

0460

BOX:

216

FOLDER:

2135

DESCRIPTION:

Neylan, John

DATE:

04/19/86



2135

POOR QUALITY
ORIGINAL

0461

No 132
J. M. Martins

Counsel,
Filed 19 day of April
Pleads Not Guilty.
1886

THE PEOPLE
vs.
John Heylam
H. P.
Assault in the First Degree, Etc.
(Firearms).
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.
May 18 11 22 AM '86
Ind. & acquitted.

A True Bill.

A. W. Brown
Foreman.

May 18 11 22 AM '86

Received \$500.
of J. M. Martins
May 17 1886
Margaret Conylan
Kearney Family - Officer

POOR QUALITY
ORIGINAL

0462

Police Court—First District.

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

of No. 183 West William H. Cross Street, aged 28 years,
occupation Seaman being duly sworn

deposes and says, that on the 11th day of April 1888 at the City of New
York, in the County of New York, deponent saw Matthew J. Jolan

violently and feloniously ASSAULTED and BEATEN by Jolan

Neylan, New York, under the
following circumstances, viz: That
about the hour of 4 o'clock P.M. of
said day deponent sat at a window
in said premises and heard a
pistol shot. That deponent looked
out of the window and saw the
said Matthew Jolan standing on
the sidewalk near the curb stone
and the deponent, Neylan, standing
about six feet from him on the
inside of the walk. That said
Neylan held a pistol in his right
hand pointed and aimed at the
body of said Jolan, and while so hold-
ing said pistol so pointed at said
Jolan he, Neylan, fired off and
discharged two shots from said pistol
at said Jolan who walked a few
feet away and fell down. That deponent
believes said Jolan was so assaulted
with the felonious intent to ~~take the life of deponent~~ do him grievous bodily harm; and without
any justification on the part of the said assailant

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

Sworn to before me, this 12th day
of April 1888 W. H. Cross

Sam'l C. Kelly Police Justice.

POOR QUALITY
ORIGINAL

0463

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 1st DISTRICT.

of 3rd Precinct Police
occupation Police officer
that on the 11th day of April 1886
being duly sworn deposes and says,

at the City of New York, in the County of New York, Dependent Person
Matthew Jooler at the Chamber
Street Hospital and saw that
he was wounded on the back
and right thigh with several
wounds. That said Jooler identified
the defendant, John Neglan,
now there, in deponents presence
as being the person who inflicted
upon him the injuries aforesaid with
a pistol. That said Jooler is unable
to appear in Court. Kevin J. Timmerly

Sworn to before me, this

of April 1886

day

Police Justice.

POOR QUALITY
ORIGINAL

0464

Sec. 198-200.

First

District Police Court.

CITY AND COUNTY {
OF NEW YORK, { ss

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

Question What is your name?

Answer *John Neylan*

Question. How old are you?

Answer *33 years of age*

Question. Where were you born?

Answer. *New York City*

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

Answer. *186 West Street, 4 Months*

Question What is your business or profession?

Answer *Bar-tender*

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 decline to make any
statement at present.*

John Neylan.

Taken before me this

day of

March

188

6

Sam'l C. Kelly
Police Justice.

POOR QUALITY
ORIGINAL

0465

William H. Cross committed
to Prison on Detention in default
of \$100 to appear

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm H. Cross

John Neglan

3
4

Offence *Detention in default on*
William Cross

Dated

April 12

1886

Magistrate

C. Kelly

Witnesses

Matthew Doyle

Chambers St. Hospital

John J. J. J.

31st Precinct

Paul D. J. J.

William H. Cross

Committee to and
Annual Sessions

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

John Neglan
guilty thereof, I order that he be held to answer the same and be committed to the Ward and Keeper of the City Prison
of the City of New York, until he give and bail until he be legally discharged

Dated *April 12* 1886 *Sam J. Kelly* Police Justice.

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

Dated _____ 1886 _____ Police Justice.

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

Dated _____ 1886 _____ Police Justice.

POOR QUALITY
ORIGINAL

0466

FORM 10.

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

of No.

that on the

New York, in the County of New York

day of

Street, being duly sworn, deposes and says,

1886 at the City of

Give Hay
3rd Egeomet Police
12
Quit
William H. Cross (now here) who
is a material witness in a complaint
of Felonious Assault against John
Heyland and deponent has reason
to believe that he will not appear
as such witness when wanted.
Wherefore deponent prays the said
William may be ordered to enter in
recognizance in surety to appear
as such witness.

Give Hay

POOR QUALITY
ORIGINAL

0467

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.

New York, April 12th 1886

Wherever it may concern
this is to certify that
Matthew Dole is at this
Hospital suffering from a
pistol shot wound of the
back, near the spine and
above the 8th rib. He has
some pain at seat of injury
but otherwise has no symptoms.
Paul Oculudex M.D.
House Surgeon

POOR QUALITY
ORIGINAL

0468

GEO. P. LUDLAM,
Superintendent.

New York Hospital,

West Fifteenth Street,

New York, *Apr 17* 1886

Mr Geo. M. Curtis
239 Broadway

Dear Sir - In reply to yours
of 16th inst.
Matthew Doof is considered out
of danger. It is supposed that
his stay in Hospital will not
be prolonged beyond a few days
more. *Yours Truly Geo. P. Ludlam*
Supt.

**POOR QUALITY
ORIGINAL**

0469

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 Neufan

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

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

The said

John Neufan,

late of the City of New York, in the County of New York aforesaid, on the
seventh day of *April*, — in the year of our Lord
one thousand eight hundred and eighty-*six*, with force of arms, at the City and
County aforesaid, in and upon the body of one *Matthew Bode,*
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *him* the said *Matthew Bode,*
a certain *pistol* then and there loaded and charged with gunpowder and one
lead bullet, which the said *John Neufan* —
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 *Matthew Bode,*
thereby then and there feloniously and wilfully to kill, against the form of the statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT:

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

John Neufan —

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

The said

John Neufan,

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 one *Matthew Bode,*
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make an assault, and to, at and against *him* — the said
Matthew Bode,
a certain *pistol* then and there charged and loaded with gunpowder
and one leaden bullet, which the said *John Neufan* —
in *his* — right hand then and there had and held, the same being
an instrument likely to produce grievous bodily harm, then and there feloniously
did wilfully and wrongfully shoot off and discharge, against the form of the statute
in such case made and provided, and against the peace of the People of the State
of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.