

0451

**BOX:**

382

**FOLDER:**

3563

**DESCRIPTION:**

Newell, Samuel

**DATE:**

01/29/90



3563

0452

449

Counsel,  
Filed *29* day of *January* 18 *90*  
Pleads, *Magally-131*

VIOLATION OF EXCISE LAW  
[III Rev. Stat. (7th Edition), page 1883, Sec. 21 and page 1889, Sec. 5.]

THE PEOPLE  
vs.

*B*  
*Samuel Newell*  
*Transferred to the Court of Sessions for trial and final disposition*  
*Part 2 R. C. C. 1873*

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

A True Bill.

*G. H. Fenwick*  
Foreman.

Witnesses:

*Official Records*  
*Comptroller Office*

0453

**Court of General Sessions of the Peace,**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Samuel Newell*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Samuel Newell*  
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

*Samuel Newell*

late of the City of New York, in the County of New York aforesaid, on the  
*eightth* day of *July* in the year of our Lord one  
thousand eight hundred and *Eighty-eight* at the City and County aforesaid,  
the same being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain intoxicating 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 whiskey, 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 intoxicating liquor to the Grand Jury aforesaid unknown,  
unlawfully did sell as a beverage to one

*Michael Mc Dermott*  
and to certain other persons whose names are to the Grand Jury aforesaid unknown,  
against the form of the Statute in such case made and provided, and against the peace of  
the People of the State of New York and their dignity.

SECOND COUNT—

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

*Samuel Newell*  
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG  
AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*Samuel Newell*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, the same being the first day of the week, commonly called and known as  
Sunday, being then and there in charge of and having the control of a certain place  
there situate, which was then duly licensed as a place for the sale of strong and  
spirituous liquors, wines, ale and beer, with force and arms, at the City and County  
aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep  
closed, and on the said day the said place so licensed as aforesaid unlawfully did then  
and there open, and cause and procure and suffer and permit, to be open, and to remain  
open, against the form of the Statute in such case made and provided, and against the  
peace of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**  
District Attorney.

0454

**BOX:**

382

**FOLDER:**

3563

**DESCRIPTION:**

Newman, Thomas

**DATE:**

01/27/90



3563

0455

Witnesses:

F. A. Parkley  
Thomas Casper

369

Counsel,

Filed 27 day of Jan 1890

Pleads, *Indultly*

THE PEOPLE

*vs.*  
vs. *Thomas*

*Thomas Newman*

*Feb 24 1890*

*pleads guilty*

JOHN R. FELLOWS,

District Attorney.

*Feb 24 1890*

*W.R.*

A True Bill.

*G. H. Kavan*

Foreman.

*True \$2500*  
D.P.C. *W.R.*

VIOLATION OF EXCISE LAW.

(Selling to Minor)  
(Ill. Rev. Stat. (7th Ed.) p. 1892, § 18.)

(Section 290 Civil Code)

0456

Third District Police Court.

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

Frank G. Barkley  
of Number 100 East 23<sup>d</sup> Street being duly sworn,  
deposes and says, that on the 18<sup>th</sup> day of January 1890, at the  
City of New York, in the County of New York, one Thomas Ar-  
man, did at and within prem-  
ises No. 408 Cherry Street unlaw-  
fully and wilfully sell a certain  
strong and spirituous liquor, to  
not one pint of ale commonly  
known as new ale, to a certain  
minor child called Thomas Eagan  
who was then and there actually  
and apparently under the age  
of sixteen years, to wit of the  
age of ten years, in violation  
of section 290 of the Penal Code of  
the State of New York.

Wherefore the complainant prays that the said

Thomas Arman

may be apprehended, arrested and dealt with according to law.

Sworn to before me, this 20<sup>th</sup>  
day of January 1890

Frank G. Barkley

J. M. Blittman

Police Justice.

0457

POLICE COURT 3d DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Frank G. Barkley*

CRUELTY TO CHILDREN.

*William J. Brown*  
to answer.



DATED *Jan 20th* 18 *90*  
*Johnathan* Magistrate.

Clerk.

Officer.

Witnesses:

*E. Fellows Jenkins, Supt.,*  
*100 East 23rd Street.*

Disposition,

0458

Sec. 198-200

3

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*Thomas Keenan*

Question. How old are you?

Answer.

*24 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*265 - Brown St. 2 years*

Question. What is your business or profession?

Answer.

*Bar tender*

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

Answer.

*I am not guilty and if held I demand a trial by jury. Thomas Keenan*

Taken before me this  
day of *January* 188*7*

Police Justice.

0459

Sec. 151.

Police Court 3d District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Frank G. Barkley of No. 105 East 23d Street, that on the 16 day of January 1898 at the City of New York, in the County of New York,

one Thomas Brennan did at no. 408 Cherry Street in said city unlawfully sell one pint of ale commonly known as new ale to a certain child called Thomas Egan who was then and there of the age of less than years in violation of section 290, of the Penal Code

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 34 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 20<sup>th</sup> day of January 1898

J. M. Plattman POLICE JUSTICE.

0460

POLICE COURT 3<sup>d</sup> DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Frank G. Barkley

vs.

Thomas Moran

Warrant-General.

Dated Jan. 20 1880

Patterson Magistrate.

Barkley Officer.

Shick

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

Officer.

Dated 188

This Warrant may be executed on Sunday or at night.

Police Justice.

Dated 188

Police Justice.

WARDEN and KEEPER of the City Prison of the City of New York.

having been brought before me under this Warrant, is committed for examination to the

The within named

Jan 20/80

23

W

U.S.

265 Morris St

0461

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

*Reger and ans*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Three* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated *Jan 20* 188*4*

Police Justice.

I have admitted the above-named *Defendant*

to bail to answer by the undertaking hereto annexed.

Dated *July 20* 188*0*

*J. D. Patterson* Police Justice.

There being no sufficient cause to believe the within named

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

Dated 188

Police Justice.

0462

Police Court District.

3 135

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Henry M. Bartlett*  
vs.  
*Thomas Newman*

*Offence*  
*Selling to minor*

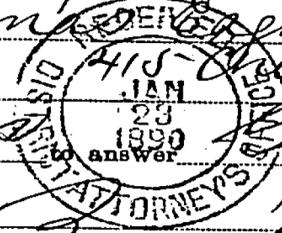
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Dated *Jan 20* 189*0*  
*Patterson* Magistrate

*Barkley* Officer.  
*Opce* Precinct.

Witnesses *Margaret Egan*  
No. *415 Cherry* Street  
*Ed 2 1/2 P.O. stop floor*

No. *Jan 20* Street.  
*Thomas Egan*

No. *415 Cherry* Street.  
*J. J. [Signature]*



See Report of N. S. P. C. C.  
for information about defendant  
filed with these papers. If lost,  
notify the Society at once.

BAILED.

No. 1, by *Michael Calderon*  
Residence *408 Cherry* Street.

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

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

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

0463

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Thomas Newman*

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

*Thomas Newman*

of a MISDEMEANOR, committed as follows:

The said *Thomas Newman*

late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *January* in the year of our Lord one thousand eight hundred and *ninety* at the City and County aforesaid, certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 Grand Jury aforesaid unknown, unlawfully did sell to one *and cause & procure to be sold* *Thomas Eagan* who was then and there *child, actually & apparently* *or ten* ~~minor~~ under the age of fourteen years, to wit: of the age of *ten* years, as ~~the said~~

~~then and there well knew and had reason to believe;~~ against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS,  
District Attorney.