dollars,  
the property of *deponent*

and that this deponent has a probable cause to suspect, and does suspect, that the said property  
was feloniously taken, stolen, and carried away by force and violence as aforesaid, by

*James Nevins, Patrick Doyle  
William Moon & John Austin  
(now here) who while  
deponent was in the  
premises No 42 Oak St  
(which was a Rag & Bie  
Saloon) did knock  
deponent down and  
take said & carry away  
said property from his  
person as aforesaid*

*John Michael*  
*mark*

Sworn to, before, this  
of *March* 18 *81* day

Police Justice.

0707

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY  
OF NEW YORK ss.

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

Question. What is your name?

Answer.

*Patrick Doyle*

Question. How old are you?

Answer.

*25 years*

Question. Where were you born?

Answer.

*Ireland*

Question. Where do you live?

Answer.

*No Home*

Question. What is your occupation?

Answer.

*Stevedore and*

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

Answer.

*I am not guilty*  
*Patrick Doyle*

Taken before me, this

*17* day of *March*

1889

*Police Justice*

0708

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY }  
OF NEW YORK. } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

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

Answer.

*I am not guilty*  
*John Austin*

Taken before me, this

17 day of March 1887

POLICE JUSTICE.

0709

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY } ss.  
OF NEW YORK.

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

Question. What is your name?

Answer.

*William Moon*

Question. How old are you?

Answer.

*42 Years*

Question. Where were you born?

Answer.

*England*

Question. Where do you live?

Answer.

*New Haven Conn*

Question. What is your occupation?

Answer.

*Mower*

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

Answer.

*I am not guilty*

*William Moon*

Taken before me, this

17 day of March 1881

POLICE JUSTICE.

0710

Police Court—First District.

CITY AND COUNTY } ss.  
OF NEW YORK.

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

Question. What is your name?

Answer. *James Nevins*

Question. How old are you?

Answer. *25 Years*

Question. Where were you born?

Answer. *Ireland*

Question. Where do you live?

Answer. *42 Oak*

Question. What is your occupation?

Answer. *Saloon Keeper*

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

Answer. *I am not guilty*  
*James Nevins*

Taken before me, this

*17*

day of

*March*

18

Police Justice.



0711

Police Court—First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
*John Michael*  
200 to testify Com. House of  
1881  
James Nevins  
Palick Doyle.  
William Moore  
John Austin.

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

AFFIDAVIT—ROBBERY.

Date,

1881

Judge,

Officer,

Clerk,

Witnesses:

James Nevins

Palick Doyle

William Moore

John Austin

42 Oak St.

157

at

Received at Dist.

121

1881

OFFICE OF THE

CLERK

10 am 1881

0712

**State of New York.**

Executive Chamber,

Albany, May 29<sup>th</sup> 1883.

Sir: Application having been made to the Governor for the  
pardon of John Austin, who was  
tried and convicted before you April 1. 1881 for  
Robbery 1<sup>st</sup> and sentenced  
to the State Prison Life years & months.

Will you oblige the Governor with your opinion of the case, together  
with any facts or circumstances which may have a bearing on the  
question of granting or refusing a pardon?

Very respectfully yours,

Samuel C. May

To The Honorable  
Frederick Ameyth

0713

5/83  
T. J. P. J.

0714

*Recd*  
**State of New York.**

**Executive Chamber,**

Albany, May 29<sup>th</sup> 1883.

Sir: Application having been made to the Governor for the pardon of John Austin, who was sentenced on April 1 1881, in your County, for the crime of Robbery 1<sup>st</sup> for the term of 7 years and 6 months to the State Prison July 1882 you are respectfully requested (in pursuance of Chapter 310, Laws 1849) to furnish the Governor with a concise statement of the case as proven on the trial, together with any other facts or circumstances which may have a bearing on the question of granting or refusing a pardon. Be pleased, also, to state the previous character of the convict.

Each letter of inquiry from this Department should be answered on a separate sheet.

Very respectfully yours,

*Simon C. Huland*

To John McKelown Esq.  
District Attorney, &c.

07 15

(10/1/83)

✓

forwarded July 11/83

0716

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That

*James Nevins, Patrick Doyle,  
William Moon and John Austin*

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the *seventeenth* day of *March* in the year of our Lord  
one thousand eight hundred and ~~seventy-eight~~ *eighty one* at the Ward, City, and County  
aforesaid, with force and arms, in and upon one *John Michael*  
in the peace of the said People then and there being, feloniously did make an assault and

*One watch of the value of ten dollars  
One coat of the value of five dollars  
One vest of the value of five dollars*

of the goods, chattels and personal property of the said

from the person of said *John Michael* and against  
the will and by violence to the person of the said *John Michael*  
then and there violently and feloniously did rob, 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.

*Daniel S. Rollins*  
BENJ. K. PHELPS, District Attorney.