

05 11

BOX:

33

FOLDER:

396

DESCRIPTION:

Dalton, Edward

DATE:

03/09/81



396

0512

Counsel  
Filed *9 day of March 1887*  
Plends *Wm. C. Gentry*

THE PEOPLE

vs.  
*24. P. de Mr.*  
*38 P. de Mr.*

*I*  
*Cassie Dalton*

DANIEL C. ROLLINS,

**ATTORNEY AT LAW**

District Attorney.  
Part in April 4, 1887  
Sale ad P. L.

A True Bill.

*Wm. C. Gentry*  
*William C. Gentry*  
Foreman.

*part two*

*Apr. 4*

*Larceny and Receiving Stolen Goods.*

0513

Form 112.  
STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, ss:

Police Court—First District.

of No. 202 E Houston Street, being duly sworn, deposes  
and says, that on the 10<sup>th</sup> day of July 1887  
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried  
away from the possession of deponent, and from deponent's  
possession  
the following property, viz: one gold watch

of the value of fifty Dollars,  
the property of Compliments

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 Edward Dalton  
now present from the fact that the  
prisoner approached deponent in  
Chamber Street as a mendicant  
and asked deponent for money  
that deponent having placed  
his hand in a pocket <sup>of his pocket</sup> to help the  
prisoner by giving him some money  
felt a tug at the chain attached  
to his watch which then was in  
deponent's vest pocket and then  
and immediately discovered that the  
watch was gone and the prisoner had  
run away but was subsequently arrested  
with the watch in his possession. Henry Schmidt

Sworn to, before me, this

18

day

Police Justice.

05 14

City & County of New York

John Musgrave of the  
4<sup>th</sup> Precinct Police  
being duly sworn says  
that he arrested the  
prisoner in Chamber  
Street and at the time  
of such arrest he had  
in his possession the watch  
here shown and identified  
by the complainant as  
his property

John Musgrave

Sworn to before me this  
17<sup>th</sup> day of Feb 1887  
B. W. M. O'Keefe Justice

05 15

Police Court—First District.

CITY AND COUNTY OF NEW YORK, ss.

*Edward Dalton*

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.

*Edward Dalton*

Question. How old are you?

Answer,

*23 Years*

Question. Where were you born?

Answer.

*New York City*

Question. Where do you live?

Answer

*38 Park Street*

Question. What is your occupation?

Answer.

*Blacken boots*

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

Answer.

*I do not think I am guilty and the matter rests with me*

*Edward Dalton*  
*my*

Taken before me, this

day of

18

Police Justice.

05 16

Police Court—First District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

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,

*Henry Smith*  
*312 East 4th Street*  
*vs.*  
*Charles Salim*

2  
3  
4  
5  
6

Dated *July 17* 18*98*

*W. W. W. W.* Magistrate.

*John M. M. M.* Clerk.

Witnesses:

*Call the Office*

\$ to answer

at Sessions

Received at Dist. Atty's office

*Henry Smith*

COUNSEL FOR COMPLAINANT.

Name, .....

Address, .....

COUNSEL FOR DEFENDANT.

Name, .....

Address, .....

05 17

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

*Edward Dalton*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
*sixteenth* day of *February* in the year of our Lord  
one thousand eight hundred and eighty *one* at the Ward, City and County aforesaid,  
with force and arms,

*One watch of the value of fifty  
dollars of the goods chattel and per-  
sonal property of one Henry Schmidt,  
on the person of the said Henry Schmidt  
been and there being found, from the  
person of the said Henry Schmidt*

~~of the goods, chattels, and personal property of one~~

then and  
there ~~being found~~, 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.

05 18

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

*Edward Dalton*

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

*One watch of the value of fifty  
dollars*

of the goods, chattels, and personal property of the said *Henry Schmidt*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ *taken and carried away from the said*

*Henry Schmidt*

unlawfully, unjustly, ~~and for the sake of wicked gain~~, did feloniously receive and have (the said

*Edward Dalton*

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

~~DANIEL C. ROLLINS,~~

~~BENJ. K. PHELPS,~~ District Attorney.

05 19

BOX:

33

FOLDER:

396

DESCRIPTION:

Dawson, Daniel

DATE:

03/23/81



396

0520

X 284

Counsel,  
Filed 23 day of March 1881  
Pleads

THE PEOPLE

vs.

*2*  
Daniel Dawson

*Wm. H. Collins*  
DANIEL C. COLLINS,  
ATTORNEY AT LAW,  
District Attorney.

Larceny, and Receiving Stolen Goods.

A True Bill.

*William H. Collins*  
Foreman.  
March 24. 1881

*James J. L.*

*Pen 4 months*

0521

X 284

Counsel,  
Filed 23 day of March 1881  
Pleads

THE PEOPLE

vs.

*7*  
Daniel Dawson

Larceny, and Receiving Stolen Goods.

DANIEL C ROLLINS,  
ATTORNEY AT LAW,  
NEW YORK CITY.

District Attorney.

A True Bill.

*William H. Phillips*

Foreman.

*March 24. 1881*

*Henry J. L.*

*Pen 4 months*

0522

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

Form 86 1/2

POLICE COURT—SECOND DISTRICT.

of No. 229 Eighth Avenue Street, being duly sworn, deposes  
and says, that on the 9<sup>th</sup> day of March 1881

at the City of New York, in the County of New York, was feloniously taken, stolen and carried  
away, from the possession of deponent, and from said

premises

the following property, to wit:

Poplin About Fifty Yards of

of the value of Five Dollars,

the property of Thomas Barry and in  
deponent's care and charge

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

Daniel Dawson  
(nowhere) from the fact that deponent  
saw the accused put the said  
property under his coat and that  
deponent also took the said property  
from said Dawson.

Deponent further says that said  
property was previous to said  
causing placed in the doorway of the  
dry goods store in said premises.

John O'Sullivan

Sworn to before me, this

of

March

1881

day

Police Justice.

0523

*Electo Annual Session*

Form 894.

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Sullivan*

*229 No. 8 1/2 Ave*

*James J. Sullivan*

Affidavit—Larceny.

*March 9, 1881*

DATED

*E. J. Sullivan* MAGISTRATE.

*Dr. Sullivan* OFFICER.

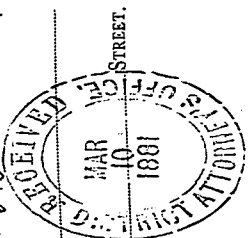
WITNESS

*Michael Sullivan*  
*Police Officer*

*\$500 TO ANS.* *A. J. Sullivan*

BAILED BY

No.



0524

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

*Daniel Dawson*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
*ninth* day of *March* in the year of our Lord  
one thousand eight hundred and eighty *one* at the Ward, City and County aforesaid  
with force and arms,

*Fifty yards of cloth (of the kind  
commonly called poplin) of the value  
of ten cents each yard*

of the goods, chattels, and personal property of one

*Thomas Barry*

then and  
there being found, 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.

0525

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

*Daniel Dawson*

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

*Fifty y ards of cloth (of the kind commonly called poplin) of the value of ten cent each yard*

of the goods, chattels, and personal property of the said

*Thomas Barry*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ *taken and carried away from the said*

*Thomas Barry*

unlawfully, unjustly, ~~and for the sake of wicked gain~~, did feloniously receive and have (the said

*Daniel Dawson*

then and there well knowing the said goods, chattels, and personal property, to have been feloniously stolen ~~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,~~ *taken and carried away*

DANIEL C. ROLLINS,

~~BENJ. K. PHELPS~~, District Attorney.

0526

BOX:

33

FOLDER:

396

DESCRIPTION:

Devey, Lewis

DATE:

03/28/81



396



0528

Police Court, Sixth District.

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

of the 34<sup>th</sup> Precinct Police Charles W. Waldron (Sworn)  
of the City of New York, being duly sworn, deposes and says, that on the 9<sup>th</sup> day  
of March 1881 in the City of New York, in the County of New York, at  
the Hotel corner of Kingsbridge Road & Pelham Avenue  
Levi's Doney (a Run-Down) did then and  
there sell, and caused, suffered and permitted to be sold, under his direction and authority, strong and spirituous liquors,  
wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk in the house  
or premises aforesaid, contrary to and in violation of law. and did expose for sale  
intoxicating liquors in violation of law  
WHEREFORE, deponent prays that said Levi's Doney  
may be arrested and dealt with according to law.

Sworn to before me, this 10<sup>th</sup> day }  
of March 1881

Hugh Gardner POLICE JUSTICE.

0529

Police Court, Sixth District.

THE PEOPLE, &c., ☒

ON THE COMPLAINT OF

*Charles H. Walcott*

vs.

*34 12*

*Lewis Devey*

Violation Excise Law.

Dated *10<sup>th</sup>* day of *March* 188*9*

*Gardner* Magistrate.

*Walcott* Officer.

*34 Street*

Witness,

Bailed \$ *100* to Ans. *C.S.*

By *Franklin P. Duff*

*Kingsbridge Road* Street.

*4 Pelham Avenue*



0530

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 *Lewis Dorey*

late of the *twelfth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *ninth* 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

*Charles W. Waldron*

; 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~~, District Attorney.

0531

BOX:

33

FOLDER:

396

DESCRIPTION:

Diamond, John

DATE:

03/30/81



396

0532

Day of Trial  
Counsel,  
Filed 30 day of March 1881  
Pleads *Not guilty* (May 17/83.)

THE PEOPLE

vs.

*B*

*Sam Diamond*

DANIEL G. ROLLINS,

District Attorney.

*Selling Lottery Policies.*

A True Bill.

*William H. Hooper*

*May 18/83*

*Pleaded Guilty*

*Pen 10 days &  
fine \$1. fine paid*

0533

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 *John Diamond*

late of the *fifteenth* Ward, in the City and County aforesaid,  
on the *eighth* day of *January* in the year of our  
Lord one thousand eight hundred and eighty *one* at the Ward, City and  
County aforesaid, with force and arms, did unlawfully and knowingly vend, sell, barter,  
furnish and supply, to one *George F. Smith*

and did procure and cause to be procured for the said *George F. Smith*

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

*B. B. J. S.*

*18. 56 75 L. J. 10*

(a more particular description of which said instrument and writing so commonly  
called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given)

0534

SECOND COUNT—

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said *John Diamond*  
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, and on divers other days and times between that day, and the day of the taking of  
this inquisition, was and yet is a common gambler: and that he the said

*John Diamond*  
on the day and in the year aforesaid, and on said other days and times between that day and  
the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force  
and arms, at and in a certain room in a certain building, known as number

*eighty Bleeker Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell,  
barter, furnish and supply to divers persons, (whose names are to the jurors aforesaid  
unknown and cannot now be given), and did procure, and caused to be procured, for the said  
divers persons, (whose names are to the jurors aforesaid unknown), certain instruments and  
writings, commonly known as and called lottery policies (a more particular description of which  
is to the jurors aforesaid unknown and cannot now be given).

THIRD COUNT—

And the Jurors aforesaid, upon their oath aforesaid, do further present:

That the said *John Diamond*  
late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on  
divers other days, was and yet is a common gambler:

And that he the said *John Diamond*

afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid,  
with force and arms, at and in a certain room in a certain building, known as number

*eighty Bleeker Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell,  
barter, furnish and supply to one *George F. Smith*

and did procure and cause to be procured for the said *George F. Smith*

a certain instrument and writing, commonly known as and called a lottery policy, which said  
instrument and writing commonly called a lottery policy, is as follows, that is to say:

*Bl. J. S.*

*18. 56 - 75 J. J. 10*

(a more particular description of which said instrument and writing so commonly called a  
lottery policy, is to the jurors aforesaid unknown, and cannot now be given).

0535

FOURTH COUNT—

*And the Jurors aforesaid, upon their oath aforesaid, do further present:*

That the said *John Diamond*  
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year  
aforesaid, and on divers other days and times between that day and the day of the taking of  
this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and  
unlawfully did keep a certain room in a certain building known as number

*eighty Bleeker Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly per-  
mit the said room to be used and occupied for gambling.

FIFTH COUNT—

*And the jurors aforesaid, upon their oath aforesaid, do further present:*

That the said *John Diamond*  
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year  
aforesaid, and on divers other days and times between that day and the day of the taking of  
this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and  
unlawfully did keep a certain room in a certain building, known as number

*eighty Bleeker Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit  
the said room to be used and occupied for gambling, to wit: for selling and vending and disposing  
of certain instruments and writings, commonly known as and called lottery policies, (a more  
particular description whereof is to the jurors aforesaid unknown, and cannot now be given).

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

DANIEL G. ROLLINS,  
District Attorney.

0536

35v

Day of Trial  
Counsel, *P. Kelly*  
Filed *30* day of *March* 1881  
Pleads *Intervenor. May 18/82*

THE PEOPLE

vs.

*B*

*John Diamond*

*Selling Lottery Policies.*

DANIEL G. ROLLINS,

*District Attorney.*

A True Bill.

*William H. Stoughton*

*M. Connelley*

0537

Court of General Sessions, Part *one.*

THE PEOPLE

INDICTMENT

For

To

M.

No.

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *Friday* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *Thursday* the *17* day of *May* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

JOHN McKEON,

District Attorney.

*Bondsman sent to Asylum #*

*George Russell*  
*John Diamond*  
*sent to Asylum*  
*sent to the Asylum*  
*Malver S. Lawrence*

*112 West 23*

0538

Halvor S. Lawrence  
112 H 2 B

0539

John Grand -  
(Mar 25 / 81)  
Pleaded to 3 Indictments  
May 18 / 83. 1st County  
Sentenced (N)  
No fine \$1.00 for  
Sentence suspended on  
2. Indictments same  
day -

0540

*Handwritten signature*

*8-18-68*  
*7/10*

0541

80 Bleeker st  
Jan 11<sup>th</sup> 1881

11-30 Adm

Paid 10¢

G. 8

G. 25

3

✓

0542

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

*George F. Smith*

~~As a Justice of the Peace~~ of 150 Nassau street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe that

did, on or about the 11<sup>th</sup> day of January, 1881, at number 80 Bleeker street in the City of New York, and County of New York, unlawfully and knowingly sell, furnish, vend and procure 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 further, that the said

*John Diamond*

had in his possession, within and upon certain premises, occupied by him and situated and known as number 80 Bleeker street, in the City 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.

Subscribed and sworn to before me,  
this 18<sup>th</sup> day of February, 1881.

*George F. Smith*

Police Justice.

*80 Bleeker st  
Jan 11<sup>th</sup> 1881*

*11-30 AM*

*Paid 10 c*

*128*

*622*

0543

253  
POLICE COURT - DISTRICT.

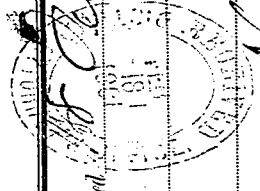
THE PEOPLE, ETC.,

ON THE COMPLAINT OF

George O. Smith  
130 Madison St.  
VS.

Wm. Diamond  
20 Riverside 1st

LOTTERY AND POLICY.



Dated 1st Dec 1881

Magistrate.

Clerk.

Officer.

WITNESSES:

Bailed, \$

to answer Session.

By Walter Lawrence

12th St.  
Street.

0544

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 *John Diamond*

late of the *fifteenth* Ward, in the City and County aforesaid,  
on the *eleventh* day of *January* in the year of our  
Lord one thousand eight hundred and eighty *one* at the Ward, City and  
County aforesaid, with force and arms, did unlawfully and knowingly vend, sell, barter,  
furnish and supply, to one *George F. Smith*

and did procure and cause to be procured for the said *George F. Smith*

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

*Bob E. J.*

- 8 13 68 JF/10

(a more particular description of which said instrument and writing so commonly  
called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given)

0545

SECOND COUNT—

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said *John Diamond*  
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, and on divers other days and times between that day, and the day of the taking of  
this inquisition, was and yet is a common gambler: and that he the said

*John Diamond*  
on the day and in the year aforesaid, and on said other days and times between that day and  
the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force  
and arms, at and in a certain room in a certain building, known as number

*eighty Blecker Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell,  
barter, furnish and supply to divers persons, (whose names are to the jurors aforesaid  
unknown and cannot now be given), and did procure, and caused to be procured, for the said  
divers persons, (whose names are to the jurors aforesaid unknown), certain instruments and  
writings, commonly known as and called lottery policies (a more particular description of which  
is to the jurors aforesaid unknown and cannot now be given).

THIRD COUNT—

And the Jurors aforesaid, upon their oath aforesaid, do further present:

That the said *John Diamond*  
late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on  
divers other days, was and yet is a common gambler:

And that he the said *John Diamond*

afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid,  
with force and arms, at and in a certain room in a certain building, known as number

*eighty Blecker Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell,  
barter, furnish and supply to one *George F. Smith*

and did procure and cause to be procured for the said *George F. Smith*

a certain instrument and writing, commonly known as and called a lottery policy, which said  
instrument and writing commonly called a lottery policy, is as follows, that is to say:

*George F. Smith*

*-8 13 68 JF/10*

(a more particular description of which said instrument and writing so commonly called a  
lottery policy, is to the jurors aforesaid unknown, and cannot now be given).

## FOURTH COUNT—

*And the Jurors aforesaid, upon their oath aforesaid, do further present :*

**That** the said *John Diamond*  
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year  
aforesaid, and on divers other days and times between that day and the day of the taking of  
this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and  
unlawfully did keep a certain room in a certain building known as number

*Eighty Bleeker Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly per-  
mit the said room to be used and occupied for gambling.

## FIFTH COUNT—

*And the jurors aforesaid, upon their oath aforesaid, do further present :*

**That** the said *John Diamond*  
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year  
aforesaid, and on divers other days and times between that day and the day of the taking of  
this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and  
unlawfully did keep a certain room in a certain building, known as number

*Eighty Bleeker Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit  
the said room to be used and occupied for gambling, to wit: for selling and vending and disposing  
of certain instruments and writings, commonly known as and called lottery policies, (a more  
particular description whereof is to the jurors aforesaid unknown, and cannot now be given).

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

DANIEL G. ROLLINS,  
District Attorney.

0547

Day of Trial, *Well*  
Counsel, *30 day of March 1881*  
Filed *30 day of March 1881*  
Pleads *Not guilty (May 1881)*

THE PEOPLE

vs. *B*

*John Diamond*

*Selling Lottery Policies.*

DANIEL G. ROLLINS,

*District Attorney.*

A True Bill.

*William H. H. H. H.*

*May 1881*

*James G. G.*

*Sen suspended*

0548

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

ANTHONY COMSTOCK, of 150 Nassau street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe that John Dor -

did, on or about the 10<sup>th</sup> day of January, 1881, at number 80 Bleeker 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 further, that the said John Dor - John Dor

has in his possession, within and upon certain premises, occupied by him and situated and known as number Eighty Bleeker Street, in the City 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.

Subscribed and sworn to before me,  
this 17 day of January, 1881.

Anthony Comstock

Police Justice.

City County and State of New York ss.

George F. Smith,

of 150 Nassau street, being duly sworn deposes and says that on the 10<sup>th</sup> day of January 1881, at number 80 Bleeker Street, John Dor aforesaid did sell to defendant the paper and instrument above hereto annexed, and that the said paper is what is commonly called and known as a lottery Policy or Policy slip, and that the said John Dor - keeps said place for the purpose of selling lottery policy or policy slips.

Subscribed and sworn to before me  
this 17 day of January, 1881.

George F. Smith

Police Justice.

0549

Jan 10 1881

80 Bleeker

3-25-10

Jan 10

888

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

0550

287  
POLICE COURT — DISTRICT.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

*Anthony Carabotta*

LOTTERY AND POLICY.



Dated *17 July* 1881

*J. H. ...* Magistrate.

Clerk

Officer

WITNESSES:

Bailed, \$ *500*

to appear Sessions.

By *Walter Lawrence*

*112 W. 23* Street.

0551

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 *John Diamond*

late of the *fifteenth* Ward, in the City and County aforesaid,  
on the *ten* day of *January* in the year of our  
Lord one thousand eight hundred and *eighty one* at the Ward, City and  
County aforesaid, with force and arms, did unlawfully and knowingly vend, sell, barter,  
furnish and supply, to one *George F. Smith*

and did procure and cause to be procured for the said

*George F. Smith*

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

*BBJF 10*  
*17-19-27 L F 10*

(a more particular description of which said instrument and writing so commonly  
called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given)

0552

SECOND COUNT—

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said

*John Diamond*

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on divers other days and times between that day, and the day of the taking of this inquisition, was and yet is a common gambler: and that he the said

*John Diamond*

on the day and in the year aforesaid, and on said other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number

*eighty Bleeker Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to divers persons, (whose names are to the jurors aforesaid unknown and cannot now be given), and did procure, and caused to be procured, for the said divers persons, (whose names are to the jurors aforesaid unknown), certain instruments and writings, commonly known as and called lottery policies (a more particular description of which is to the jurors aforesaid unknown and cannot now be given).

THIRD COUNT—

And the Jurors aforesaid, upon their oath aforesaid, do further present:

That the said

*John Diamond*

late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler:

And that

he

the said

*John Diamond*

afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number

*eighty Bleeker Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to one

*George F. Smith*

and did procure and cause to be procured for the said

*George F. Smith*

a certain instrument and writing, commonly known as and called a lottery policy, which said instrument and writing commonly called a lottery policy, is as follows, that is to say:

*Do J J 10*  
*17-19-27 L J 10*

(a more particular description of which said instrument and writing so commonly called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given).

## FOURTH COUNT—

*And the Jurors aforesaid, upon their oath aforesaid, do further present :*

**That** the said

*John Diamond*  
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building known as number

*eighty Bleeker Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling.

## FIFTH COUNT—

*And the jurors aforesaid, upon their oath aforesaid, do further present :*

**That** the said

*John Diamond*  
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building, known as number

*eighty Bleeker Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling, to wit: for selling and vending and disposing of certain instruments and writings, commonly known as and called lottery policies, (a more particular description whereof is to the jurors aforesaid unknown, and cannot now be given).

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

DANIEL G. ROLLINS,  
District Attorney.

0554

BOX:

33

FOLDER:

396

DESCRIPTION:

Dietrich, Charles

DATE:

03/22/81



396

Day of Trial

Counsel,

Filed 22 day of

## Pleads

THE PEOPLE

Fuller 25<sup>th</sup> vs.  
Baker vs. Childers B

Charles F. Fritch

*Daniel G. Boland*  
BENJ. K. PHILLIPS

*District Attorney.*

Chad  
Mar 29

Put Mrs. April 28, 1881  
in jail collected tattered.  
**A TRUE BILL.**

William H. H. H. H.

Foreman.

0555

0556

Third District Police Court.

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

of No. the 11 Precinct Police Street,  
of the City of New York, being duly sworn, deposes and says, that on the 11  
day of March 1887, at the City of New York, in the County of New York,  
at No. 127 Goerck Street,  
Charles Dietrich

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.

Subscribed to before me this 11<sup>th</sup>  
day of March 1887

Salon Bonum

POLICE JUSTICE.

James Cury

0557

262/  
Police Court—Third District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Curry

vs.

114

MISDEMEANOR.

Violation Excise Laws.

Charles Dietrick

Dated the

41

day of

March 1887

Smith

Magistrate.

Curry

Officers.

Witness

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

By

William J. [Signature]

No 769



0558

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 *Charles Dietrich*

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

*James Curry* ; 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~~

*Samuel G. Rollins*  
**BENJ. K. PHELPS, District Attorney.**

0559

BOX:

33

FOLDER:

396

DESCRIPTION:

Dolan, John

DATE:

03/25/81



396

0560

BOX:

33

FOLDER:

396

DESCRIPTION:

Steere, George

DATE:

03/25/81



396

Filed 25 day of March 1881  
 B. H. Pland  
 Attesty do.

## THE PEOPLE

**vs.**

John Dolan

John Polyn

2. <sup>14</sup> June 1897  
2. <sup>17</sup> June 1897  
2. <sup>17</sup> June 1897

**DANIEL C ROLLINS,**

Over the past 10 years, the number of people who have been diagnosed with Alzheimer's disease has increased by more than 50 percent. This is a significant increase, and it is a reflection of the fact that the disease is becoming more common as the population ages. The number of people who have been diagnosed with Alzheimer's disease has increased by more than 50 percent in the past 10 years. This is a significant increase, and it is a reflection of the fact that the disease is becoming more common as the population ages.

*District Attorney.*

P. ext. Mrs. March 26. 1889

Both plead/Bury 2.

# A True Bill.

William H. Phelps

Foreman

2.46225 N.

Each

Reuben  
FD' acks

McNees

Dear Mr. Butler

0561

0562

## Police Office. Third District.

City and County } ss.:  
of New York, }No. of 34 Essex

Street, being duly sworn,

deposes and says, that the premises No. 32 EssexStreet, 10 Ward, in the City and County aforesaid, the said being a Dwellingand which was occupied by ~~deponent as a~~ fourteen families as a DwellingHousewere **BURGLARIOUSLY**entered by means forcible unlatching the rear Hall door  
of the first floor leading to said premiseson the night of the 20 day of March 1889,

and the following property, feloniously taken, stolen and carried away, viz.,

The Water pipe in said House say about  
one hundred pounds of lead of the  
value of ten dollarsthe property of William Brill and in care  
and charge 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 byJohn Dalan and George Steere  
(both now here)for the reasons following, to-wit: That deponent locked said  
door at about 12 o'clock on the aforesaid  
night and deponent is informed by officer  
Edmund J. Quinn of the 10th Dist. Police  
that he arrested said John & George at  
the house of 4 o'clock this A.M. concealed  
in a cellar at No. 75 West Street, with  
the above described property in their possession.Joseph H. Goodman  
Marx

Subscribed to before me this  
21st day of March 1889  
John T. J. Miller  
Notary Public

0563

City & County of New York

Edward J. Quirk of the 10th Precinct Police being duly sworn deposes and says that on the morning of the 21<sup>st</sup> day of March 1881 at the hour of 4 o'clock he arrested John Wolan and George Seibert (both now here) concealed in a cellar in 45 Hester Street, with the property described in the within affidavit in their possession.

Sworn to before me this 21 March 1881  
 Edward J. Quirk  
 John B. Smith Police Justice

0564

Police Court—Third District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*George Steene* 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.—

*George Steene*

Question.—How old are you?

Answer.—

*19 years*

Question.—Where were you born?

Answer.—

*Murray*

Question.—Where do you live?

Answer.—

*7 James Str.*

Question.—What is your occupation?

Answer.—

*Making Bird Cages*

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

Answer.—

*me went in there last night  
lay down to sleep, this morning me  
saw the pipe laying there me took  
it along to get something to eat for it*

*Ge. Steene*

Taken before me, this

*21*  
day of *March*  
1891

Police Justice.

*John D. Smith*

0565

Police Court—Third District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Dolan* 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.—*John Dolan*

Question.—How old are you?

Answer.—*19 years*

Question.—Where were you born?

Answer.—*Chicago Ill.*

Question.—Where do you live?

Answer.—*4 James Str.*

Question.—What is your occupation?

Answer.—*Laborer*

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

Answer.—*The door was open we went to  
sleep, at about 10 clock in the hallway  
we found a pile of pipe and we  
took it*

*John Dolan*

Taken before me, this

21

day of March 1899

*John D. Smith*  
Police Justice

0566

328

Form 115.

POLICE COURT--THIRD DISTRICT,

THE PEOPLE, & C.,

ON THE COMPLAINT OF

Offence, BURGLARY

*Joseph Goodman*

34 Essex

*Julius Salame*

*George George*

3

4

Dated *August 21*, 188*7*

*Smith* Magistrate.

*Quinn* 10 Officer.

Clerk.

Witnesses,

No. Street.

No. Street.

No. Street.

§ *1000* No answer committed.

Received in Dist. Atty's Office,

*Charles H. Hall*

*Edmund Hunter*  
*Refused to plead*  
*P. Fulton & John J.*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0567

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 *John Dolan otherwise called John Dolyn and  
George Sheere* each  
late of the *tenth* Ward of the City of New York, in the County of

New York, aforesaid,  
on the *twentieth* day of *March* in the year of our Lord  
one thousand eight hundred and eighty *one* with force and arms,  
about the hour of *one* o'clock in the *night* time of the same day, at the  
Ward, City and County aforesaid, the dwelling house of

*William Brill*  
there situate, feloniously and burglariously did break into and enter, by means of *forcibly  
breaking open an outer door of said dwelling house*

whilst there was then and there some human being to wit, ~~one~~ *a certain person or persons  
to the jurors aforesaid unknown* within the said dwelling house, the said  
*John Dolan otherwise called John Dolyn and George Sheere*

then and there intending to commit some crime therein, to wit: the goods, chattels and  
personal property of

*William Brill*  
in the said dwelling house 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.

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 Ward, City and County  
aforesaid, about the hour of *one* o'clock in the *night* time of said day  
the said *John Dolan otherwise called John Dolyn and  
George Sheere* each  
late of the Ward, City and County aforesaid,

*One hundred pounds of lead of the value of ten cents  
each pound  
Fifty feet of pipe of the value of twenty cents  
each foot*

of the goods, chattels, and personal property of *William Brill*  
*William Brill* in the said dwelling house of one  
, then and there being found  
in 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.

*George Sheere*  
then and there well knowing the said goods, chattels, and personal property to have  
been feloniously stolen, *taken and carried away* against the form of the Statute in such case made and pro-  
vided, and against the peace of the People of the State of New York, and their dignity.

DANIEL C ROLLINS,

~~XXXXXXXXXXXXXXXXXXXX~~, District Attorney.

0568

And the Jurors aforesaid, upon their oath aforesaid, do further present

THAT the said *John Dolan otherwise called John Dolyn and George Steere* each

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

*One hundred pounds of lead of the value of ten cents each pound.*

*Fifty feet of pipe of the value of twenty cents each foot.*

of the goods, chattels and personal property of the said

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen *of the said William Prill taken and carried away from the said*

*William Prill* unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have

(the said *John Dolan otherwise called John Dolyn and George Steere*

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

DANIEL C. ROLLINS,  
~~NEW YORK~~, District Attorney.

0569

BOX:

33

FOLDER:

396

DESCRIPTION:

Dolan, Michael

DATE:

03/25/81



396

Sept. 1881  
Arrested & imprisoned  
appears for his  
which was granted

75

Day of Trial  
Counsel,  
Filed 25 day of March 1881  
Pleads

THE PEOPLE  
vs.  
B  
Michael Dolan

Daniel G. Collins  
BENJ. K. PHIBBS  
District Attorney.

Per my March 18, 1881  
pleads guilty  
A True Bill.

William St. Philips  
Foreman.

Find \$15.00  
\$100.00  
31st Dec. 1881.

0570

0571

Police Court, Fifth District.

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

of ~~the~~ *the 18<sup>th</sup> Precinct* *Police* *John D. Herlihy* Street  
of the City of New York, being duly sworn, deposes and says, that on the *11<sup>th</sup>* day  
of *March* 18*81* in the City of New York, in the County of New York, at  
No. *408 East 16<sup>th</sup>* Street

*Michael Dolan (nowhere)*  
did then and there sell, and caused, suffered and permitted to be sold, under his direction and authority, strong and  
spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk  
in the house or premises aforesaid, contrary to and in violation of law.

WHEREFORE, deponent prays that said *Michael Dolan*  
may be arrested and dealt with according to law.

Sworn to before me, this *12<sup>th</sup>* day }  
of *March* 18*81* } *John D. Herlihy*  
*J. J. Withers* POLICE JUSTICE.

0572

Police Court, Fifth District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John D. Herlihey  
vs. 18/8

Violation Excise Law

Michael Dolan

Dated 12 day of March 1889

J. S. Killen  
Magistrate.

Herlihey  
Officer.

Witness,

Bailed \$ 100 to Ans. G. S.

By John Jennings  
1194 2<sup>nd</sup> Ave  
Street



0573

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

*Michael Dolan*

late of the *eighteenth* 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 *John D. Berlihy*

; 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.~~

*Samuel G. Rollins*  
**BENJ. K. PHELPS, District Attorney.**

0574

BOX:

33

FOLDER:

396

DESCRIPTION:

Donovan, Richard

DATE:

03/18/81



396

0575

86. *But*  
Day of Trial

Counsel,

Filed

*18* day of *March* 188*1*.

Pleads

THE PEOPLE

vs.

*Richard D. Quinn*

DANIEL G. ROLLINS,

*Attorney at Law*

District Attorney.

A True Bill.

*William H. Kelly*  
Foreman.

0576

**TORN PAGE(S)**

0577

City, & County of New York:

Carson L. Archibald of  
No. 507 N. 22<sup>nd</sup> Street in the  
City of New York, being du-  
ly sworn, says: That on  
the 23<sup>rd</sup> day of February  
1881 in an action then  
pending and on trial  
in the New York Court  
of Common Pleas before  
the Hon. Joseph F. Daly  
and a jury, wherein  
affiant was plaintiff  
and Solomon Winterbottom  
and Abram Winter  
were defendants, one  
Richard Donovan was  
produced as a witness  
on behalf of the defend-  
ants and duly sworn.  
That in the course of  
the examination of the  
said Richard Donovan  
it became a material  
matter of inquiry where  
and how the said Dono-  
van was occupied on the

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17<sup>th</sup> Day of October 1879.  
That the said Donovan  
being interrogated there-  
upon, on his oath testi-  
fies that on that day  
he shipped a pair of  
horses to Newburg at  
Pier No. 35 foot of Frank-  
lin Street by the New-  
burg Barge. That his  
testimony as then given  
appears in the minutes  
of the official stenogra-  
pher <sup>Verdict</sup> ~~Verdict~~ annexed.

That upon the said tri-  
al it was afterwards found  
by the oath of one George  
Bull of No. 146 Mount-  
gomery Street, Newburg,  
and by the records of  
shipments by the New-  
burg Barge "Esquimaux"  
on the 17<sup>th</sup> Day of October  
1879, that the testimony  
so as aforesaid given by  
the said Richard Donovan  
was false. That thereupon  
the presiding Judge ordered

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tho said Richard Donovan  
an opponent is informed and believes  
to be committed for per-  
jury. That affiant is  
informed and believes  
that said Donovan was  
afterwards discharged from  
custody upon his per-  
sonal recognizance.

Carson Echibald

Sworn to before me  
this 3<sup>d</sup> day of March 1881

James C. Devery  
Notary Public  
N.Y.C.

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Per.

Darwin

Permy

Apprentice

A. G. Archibald

Chk. & Dist

Cont.

Chief:

Geo. B. B.

146 Montgomerie

Harboring

0581

CLIFTON B. BULL,

OFFICIAL STENOGRAPHER GENERAL

TERM AND PART 2.

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NEW YORK COURT OF COMMON PLEAS,  
-----  
ARCHIBALD

V S.

WINTERBOTTOM AND ANO.  
-----

TESTIMONY OF

DONOVAN, RICHARD, SWORN FOR THE DEFENDANT :

Q. WHAT IS YOUR BUSINESS ?

A. SHIPPING HORSES FOR THE HORSE MARKET, IN THE EMPLOY OF  
HULETT ODELL.

Q. DO YOU RECOLLECT THE ACCIDENT WHICH OCCURRED TO MRS. ARCH-  
IBALD ON THE CORNER OF HARRISON STREET AND WEST STREET ON THE  
17TH OF OCTOBER, 1870 ?

A. YES, SIR.

Q. WERE YOU ON THAT CORNER ON THAT DAY ?

A. YES, SIR.

Q. WHERE WERE YOU STANDING AT THE TIME OF THE ACCIDENT ?

A. I WAS STANDING JUST BELOW THE STEP THAT RUNS AROUND THE  
SALOON, ABOUT TWO OR THREE FEET FROM THAT.

Q. JUST BELOW THE STOOP OF THE SALOON THAT IS NOW ROCKAFEL-  
LOWS AND WAS AT THAT TIME AUERBAUER'S ?

A. YES, SIR.

Q. THAT WAS HOW FAR NORTH OF THE UPPER CROSSING ON WEST  
STREET ?

A. I DON'T KNOW WHAT YOU MEAN.

Q. YOU SAW THE WHOLE ACCIDENT DIDN'T YOU ?

A. YES, SIR.

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Q. DESCRIBE TO THE JURY IF YOU PLEASE AS BRIEFLY AS POSSIBLE JUST EXACTLY WHAT YOU SAW AND WHAT HAPPENED ON THE DAY MENTIONED ?

A. I HAD A PAIR OF HORSES TO SHIP TO NEWBURG, AND I CAME DOWN WEST STREET AND ENTERED THE SALOON AND HAD A GLASS OF LAGER, AND HAD COME OUT AND STOOD OUTSIDE, AND MAY BE STOOD FROM TWO TO FIVE MINUTES, AND I SAW OFFICER DUN COME OUT, AND HE HAD TWO LADIES, AND LET THE OLD LADY GO ACROSS, AND WAS COMING BACK TO GET MRS. ARCHIBALD, AND IN ATTEMPTING TO GO ACROSS I SAW A RUSH COME BACK AND SHE WAS CAUGHT BETWEEN THE TRUCK AND THE TAIL-BOARD OF THE ASHCART.

Q. THE TRUCK WAS THERE ?

A. YES, SIR.

Q. WAS THE TRUCK STANDING THERE AT THE TIME THE BACK TOOK PLACE OF THE LINE ?

A. YES, SIR.

Q. DID YOU SEE IT BEFORE THE BACK TOOK PLACE ?

A. YES, SIR.

Q. WAS IT STANDING THERE ?

A. YES, SIR.

CROSS-EXAMINATION :

Q. WERE YOU WERE A WITNESS ON THE FORMER TRIAL ?

A. YES, SIR.

Q. WHO ARE YOU WORKING FOR NOW ?

A. NOT FOR ANYBODY AT PRESENT.

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Q. WHEN WERE YOU WORKING FOR HULETT ODELL ?

A. I AM OUT OF HIS EMPLOY ABOUT, I GUESS, 8 MONTHS---ABOUT FOUR MONTHS.

Q. HOW DO YOU RECOLECT THIS 17TH OF OCTOBER SO DISTINCTLY ?

A. WELL, SIR, ON THAT DAY I SHIPPED A PAIR OF HORSES TO NEWBURG AND I WAS STANDING ON THE CORNER AT THE TIME IT OCCURRED.

Q. WHAT PIER ?

A. 35, FOOT OF FRANKLIN STREET.

Q. BY WHAT PACKET ?

A. I DON'T RECOLLECT EXACTLY WHAT ; I THINK IT WAS A BARGE. IT WAS ON THE NEWBURG BARGE, AND I DON'T KNOW ANY OTHER NAME.

Q. DID YOU TAKE THE HORSES ON YOURSELF ?

A. YES, SIR.

Q. HOW MANY HORSES WERE THERE ?

A. THERE WAS A PAIR.

Q. WHO WERE THEY SHIPPED TO AT NEWBURG ?

A. I THINK TO GARRY.

Q. WHAT GARRY ?

A. I AIN'T POSITIVE.

Q. IS THERE ANY OTHER PERSON YOU SHIP HORSES TO AT NEWBURG ?

A. YES, SIR ; ABE COOK.

Q. DID YOU DO ALL THE SHIPPING FOR HULETT ODELL ?

A. YES, SIR ; I DID, WHEN I WAS IN HIS EMPLOY, MOST OF THE TIME.

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Q. ON THIS DAY YOU SAY YOU SHIPPED TWO HORSES TO NEWBURG BY THIS BARGE ?

A. YES, SIR.

Q. WAS THERE A CARD ON THE HORSES TO WHOM THEY WERE SHIPPED ?

A. YES, SIR.

Q. NAMING THE PERSON TO WHOM THEY WERE SHIPPED ?

A. YES, SIR.

Q. WHOSE NAME DID YOU SAY IT WAS ?

A. I THINK IT WAS GARRY.

Q. WHAT MAKES YOU THINK IT WAS GARRY ?

A. I AIN'T SURE ; THAT WAS A BUSY TIME.

Q. IT MIGHT HAVE BEEN COOK ?

A. NO, SIR ; IT WASN'T ABE COOK I SHIPPED TO THAT DAY.

Q. WHAT OTHER HORSES HAVE YOU SHIPPED ON THAT BARGE TO NEWBURG ?

A. OFF AND ON EVER SINCE.

Q. HOW LONG BEFORE THE 17TH OF OCTOBER ?

A. I COULDN'T SAY ; A WEEK, <sup>AND</sup> MAYBE MORE.

Q. WHO DID YOU SHIP THEM TO AT THAT TIME ?

A. I COULDN'T SAY ; DEPENDS ON WHO WANTS TO BUY HORSES.

Q. WHEN YOU SHIPPED HORSES DOWN UPON THIS BARGE WHO RECEIVED THEM ?

A. A RECEIVER GENERALLY ; HE IS PRINCIPALLY IN THEIR GANGWAY.

Q. DID HE MAKE AN ENTRY ON THE BOOK AT THE TIME ?

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A. I BELIEVE HE DID.

Q. AIN'T YOU VERY SURE HE DID?

A. I AM VERY SURE HE DID.

Q. WHEN YOU TOOK THESE HORSES ON BOARD DID YOU TAKE ANY RECEIPT FOR THEM?

A. NO, SIR.

Q. FROM THAT YOU SAY YOU WALKED DOWN TO ROCKAFELLOW'S PLACE?

A. ON THE EAST SIDE OF WEST STREET.

Q. YOU SAY YOU WERE STANDING JUST BELOW THE STOOP AROUND THE LIQUOR SALOON?

A. I CAME OUT OF THE SALOON, AND THERE IS A STONE STEP RUNNING AROUND HARRISON AND WEST STREET AND I CAME DOWN THIS STEP, AND I MAY HAVE BEEN 3 FEET FROM THAT; I COULDN'T SAY.

Q. HOW HIGH IS THAT STEP?

A. 6 OR 8 INCHES; I COULDN'T SAY.

Q. THAT IS RIGHT AT THE ENTRANCE OF THE SALOON?

A. YES, SIR.

Q. THAT IS A SORT OF STONE SILL?

A. YES, SIR; THE STEP RUNS RIGHT AROUND.

Q. THAT IS WHAT YOU WOULD CALL A SILL?

A. I DON'T KNOW WHAT YOU WOULD CALL IT.

Q. HOW LONG HAD YOU BEEN STANDING THERE BEFORE THE ACCIDENT OCCURRED?

A. FROM TWO TO FIVE MINUTES.

Q. DID YOU SEE THE TRUCK DRIVE IN THERE?

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A. NO, SIR; THE TRUCK WAS STANDING THERE WHEN I CAME OUT. IT MAY HAVE COME AROUND THE CORNER.

Q. WHERE WAS THE END OF THE POLE OF MACALLASTER'S TRUCK, DID YOU ~~SEE~~ <sup>SAF</sup> WHEN THE ACCIDENT OCCURRED?

A. AS FAR AS I COULD JUDGE FROM WHERE I STOOD I SHOULD THINK THE POLE WAS A LITTLE ACROSS THE EAST TRACK. IT MIGHT NOT HAVE BEEN.

Q. YOU ARE POSITIVE IT WAS ACROSS THE EAST TRACK?

A. I AIN'T POSITIVE.

Q. ABOUT HOW FAR OF IT WAS A LITTLE ACROSS THE EAST TRACK?

A. IT MIGHT HAVE BEEN A FOOT, MAYBE AN INCH. I AIN'T POSITIVE OF IT.

Q. HOW MANY FEET WAS IT FROM WHERE YOU ARE STANDING TO WHERE THIS ACCIDENT OCCURRED?

A. THAT I COULDN'T SAY.

Q. CONSIDERABLE DISTANCE?

A. NOT CONSIDERABLE DISTANCE; I NEVER MEASURED IT.

Q. WASN'T IT AS MUCH AS 30 FEET?

A. I COULDN'T SAY.

Q. YOU DIDN'T MEASURE THE DISTANCE FROM WHERE YOU WERE STANDING TO WHERE THIS ACCIDENT OCCURRED AND YET YOU THINK THE TONGUE WAS AN INCH OR A FOOT OVER THE TRACK?

A. IT MAY BE ~~XXXX~~ IT MAY NOT; I COULDN'T SAY.

Q. WHERE WERE THE HIND WHEELS OF THE TRUCK THAT MACALLASTER WAS DRIVING, STANDING?

A. THAT I COULDN'T SAY. I THINK THEY WERE PRETTY NEAR THE

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CURB IF NOT AGAIN IT.

Q. WHAT CURB ?

A. THE WEST STREET CURB.

Q. THEY WERE STANDING NEAR THE WEST STREET CURB IF NOT ~~XX~~ AGAINST IT ?

A. YES, SIR.

Q. WERE YOU ASKED ON THE FORMER TRIAL WHERE THIS TRUCK WAS STANDING ?

A. YES, SIR.

Q. AND DID YOU TESTIFY CORRECTLY AT THAT TIME ABOUT IT ?

A. YES, SIR ; AS FAR AS I KNOW.

Q. WAS THE MATTER AS FRESH IN YOUR MIND AS IT IS NOW ?

A. IT WAS FRESHER.

Q. THEN YOU THINK WHAT YOU TESTIFIED TO ON THAT TRIAL WOULD BE MORE LIKELY TO BE CORRECT THAN WHAT YOU TESTIFY TO HERE ?

A. NO, SIR. I AM TESTIFYING TO NOTHING BUT FACTS AS I KNOW THEM. WAS THE FOLLOWING QUESTION ASKED YOU AND DID YOU ANSWER IN REPLY TO IT : "HOW MUCH OF THE TRUCK WAS IN HARRISON STREET

WHEN YOU SAW IT ? A. I DIDN'T MEASURE IT ; I COULDN'T TELL

YOU. Q. WHEN DID YOU FIRST SEE THAT TRUCK ? A. I SAW IT STANDING ON AN ANGLE IN HARRISON AND WEST STREET ?"

A. ON A RIGHT ANGLE WITH HARRISON AND WEST.

Q. "HOW MUCH OF THE TRUCK WAS IN HARRISON STREET WHEN YOU SAW IT ? A. -- I DIDN'T MEASURE IT ; I COULDN'T TELL YOU. DID

YOU TESTIFY TO THAT ?

*a - Yes, sir,*

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Q. WERE THE HIND WHEELS STANDING IN HARRISON OVER THE CROSSING ? DID YOU TESTIFY TO THAT ?

A. I DON'T RECOLLECT THAT.

Q. DO YOU KNOW HOW MANY FEET IT IS FROM THE CROSSING OF HARRISON STREET, A DIAGONAL LINE TO THE MIDDLE OF THE UPTOWN CAR-TRACK ?

A. NO, SIR.

Q. ON THE OTHER TRIAL YOU TESTIFIED AS TO THE LOCALITY OF THIS POLE DID YOU NOT ?

A. YES, SIR. I BELIEVE I DID ; AS FAR AS I CAN RECOLLECT.

Q. WHERE WERE YOU AT THE TIME. YOU TESTIFIED YOU WERE SHIPPING HORSES TO NEWBURG AT PIER 35 ?

A. YES, SIR.

Q. AND THAT YOU KNEW MACALLASTER BY SIGHT AND SAW <sup>the</sup> OFFICER ~~XXX~~ LEAD TWO LADIES ACROSS ?

A. YES, SIR.

Q. MACALLASTER WAS STANDING AT AN ANGLE IN HARRISON AND WEST STREETS ?

Q. YES, SIR.

Q. HIS POLE WAS ACROSS THE TRACK. THE OFFICER UNDERTOOK TO LEAD THE TWO LADIES ACROSS THE TRACK ?---DID YOU TESTIFY TO THAT ?

A. YES, SIR.

Q. THEN WHEN YOU TESTIFIED ON THE OTHER TRIAL THE POLE WAS ACROSS THE TRACK---?

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A. I SAY AS NEAR AS I CAN JUDGE. I THINK IT WAS.

Q. WASN'T YOUR MIND AS FRESH ON THAT SUBJECT AS IT IS NOW ?

A. I DON'T KNOW. IT WAS FRESHER.

Q. WHERE DO YOU LIVE NOW ?

A. 220 EAST 27 STREET.

Q. DID YOU EVER AT ANY TIME SHIP AS MANY AS 3 OR 4 HORSES AT A TIME TO NEWBURG ?

A. YES, SIR ; I HAVE SHIPPED AS HIGH AS 12 HORSES.

Q. AT ONE TIME ?

A. YES, SIR.

Q. TO NEWBURG ?

A. YES, SIR ; WELL, ALONG THE LINE AND SHIPPED RIGHT THERE AT THAT DOCK.

Q. DO YOU RECOLLECT SHIPPING ON ANY OCCASION MORE THAN TWO HORSES ?

A. YES, SIR.

Q. IN THE FALL OF 1879 ?

A. THAT I COULDN'T SAY ; I WOULDN'T POSITIVELY.

DEFENDANT'S COUNSEL :

Q. DID YOU ALSO SAY ON THAT OTHER TRIAL IN REPLY TO THE QUESTION WHEN DID YOU ~~XXXXXX~~ FIRST SEE THAT TRUCK : I SAW IT STANDING UPON AN ANGLE IN HARRISON AND WEST STREETS. DID YOU ALSO SAY WHEN ASKED HOW THE TRUCK STOOD ACROSS WEST STREET : IT WAS HEADED ACROSS WEST STREET ; THE POLE WAS HEADED ACROSS WEST STREET ?

A. YES, SIR.

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Q- YOU SAID THAT ?

A- YES, SIR.

-----o-----

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DISTRICT ATTORNEY'S OFFICE.

New York, ..... 188

A similar action  
is pending in the In-  
ferior Court, when it  
has once been tried  
when A. Moran was  
a witness, and judgment  
was for Plff., which  
was set aside by, Just.  
Term and new trial  
granted.

Deft's. Attys:

J. C. King

B. F. Tracy.

In the Common Pleas  
Deft's. atty. was

Geo. A. C. Barnett.

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District Court of the City of New  
York for the 3rd Judicial District

Barson G. Archibald

Plaintiff

vs

Solov Winterbottom & Co

Abram Winters

Defendants

The complaint of the  
plaintiff by Jacobson & Brown with  
his attorneys respectfully shew to  
this Court.

First. That Sarah A. Archibald  
is and at the times hereafter  
mentioned was the wife of the  
plaintiff.

Second. That at all the times  
hereafter mentioned the defendants  
above named were copartners do-  
ing business under the firm name  
of Winterbottom & Winters, as plain-  
tiff is informed and believes.

Third. That on or about the  
17th day of October 1879 said Sarah

A. Archibald, while crossing West street at the foot of Harrison Street in the City of New York, the defendants through the carelessness and negligence of their servant or driver, who was then in charge of and driving a two horse truck or express wagon, with horses attached all of which was the property of the said defendants ran into said Sarah Archibald while so crossing the said West street as she might lawfully do, and was struck in the back with the pole of the said truck or express wagon, and her shoulder blade dislocated and her person otherwise injured and bruised and her clothes torn in many places and ruined.

That said Sarah A. Archibald was guilty of no negligence in the premises, but that the above matters complained of occurred solely through the negligence and carelessness of the said

defendants and their servants.

And plaintiff further shows that in consequence of the foregoing injuries to his said wife he has been put to great expense in procuring medical aid and attendance in endeavoring to cure her of said injuries.

That by reason of the matters and things herein complained of plaintiff has been damaged in the sum of two hundred and fifty dollars.

Wherefore plaintiff demands judgment against the defendant for the sum of two hundred and fifty dollars and costs.

Spelman & Brown  
Attys for Plaintiff  
70 West Broadway

City & County of New York s.s.

Olson P. Archibald  
the plaintiff above named being  
duly sworn says that the foregoing

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complaint is true of his own know-  
ledge except as to the matters therein  
stated to be alleged on information  
and belief and as to those matters  
he believes it to be true.

Sworn to before me }  
December 4th 1879 } Carson & Archibald  
J. R. G. Hedney  
Justice P. & District

J. R. G. Hedney

Carson & Archibald

no

John W. Winterbottom  
& another

Copied  
Complaint

Sworn to by

Attorney for J. R. G.

J. R. G. Hedney

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Vol. 1.

District Court in the  
City of New York  
for the Third Judicial District

Carson & Archibald  
agts.  
Solow Winterbottom &  
Abram Winters

The defendants, by their attorney Horatio  
C. King answering the complaint of the  
plaintiff herein say:

- I. they admit that they were  
partners as alleged in the complaint.
- II. they deny each and every other allegation  
in the said complaint contained.
- III. And for a separate defence the  
defendants allege that if the said  
plaintiff's wife was in any way injured  
in her person or property and the said  
plaintiff damaged in any sum whatever  
it was through the negligence and care-  
lessness of the said plaintiff's wife  
and not through any negligence or  
carelessness on the part of these def-  
endants or their servant.

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Wherefore defendants demand that said  
complaint be dismissed with costs,

Horatio C. King

Attorney for defendants,

115 Broadway n.y.

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City & County of New York ss.

Abram Winters

being duly sworn says that he is one of the  
defendants in the above entitled action,  
that he has read the foregoing answer and  
knows the contents thereof and that  
the same is true of his own knowledge  
except as to the matter therein alleged  
to be stated upon information and belief  
and as to those matters he believes it  
to be true.

Sworn to before me  
this 17<sup>th</sup> day of December.  
1879.

Abram Winters

Eugene Chevallier  
(120) Notary Public  
City & Co. of New York

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Third Dick Lough

L. G. Archibald

Co.

Solow Winterbottom  
& Abram Winters.

Answer

Horatio de-King

Atty for office

115 Broadway

N.Y.

Recd Dec 17/49

J. H. Co.

0600

Court of Common Pleas

JOHN JEROLOMAN.

WM. ARROWSMITH.

Carson G. Audubon

<sup>vs.</sup>  
Solon Winterbottom  
and Abram Winters.

JEROLOMAN & ARROWSMITH,

ATTORNEYS AND COUNSELLORS AT LAW,

229 BROADWAY, (Room 55.)

New York, \_\_\_\_\_ 188

December. 13<sup>th</sup>. 1879,

Issue was joined in  
the 3<sup>d</sup> District Court.

Dec. 27<sup>th</sup> Cause removed by the depts filing  
a bond into the Court of Common  
Pleas.

Feb 23, 1881, ~~Case~~ Trial of Cause concluded;  
~~Richard~~ <sup>Richard</sup> Denrovan, gave his false  
testimony on this date.

Feb 26, 1881, Entered judgment in the  
Court of Common Pleas -

In the judgment roll filed, and  
the original papers; Complaint,  
Answer &c. will be found.

Enclosed you will find three  
copies of the Complaint & Answer in  
the case.

Yours truly  
Jeroloman & Arrowsmith

City and County of New York. *J. S.*

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 at the City of New York in the County of New York aforesaid on the twenty-third day of February in the year of our Lord one thousand eight hundred and eighty-one and theretofore there was depending in the Court of Common Pleas in and for the City and County of New York, a court then and there having jurisdiction thereof, a certain cause, suit and action in which one Carson G. Archibald was the plaintiff and Solon Winterbottom and Abraham Winters were defendants and which said cause, suit and action was brought by the said Carson G. Archibald as such plaintiff, as aforesaid against the said Solon Winterbottom and Abraham Winters as such defendants as aforesaid to recover the sum of two hundred and fifty dollars as and for damages

alleged to be sustained by the plaintiff  
 by reason of Sarah A. Archibald who  
 was the wife of said Carson G. Archibald  
 being injured by being negligently run  
 into by a truck and wagon drawn by  
 two horses driven by a servant of  
 the said defendants and by reason of  
 moneys expended by him the said  
 Carson G. Archibald for medical aid and  
 attendance to her the said Sarah A.  
 Archibald for and on account of her  
 being so injured as aforesaid, as by  
 reference to the pleadings and pro-  
 ceedings in the aforesaid suit, cause,  
 and action now on file in said Court  
 of Common Pleas <sup>in and for the City and County of New York</sup> in the office of the Clerk  
 thereof more fully and at large appears.

That issue was duly and regularly  
 joined in the said cause, suit and  
 action by and between the said Carson  
 G. Archibald as such plaintiff as  
 aforesaid and the said Solon Winterbottom  
 and Abraham Winters as such de-  
 fendants as aforesaid prior to the  
 said twenty-third day of February in  
 the year of our Lord one thousand  
 eight hundred and eighty one and the

said issue so joined as aforesaid and the said cause, suit and action came on, and were duly and regularly brought on to be tried in due form of law, on the said twenty-third day of February in the year of our Lord one thousand eight hundred and eighty-one, <sup>at the City and County aforesaid</sup> in the ~~aforesaid~~ <sup>by aforesaid</sup> Court of Common Pleas, whereat one Joseph F. Daly who was then and there a judge and justice of the said Court and was then and there presiding as such judge and justice as aforesaid and said cause, suit and action and the said issues so joined <sup>therein</sup> as aforesaid were then and there tried by and before said court and said judge and justice and a certain jury of the aforesaid County duly summoned, empanelled and sworn between the parties aforesaid in the aforesaid cause, suit and action.

And the jurors aforesaid upon their oath aforesaid, do further present: That upon the trial of said suit, cause and action and the issue joined therein as aforesaid on the said twenty-third day of February in

the year of our Lord one thousand  
 eight hundred and eighty-one in said  
 suit, cause, and action aforesaid before  
 the Honorable Joseph F. Daly as such  
 judge as aforesaid at the City and County  
 aforesaid appeared Richard Donovan  
 as a witness on behalf of the said Solon  
 Winterbottom and Abraham Winters  
 as such defendants as aforesaid and  
 he the said Richard Donovan was then  
 and there sworn by and took his  
 corporal oath before the said the  
 Honorable Joseph F. Daly as such  
 judge and justice so presiding as  
 aforesaid, to speak the truth the whole  
 truth and nothing but the truth touching  
 the matters in the said issue so joined  
 as aforesaid in the aforesaid suit,  
 cause and action (he the said Joseph  
 F. Daly as such judge and justice)  
 so presiding as aforesaid having  
 then and there full and competent  
 power and authority to administer  
 the said oath to him the said Richard  
 Donovan in that behalf) and there-  
 upon the following, amongst others  
 became and were material matters

in substance and to the effect, <sup>as</sup> follows:  
that is to say:

Whether he the said Richard  
Donovan on the seventeenth day of  
October in the year of our Lord one  
thousand eight hundred and seventy-  
nine shipped a pair of horses at  
and from the City of New York in the  
County of New York aforesaid to and  
for the City of Newburgh in the County  
of Orange in the State of New York.

Whether he the said Richard  
Donovan on the seventeenth day of  
October in the year of our Lord one  
thousand eight hundred and seventy-  
nine placed a pair of horses on any  
barge <sup>Foot of Franklin Street in the City and County aforesaid</sup> ~~and~~ boat at pier known as  
Number Thirty-five at and in the City  
of New York in the County of New York  
aforesaid to be carried by said <sup>large</sup> boat  
to the City of Newburgh in the County  
of Orange and State of New York.

Whether he the said Richard  
Donovan on the seventeenth day of  
October in the year of our Lord one  
thousand eight hundred and seventy-nine  
shipped a pair of horses at and

foot of Franklin Street in the City and County of New York known as from pier Number Thirty-five at and in the City of New York in the County of New York aforesaid by and on board of any barge or boat to and for, and to be carried to, the City of Newburgh in the County of Orange and State of New York.

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said Richard Donnoan being so duly and lawfully sworn as aforesaid at the said City of New York in the County of New York aforesaid on the said Twenty-third day of February in the year of our Lord one thousand eight hundred and Eighty-one upon the trial of said suit, cause and action and the issue joined therein as aforesaid, wickedly, wilfully, falsely, feloniously and corruptly upon his oath aforesaid, <sup>did</sup> say, swear, make oath, testify, and depose among other things in substance and to the effect as follows, that is to say:

I (the said Richard Donovan  
 thereby meaning) on the seven-  
 teenth day of October in the year  
 of our Lord one thousand eight  
 hundred and seventy-nine  
 shipped a pair of horses (at  
 and from the City of New York  
 in the County of New York  
 aforesaid meaning thereby) to  
 and for Newburgh (to and for  
 the City of Newburgh in the  
 County of Orange and State of  
 New York meaning thereby)

I on the seventeenth day of  
 October in the year of our Lord  
 one thousand eight hundred and  
 seventy-nine shipped a pair  
 of horses at pier Thirty-five,  
 to Newburgh by a barge (meaning  
 thereby that he the said Richard  
 Donovan on the seventeenth day of,

October in the year of our Lord one thousand eight hundred and seventy-nine placed a pair of horses on a barge and boat at pier known as number thirty-five at and in the City of New York in the County of New York aforesaid to be carried by said boat, <sup>and barge</sup> to the City of Newburgh in the County of Orange and State of New York.)

That I (the said Richard Donovan thereby meaning) on the seventeenth day of October in the year of our Lord one thousand eight hundred and seventy-nine shipped a pair of horses at <sup>Foot of Franklin Street in the City and County of New York</sup> and from pier known as number thirty-five at and in the City of New York in the County of New York aforesaid by <sup>and on board of</sup> a barge and boat to Newburgh (to and for and to be carried to the City of Newburgh in the County of Orange and State of New York meaning thereby).

Whereas in truth and in fact, the said Richard Donovan did not on the seventeenth day of October in the year of our Lord one thousand eight

hundred and seventy-nine ship a pair of horses or any horse or horses at or from the said City of New York in the County of New York aforesaid to or for the City of Newburgh in the County of Orange in the State of New York as he the said Richard Donovan then and there well knew: and

Whereas in truth and in fact, he the said Richard Donovan did not on the seventeenth day of October in the year of our Lord one thousand eight hundred and seventy-nine place a pair of horses or any horse or horses on any barge or boat whatever at <sup>Foot of Franklin Street in the City and County of New York</sup> pier, known as number thirty-five at or in the City of New York in the County of New York aforesaid to be carried by said boat <sup>or barge</sup> or otherwise to the said City of Newburgh in the County of Orange and State of New York or elsewhere as he the said Richard Donovan then and there well knew: and

Whereas in truth and in fact, he the said Richard Donovan did not on the seventeenth day of October in the year of our Lord one thousand eight

hundred and seventy-nine ship a pair of horses or any horse or horses whatsoever at or from pier <sup>Foot of Franklin Street in the City and County of New York known as</sup> number thirty-five at or in the City of New York in the County of New York aforesaid by or on <sup>board of</sup> any barge or boat whatever to or for, or to be carried to, the City of Newburgh in the County of Orange and State of New York or elsewhere as he the said Richard Donovan then and there well knew:

And so the jurors aforesaid upon their oath aforesaid do say: that he the said Richard Donovan on the day and year aforesaid at the City and County aforesaid before the said the Honorable Joseph F. Daly <sup>as</sup> such judge and justice as aforesaid (he the said Joseph F. Daly, as such judge and justice as aforesaid having then and there full, competent and lawful power and authority to administer said oath to him the said Richard Donovan in that behalf) of his own act and accord feloniously, wilfully, wickedly, maliciously and corruptly did commit

0611

wilful and corrupt perjury.  
Daniel G. Rollins  
District Attorney.

06 12

BOX:

33

FOLDER:

396

DESCRIPTION:

Drescher, George

DATE:

03/25/81



396

06 13

7220

Day of Trial,

Counsel,

Filed 25 day of March 1881

Pleas

THE PEOPLE

vs.

Mar 26

B

George Drexler  
alias  
George Menes  
(the case)

DANIEL G. ROLLINS,

District Attorney.

Selling Lottery Policies.

A True Bill.

William H. H. H.

March 20/81

He is guilty

Pen 30 days and  
fine \$50

06 14

Police Court—Third District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

George Drescher being duly examined before the undersigned, 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.—George Drescher

Question.—How old are you?

Answer.—24

Question.—Where were you born?

Answer.—New York

Question.—Where do you live?

Answer.—217 Division St

Question.—What is your occupation?

Answer.—Clerk

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

Answer.—I don't know what to say  
Georgadrescher

Taken before me, this

14<sup>th</sup> day of

Feb

1891

Police Justice.

06 15

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0617

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

ANTHONY COMSTOCK, of 150 Nassau street, New York, being duly sworn, deposes and says that he has just cause to believe and does believe that

*Richard Austin here present*  
did, on or about the *19<sup>th</sup>* day of *January*, 1881, at number *206 Division*  
*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 further, that the said

*Richard Austin*  
had in *his* possession, within and upon certain premises, occupied by *him* and situated and known as number *206 Division* street, in the City 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 had in *his* possession, the aforesaid articles in violation of the laws of the State of New York, in such case made and provided.

Subscribed and sworn to before me,  
this *14<sup>th</sup>* day of *February* 1881

*[Signature]*  
Police Justice.

*[Signature]*

0618

POLICE COURT—3 DISTRICT.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

*Anthony Comstock*  
*140 Nassau St.*

VS.

*George Drescher*  
*206 Division St.*

LOTTERY AND POLICY.

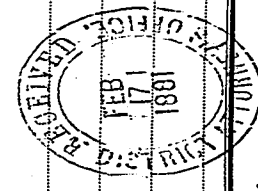
Dated *15 Feb* 188*1*

*324 Broadway* Magistrate.

Clerk

*Lucas B* Officer.

WITNESSES:



Bailed, \$*300*

to answer

Sessions.

By *Patrick O'Connor*

*58 Suffolk* Street.

06 19

Police Court—Third District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

George Drescher 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.—George Drescher

Question.—How old are you?

Answer.—24

Question.—Where were you born?

Answer.—New York

Question.—Where do you live?

Answer.—217 Duane St

Question.—What is your occupation?

Answer.—Clerk

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

Answer.—I don't know what to say  
George Drescher

Taken before me, this

day of Feb

1871

Police Justice

0620

261878

23.14.16-18162

0621

No-2618804.25 Pm  
Bangkok at 206 Luvio  
-siam 11-Parol M.D.P.  
16/100  
S2L

0622

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

*John B. Van Pelt*  
~~Arthur Comstock~~, of 150 Nassau street, New York, being duly sworn, deposes and says  
that he has just cause to believe and does believe that *George Drescher alias George Blum*  
did, on or about the 26<sup>th</sup> day of November, 1880, at number 206 Division

*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 further, that the said

*George Drescher alias George Blum*  
had in his possession, within and upon certain premises, occupied by him and situated and  
known as number 206 Division street, in the City 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 had in his  
possession, the aforesaid articles in violation of the laws of the State of New York, in such case made  
and provided.

Subscribed and sworn to before me,  
this 14<sup>th</sup> day of February 1881

*A. W. B. [Signature]*  
Police Justice.

*John B. Van Pelt*

Mr. 26/1880 4.25 P  
Receipt of 206 Division  
from St. Paul  
16/100  
422

0623

POLICE COURT—3<sup>d</sup> DISTRICT.

THE PEOPLE, ETC.,

ON THE COMPLAINT OF

John H. Van Bell-  
150 Nassau St-

VS. 4

George Dreecher alias

George Heunis

206 Duane St Wm

LOTTERY AND POLICY.

Dated 14 Feb'y 1881

B. M. Barclay

Magistrate.

Clerk

Duice 13-

Officer.

WITNESSES:

RECEIVED

FEB 17 1881

Bailed, \$300

Sessions.

to appear  
By Daniel H. Connor

Street.

58 Suffolk

0624

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 Ineocher otherwise called*  
*George Keenies*

late of the *thirteenth* Ward, in the City and County aforesaid,  
on the *nineteenth* day of *January* in the year of our  
Lord one thousand eight hundred and eighty *one* at the Ward, City and  
County aforesaid, with force and arms, did unlawfully and knowingly vend, sell, barter,  
furnish and supply, to one

*John H. Van Selt*

and did procure and cause to be procured for the said

*John H. Van Selt*

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

*By 191870*

*13 - 14 - 25*

*\$21*

(a more particular description of which said instrument and writing so commonly  
called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given)

0625

SECOND COUNT—

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said *George Drescher otherwise called George Kerns* late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on divers other days and times between that day, and the day of the taking of this inquisition, was and yet is a common gambler: and that he the said

*George Drescher otherwise called George Kerns* on the day and in the year aforesaid, and on said other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number *two*

*hundred and six Division Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to divers persons, (whose names are to the jurors aforesaid unknown and cannot now be given), and did procure, and caused to be procured, for the said divers persons, (whose names are to the jurors aforesaid unknown), certain instruments and writings, commonly known as and called lottery policies (a more particular description of which is to the jurors aforesaid unknown and cannot now be given).

THIRD COUNT—

And the Jurors aforesaid, upon their oath aforesaid, do further present:

That the said *George Drescher otherwise called George Kerns* late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler:

And that he the said *George Drescher otherwise called George Kerns* afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number *two*

*hundred and six Division Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to one

*John H. Van Belt*  
and did procure and cause to be procured for the said

*John H. Van Belt*  
a certain instrument and writing, commonly known as and called a lottery policy, which said instrument and writing commonly called a lottery policy, is as follows, that is to say:

*Ben 191870*

*13 - 14 - 25*

*8821*

(a more particular description of which said instrument and writing so commonly called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given).

0626

FOURTH COUNT—

*And the Jurors aforesaid, upon their oath aforesaid, do further present :*

**That** the said *George Drescher otherwise called George Keen* late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building known as number *two*

*hundred and six Division Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling.

FIFTH COUNT—

*And the jurors aforesaid, upon their oath aforesaid, do further present :*

**That** the said *George Drescher otherwise called George Keen* late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building, known as number *two*

*hundred and six Division Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling, to wit: for selling and vending and disposing of certain instruments and writings, commonly known as and called lottery policies, (a more particular description whereof is to the jurors aforesaid unknown, and cannot now be given).

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

DANIEL G. ROLLINS,  
District Attorney.

0627

333

Day of Trial,

Counsel,

Filed 25 day of March 1881

Pleads

THE PEOPLE

vs.

Geo. W.

B

George Drexler  
George W. Heine  
(et al.)

Selling Lottery Policies.

DANIEL G. ROLLINS,

District Attorney.

A True Bill.

William H. H. H. H.

0628

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

*George Dreocher otherwise called*  
*George Heines*  
late of the *thirteenth* Ward, in the City and County aforesaid,  
on the *twenty sixth* day of *November* in the year of our  
Lord one thousand eight hundred and eighty — at the Ward, City and  
County aforesaid, with force and arms, did unlawfully and knowingly vend, sell, barter,  
furnish and supply, to one

*John H. Van Pelt*

and did procure and cause to be procured for the said

*John H. Van Pelt*

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

*En 26 1878*  
*23-14-16 f# 16 =*

(a more particular description of which said instrument and writing so commonly  
called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given)

0629

SECOND COUNT—

And the jurors aforesaid, upon their oath aforesaid, do further present:

That the said *George Drescher otherwise called George Heines* late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, and on divers other days and times between that day, and the day of the taking of this inquisition, was and yet is a common gambler: and that he the said

*George Drescher otherwise called George Heines* on the day and in the year aforesaid, and on said other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number *two*

*hundred and six Division Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to divers persons, (whose names are to the jurors aforesaid unknown and cannot now be given), and did procure, and caused to be procured, for the said divers persons, (whose names are to the jurors aforesaid unknown), certain instruments and writings, commonly known as and called lottery policies (a more particular description of which is to the jurors aforesaid unknown and cannot now be given).

THIRD COUNT—

And the Jurors aforesaid, upon their oath aforesaid, do further present:

That the said *George Drescher otherwise called George Heines* late of the Ward, City and County aforesaid, on the day and in the year aforesaid, and on divers other days, was and yet is a common gambler:

And that he the said *George Drescher otherwise called George Heines* afterwards on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, at and in a certain room in a certain building, known as number *two*

*hundred and six Division Street*

in said Ward, City and County, with force and arms, did unlawfully and knowingly vend, sell, barter, furnish and supply to one

*John H. Van Selt*  
and did procure and cause to be procured for the said

*John H. Van Selt*  
a certain instrument and writing, commonly known as and called a lottery policy, which said instrument and writing commonly called a lottery policy, is as follows, that is to say:

*Re 26. 1878*

*23. 14. 16 f \$167*

(a more particular description of which said instrument and writing so commonly called a lottery policy, is to the jurors aforesaid unknown, and cannot now be given).

0630

FOURTH COUNT—

And the Jurors aforesaid, upon their oath aforesaid, do further present :

That the said *George Drescher otherwise called George Heine* late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building known as number *two*

*hundred and six Division Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling.

FIFTH COUNT—

And the jurors aforesaid, upon their oath aforesaid, do further present :

That the said *George Drescher otherwise called George Heine* late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, and on divers other days and times between that day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, feloniously and unlawfully did keep a certain room in a certain building, known as number *two*

*hundred and six Division Street*

in said Ward, City and County, to be used and occupied for gambling, and did knowingly permit the said room to be used and occupied for gambling, to wit: for selling and vending and disposing of certain instruments and writings, commonly known as and called lottery policies, (a more particular description whereof is to the jurors aforesaid unknown, and cannot now be given).

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

DANIEL G. ROLLINS,  
District Attorney.

0631

BOX:

33

FOLDER:

396

DESCRIPTION:

Dunn, Michael

DATE:

03/25/81



396

0632

Dep't. District  
Brown Lucciano  
Arrested Pending  
adjudication -

FS

Day of Trial  
311

Counsel,

Filed 25 day of March 1881

Pleads

THE PEOPLE

vs.  
B

Michael D. Moran

vs. Ch.

Violation of Excise Law.

DANIEL C. ROLLINS,

~~Attorney at Law~~

District Attorney.

For the March 25, 1881

pleading, 1st Count

A True Bill.

William H. Hays

Foreman.

Geo. F. F. F.

29th Apr 1881

0633

Third District Police Court.

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

of No. 714 Police Precinct - Thomas Harney Street,  
of the City of New York, being duly sworn, deposes and says, that on the 13/15  
day of March 1887, at the City of New York, in the County of New York,  
at No. 204 Madison Street,  
Michael Dunn

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 13/15

day of Mar 1887

Salou B. Smith

POLICE JUSTICE

Thomas Harney

0634

266  
Police Court—Third District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

7

Michael Dunn

MISDEMEANOR.  
Violation Excise Laws.

Dated the 13 day of Mar 1889

Smith

Magistrate.

Harney

Officers.

Witness.....

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

By David Moss

61 Catharine Street.



0635

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 *Michael Dunn*

late of the *Seventh* Ward of the City of New York, in the County of  
New York, aforesaid, on the *thirtieth* 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 *Thomas Barney*.

; 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* *Michael Dunn*

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 *Thomas Barney*.

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 G. Rollins*  
~~DANIEL G. ROLLINS~~  
**District Attorney.**

0636

BOX:

33

FOLDER:

396

DESCRIPTION:

Duvaney, James

DATE:

03/25/81



396

0637

317

Day of Trial

Counsel,

Filed 25 day of March 1881

Pleads

THE PEOPLE

vs.

32' 336 C 19. B

James Duane

Violation of Excise Law.

Daniel G. Collins  
BENJ. R. PHIPPS

District Attorney.

Part pro March 25. 1881

file adj. guilty

A True Bill.

William A. Phillips  
Foreman.

Fin. J. S. C.

F. J.

with appeal for  
license on 23 March  
which was granted  
14. March - the way  
arrest pending  
the decision of James  
of the F. J.

0638

**Police Court, Fifth District.**

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

of ~~No.~~ *the 18<sup>th</sup> Precinct Police* *Bernard Kiernan* Street,  
of the City of New York, being duly sworn, deposes and says, that on the *10<sup>th</sup>* day  
of *March* 18*81* in the City of New York, in the County of New York, at  
No. *391 First Avenue* Street,

*James Duwaney (mother)*  
did then and there sell, and caused, suffered and permitted to be sold, under his direction and authority, strong and  
spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk  
in the house or premises aforesaid, contrary to and in violation of law.

WHEREFORE, deponent prays that said *James Duwaney*  
may be arrested and dealt with according to law.

Sworn to before me, this *11<sup>th</sup>* day }  
of *March* 18*81* }

*Bernard Kiernan*  
*J. T. Smith* POLICE JUSTICE.

0639

Police Court, Fifth District.

THE PEOPLE & c.

ON THE COMPLAINT OF

Bernard Keenan  
vs. 18  
18

Violation Excise Law.

James Duwaney

Dated 11<sup>th</sup> day of March 1887

J. J. Kilpatrick Magistrate.

Keenan Officer 18<sup>th</sup>

Witness,

Bailed \$ 100 to Ans.

By Patrick, Henry  
132 E 16

Street.



0640

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

*James Duraney*  
late of the *eighteenth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *fourth* 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

*Bernard Kierman*

; 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 G. Rollins*  
**BENJ. K. PHELPS, District Attorney.**

0642

BOX:

33

FOLDER:

397

DESCRIPTION:

Eagan, Peter

DATE:

03/25/81



397

Application -  
Heath in family

70

310

Day of Trial

Counsel,

Filed 25 day of March 1881

Pleads

THE PEOPLE

~~James~~ <sup>23.</sup> B

Peter Eagan

33. 214 Cl.

Violation of Excise Law.

DANIEL C ROLLINS,  
DISTRICT ATTORNEY

District Attorney.

Ant. M. Ward 25. 1881

Pleading guilty

A True Bill.

William H. Phelps

Foreman.

Ward - Jackson

Foreman.

21. 1881 produce

L. Chase

0643

0644

Third District Police Court.

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

of the 17th Street Police James Nealis Street,  
of the City of New York, being duly sworn, deposes and says, that on the 11  
day of March 1881, at the City of New York, in the County of New York,  
at No. 214 6th Street,

Peter Egan  
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

day of March 1881

Solomon B. Smith

POLICE JUSTICE

James Nealis

0645

Police Court—Third District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Nealis

vs.

Peter Eagan

MISDEMEANOR.  
Violation Excise Laws.

Dated the 12 day of March 1881

John Th. Magistrate.

Nealis Officers.

Witness

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

By

John A. Murphy

No 435 E 9th



0646

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 *Peter Eagan*

late of the *Seventeenth* 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 *James Realis*

; 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,  
**BENTLEY PHELPS, District Attorney.**