

0008

**BOX:**

442

**FOLDER:**

4069

**DESCRIPTION:**

O'Brien, Annie

**DATE:**

06/02/91



4069

0009

POOR QUALITY ORIGINAL

no 4  
Counsel, *C. F. King*  
Filed *21* day of *June* 189*9*  
Pleads, *Not Guilty*

THE PEOPLE

vs.

*30.*  
*For*  
Annie O'Brien

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

JOHN R. FELLOWS,

District Attorney.

A True Bill,

*Char. J. ...*

Foreman.

*June 4/91*

*Plead Assault 3 day*

*Per one yr*

0010

POOR QUALITY ORIGINAL

Witnesses:

704  
Counsel, *L. H. King*  
Filed *2* day of *June* 189*1*  
Plenty *King*

THE PEOPLE

vs.

*Annie O'Shea*

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

*30*  
*King*

JOHN R. FELLOWES,  
District Attorney.

A True Bill.

*John J. King*  
Foreman.

*June 4/91*  
*Plenty Assault, 3 day*

*Per one of*

From an examination  
of the within case and  
all the facts known and  
considering the character  
of the complaint  
as very bad I  
recommend the  
acceptance of a  
Plea of Assault  
in the 1st degree  
as I believe justice  
will be fully satisfied  
by such a plea  
Wanhope  
Supt. Court House  
June 2<sup>d</sup> 1891

0011

10/1/11

Police Court \_\_\_\_\_ District.

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

Annex Wright

of No. 49 Essex Street, aged 27 years,

occupation Domestic being duly sworn

deposes and says, that on 23 day of May 1891 at the City of New

York, in the County of New York,

she was violently and feloniously ASSAULTED and BEATEN by Annie O'Brien

(maiden) who wilfully and maliciously  
cut and stabbed deponent on  
the face with a knife then  
knew held in her hand cutting  
and injuring her severely

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 before me, this 25 day }  
of May 1891. } Annex Wright  
mar

Charles W. Harston Police Justice.

0012

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

Annie O'Brien being duly examined before the under-  
signed 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 he see fit to answer the charge and explain the facts alleged against h  
that he is at liberty to waive making a statement, and that h waiver cannot be used  
against h on the trial.

Question. What is your name?

Answer.

Annie O'Brien

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

N-S

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

Answer.

9 Fourth St Three mos

Question. What is your business or profession?

Answer.

House 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 done it self defence I  
took the knife from Complainant

Annie O'Brien

Taken before me this

25

done of  
Charles H. ...  
Police Justice

0013

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

guilty thereof, I order that She be held to answer the same and She 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 She give such bail.

Dated 25 18 91 Charles N. Linton Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ 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 \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0014

730

Police Court--- 152 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Annie Wright  
~~179 Eastern St~~  
29 West St  
Annie O.'Brien

Offence Assault

2  
3  
4

Dated May 25 1891

Chas Dr Tamter Magistrate.

David Foxis Officer.

10 Precinct.

Witnesses J. S. Ward

No. 205 Grand Street.

No. Street.

No. Street.

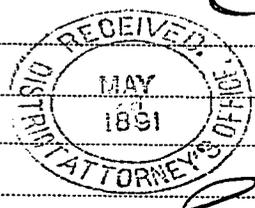
No. Street.

No. Street.

\$ 5.00 to answer G. S.

Carroll

And



BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

0015

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 1 DISTRICT.

David A. Paris  
of the Tenth Precinct Police Street, aged 27 years,  
occupation Police officer being duly sworn deposes and says,  
that on the 23 day of May 1891  
at the City of New York, in the County of New York, he arrested

Annie O. Bowen (maiden) in Grand  
Street on complaint of Annie Wright  
who is now confined in Bellevue  
Hospital suffering from a stab  
wound in the face and is unable to appear  
before me prays that said  
Annie O. Bowen may be committed  
to await the result of Annie Wright's  
injuries

David Paris

Sworn to before me, this 23 day of May 1891

Charles W. Smith Police Justice

0016

Police Court, 1 District.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

*Committed without bail  
to await injuries  
May 25-1891. 9 AM.*

*Anna O'Brien*  
vs.

AFFIDAVIT.

Dated *May 24* 189*1*

*C. V. Jambler* Magistrate.

*Paris 10* Officer.

Witness, \_\_\_\_\_

Disposition, \_\_\_\_\_

0017

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Annie O'Brien*

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

*Annie O'Brien*

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

The said *Annie O'Brien*

late of the City of New York, in the County of New York aforesaid, on the *twenty-third* day of *May*, in the year of our Lord one thousand eight hundred and ~~eighty-nine~~ *eighty-nine* with force and arms, at the City and County aforesaid, in and upon the body of one *Annie Wright* in the peace of the said People then and there being, feloniously did make an assault and ~~to, at and against~~ *her* the said *Annie Wright* with a certain ~~pistol~~ *knife* then and there loaded and charged with gunpowder and one leaden bullet, which the said *Annie O'Brien* in *her* 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~~ *strike, stab, cut and wound* with intent *her* the said *Annie Wright* 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

*Annie O'Brien*

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

The said *Annie O'Brien*

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 *Annie Wright* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and ~~to, at and against~~ *her* the said *Annie Wright*, with a certain *knife* a certain ~~pistol~~ then and there charged and loaded with gunpowder and one leaden bullet, which the said *Annie O'Brien* in *her* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully ~~shoot off and discharge~~ *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.

JOHN R. FELLOWS,

District Attorney.

0018

**BOX:**

442

**FOLDER:**

4069

**DESCRIPTION:**

O'Brien, Thomas

**DATE:**

06/02/91



4069

Witnesses;

Counsel,  
Filed  
Pleads,

*Day of June 1891*

THE PEOPLE

vs.

*Thomas O'Brien*

*Burglary in the Third degree  
A Felony*

[Section 498, V.L. 1880, 1.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Geo. J. Smith*  
Foreman.

Foreman.

*Frank J. ...  
Catholics Pro.*

0020

Court of  
General Sessions

The People

vs  
Thomas O'Brien

REPORT OF THE NEW YORK SOCIETY FOR  
THE PREVENTION OF CRUELTY  
TO CHILDREN.

100 EAST 23<sup>d</sup> STREET,

New York, May 31, 1891

CASE NO. 50474  
DATE OF ARREST  
CHARGE

OFFICER  
Morse  
210th St  
Brooklyn

AGE OF CHILD  
RELIGION  
FATHER

11 years  
Catholic  
Edward O'Brien

MOTHER

Edw. O'Brien

RESIDENCE

521 Greenwich St.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

April 16/91. Boy was arrested on brother's  
complaint of juvenile delinquency  
April 17/91 at 2<sup>nd</sup> Dist Court Justice M<sup>r</sup>  
Mahon on return affidavit submitted  
by the New York Children's Protection  
Boy born with a married mother who  
appears respectable and bears good  
character. Mother seems well  
furnished

All which is respectfully submitted,

To W.D.S. Att<sup>y</sup>

Wm. D. Street  
62 N. 2<sup>nd</sup> St.

Court of  
General Sessions

*De Wolfe*

*vs.*

*Thomas J. Ryan*

PENAL CODE, "

*Bartholomew*

Report of the New York Society  
for the Prevention of Cruelty  
to Children.

ELBRIDGE T. GERRY,  
*President, &c.,*  
100 East 23d Street,  
NEW YORK CITY.

0022

Police Court 3 District.

City and County } ss.:  
of New York,

of No. 326 East 11<sup>th</sup> Street, aged 55 years,  
occupation Cabinet maker being duly sworn  
deposes and says, that the premises No. 326 E. 11<sup>th</sup> Street, 17 Ward  
in the City and County aforesaid the said being an apartment house  
the first floor  
and which was occupied by deponent as a cabinet making shop  
and in which there was at the time no human being, by name

were **BURGLARIOUSLY** entered by means of forcibly opening the  
door leading to said shop, and  
which door was locked

on the 2<sup>nd</sup> day of May, 1891 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of cabinet maker's  
tools, of the value of about  
three dollars

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 Rubin (now  
here)

for the reasons following, to wit: Deponent says, - at about 4 PM,  
of said date, he returned to his shop, which  
he had locked continually, and saw de-  
fendant in said shop, and in the act  
of removing said property, which was  
contained in a bag. Whereupon depo-  
nent charges defendant with burglariously  
entering said premises, and feloniously  
stealing and carrying away said property from deponent's  
possession.

Police Justice,  
John H. Ryan

0023

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Thomas M. Brien* 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 M. Brien*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *64 Greenwich St - 4 mos*

Question. What is your business or profession?

Answer. *Schoolboy*

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.*  
*Thomas M. Brien*  
*man*

Taken before me this *2* day of *April* 188*7*  
*John H. [Signature]*

Police Justice.

0024

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.....

*Deferre*  
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 *May 26* 1891 *John Ryan* Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

0025

Police Court <sup>58</sup> <sup>737</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Dierhoff  
1326 E 11th St  
Thomas Rieren

Officer *Pringle*

- 1 \_\_\_\_\_
- 2 \_\_\_\_\_
- 3 \_\_\_\_\_
- 4 \_\_\_\_\_

Dated *May 28* 1891  
*Rieren* Magistrate.

*Peter James* Officer.  
*14<sup>th</sup>* Precinct.

Witnesses *Thomas Rieren*  
No. *910* Street.

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



\$ *500* to answer *910*  
*On matter / 2*  
*500 & May 29 - 1891*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

0026

**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 O'Brien*

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

*Thomas O'Brien*

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

The said

*Thomas O'Brien*

late of the *Seventeenth* Ward of the City of New York, in the County of New York  
aforesaid, on the *27th* day of *May* in the year of our Lord one  
thousand eight hundred and *ninety-one*, with force and arms, in the  
*day* time of the same day, at the Ward, City and County aforesaid, the  
~~dwelling house of one~~ *a certain building to wit:*

*the shop of one John Dickhoff*

there situate, 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 *John Dickhoff*

*shop* in the said ~~dwelling house~~ *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.

SECOND COUNT—

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

*Thomas O'Brien*

of the CRIME OF *Petty* LARCENY

, committed as follows:

The said

*Thomas O'Brien*

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

*divers cabinet-makers*

*tools of a number and description to the Grand Jury aforesaid unknown, of the value of three dollars*

of the goods, chattels and personal property of one

in the ~~dwelling house~~ <sup>shop</sup> of the said

*John Dickhoff*  
*John Dickhoff*

there situate, then and there being found, <sup>in the shop</sup> ~~from the dwelling house~~ aforesaid, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*De Lancey Nicoll*  
*District Attorney*

0028

**BOX:**

442

**FOLDER:**

4069

**DESCRIPTION:**

O'Leary, John

**DATE:**

06/02/91



4069

Witnesses:

Counsel,

Filed

Pleads

*17th Ave*  
*John R. Fellows*  
day of *June* 188*9*

*July 3*

THE PEOPLE

vs.

*John O'Leary*

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Chas. J. Ambrose*  
Foreman.

*James J. [Signature]*

*Handwritten note*

*J.P. 4 1/2 [Signature]*

0030

Police Court 2 District.

City and County { ss.:  
of New York,

of No. 299 Spring Street, aged 31 years,  
occupation Foreman being duly sworn

deposes and says, that on 21<sup>st</sup> day of May 1889 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John O'Leary  
(now here) who struck deponent  
~~two~~ violent blows upon the  
head with an iron cotton  
hook which he deponent held  
in his hand. That said assault  
was committed

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

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

Sworn to before me, this 30 day }  
of May 1889 } William Connors

W. D. ... Police Justice.

0031

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *John O Leary*

Question. How old are you?

Answer. *35 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *Greenwich St bet <sup>King to Houston</sup> Street 2 years*

Question. What is your business or profession?

Answer. *Longshoreman*

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

Answer. *I am not guilty*

*J Leary*

Taken before me this 30

days of May 1891

*Attnk also*

Police Justice.

0032

St Vincent Hosp  
Wm. Bennett to  
our hospital  
Oct 18 1891  
Wm. Bennett

0033

Vincent W. Kapp  
May 25<sup>th</sup> 1890.

Mr. Lannors is in the Hospital  
Suffering from a punctured foot-  
we at shall this condition  
is dangerous  
W. Kapp

0034

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 2 DISTRICT.

Cornelius J. Fleming

of No. 5th Precinct Street, aged 25 years,

occupation O. Steerman being duly sworn deposes and says,

that on the 21st day of May 1857

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

John O'Leary (now live) charged with felonious assault with a cotton hook on William

Connors. The said Connors is now in St Vincent's Hospital suffering from wounds received in said assault, and unable

to appear in court. Dependent asks that defendant be held to answer the said charge of assault and Dependent charges that said cotton hook was a dangerous weapon.

Cornelius J. Fleming

Sworn to before me, this 21st day of May 1857

Police Justice.

0035

Police Court, \_\_\_\_\_ District.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

*Cornelius J. Fleming*

vs.

*John O. Leary*

AFFIDAVIT.

Dated *May 25* 18*91*

*Mc Mahon* Magistrate.

*Fleming* Officer.

Witness, \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Disposition, *Committed without*  
*bond to await result of injuries*  
*4 May 26 2 P.M.*  
*2500 houl 4 May 30 9 am*

0036

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 O'Leary*

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

Dated *May 30* 18*91* *W. D. ...* Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

0037

734

Police Court--- 2 --- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*William Connors*  
*299 Spring St*  
*John O. Leary*

Offence *Arrest*  
*Felony*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

BAILED,

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

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

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

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

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

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

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

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

Dated *May 30* 1891

*Mc. Nealon* Magistrate.

*J. Lemmig* Officer.

*8* Precinct.

Witnesses \_\_\_\_\_

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

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

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

*3500* to answer *G. S.*

*Leary* *Arrest*



List of Witnesses in the case agh

Hoadly, Lauterbach & Johnson,  
Attorneys at Law.  
GEORGE HOADLY,  
EDWARD LAUTERBACH, EDGAR M. JOHNSON,  
WILLIAM N. COHEN, LOUIS ADLER.

John O'Keefe - Assault

Equitable Building,  
120 BROADWAY,  
New York City

Henry White, 328 W. 19<sup>th</sup> St. N.Y.

Martin Sheedy, 47 Renwick St.

Alfred M. Foye, { 336 State St. N.Y. / Store 148 Bond St. N.Y. }

Wm Finlon, 58 Keroy St. N.Y.

James Gaffney, 550 Greenwich St. N.Y.

Thos F. Butler, 287 West St., N.Y.

Theo. P. Kelly, 36 Van Dam St. N.Y.

Wm Connors, 299 Spring St., N.Y.

Wm Keogh, 143 So. Fifth Av. N.Y.

edit of the above names for the purpose of  
being sworn in as witnesses in the case of

Policeman of Prince St. station has  
cotton-book.

0039

Headly, Lauterbach & Johnson,  
Attorneys at Law.  
GEORGE HEADLY,  
EDWARD LAUTERBACH, EDGAR M. JOHNSON,  
WILLIAM N. COHEN, LOUIS ADLER.

Equitable Building,  
120 BROADWAY,  
New York City

June 3, 1891.

Hon. DeLancey Nicoll,  
District Attorney, City.

My Dear Sir :-

Among those who pleaded "not guilty" in Part I, General Sessions to-day, was one John O'Leary, indicted yesterday for committing an assault in the first degree, on ~~one~~ William Connors, who is a night-foreman for our client, the Ocean Steamship Co., of Savannah. On May 21st, 1891, O'Leary stole up unawares behind Connors and drove a cotton hook into the latter's forehead, and also into his arm. We have the names and statements of quite a number of witnesses, who saw the assault made by O'Leary, and shall be able to furnish them to whomsoever you may assign to try the O'Leary case, in the result of which we take a deep interest, and shall be grateful to you for whatever co-operation you will be pleased to give us, as there will undoubtedly be a stout fight made to clear O'Leary. With your permission a representative from our office will call with the above names and statements on the assistant you may designate. Thanking you for any courtesy you will extend to him, I remain,

Yours very truly,

*Wm. Cohen*

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 O'Leary

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

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

The said

John O'Leary

late of the City of New York, in the County of New York aforesaid, on the twenty-first day of May, 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 one William Connors in the peace of the said People then and there being, feloniously did make an assault and to, at and against him the said William Connors, with a certain cotton-hook then and there loaded and charged with gunpowder and one leaden bullet, which the said John O'Leary 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 him the said William Connors 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

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

The said

John O'Leary

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 William Connors in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against him the said William Connors, with a certain cotton-hook a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said John O'Leary in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully 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.

JOHN R. FELLOWS,

District Attorney.

0041

**BOX:**

442

**FOLDER:**

4069

**DESCRIPTION:**

Oliver, Henry

**DATE:**

06/25/91



4069

0042

907  
176  
Lundy

Counsel  
Filed 25<sup>th</sup> day of June 189  
Pleads July 26

Grand Larceny Second Degree.  
[Sections 528, 581 & 656, Penal Code.]

THE PEOPLE  
vs  
Henry Oliver

DE LANCEY NICOLL,  
District Attorney.

Wm. J. ...  
...

A True Bill.

Chas. J. ...

Foreman.  
July 31 189  
Dined and convicted  
H. J. ...

Witnesses:  
Wm. ...  
Anna ...  
...

In default  
written

0043



*New York,*

July 31st, 1891.

Hon. Frederick Smythe,  
Recorder.

Sir:-

This Bureau's Police Record of Henry Oliver, alias Big Hen, alias Henry Barton, No. 911 in the Rogues' Gallery, is as follows:-

1871 to 1873--served 2 1/2 years in Sing Sing Prison for robbery of shoe store on Laurens Street (now South 5th Avenue) this city.

1874--sentenced to 4 years in Maryland State Prison for sneak robbery committed at Baltimore, Md.

In 1884 Henry Oliver, Dan Hunt and Joe Claffey, notorious professional thieves, committed a sneak robbery at Buffalo, N.Y., and secured \$40,000 worth of bonds, with which they escaped. They were captured at Welland, Ontario, with the property in their possession. As they could not be extradited to the United States for the larceny, they were tried in the Court of General Sessions at Welland and convicted of bringing stolen property into Canada, and sentenced by Judge Baxter to 5 years each in Kingston Penitentiary.

Upon his release from imprisonment he returned to New York, and was shortly after arrested for a robbery committed at Albany, N.Y., for which he served one year in Albany Penitentiary.

He was next heard from at Brooklyn, N.Y., where he was arrested for till tapping, and sentenced to 90 days in Kings County Peniten-

0044



*New York*

tiary.

He has been an associate and accomplice of the most desperate thieves throughout the United States for a period of more than 20 years.

Very respectfully,

*Wm. W. ...*

Captain of Police.

0045

In addition to above record  
Henry Oliver from 1881  
to 1883 - was serving  
2 years in Moyamensing  
Prison for stealing a  
tin box containing \$450.<sup>00</sup>  
in Phila. Pa.

0046

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 Oliver

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

Indictment accuse Henry Oliver -

of the crime of Larceny in the second degree, as a second offense, -

committed as follows:

Heretofore, to wit:

on the 12th day of June, 1884, the said Henry Oliver was in due form of law convicted under the laws of the Dominion of Canada, to wit: in the Court of General Sessions of the Peace of the County of Welland in the Province of Ontario, in the Dominion of Canada aforesaid, before His Honour Judge Baxter, Chairman of the said court, of a crime, which, if committed within this State, would be a felony, to wit: the offense of having possession of the value of more than twenty five dollars of stolen property, transported into Canada, knowing the same to have been stolen, and on the day and in the year aforesaid the said Henry Oliver, was in due form of law sentenced by the said court, to

The said person, to be imprisoned in  
the Criminal Court House at Kingston,  
in the Province aforesaid, for the term  
of five years, as by the record thereof  
doth more fully and at large appear

And the said Henry Olney, late  
of the City of New York, in the County  
of New York aforesaid, having been  
as aforesaid convicted of the said  
crime, aforesaid, to wit: on the 25th  
day of May, 1891, at the City and  
County aforesaid, with force and arms,  
in the day)

3

time of the same day, divers promissory notes for the payment of money, being  
then and there due and unsatisfied (and of the kind known as United States Treasury  
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the  
payment of and of the value of eighty five

\*180.-

dollars; divers other promissory notes for the payment of money, being then and there due  
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination  
to the Grand Jury aforesaid unknown, for the payment of and of the value of

eighty five  
dollars; divers United States Silver Certificates of a number and denomination to the Grand  
Jury aforesaid unknown, of the value of eighty five

dollars; divers United States Gold Certificates of a number and denomination to the  
Grand Jury aforesaid unknown, of the value of eighty five

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid  
unknown, of the value of ten dollars,

*[Handwritten flourish]*

of the goods, chattels and personal property of one John Sada  
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.

John R. Fellows  
JOHN R. FELLOWS, District Attorney.

0048

**BOX:**

442

**FOLDER:**

4069

**DESCRIPTION:**

O'Neill, John

**DATE:**

06/04/91



4069

Witnesses;

51 J. L. Leman

Counsel,

Filed

4 day of June 1891

Pleaded

*M. J. Kelly*

THE PEOPLE

vs.

*B*

*John O'hull*

POLICY.  
[§§ 343 and 344, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Chas. J. Phelan*

Foreman.

*John J. - May 192*

*Reads Guilty to*

*indemnity*

*in papers dec*

*Filed in another case*

0050

7170 - 1100  
1100 - 1100  
1100 - 1100

dim - others what are commonly known  
indicated such as the democratic movement

1100 - 1100 - 1100

1500

Numbers, call and go

1-10-50  
18-4-51  
25-27-74  
MAY 1974

0052

CITY OF *New York* COUNTY OF *New York* } ss.  
AND STATE OF NEW YORK.

*Anthony Buntock* of *41 Park Row* Street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe ~~and charge that John Dor, whose real name is unknown, but who can be identified by J. R. Colcord~~ did, on or about the *26<sup>th</sup>* day of *May*, 1891, at number *2170 Second Avenue* street, in the City of *New York* and County of *New York* unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a lottery, which said ticket or part of a ticket is hereto annexed, and which said paper or instrument hereto annexed is what is commonly known as, or are called lottery *policies* and further that the said,

*John Dor* aforesaid now has in *his* possession, within and upon certain premises, occupied by *him* and situated and known as number *2170 Second Avenue* street, in the City of *New York* and County of *New York* aforesaid, certain others, what are commonly known as, or are called lottery policies or lottery tickets, and also certain writings, cards, books, documents, personal property, tables, devices, and apparatus, for the purpose of enabling others to sell or vend lottery policies or lottery tickets, and at, within and upon said premises, sells, vends, furnishes and procures, and has in *his* possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided, *and with intent to use the same as a means to commit a public offense.*

Subscribed and sworn to before me,  
this *26<sup>th</sup>* day of *May*, 1891  
*Charles H. Martin*  
Police Justice.

*Anthony Buntock*

CITY OF *New York* COUNTY OF *New York* } ss.

*John R. Colcord* of *41 Park Row* being duly sworn further deposes and says, that on the *26<sup>th</sup>* day of *May* 1891, aforesaid, he called at the place of business of the said *John Dor* aforesaid, at the said premises *No. 2170, 2<sup>nd</sup> Avenue* and there purchased the said paper, ticket and instrument, purporting to be what is commonly called a lottery *policy* as annexed to foregoing affidavit, under the following circumstances to wit: Deponent there saw the said *John Dor*

and had conversation with *him* in substance as follows. Deponent *handed John Dor, a paper containing certain numbers, and said John Dor, took deponent's paper looked at it, then placed the piece of paper annexed aforesaid under a sheet of a Manifold book then and there kept and used by said John Dor to record what are commonly called lottery policies on, then recorded said numbers upon deponent's paper upon his Manifold & paper annexed aforesaid & handed said paper to deponent saying "fort cents." Deponent paid said John Dor forty cents for the same.*

0053

Deponent further says, that he saw the said John Doe this day, have in his possession apparatus, paraphernalia, books, papers, blackboard and other devices for gambling purposes in said premises described aforesaid as No. 2170 2<sup>nd</sup> Avenue.

Subscribed and sworn to before me } John R. Colloid  
this 26<sup>th</sup> day of May 1891 }  
Charles N. ...  
Police Justice.

POLICE COURT - 1<sup>st</sup> DISTRICT.

THE PEOPLE, ETC.,  
ON THE COMPLAINT OF  
Quintus ...  
v/s.  
John Doe

LOTTERY AND POLICY.

2170  
Dated ..... 188  
Magistrate.  
Clerk.  
Officer.

WITNESSES:  
Bailed, \$ .....  
to answer ..... Sessions.  
By ..... Street.

0054

152

\*Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss.

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

Question. What is your name?

Answer. *John O'Neill*

Question. How old are you?

Answer. *36 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *2135 Second Ave 3 years*

Question. What is your business or profession?

Answer. *Deputy*

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

Answer. *I am not guilty*

*John O'Neill*

Taken before me this

27

*Charles J. ...*  
Police Justice.

0055

Sec. 151.

CITY OF New York COUNTY OF New York } ss.  
AND STATE OF NEW YORK.

Police Court, 14 District.

In the name of the People of the State of New York: To the Sheriff, or any Deputy Sheriff or Peace Officer of the County of New York, or to any Marshal, Constable or Policeman of the City of New York. GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned one of the Police Justices for the City of New York, by Audrey L. Amato of R. Collead of No. 41 Park Row Street, charging that on the 26<sup>th</sup> day of May 1891 at the City of New York, in the County of New York that the crime of selling what are commonly called lottery tickets

has been committed, and accusing John Doe whose real name is unknown but who can be identified by John R. Collead thereof.

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Deputy Sheriffs, Peace Officers, Marshals, Constables and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 14 DISTRICT POLICE COURT, in the said City or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 26<sup>th</sup> day of May 1891  
Charles Minton POLICE JUSTICE.

0056

POLICE COURT, 12 DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Antonio Gaudin et al

vs.

John S. S.

Warrant-General.

Dated ..... 188

..... Magistrate.

..... Officer.

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

..... Officer.

Dated ..... 188

This Warrant may be executed on Sunday or at  
night.

..... Police Justice.

REMARKS.

Time of Arrest.....

Native of.....

Age.....

Sex.....

Complexion.....

Color.....

Profession.....

Married.....

Single.....

Read.....

Write.....

City, County & State of New York: ss.

John R. Colford, being  
 further duly sworn deposes and says, that  
 John J. Murphy <sup>alias</sup> <sup>is known as</sup>  
 John A. Neil here present is the one de-  
 scribed and known as John Doe, in the  
 annexed affidavit and Complaint, dated  
 May 26<sup>th</sup> 1891.

Subscribed & sworn to before me  
 this 27<sup>th</sup> day of May 1891  
 Charles A. Foster  
 Police Justice

John R. Colford

0058

City and County of New York, ss:

In the name of the People of the State of New York:

To any Peace Officer in the City and County of New York:

Proof by affidavit having been this day made before me, by Anthony Bonaiuto and John R. Colcord of 41 Park Row Street, New York City, that there is probable cause for believing that John Doe, whose real name is unknown but who can be identified by J. R. Colcord

has in his possession, at, in and upon certain premises occupied by him and situated and known number 2170, 2nd Avenue in said City of New York certain and divers device, establishment, apparatus and articles suitable for gambling purposes, lottery policies, lottery tickets, circulars, writings, papers and documents in the nature of a bet, wager or insurance upon the drawing or drawn numbers of a lottery, books and other documents for the purpose of enabling others to sell lottery policies and other writings, papers and documents, blackboards and gaming tables, with intent to use the same as a means to commit a public offense.

YOU ARE THEREFORE COMMANDED, at any time of the day or night time to make immediate search on the person of the said John Doe

and in the building situate and known as number 2170 Second Avenue aforesaid, for the following property, to wit: all Faro layouts, Roulette Wheels and layouts, Rouge et Noir, or Red and Black layouts, gaming tables, chips, packs of cards, dice, deal boxes, all lottery policies, all lottery tickets, all circulars, all writings, all papers, all documents in the nature of bets and wagers, or insurance upon the drawings, or drawn numbers of a lottery, all books all documents for the purpose of enabling others to gamble or sell lottery policies, all blackboards, all slips or drawn numbers of a lottery, all money to gamble with, and all device, establishment, apparatus and articles suitable for gambling purposes.

And if you find the same, or any part thereof, to bring it forthwith before me at the First District Police Court at the Courts in Centre Street in the City of New York.

Dated at the City of New York, the 26th day of May 1891

Charles Saintor

POLICE JUSTICE.



0059

Inventory of property taken by Officer John H. Maestas the Peace Officer by whom this warrant was executed :

~~Rolling layouts,~~ ~~Roulette Wheels,~~ ~~Roulette layouts,~~ ~~Roulette et Noir lay-~~  
~~outs,~~ ~~gaming tables,~~ chips, 2 packs of cards, dice, deal  
boxes, deal trays for holding chips, cue boxes, markers, or tally cards.  
ivory balls, lottery policies, lottery tickets, circulars, writings,  
papers, black boards. 86 slips, or drawn numbers in policy, money,

100 manifold ~~books,~~ Shubs ~~slates,~~ one coat cloth one game one Package  
of drawing cards & cards Pencils & Envelope boxes for Envelopes  
same

City of New York and County of New York ss:

I, John H. Maestas the Officer by whom this warrant was executed,

do swear that the above Inventory contains a true and detailed account of all the property taken by me in this warrant.

Sworn to before me, this 27 day of May 1891 John W. Wallis.

Charles W. Hunter Police Justice.

Police Court--- 1st District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Anthony Bonuto, et al

John Doe

Search Warrant.

Dated May 26 1891

Justice.

Officer.

0060

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 A. Kille*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Three* 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 *May 27* 18*99* of *Charles N. Linton* Police Justice.

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

Dated *May 27* 18*99* of *Charles N. Linton* 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..... 18..... Police Justice.

0061

728

Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Anthony Conestro*  
*25 Park Row*  
*John O'Neill*

*Office of the  
District Attorney*

2  
3  
4

BAILED.

No. 1, by *H. S. Beaman*  
Residence *210 E. 126* Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated *May 27* 1891  
*John O'Neill* Magistrate.  
*Walters* Officer.  
*to O* Precinct.

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



\$ *500* to answer *GS*

*Co. W.*  
*See  
Page*

0062

**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 O'Neill*

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

*John O'Neill*

of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said *John O'Neill*

late of the *Twelfth* Ward of the City of New York, in the County of New York aforesaid, on the *twenty-sixth* day of *May* in the year of our Lord one thousand eight hundred and *ninety-one*, 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 game commonly called "policy," where money and property was dependent upon the result, 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 the dignity.

SECOND COUNT.—

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

*John O'Neill*

of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows:

The said

*John O'Neill*

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, unlawfully did keep a certain room, in a certain building there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public and private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, 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 O'Neill

of the CRIME OF SELLING TO ANOTHER WHAT IS COMMONLY KNOWN AS A LOTTERY POLICY, committed as follows:

The said John O'Neill

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

John R. Colloid

a certain paper, instrument and writing, commonly called a Lottery Policy, which said paper, instrument and writing, called a Lottery Policy, is as follows, that is to say:

B. W. May 26  
25-29 44  
18-44 61  
- 9-19 29  
1-10-50  
49 10-

(a more particular description of which said instrument and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), 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 Grand Jury aforesaid, by this indictment, further accuse the said

John O'Neill

of the CRIME OF SELLING A PAPER AND WRITING, IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said John O'Neill

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

John R. Colloid

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more par-

particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say :

B. W. May 26  
25-29 44  
18-44 61  
- 9-19 29  
1-10-5-8  
499 10 -

(a more particular description of which said paper and writing is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT.—

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

John O'Neill

of the CRIME OF SELLING A WRITING PAPER AND DOCUMENT IN THE NATURE OF OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows :

The said John O'Neill

late of the Ward, City and County aforesaid, afterward, to wit: On the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

John R. Colford

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say :

B. W. May 26  
25-29 44  
18-44 61  
- 9-19 29  
1-10-5-8  
499 10 -

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given, 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.

John R. Colford  
~~JOHN R. COLFORD~~

District Attorney.

0065

**BOX:**

442

**FOLDER:**

4069

**DESCRIPTION:**

O'Neill, Thomas

**DATE:**

06/04/91



4069

0066

**BOX:**

442

**FOLDER:**

4069

**DESCRIPTION:**

O'Neill, John

**DATE:**

06/04/91



4069

By *John X*  
Counsel,  
Filed *4* day of *June* 189*1*  
Pleas, *Magdally*

THE PEOPLE  
*34*  
*2157* vs. *08.*  
*D.*  
*Thomas O'Neill*  
*Wass and*  
*John O'Neill*  
*(3 Cases)*

POLICY.  
[SS 343 and 344, Penal Code.]

JOHN R. FELLOWS,  
District Attorney.

A True Bill.

*Chas. J. Mahan*  
Foreman.  
*Sept 2 - May 192*  
*Both plead Guilty*  
*Each Fined \$100 #*

Witness:

0068

Mr. [unclear]  
[unclear]

informed and verify does

0069

Mr. J. L. Smith  
1000th Street  
N. W.  
Wash. D. C.

0070

CITY OF New York COUNTY OF New York } ss.  
AND STATE OF NEW YORK.

Anthony Bonaiuto  
41 Park Row  
of ~~150 Nassau~~ Street, New York City, being duly sworn deposes and says, he is more than 21 years of age, and is employed as Chief agent of the New York Society for the Suppression of Vice, that he has just cause to believe, is informed and verily does believe, and charge that John J. Murphy otherwise known as John O'Neil and Thomas O'Neil whose real name unknown, but who can be identified by

did, at the City of \_\_\_\_\_ County of \_\_\_\_\_ and State of New York, on or about the 26<sup>th</sup> day of May 1891, unlawfully use a room, table, establishment or apparatus for gambling purposes—and did engage as ~~a dealer or game keeper~~ in a gambling or banking game, where money or property was dependent upon the result—and did sell, or offer to sell what is commonly called a "lottery policy," and a certain writing, paper, or insurance, upon the drawing or drawn numbers of a certain lottery, hereto annexed, and did indorse and use a book or other document for the purpose of enabling others to sell or offer to sell lottery policies, writings, papers or documents in the nature of a bet, wager or insurance, upon the drawing or drawn numbers of a lottery, against the form of the statute of the State of New York in such case made and provided.

Deponent further says, he has just ~~cause~~ <sup>come</sup> to believe, is informed and verily does believe from personal observation and from statements made by John R. Colcord.

to deponent that the said John J. Murphy otherwise known as John O'Neil & Thomas O'Neil aforesaid, do have in their possession, at in and upon certain premises occupied by them and situate and known as number 2170 Second Avenue in the City of New York and within the County and State aforesaid, for the purpose of using the same as a means to commit a

*[Handwritten notes and signatures in the right margin]*

public offense, divers and sundry device, apparatus, tables, establishment and paraphernalia layouts, chips, deal boxes, cards, lottery tickets, lottery policies, writings, papers, books and documents for gambling purposes, in violation of the Provisions of Chapter IX of the Penal Code of the State of New York, wherefore deponent prays that warrants may be issued for the arrest of the persons named aforesaid, and to search for, seize and take possession of all of said unlawful matter, and that all be dealt with according to law.

Subscribed and sworn to before me this }  
27<sup>th</sup> day of May 1897 }

Anthony J. Conitock

Charles H. ... Police Justice.

CITY OF New York AND COUNTY OF New York ss.

John R. Colford of 41 Park Row

being further sworn deposes and says that on the 26<sup>th</sup> day of May 1897,

deponent visited the said premises, named aforesaid, and there saw the said John J. Murphy otherwise known as John O'Neil & Thomas O'Neil aforesaid, and had dealings and conversation with them as follows:

Deponent purchased the paper or what is commonly called a lottery policy, annexed to affidavit of Anthony Conitock aforesaid, of Thomas O'Neil and paid him the sum of fifteen cents for the same. Deponent further says that he has visited said premises upon other occasions, and found John J. Murphy alias John O'Neil in charge, and particularly on the 24<sup>th</sup> day of May 1897 when deponent purchased a policy of the said John J. Murphy alias John O'Neil

aforsaid, and paid in the sum of  
forty eight cents for the same, which said  
paper is annexed hereto as part of  
this complaint; against the force  
of the statutes of the State of New York  
in such case made and provided.

Subscribed and sworn to }  
before me this 27<sup>th</sup> day of May 1891 } John R. Colford  
Charles W. Johnson }  
Police Justice }

Handwritten notes and scribbles, possibly a receipt or ledger, with various numbers and signatures. Includes the number 544722405 on the left side.

0073

POOR QUALITY ORIGINAL

1871  
 1872  
 1873  
 1874  
 1875  
 1876  
 1877  
 1878  
 1879  
 1880  
 1881  
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 1883  
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 1894  
 1895  
 1896  
 1897  
 1898  
 1899  
 1900

before me this 27<sup>th</sup> day of May 1891  
 Charles W. Brown  
 Public Justice

0074

POOR QUALITY ORIGINAL

5-17-70

13th 5-13  
15-25-13  
17-1-72

15-22-75  
15-20-75

19-5-13  
19-5-13

10-4-65  
10-4-65  
12-21-71

Best position

before me then ...

0075

Subscribed and sworn to before me this }  
day of ..... 188..... }

..... Police Justice.

Violation Sec. 344, P. C.  
Gambling and Policy.

THE PEOPLE  
ON COMPLAINT OF  
*Anthony Corradini et al*

AGAINST  
*John J. Murphy et al*  
*John J. Neil*  
*Thomas O'Neil*

Affidavit of Complaint.

WITNESSES:

0076

Sec. 198-200

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK }

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

Question. What is your name?

Answer. *John O'Neill*

Question. How old are you?

Answer. *35 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *2185 Grand Ave*

Question. What is your business or profession?

Answer. *Organ*

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

Answer. *I am not guilty*

*John O'Neill*

Taken before me this 11<sup>th</sup> day of 1931

*Charles H. [Signature]*

Police Justice.

0077

Sec. 198-200.

152

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Thomas DeKille*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *4135 Second Ave. 2 years*

Question. What is your business or profession?

Answer. *clerk*

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*

*Thos. DeKille*

Taken before me this

*Charles H. Steinhilber*  
1887

Police Justice.

0078

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

And John O'Connell  
Thomas O'Connell

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, Each and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated May 27 1891 Charles N. Ferriter Police Justice.

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

Dated May 27 1891 Charles N. Ferriter 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 \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

0079

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Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Arthur Constock*  
*241 Park Row*  
*John O'Neill*  
*Thomas O'Neill*

*offered to take bond*  
*Walters*

BAILED.

No. 1, by *Hiram Beaman*  
Residence *210 E 126 St* Street.

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

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

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

Dated *May 27* 189*9*  
*Walters* Magistrate.  
*Walters* Officer.  
*60* Precinct.

Witnesses

No. .... Street.

No. .... Street.

No. .... Street.

\$ *500* to answer *yes*



*Selin*  
*Police*

0080

**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 O'Neill and John O'Neill*

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

*Thomas O'Neill and John O'Neill*

of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said

*Thomas O'Neill and John O'Neill*

late of the *Twelfth* Ward of the City of New York, in the County of New York aforesaid, on the *Twenty-sixth* day of *May* in the year of our Lord one thousand eight hundred and *ninety-one*, 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 game commonly called "policy," where money and property was dependent upon the result, 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 the dignity.

SECOND COUNT.—

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

*Thomas O'Neill and John O'Neill*

of the CRIME OF KEEPING A ROOM TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows:

The said

*Thomas O'Neill and John O'Neill*

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, unlawfully did keep a certain room, in a certain building there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public and private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, 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

*Thomas O'Neill and John O'Neill*

of the CRIME OF SELLING TO ANOTHER WHAT IS COMMONLY KNOWN AS A LOTTERY POLICY, committed as follows:

The said *Thomas O'Neill and John O'Neill*

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

*John R. Collard*

a certain paper, instrument and writing, commonly called a Lottery Policy, which said paper, instrument and writing, called a Lottery Policy, is as follows, that is to say:

*B.W. May 26*

*9-19-29 f15-*

(a more particular description of which said instrument and writing so commonly called a Lottery Policy is to the Grand Jury aforesaid unknown, and cannot now be given), 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 Grand Jury aforesaid, by this indictment, further accuse the said

*Thomas O'Neill and John O'Neill*

of the CRIME OF SELLING A PAPER AND WRITING, IN THE NATURE OF A BET AND WAGER UPON THE DRAWN NUMBERS OF A LOTTERY, committed as follows:

The said *Thomas O'Neill and John O'Neill*

late of the Ward, City and County aforesaid, afterward, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

*John R. Collard*

a certain paper and writing, in the nature of a bet and wager upon the drawn numbers of a certain lottery, the same being a scheme for the distribution of property by chance among persons who had paid or agreed to pay a valuable consideration for such chance (a more par-

0082

particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper and writing is as follows, that is to say:

*P W May 26*  
*9-19-29 J 15-*

(a more particular description of which said paper and writing is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

FIFTH COUNT.—

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

*— Thomas O'Neill and John O'Neill —*

of the CRIME OF SELLING A WRITING PAPER AND DOCUMENT IN THE NATURE OF OF AN INSURANCE UPON THE DRAWING OF A LOTTERY, committed as follows:

The said *— Thomas O'Neill and John O'Neill —*

late of the Ward, City and County aforesaid, afterward, to wit: On the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did sell to one

*— John R. Colford —*

a certain paper, writing and document in the nature of an insurance upon the drawing of a certain lottery, the same being a scheme for the distribution of property by chance among certain persons who had paid or agreed to pay a valuable consideration for such chance (a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given), which said paper, writing and document is as follows, that is to say:

*P W May 26*  
*9-19-29 J 15-*

(a more particular description of which said paper, writing and document is to the Grand Jury aforesaid unknown, and cannot now be given, 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.

*De Lancey Mcoll*  
~~JOHN R. FELLOWS,~~

District Attorney.