0685

BOX:
97
FOLDER:
1052
DESCRIPTION:
Soeder, Melchor
DATE:
03/27/83

1052

Compl. acts.
that Jos. de
Rasheuer. —
First offence.
Dft. has wife
+ 4 children
Probably Recom
F.S.

B 258

Counsel, T. J. Kenny
Filed 27 day of March 1883
Pleads Not Guilty 28

THE PEOPLE

43.
4s Grand Larceny
Stair

P

Melchor Soder

Grand Larceny, ~~Second~~ degree, and
~~Receiving Stolen Goods.~~

JOHN McKEON,
District Attorney

P 2 Apr 4. 1883
Plead P.L.

A True Bill.

Geo. C. Fisher
Foreman.

Jos. Rasp
F.S.

0687

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Melchor Soder

The Grand Jury of the City and County of New York, by this indictment, accuse Melchor Soder of the CRIME OF GRAND LARCENY in the second degree, committed as follows: The said Melchor Soder

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 12th ~~on the~~ day of February in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms ten coats of the value of twenty dollars each

of the goods, chattels and personal property of one Lazarus Whitehead then and there being found, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John Joe Sheen
District Attorney

0688

Police Court— 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

1 Mr Soeder

2

3

4

Offence, Grand Larceny

Dated March 21 188 3

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

BAILED,

No. 1 by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street.

No.

$ 500 to answer

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 Mr Soeder

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of [illegible] 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 March 21 188 3 *Police Justice.*

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

0689

Sec. 151. 1914 2116

First District Police Court.

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 any Marshal or Policeman of the City of New York:

Whereas, Complaint on oath, has been made before the undersigned, one of the *Police Justices* in and for the said City, by Lazarus Muttlehead of No. 594 Broadway Street, that on the 22 day of February 1883 at the City of New York, in the County of New York, the following article to wit:

Ten Bonfloats

o the value of Forty Dollars, the property of complainant Herman & Bussman Levinson was taken, stolen, and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Mr Border

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 every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 1 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 27th *day of* March 1883

Levinson Police Justice.

POLICE COURT 14 DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Lazarus Muttlehead

vs.

Mr Border

Warrant—Larceny.

Dated March 1 1883

Magistrate

Officer

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

Officer.

Dated March 24 1883

Police Justice.

This Warrant may be executed on Sunday or at night.

Time of Arrest, 8 P.M.

Native of Germany

Age, 42

Sex

Complexion,

Color W

Profession, Jeweler

Married Yes

Single,

Read, "

Write, 42 Schoolcraft St. Brooklyn

0690

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question What is your name?

Answer. Melchoir Soeder

Question. How old are you?

Answer. 43 years

Question. Where were you born?

Answer. Germany

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

Answer 42 School first Williamsburg 1 year

Question. What is your business or profession?

Answer. Tailor

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 was poor - Needed money for my wife & four children, and pawned the coat.

Melchoir Soeder

Taken before me this 24 day of May 188 4

Gilfoyle

Police Justice.

0691

1st

District Police Court. Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss.

Lazarus Whitehead, aged 41 years, Clothing manufacturer of No. 594 Broadway Street, being duly sworn, deposes and says, that on the 12th day of February 1883 in the daytime at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent with the unlawful intent to cheat and defraud the owner of his property the following property, viz:

Ten Dbrs Overcoats of the value of forty dollars $40 —

the property of deponent and Herman J. Lusman Lewinson copartners doing business at said street

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 Melchoir Sorder who came to said premises and took said property to make up. That at the time he so took said property he promised to return it as soon as finished, that he said defendant has not returned said property since and deponent son gave the Pawn Tickets representing said property to deponent paying at the time that his father pawned it. deponent therefore charges the said defendant with feloniously stealing said property and asks that a warrant may be issued for his arrest and that he may be dealt with according to law.

Lazarus Whitehead

Sworn before me this 2nd day of March 1883

City, Police Justice,

0692

BOX:
97
FOLDER:
1052
DESCRIPTION:
Speh, Diedrick

DATE:
03/15/83

1052

In this Case the Dept. Commission hearing
E. S.

B 125

Day of Trial

Counsel, Langbein & Bros.

Filed 15 day of March 1883

Pleads Not Guilty Apr 27.

THE PEOPLE

vs.

39 B

Friedrich Greth
111 Orchard

Violation of Excise Law.
Selling on Sunday.

JOHN McKEON,
District Attorney.

Dr May 3. 1883
Fried. + convicted.

A TRUE BILL.

Geo. C. Fisher
Foreman.

C. P. 30 days
ar. June 4/83
FR

0694

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Friedrich Speth

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

of the CRIME OF ***Exposing for Sale and Selling Spirituous Liquors on Sunday,*** committed as follows:

The said Friedrich Speth

late of the First 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 three, 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 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 expose for sale and sell as a beverage to

~~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.

JOHN McKEON, District Attorney.

0695

Police Court 3 District.

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

Etienne Bayer

of the 10th Precinct Police Street,

of the City of New York, being duly sworn, deposes and says, that on Sunday the 4 day of March 1883, in the City of New York, in the County of New York, at premises 111 Orchard

a place where intoxicating liquors and wines were kept for sale, and sold as a beverage,

Diedrick Spall [now here]

did then and there expose for sale and did sell, caused, suffered and permitted to be sold, and given away under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk in the house or premises aforesaid, contrary to and in violation of law; and did not keep said place closed on said Sunday the 4 day of March 1883 as required by law.

WHEREFORE, deponent prays that said Diedrick

may be arrested and dealt with according to law.

Sworn to before me, this 5 *day of* March 1883 } Etienne Bayer

POLICE JUSTICE.

Dr. L. HAUPT,

63 Rivington Street,
Near Allen St.,

OFFICE HOURS:
8-10 A. M.
5-8 P. M.

New York, 188

Rx

New York
Mar. 12, 92

This is to certify that Mrs. Dietrich Speck of No. 111 Orchard St. has been bedridden is confined to her bed with Rheumatism.

L. Haupt M.D.
Attending physician

0697

Police Court— 3 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Ethelbert Payne

vs.

1 Patrick Shah

2

3

4

Offence, Dog Tax Law

Dated March 5 188 3

Murphy

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

BAILED,

No. 1, by David Nicolbergen

Residence 76 Orchard Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street.

No. 100 Street,

$ 100 to answer

Patrick

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 Patrick Shah

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One 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 March 5 188 *Police Justice.*

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

Dated March 5 188 3 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

0698

Sec. 198—200

(3) District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Diedrick Speh 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. Diedrick Speh

Question. How old are you?

Answer. 39 years

Question. Where were you born?

Answer. Germany

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

Answer. 111 Orchard Street 2 years

Question. What is your business or profession?

Answer. Keeper of Saloon

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 sold a Pint of Beer

Diedrick Speh

Taken before me this ..... *day of* ..... 188..

Police Justice.

0699

BOX:
97
FOLDER:
1052
DESCRIPTION:
Spencer, Alexander
DATE:
03/22/83

1052

B 223

Counsel,

Filed 22 day of March 188 3

Pleads

THE PEOPLE

37 Charlotte St vs.

Alexander Spencer

Grand Larceny, Second degree, ~~and receiving stolen goods.~~

JOHN McKEON,

P 2 Mar 26/83 District Attorney

Pleads guilty. P.T.

A True Bill. City Prison 10 days.

Geo. C. Fisher

Foreman.

0701

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Alexander Spencer

The Grand Jury of the City and County of New York, by this indictment, accuse Alexander Spencer of the CRIME OF GRAND LARCENY in the second degree, committed as follows: The said Alexander Spencer late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 19th ~~on the~~ day of March in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms from meerschaum pipes, of the value of eight dollars each of the goods, chattels and personal property of one Frederick G. Shaddenberg then and there being found, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John McKeon
District Attorney

0702

Police Court— First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Andrew Donaldson

vs.

1 Alexander Spencer

2

3

4

Offence Grand Larceny

Dated 188

Magistrate.

Officer.

Precinct.

Witnesses Frank Schmutt

No. 125 Chatham Street.

No. Street,

No. Street,

$ 1000 to answer

Street,

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street,

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 Alexander Spencer

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Ten 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 19 March 188 [illegible] *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

0703

Sec. 198—200.

1st District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Alexander Spencer 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. Alexander Spencer

Question. How old are you?

Answer. 32 years

Question. Where were you born?

Answer. Canada

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

Answer. No home

Question. What is your business or profession?

Answer. Salesman

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

Answer. I have no defence

Alex. Spencer

Taken before me this 19 *day of* March 1883

Chas. Divver

Police Justice.

0704

0705

CITY AND COUNTY
OF NEW YORK, } ss.

George Schmitt

aged 15 years, occupation Errand of No.

125 Fulton Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Frederick A. Kaldenberg

and that the facts stated therein on information of deponent are true of deponents' own

knowledge.

Sworn to before me, this 19th
day of March 1883 } George Schmitt

M. J. Cowing

Police Justice.

0706

First District Police Court. **Affidavit—Larceny.**

CITY AND COUNTY OF NEW YORK, } ss.

Frederick J. Kaldenberg aged 39 years

of No. 125 Fulton Street, Manufacturer

being duly sworn, deposes and says, that on the 10th day of March 1883

at the daytime at the City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent with the unlawful intent to cheat and defraud the true owner of the following property, viz :

Four Meerschaum Pipes of the value of thirty two dollars and fifty cents

the property of this deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Alexander Spencer (now here) from the fact that deponent was informed by George Schmidt an employee of this deponents that he saw defendant take the aforesaid property and when defendant was about to leave deponents place of business at premises number 125 Fulton Street in said city deponent took the aforesaid property from the pocket of the coat worn by defendant

Sworn before me this 19 day of March 1883

Police Justice,

F. Kaldenberg

0707

BOX:
97
FOLDER:
1052
DESCRIPTION:
Spozotto, Francisco
DATE:
03/27/83

1052

227

Day of Trial,
Counsel,
Filed 27 day of March 1883
Pleads, Not guilty (28)

THE PEOPLE

vs.

Francisco Spozatto

P

Homicide of the Degree of Murder, First Degree.

JOHN McKEON,

District Attorney.

A True Bill.

Geo. C. Fisher *Foreman.*

Convicted of Manslaughter 1st deg.

Tried and

the 25 day of June, 1883.

28.

Request Paper given to Clerk Petition for Rehearing

June 26/83

0709

Court of General Sessions of the Peace of the City and County of New York.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Francisco Sporgetto

The Grand Jury of the City and County of New York by this indictment accuse Francisco Sporgetto of the crime of murder in the first degree, committed as follows:

The said Francisco Sporgetto late of the First Ward of the City of New York, in the County of New York, aforesaid, on the sixth day of January in the year of our Lord one thousand eight hundred and eighty-three at the Ward, City and County aforesaid, with force and arms, in and upon one John W. Bramish in the peace of the People of the State of New York, then and there being, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of him the said John W. Bramish did make an assault, and the said Francisco Sporgetto a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol, the said Francisco Sporgetto in his right hand then and there had and held, to, at, against, and upon the said John W. Bramish then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said John W. Bramish did shoot off and discharge, and the said Francisco Sporgetto with the leaden bullet aforesaid, out of the pistol aforesaid, then and there, by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, the said John W. Bramish in and upon the head of the said John W. Bramish then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of him the said John W. Bramish did strike, penetrate, and wound, giving to him the said John W. Bramish then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the said Francisco Sporgetto in and upon the head of him the said John W. Bramish one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound he the said John W. Bramish at the Ward, City and County aforesaid, from the said sixth day of January in the year aforesaid, until the second day of February in the same year aforesaid, did languish, and languishing did live, and on which said second day of February in the year aforesaid, the said John W. Bramish at the Ward, City and County aforesaid, of the said mortal wound did die.

07 10

And so the Grand Jury aforesaid do say that the said Francisco Sporzetto the said John W. Bramish in the manner and form, and by the means aforesaid, at the Ward, City, and County aforesaid, on the day aforesaid, and in the year aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of him the said John W. Bramish did kill, and murder, 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 Francisco Sporzetto

of the CRIME OF murder in the first degree, committed as follows:

The said Francisco Sporzetto late of the First Ward of the City of New York in the County of New York, aforesaid, afterwards, to wit: on the sixth day of January in the year of our Lord one thousand eight hundred and eighty-three at the Ward, City and County aforesaid, with force and arms, in and upon one John W. Bramish in the peace of the People of the State of New York, then and there being, wilfully, feloniously, and of his malice aforethought, did make an assault, and the said Francisco Sporzetto a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said Francisco Sporzetto in his right hand then and there had and held to, at, against, and upon the said John W. Bramish then and there feloniously, wilfully, and of his malice aforethought, did shoot off and discharge, and the said Francisco Sporzetto with the leaden bullet aforesaid, out of the pistol aforesaid, then and there, by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, the said John W. Bramish in and upon the head of him the said John W. Bramish then and there feloniously, wilfully, and of his malice aforethought, did strike, penetrate, and wound, giving to him the said John W. Bramish then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the said Francisco Sporzetto in and upon the head of him the said John W. Bramish one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound he the said John W. Bramish at the Ward, City, and County aforesaid, from the said sixth day of January in the year aforesaid, until the second day of February in the same year aforesaid, did languish, and languishing did live, and on which said second day of February in the year aforesaid, the said John W. Bramish at the Ward, City and County aforesaid, of the said mortal wound did die.

0711

And so the Grand Jury aforesaid, do say, that he the said Francisco Sprozzero the said John W. Bramisch in the manner and form, and by the means aforesaid, at the Ward, City and County aforesaid, on the day aforesaid, and in the year aforesaid, wilfully, feloniously, and of his malice aforethought, did kill, and murder, 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 McKEON, District Attorney.

General Sessions.

The People
vs.
Francesco Spozotto.

0713

The People of the State of New-York :
- against - :
Francesco Spozetto. :
----------x

City and County of New-York, SS.:

John Hogan, of No. 137 Mott street, in said City, being duly sworn, deposes and says: That on the night of the 26' day of January, 1883, when John Beamish was shot by the defendant, Spozotto, deponent was standing on the side walk in front of No. 89 Mulberry street and saw a crowd collect in front of No. 83 Mulberry street and deponent went down to see what was the matter; the prisoner was there, accompanied by another Italian, and Beamish was fighting with the man who was with Spozotto; Spozotto was standing by looking on; deponent saw Beamish strike the Italian with a wash board; deponent arrived there just as the blow was struck and the prisoner's friend and the prisoner then immediately made their way out of the crowd and started down Mulberry street on a slow run; they were running together; Spozotto was intoxicated; about half a minute afterwards Beamish started after them, also running; he overtook the two Italians in front of No. 77 Mulberry street, where Beamish again struck the prisoner's friend in the face with his face; the Italians continued on their way, followed by Beamish, and when they reached No. 73 Mulberry street the defendant, Spozotto, turned and fired his pistol and shot Beamish. During this time deponent heard no conversation or altercation between Beamish and the Italians, nor has he heard any cause assigned for the quarrel. Immediately upon firing the shot the prisoner, Spozotto, ran as hard as he could but the alarm was given and he was intercepted and held until Police Officer Nevins arrested him. This is all that deponent knows about the matter.

Sworn to before me, this :
10' day of July, 1883. :

John Hogan

Hugh Donnelly
Notary Public, N. Y. Co.

0714

The People of the State of New-York :
- against - :
Francesco Spozotto. :
----------x

City and County of New-York, SS.:

Patrick Sullivan, of No. 82 Mulberry street, in said City, being duly sworn, deposes and says: That the deceased John W. Beamish at the time of his death was in deponent's employ as a driver of a milk and grocery wagon for deponent's store at No. 82 Mulberry street. On the evening of the killing Beamish had been sent on an errend by deponent's wife to purchase a ham from another grocery store opposite. Deponent knows nothing of the circumstances of the shooting except that he heard the shot; but since the occurrence he has made diligent inquiry and has learned that as Beamish was entering the grocery store No. 83 Mulberry street on his errand he accidentally jostled against Spozotto and another Italian who were passing and who were under the influence of liquor; that the prisoner or his friend called Beamish a son of a bitch and made a motion to his pistol pocket as if to draw a weapon, and that Beamish seized a wash board that was in front of the grocery store and struck the prisoner's companion. That Beamish had worked for deponent for three and a half years; that deponent always found him harmless, inoffensive, honest and industrious; and it is deponent's belief that he would have been alive to-day if he had not left the hospital before it was safe for him to expose himself to the inclemency of the weather.

Sworn to before me, this :
11th day of July, 1883. :

Geo. N. Lemmey Patrick Sullivan

Notary Public, N. Y. Co.

Testimony in the
case of
Francisco Spozotto
filed
March
1883.

0716

The People
vs.
Francisco Spozotto

Court of General Sessions. Part I
Before Recorder Smyth.
Monday, June 25. 1883.

Indictment for Murder in the First Degree.

Asst. Dist. Atty. O'Byrne read the following.

M. J. Messemer, sworn and examined. being sworn says, from an autopsy made on the body of John W. Beamish at the Morgue at Bellevue, I am of opinion that death was caused by exhaustion from pistol shot wound of the forehead causing a circular fissured fracture of the frontal bone of the skull, and an abscess of the right anterior lobe of the cerebral hemisphere of the brain and hemorrhagic suffusions.

James Killerlane, sworn and examined, testified. I live at 125 Mulberry St, and lived there on the 6th of last January. About 9¼ o'clock on that evening I was in the middle of the block in Mulberry Street between Bayard and Canal Sts. I saw the shooting of John W. Beamish. I was as near to him as I am to the stenographer (within three feet) I saw the prisoner there; he was about the same distance from Beamish. I saw the prisoner draw a pistol; the prisoner and

0717

Beamish were facing each other. On the night of this affair I was walking through Mulberry st and I saw a crowd and I ran over to see what was the matter. When I got over I saw the prisoner pull out a pistol and fire and Beamish hallooed, "I am shot, catch him." The prisoner started on a ~~[illegible]~~ ran through Mulberry st towards Bayard st and I ran after him. He ran near half a block when a young man knocked him down and caught him and the officer came up. I was two feet behind him; he was on the corner of Bayard and Mulberry on the other side. When the officer came up and arested him. I did not lose sight of him from the time I saw him fire at Beamish's head till he was arested by the officer. There was a big crowd round about those men. Beamish was on the inside of the crowd and the prisoner was on the outside. They were facing each other when the prisoner fired. What were they doing at that time? I did not see anything happen between them at all, only the pulling of the pistol and the firing. I guess it was from his right hip pocket that he pulled the pistol; Beamish said, "I am shot, catch him."

Cross Examined. I was 20 years old last May, was born in New York, and always lived here. I have been working in a drug store No 6 Bowery, kept by Wm. J. Oliffe. I worked there about a month, last March. I went to work for Mr. Oliffe after the shooting. I was not working the time I saw this. Before I worked for Mr. Oliffe I worked for Mr Buttrey in Barclay St. I worked about three or four months there in the winter, Nov. and Dec. I live at 115 Mulberry St. with my father; my mother is dead. I am under arrest now for burglary and am in the Tombs now. I guess there was a crowd of about a hundred people on the night of this occurrence in the street all scattered around. I was mistaken when I said that the prisoner was on the outside of the crowd. I did not hear a word between the prisoner and the man who was shot. I was on the front inside of the crowd and the prisoner was on the inside too. Then he got out of the crowd when he ran. All the people who were there saw the shooting. It took me some little time to work into the inside of the crowd, and during all that time I heard no conversation or quarreling

between those two men — not a word.
Bernard Nevins sworn and examined.
I am an officer of the Sixth precinct. I arrested the prisoner on the night of the 6th of January at the corner of Bayard and Mulberry sts. I was standing at the corner of Canal and Mulberry sts. on the night in question and I heard a pistol shot fired. I ran towards where the crowd was and I saw a crowd of people chasing somebody down the street. At the corner of Bayard and Canal sts. I got directly where the crowd was and the prisoner was knocked down. I arrested him. I did not take any notice of the last witness at the time, but I saw him afterwards. I could not tell whether he was there at the time or not. The prisoner seemed to understand what I said. I asked him if he done the shooting? He shook his head, "no". I could not understand him. There was a pistol found across the street, on the other side of Mulberry st. within about fifty yards of the corner of Bayard st. I have got the pistol but I did not find it. It was left in the station house; and this is one of the cartridges. It is a six barrelled pistol.

There were four chambers loaded and two empty. That is one of the cartridges taken out of the pistol (produced) and that is a cartridge taken out of Beamish's head by the doctor. Dr. McNamara gave it to me. Beamish was taken to the hospital that night in an ambulance, to St. Vincent's hospital. The name of the boy who found the pistol is Doyle. I did not go with the deceased to the Hospital. I brought him to the station house and the Sergeant telegraphed for an ambulance and the ambulance came and took him away. I found the deceased on Mulberry st. he walked to the station house; the wound was in the head, on the left side of the temple I think; he was bleeding. I took the prisoner to the station house and another officer took the wounded man; the name of the officer is Moran; he is not in Court; he got the wounded man in front of where he had been shot. I saw him get him, and I directed the officer to take him to the station house. He was taken to the St. Vincent Hospital.

Cross Examined. You searched the prisoner as soon as he was arrested, didn't you? Yes sir. You could not find any pistol on him? No sir.

0721

George Doyle, sworn and examined, testified. I live at 19 Mott St. with my father and mother; upon the night of the 6th of January last I was in the neighborhood of Canal and Mulberry Sts. I found a pistol (pistol shown) that is the pistol I found. I did not look at it to see how many bullets was in it at the time. I found it in front of a coal yard in Mulberry St. by the wheel of a wagon; it was in the snow. I dont know where Beamish was shot. I think the coal yard is in front of No 74 Mulberry St. between Bayard and Canal Sts. I asked a fellow what would I do with it? He said to take it to the station house. I took it to the station house. I gave it to an officer on the floor and went out. He did not ask my name; he did not know me; he took the pistol and that is all he did. He did not say anything about it and did not try to find out where I lived. I found the pistol between nine and ten o'clock I believe, Saturday night. A fellow told me there was something the matter, but I did not hear there was shooting going on

0722

I heard a pistol shot, I did not know where it was and I ran that way. I was in a candy store on Mulberry St. I ran out and I saw the crowd running through Mulberry St. I ran down after them and a little girl stopped me and said, "There is a pistol the man threw away running down the street." I did not see the prisoner; the crowd was running towards Bayard St. It was on the other side of the street from the wagon that the crowd was running. The street is about twelve feet wide. I dont know where the little girl lives and I did not ask her; she was about as big as I am; I am 15 years old. She pointed to the pistol and said, a man had thrown it away. Officer Hevins and another Officer came and asked where was the fellow that found the pistol? I went to the station house and I told them where I lived. I did not see this man that night. The officers did not take me round to find a little girl. I dont think I could find her. I dont know where she lives or anything about her at all. I never saw her before.

The pistol was found in the snow; the snow was hard; it did not sink in the snow. I think it snowed the day before. I found it between 9 and 10 o'clock.

Bernard Sevins recalled by Counsel. I know some of the people who were in that crowd. I could not get any of them here. There was a fellow named Beim; they were principally Italians. I reported the case to Capt. Petty; the Sergeant in charge at the time was Colegrove. I heard about the little girl seeing the pistol. I tried to find her, but I could not find out what her name was. I asked everybody around there if they knew the girl; they told me it was a little bit of a child four or five years old.

Mr. O'Byrne. I will now read the testimony of Dr McNamara. "I, Lawrence J. McNamara, being sworn testify that I am house physician and surgeon at St. Vincent's hospital on January 6th 1883. John W. Beamish was brought to this hospital by an ambulance suffering from a bullet wound of the left frontal region, inflicted by parties to me unknown. The wound of

entrance was situated over the super-orbital region, about midway between the notch and the outer portion. The bullet was flattened upon this region and was then directed upwards where it was extracted; about one inch above the wound entrance. The bone was denuded of periosteum and roughened but no depression could be found. The patient remained in this hospital until January 14, 1883 when he was discharged improved, the wound closing and granulating. He was dressed by me afterwards on the 18, 23, 24, and 25 and 27th of January 1883 and no cerebral signs or symptoms were developed. He was asked by me to stop here for a few days on Jan. 25, but he refused. Since the 27th of January 1883 I have not seen him.

Mr O'Byrne read the testimony of Dr Gibb.

"John Bearnish admitted to ward No 2 January 31, 1883 suffering from a small wound over the right eye, said to be due to a pistol shot wound received two weeks before admission. A compromising had been made

0725

on the corresponding eyelid for drainage and the wound suppurated freely. Patient said the bullet had been extracted. He was in excellent condition apparently and seemed to be convalescent. The skull was laid bare marked by a scarcely perceptible fissure. Feb. 2. 1883 about 8 p.m. I was notified that he was worse and found him moribund; livid in face and not making any attempt at breathing. Pulse full and strong. Artificial respiration failed to supply the lungs so a hurried sarcotomy was performed and artificial respiration continued for half an hour till 8.30 p.m. when he died from failure of respiration due to causes not known. Feb. 3. 1883 over the right orbit punctured wound, right under this a circular fissured fracture of the frontal bone. Immediately under this was a large abscess situated in the anterior frontal lobe of the right cerebral hemisphere containing about two ounces of pus. No corresponding fracture of the internal

table. Pons varolii filled with well marked hemorghaic expressions. Other organs healthy.

John Blair Gibbs, M. D."

James Killerlane recalled by Counsel. I have been tried and convicted of burglary and am now serving a term in the penitentiary. I Knew the man who was Killed. I was intimate with him. I Knew him since he came to work for Sullivan around there, about a year or so. He drove a milk wagon. he lived with Patrick Sullivan. No 82 Mulberry St.

Bernard Nevins, recalled by Counsel. I Knew the man who was Killed. I Know the young man who was on the stand. I never Knew him to be convicted. I dont Know anything about his reputation. Do you Know whether there was any enmity existing between the deceased and this last witness? I saw them coming and talking to each other different times.

The people rested their case.

0727

Francisco Spozotto, sworn and examined in his own behalf through the interpreter testified. I dont know John W. Beamish, the man that was killed, I never saw him, I had no quarrel and had no words with him Did you shoot the man or shoot at him? No sir, I am innocent. Is that your pistol (pistol shown) No sir Did you ever carry a pistol? No sir I did not carry any pistol.

Cross Examined. I was a sailor formerly in Italy, but here I am a laborer. I worked last Christmas, but I was not working in January. I load and unload vessels, but there was no work. Did you run away after the man was shot upon the night of the 6th of January between 9 and 10 oclock in Canal near Mulberry st.? When I heard the pistol shot, the report I commenced to run. I thought they were shooting after me. Was he quareling with anybody that he thought they were shooting after him? No sir, with no one. What led him to believe that he was being shot at? I heard the pistol shot

behind me and I commenced to run away. Did he notice a number of people running after him? No sir. Was he knocked down? The people in front of me knocked me down. That is, the people who were standing on the sidewalk? Yes sir; the people that came in front of me they met me. As I was advancing they knocked me down. How soon after that was he arrested? About four or five minutes after. Was there any one else knocked down who was running away? I did not see. Does he know why the people knocked him down? I do not know why; I was shouting out when the policeman came because they knocked me down. Did he not hear the people shouting "stop him"? No sir. Where did he live at that time? No 115 Mulberry st. above Canal st. Was he running in the direction of his own home? I was on my way to No 40 Mulberry st. and I ran toward that place. That was not where he lived though; he was running away from where he lived, was he not? No sir, I was not in the direction where I lived.

0729

How long has he lived in Mulberry St. I came to this country on the 22nd of June last, then I walked out in the country and about a month and a half I lived in Mulberry St. Who lives at 40 Mulberry St. where he was going? An Italian by the name of Carmucha Cava. Is not that man foreman of longshore men, Italians who work upon the dock? Yes sir he is. And that is where you started that evening to procure work of him as foreman of the gang, ask him what he was going there for? I wanted to see the man to see if I can be employed the next day to have something on the pier to work? Ask him if that is where he was going when he heard this pistol shot? Yes sir. Ask him if he was standing up or sitting down when the Officer arrested him? I was lying on the ground and the people held me there. Ask him how far he ran back before the Officer arrested him? About eight paces, maybe nine paces. Ask him where he was when he commenced to run? I

0730

passed Canal st; there is an Italian drug store; the drug store is about eight paces in Mulberry st. I passed that drug store and there I commenced to run. Where was he when he heard the shot fired? When I heard the report of the pistol I was five paces west of the drug store; past the drug store. Did he see any crowd in the street? There was about seven or eight persons — one standing this way and the other standing the other way. Ask him where he lived at that time? No. 115 Mulberry st. Is that between Canal and Bayard st.? I do not know Bayard st; No 115 Mulberry st. is past Canal st. Ask him how near his house is to Canal st.? It is more than half a block. Ask him what time he left his house that night? I just came away from my house then. I had no watch. I think it was nine or half past nine. I was on my way to No. 40 Mulberry st. I went there to see if I would go to work next morning. I wanted to see Carmucha Cafva. Ask him if he saw him? No sir; I was arrested on the way.

Girardo Cormule, sworn and examined through the interpreter testified I live No 37 Crosby St. I am a barber, my shop is 118 Chatham St. I know the prisoner in Italy. I know him fourteen years, may be more. I know other people who know him; he is a peacable and quiet man; he never makes any noise. I never knew of his being arrested for anything and never knew of his being engaged in any quarrel. Cross Examined. I have been here three years and ten months; the prisoner has been here about a year. I have seen him in the city except the times he has been working in the country.

Vincenzo Grande sworn. I live at 187 Elizabeth St. I know the prisoner about 13 years; he was never arrested and never had a quarrel with anybody. When he left Italy the Mayor of the city gave him a passport without any difficulty. I have been here nine months. I was in Italy when the prisoner left there.

The jury rendered a verdict of guilty of manslaughter in the first degree.

MEMORANDUM.

AGE. Years.	Months.	Days.	PLACE OF NATIVITY.	WHERE FOUND.	DATE. When Reported.	
26			U S	Morgue Bellevue Hospital	Feb 3/83	Died at Transferred from St. Vincents Hospital Mrs. Mr. Single Received at Morgue Mr. Mullberry Coroner Feb 2.15 a.m. Admitted Jan 29/83 Dist Feb 2.15 a.m. 30 Pm

Suffering from a small round punctured pistol shot wound over right eye — circular fissured fracture underneath Abscess of the Anterior lobe of Right Cerebral Hemisphere Brain, and Hemorrhage Suggilations

B 227 9053

M. Nelson

No. 368

1 Quar. 1883

AN INQUISITION

On the VIEW of the BODY of

Jno W. Dennis

whereby it is found that he came to his Death by

Exhaustion from Pistol Shot Wound of the Forehead, Circular Fissured Fracture of the Frontal Bone of the Skull, Abscess of the Anterior Lobe of the Right Cerebral Hemisphere and Hemorrhage Suggilations over Brain

Inquest taken on the 7th day of February MAR 1883 before

PHILIP MERKLE, Coroner.

DISTRICT ATTORNEY'S OFFICE RECEIVED

Deft at large John Doe

81

8981

8981

0733

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the Office of Pol

No. 13 & 15 Chatham *Street, in the* 4th *Ward of the City of New York, in the County of New York, this* 7th *day of* February *in the year of our Lord one thousand eight hundred and* 83 *before*

PHILIP MERKLE, CORONER,

of the City and County aforesaid, on view of the Body of Frank Pizzamiglio *now lying dead at*

Upon the Oaths and Affirmations of Nine *good and lawful men of the State of New York, duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said* Frank Pizzamiglio *came to his death, do upon their Oaths and Affirmations, say: That the said* Frank Pizzamiglio *came to his death by* a pistol shot wound of the head. Shot fired from a pistol in the hands of Francisco Spozotto on January 6th 83

In Witness Whereof, *We, the said Jurors, as well as the* **CORONER**, *have to this Inquisition set our hands and seals, on the day and place aforesaid.*

JURORS.

H. R. Heuchemann	64 Cr St
L. Prince	127. Rivington St
Salomon Starke	11 St C
Frederick Diedrichs	48 & 4 St
Frederick Budelman	54. E. 4th
Frank Gebhardt	54 Great Jones St
Jacob Roth	618 & 5th St
Jos. A. Douglas	334 Bowery
Howard Cooper	281 Bowery

Philip Merkle

CORONER, *L. S.*

0734

CORONER.

People
v.
Francisco Ruzzetti.

Sworn to before me,
this day of 188

George Doyle, 19 mott st.,
James Millerlane 125 mulberry
Alf. Nevins 6 p. p.
Dr McNamara 175 Wyoust Brooklyn
Dr Rebb.
Dr Messenter Coroner office
John Hogan 134 mott st
James Beaun for O Brien

TESTIMONY.

0735

Coroner's Office. **TESTIMONY.**

B

C C
W
J 25/83

John Bismish admitted to Ward II Jan 31st/83 suffering from a small wound out the right eye, said to be due to a pistol shot wound received two weeks before admission - A examination had been made on the corresponding eyeball for damage and the wound suppurated freely - Patient said the bullet had been extracted. He was in excellent condition, abstemious and proved to be convalescent - The skull was laid bare and marked by a scarcely perceptible fissure. Feb 2nd/83 about 8 P.M. I was notified that he was worse & found him moribund - Died in fact and not making any attempt at breathing. Pulse full and strong. Artificial respiration failed to supply the lungs as a hurried surgeon was sent for and artificial respiration continued for half an hour till 8.30 P.M. when he died from failure of respiration due to causes not known

Feb 3rd/83

John Blair Pitts
Assist Surgeon 1st Long. Drs

On the right orbit perforated wound - Right under this a circular fissured fracture of the frontal bone - Immediately under this was a large abscess situated in the anterior frontal lobe of the right cerebral hemisphere containing about two ounces of pus - No corresponding fracture of the internal table - Pons Varolii filled with well marked hemorrhagic effusions - Other organs healthy -

Taken before me John Blair Pitts M.D.

this 7th day of Feb 1883;

Philip Merkle CORONER.

0736

Coroner's Office. **TESTIMONY.**

Reply by B
ne
1-25/83

I, Laurence McNamara being sworn testify that "I am House Physician and Surgeon at St. Vincents Hospital. On Jan 6th 1883 John W. Beamish was brought to this hospital by ambulance suffering from a bullet wound of the left frontal region inflicted by parties to me unknown. The wound of entrance was situated over the superorbital ridge about midway between the notch and the outer portion. The bullet was flattened upon this ridge and was then directed upwards where it was extracted; about one inch above the wound of entrance. The bone was denuded of periosteum and roughened, but no depression could be found. The patient remained in this hospital until January 14th 1883 when he was discharged Improved, the wound closing and granulating. He was dressed by me afterwards on the 18th; 23rd; 24th; 25th & 27th days of January 1883 and no cerebral signs or symptoms were developed. He was asked by me to stop here for a few days on January 25th but he refused. Since the 27th Day of January 1883 I have not seen him.

Laurence McNamara MD

Taken before me
this 7th day of February 1883,
Philip Moore CORONER.

0737

4

Coroner's Office. **TESTIMONY.**

Bernard Nevins being sworn says:
I am an officer of the 6th Prec.
I was on the corner of Canal and
Mulberry St. on January 6th 83 the
day of the shooting about nine o'clock
in the evening. I ran towards the
place where the shot was fired and
saw a lot of people running towards
Bayard St. I ran down to where the
crowd was and they had hold of the
prisoner here. The prisoner's name is Spozetto.
They told me he was the man that shot
Deanish and I made Spozetto a prisoner.
He denied the shooting. I did not find
any pistol on him. It was picked up
in Mulberry St. right across the way
in a diagonal line from where the
shooting was done. I brought Spozetto
before a Police Justice ~~Police~~ (Power)
in January 7th 83. He committed him
to the Tombs without bail. The man
who was shot was sent to St. Vincents
Hospital. After I took the wounded man
and the prisoner to the Station House
~~I~~ sent for an ambulance which took
the wounded man to St. Vincents Hospital
When the prisoner was arrested he was very much
excited. He was the only Italian in the crowd

Taken before me
this 7th day of February 1883

Bernard Nevins

Philip Merkle CORONER.

0738

(2

Coroner's Office. • **TESTIMONY.**

James ~~Cullen~~ Killerland being sworn says I reside at 125 Mulberry St. I am ~~a laborer~~ employed in a chandelier factory. On Saturday Jan. 6th 83 at about 9 or a quarter to 9 P.M. I saw the shooting. I saw ~~who~~ fired the shot. ~~D~~ was this Italian. I saw the pistol in his hand. Beamish cried out "I am shot, catch him". I then ran after the Italian who is here. I read in the papers his name was Spozotto. I did not catch Spozotto. I was about four feet from the prisoner when the shooting occurred. Beamish was about five feet from me. I heard or saw no quarrel between Spozotto and Beamish. I did not see Spozotto throw the pistol away. The Italian ~~had~~ the pistol in his right hip pocket from which he drew it and shot. I saw him draw it from his pocket and shoot. I was present when Officer Stevens arrested Spozotto. I did not see Mr. Beamish after he was shot James Killerlane

Taken before me
this 7th *day of* February 1883,

Philip Berker CORONER.

0739

3

Coroner's Office. **TESTIMONY.**

George Doyle being sworn says:
Reside at 19 Mott St. I am 14 years old. I am not employed now. I worked at sample cards. I was in a candy store No. 56 Mulberry St. three doors from Canal St. when the shooting took place. I ran out and saw a crowd running down the street. I did not see the prisoner. I found a pistol across from 73 Mulberry St. It was about three or four doors from Bayard St. near the coal yard where I found it. I took it to the station house and handed it to an officer near the door. I did not see the preceding witness at the time.

George Doyle

Taken before me
this 7th day of February 1883.
Philip Markle CORONER.

0740

TESTIMONY.

Dr. M. B. Messemer being sworn says: From autopsy made with Dr. John W. Beaumont at the Morgue at Bellevue I am of the opinion death was caused by Expansion from Pistol Shot Wound of the Forehead causing a circular fissured fracture of 12 Ins. of the Skull and in consequence of this Right Anterior Lobe of the Cerebral Hemisphere of the Brain and Hemorrhagic Suggilations.

M. B. Messemer M.D.

C&A
Lie
J. 25/83

Sworn to before me,
this 3 day of February 1883

Philip Marke

CORONER.

MEMORANDUM.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE. When Reported.
Years.	Months.	Days.			
46			Md	Morgue Bellevue Hospital	Feb. 3/83

Died at Foreign Mill Kearney Admitted from St. Vincent's Hospital Single Brooklyn Died Feb 2/83 at 8.30 P.M.

Suffering from a small round punctured pistol shot wound over right eye circular fissured fracture underneath Abscess of the Anterior Lobe of Right Cerebral Hemisphere Brain and Hemorrhage Suggilation

B 227 953

M. Nelson

No. 368

1 Quar. 1883

AN INQUISITION

On the VIEW of the BODY of

Jno W. Dennish

whereby it is found that he came to his Death by

Exhaustion from Pistol Shot Wound of the Forehead, Circular Fissured Fracture of the Frontal Bone of the Skull, Abscess of the Anterior Lobe of the Right Cerebral Hemisphere and Hemorrhage Suggilation

Inquest taken on the 7th day of February 1883 before

PHILIP MERKLE, Coroner.

REGISTERED MAR 1883 DISTRICT ATTORNEY'S OFFICE

Deft at large John Doe

0737

Coroner's Office. **TESTIMONY.**

Triple
Lye B
ne
1-25/83

I, Laurence J. McNamara being sworn testify that "I am House Physician and Surgeon at St. Vincents Hospital. On Jan 6th 1883 John W. Beanish was brought to this hospital by ambulance suffering from a bullet wound of the left frontal region inflicted by parties to me unknown. The wound of entrance was situated over the supraorbital ridge about midway between the notch and the outer portion. The bullet was flattened upon this ridge and was then directed upwards where it was extracted; about one inch above the wound of entrance. The bone was denuded of periosteum and roughened, but no depression could be found. The patient remained in this hospital until January 17th 1883 when he was discharged improved, the wound closing and granulating. He was dressed by me afterwards on the 18th, 23rd, 24th, 25th & 27th days of January 1883 and no cerebral signs or symptoms were developed. He was asked by me to stop here for a few days on January 25th but he refused. Since the 27th Day of January 1883 I have not seen him.

Laurence J. McNamara MD

Taken before me
this 7th day of February 1883.
Philip Moeller CORONER.

0738

Coroner's Office. **TESTIMONY.**

Bernard Nevins being sworn says:
I am an officer of the 6th Precinct. I was on the corner of Canal and Mulberry St. on January 6th 83 the day of the shooting about nine o'clock in the evening. I ran towards the place where the shot was fired and saw a lot of people running towards Bayard St. I ran down to where the crowd was and they had hold of the prisoner here. The prisoner's name is Spozetto. They told me he was the man that shot Deanich and I made Spozetto a prisoner. He denied the shooting. I did not find any pistol on him. It was picked up in Mulberry St. right across the way in a diagonal line from where the shooting was done. I brought Spozetto before a Police Justice ~~[illegible]~~ (Power) at the Tombs in January 7th 83. He committed him to the Tombs without bail. The man who was shot was sent to St. Vincents Hospital. After I took the wounded man and the prisoner to the Station House I sent for an ambulance which took the wounded man to St. Vincents Hospital. When the prisoner was arrested he was very much excited. He was the only Italian in the crowd.

Taken before me
this 7th day of February 1883

Bernard Nevins

Philip Merkle CORONER.

0739

(2

Coroner's Office. **TESTIMONY.**

James ~~Cullen~~ Killerland being sworn says I reside at 125 Mulberry St. I am ~~a laborer~~ employed in a chandelier factory. On Saturday January 6th 83 at about 9 or a quarter to 9 PM I saw the shooting. I saw ~~who~~ fired the shot. It was this Italian. I saw the pistol in his hand. Beamish cried out "I am shot, catch him". I then ran after the Italian who is here. I read in the papers his name was Spozotto. I did not catch Spozotto. I was about four feet from the prisoner when the shooting occurred. Beamish was about five feet from me. I heard or saw no quarrel between Spozotto and Beamish. I did not see Spozotto throw the pistol away. The Italian ~~had~~ the pistol in his right hip pocket from which he drew it and shot. I saw him draw it from his pocket and shoot. I was present when Officer Stevens arrested Spozotto. I did not see Mr. Beamish after he was shot James Killerlane

Taken before me
this 7th *day of* February 1883,

Philip Berker CORONER.

0740

8

Coroner's Office. **TESTIMONY.**

George Doyle being sworn says:
I reside at 19 Mott St. I am 14 years old. I am not employed now. I worked at sample cards. I was in a candy store No. 56 Mulberry St. three doors from Canal St. when the shooting took place. I ran out and saw a crowd running down the street. I did not see the prisoner. I found a pistol across from 73 Mulberry St. It was about three or four doors from Bayard St. near the coal yard where I found it. I took it to the station house and handed it to an officer near the door. I did not see the preceding witness at the time.

George Doyle

Taken before me
this 7th day of February 1883.
Philip Markle CORONER.

0741

TESTIMONY.

Dr. W. A. B. Messemer being sworn says: From Autopsy made on the Body of John W. Beamish at the Morgue at Belleville I am of the opinion death was caused by Exhaustion from Pistol Shot Wound of the Forehead causing a circular fissured fracture of the Frontal Bone of the Skull and an Abscess of the Right Anterior Lobe of the Cerebral Hemisphere of the Brain and Hemorrhagic Inflammations.

W. A. B. Messemer M.D.

6 C A
Lie
J. 25/83

Sworn to before me,
this 3 day of Feby 1883

Philip Markee CORONER.

0743

BOX:
97
FOLDER:
1052
DESCRIPTION:
Stackhouse, Julia
DATE:
03/13/83

1052

Atty & Mooney
for appt of
Character (Mooney)
F.S.

Defh. Pleas
a good
character
he appears.
F.

13

Day of Trial, March 21/93
Counsel, Spencer
Filed, 13 day of March 1893
Pleads, Not guilty (19)

THE PEOPLE

vs.

B

Julia Stockhouse

29 / 1 / 4 / 1 / 14

Assault in the First Degree.

15

JOHN McKEON,
District Attorney.

A TRUE BILL.

Foreman.

Mch 21/93.
Pleads Assault 3 deg.
3 v deg
Mch 26/93.

0745

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Julia Stackhouse

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

of the CRIME OF ***Assault in the first degree,*** committed as follows:

The said Julia Stackhouse

late of the City of New York, in the County of New York, aforesaid, on the second day of March in the year of our Lord one thousand eight hundred and eighty three with force of arms, at the City and County aforesaid, in and upon the body of Catherine Bailey in the peace of the said people then and there being, feloniously did make an assault and her the said Catherine Bailey with a certain knife which the said Julia Stackhouse

in her right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound with intent her the said Catherine Bailey then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

of the CRIME OF Assault in the Second Degree, committed as follows:

The said Julia Stackhouse

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Catherine Bailey then and there being, feloniously did, willfully and wrongfully, make an assault and her the said Catherine Bailey with a certain knife which the said Julia Stackhouse in her right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, willfully and wrongfully then and there beat, strike, stab, cut and wound

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

JOHN McKEON, District Attorney.

Recorders Court

The People

vs

Julia Stackhouse.

affidavits.

0747

Recorders Court.

The People
vs
Julia Stackhouse.

City and County of New York ss

Edward Gillespie of said City being duly sworn says. that he is a patrolman attached to the 29th Precinct. That he is acquainted with Julia Stackhouse the respondent and has been for years last past having seen her very frequently during that time at her place of service No 565. Seventh Avenue and going to and from that place. That she is a colored girl of good character and has never to the knowledge of deponent been criticised or complained of by any body for any misconduct of any sort until the present accusation was made. Deponent attended at court when it was supposed the pending charge would be tried for the purpose of testifying in her behalf as to her character and would have testified that in all the period of his acquaintance with respondent, he never heard anything against her.

Sworn to before me this 22d day of March 1883.

Edward Gillespie

Jandine Lyons
Notary Public
Kings Co
Certif in N.Y. Co

0748

Recorders Court.

In the matter of the People.
agst
Julia Stackhouse

City and County of New York ss

Stephen A Walker of said city being duly sworn says that he is acquainted with the respondent above named and became her surety when arrested upon the pending charge. That she is the wife of a coachman of Dr Henry F Walker of No 8. East 30th Street. Her husband has been in Dr Walkers employ for nearly ten years. He was married to respondent about four years ago, as deponent is informed and believes and they have lived happily together, the wife working during that period at Mrs Morells No 565, 7th Avenue and the husband working as aforesaid, they having rooms for joint occupation at 145 W 32nd St. As deponent is informed and believes the respondent was born in Norfolk Va 29 years ago. Lived there till 19 years of age came to this city and was for two seasons in the employ of Mr L. H. Maltby at Yonkers. She then returned to Norfolk and worked with her mother at sempstress-work in that city and afterwards in North Carolina. Returning to this city she was employed for two years or thereabouts by Mr John C. Bailey who lived upon Staten Island and has a real estate office at

0749

Recorders Court

The People.
vs
Julia Stackhouse,

City and County of New York

Emil Frank.

being duly sworn says that he is a dealer in meats and provisions at No 567 Seventh Avenue,

That he is acquainted with Julia Stackhouse the respondent in these proceedings having known her and seen her frequently for five years.

That she is an orderly and well disposed colored girl and deponent never knew of any misconduct on her part or never heard of her being accused of any, prior to the present charge.

Sworn to before me this
23. day of March 1883.
Jandine Lyng
Notary Public
Kings Co
certif in N.Y. Co.

Emil Frank.

Glens.

0750

Recorders Court.

The People.

vs

Julia Stackhouse.

City and County of New York ss.

Mary J. Morrell being duly sworn says that she resides at No 565, Seventh Avenue. That she is acquainted with Julia Stackhouse the respondent who has been in her employ for four years, during which time she has been a faithful orderly and well behaved servant. Deponent never had in her employ a domestic more worthy of commendation.

Deponent further says that the occurrence out of which the ~~pending~~ charge against respondent grew, occurred in deponents house though not in deponents presence, but that she has fully investigated the matter and believes it was the result of a kitchen quarrel between two colored servants in which there was much aggravating language and blame on both sides, and that both servants were immediately discharged from employment by deponent as a result of deponents inquiry. Deponent further says that she would however, very gladly reemploy the respondent and should do so with unimpaired confidence if she is released from the charge now pending against her.

Sworn to before me this

day of March 1883,

0752

18

Police Court 1 — 7 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Gustav Schmuckler

vs.

Julius Stackhouse

Offence Felonious Assault

BAILED,

No. 1, by Stephen Alexander

Residence 8 East 3d St. Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Witnesses

No. Edward Lyons Street.

No. Dr. Dixon Street.

No. Officer Smith to answer

$ 1000.

Dated March 4th 1883

Det. Mangan Officer

Det. Mangan Magistrate.

Detectives Bureau Precinct.

Dated March 4th 1883

Det. Mangan Officer

Det. Mangan Magistrate.

Detectives Bureau Precinct.

Dep. Marshal

MAR 5 1883 DETECTIVES BUREAU DISTRICT ATTORNEY'S OFFICE RECEIVED

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 Julius Stackhouse

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Ten 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 March 4th 188 3 J. D. Dawson *Police Justice.*

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

Dated March 5th 188 3 J. D. Dawson *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

0753

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question What is your name?

Answer Julia Stackhouse

Question. How old are you?

Answer Twenty-Nine Years.

Question. Where were you born?

Answer. Norfolk. Va.

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

Answer. 157 West 41st Street

Question. What is your business or profession?

Answer. Domestic

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 struck the Complainant in self defense.

her
Julia x Stackhouse
mark.

Taken before me this 3rd day of March 1883

Police Justice.

0754

Police Court— 2nd District.

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

Catherine Bailey

of No. 565 Second Avenue Street,

Aged 40. Domestic being duly sworn, deposes and says, that

on Friday the Second day of March.

in the year 1883 at the City of New York, in the County of New York

She was violently and feloniously ASSAULTED and BEATEN by Julia Stackhouse (Non Here) who wilfully and maliciously struck deponent two blows on the left arm and shoulder with a carving knife then and there held in the hand of the said Julia Stackhouse cutting and wounding deponents flesh.

with the felonious intent to take the life of deponent, ~~or~~ and her grievous to do ~~him~~ bodily harm; and with out any justification on the part of the said assailant :

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

Sworn to before me, this 2 day of March 1883 } Catherine Bailey

J. M. Patterson POLICE JUSTICE.

0755

BOX:
97
FOLDER:
1052
DESCRIPTION:
Sullivan, Jeremiah
DATE:
03/19/83

1052

B 126

Day of Trial

Counsel,

Filed 19 day of March 188[illegible]

Pleads Not guilty (26)

THE PEOPLE

vs.

B

Jeremiah J. Sullivan

Violation of Excise Law.
~~Selling on~~ Sunday.

JOHN McKEON,
District Attorney.

A TRUE BILL.

Geo. C. Fisher
Foreman.

0757

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Jeremiah J. Sullivan

The Grand Jury of the City and County of New York, by this indictment, accuse Jeremiah J. Sullivan

of the CRIME OF ***Exposing for Sale and Selling Spirituous Liquors on Sunday,*** committed as follows:

The said Jeremiah J. Sullivan

late of the First Ward of the City of New York, in the County of New York aforesaid, on the Seventh day of March in the year of our Lord one thousand eight hundred and eighty three, 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 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 expose for sale and sell as a beverage to

~~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.

~~JOHN McKEON, District Attorney.~~

0758

~~Court of General Sessions of the Peace~~

~~OF THE CITY AND COUNTY OF NEW YORK~~

~~THE PEOPLE OF THE STATE OF NEW YORK~~

~~AGAINST~~

And the Grand Jury aforesaid, by this indictment, further accuse the said Jeremiah J. Sullivan

of the CRIME OF Giving away Spirituous Liquors on Sunday

committed as follows:

The said Jeremiah J. Sullivan

~~The said~~

late of the First Ward of the City of New York, in the County of New York aforesaid, on the Seventh day of March in the year of our Lord one thousand eight hundred and eighty Nine, 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 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 ~~expose for sale and sell as a beverage to~~ give away as a beverage

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.

JOHN McKEON, District Attorney.

0759

Police Court 1st District.

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

~~of No.~~ a policeman attached to the 6th Precinct Police ~~Street,~~ John Crook aged 35 years of the City of New York, being duly sworn, deposes and says, that on Sunday the 11th day of March 1883, in the City of New York, in the County of New York, at premises 43 Baxter a place where intoxicating liquors and wines were kept for sale, and sold as a beverage, Jeremiah J Sullivan [now here] did then and there expose for sale ~~and did sell, caused, suffered~~ and permitted to be sold, and given away under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk in the house or premises aforesaid, contrary to and in violation of law; and did not keep said place closed on said Sunday the 11th day of March 1883 as required by law.

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

Sworn to before me, this 12 *day of* March 1883 } John Crook

Rand Lyon Jr. POLICE JUSTICE.

0760

Police Court— 2nd District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Geo. Crair

1 Jeremiah J. Sullivan

2

3

4

Offence, Violation Excise Law

Dated 12 March 1883

Geo. Crair

Officer.

Geo. Crair

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

BAILED,

No. 1 by Michael Naughton

Residence 112 Centre Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street.

RECEIVED, MAR 14 1883 DISTRICT ATTORNEY'S OFFICE.

No. Street,

No. Street,

$ 100 to answer

Bailed

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 Jeremiah J. Sullivan

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of One 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 12 March 1883 Andrew D. White *Police Justice.*

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

Dated 12 March 1883 Andrew D. White *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

07611

Sec. 198—200.

12th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Jeremiah J Sullivan 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. Jeremiah J Sullivan

Question. How old are you?

Answer. 40 years

Question. Where were you born?

Answer. Ireland

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

Answer. 33 Baxter St. about 20 years

Question. What is your business or profession?

Answer. Liquor Dealer

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

Jeremiah J. Sullivan

Taken before me this 12 *day of* November 1883

[illegible] *Police Justice.*

0762

BOX:
97

FOLDER:
1052

DESCRIPTION:
Sullivan, Patrick

DATE:
03/22/83

1052

B 243

Counsel,

Filed 22 day of March 1883

Pleads

THE PEOPLE

vs.

Patrick Sullivan

INDICTMENT.

JOHN McKEON,

District Attorney.

D 2 Mar 26. 1883.
Plead G L 2 dy.

A True Bill. Pen 2 yrs.

Geo. C. Fisher
Foreman.

WITNESSES.

0764

COURT OF GENERAL SESSIONS OF THE PEACE
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Patrick Sullivan

The Grand Jury of the City and County of New York, by this indictment, accuse Patrick Sullivan of the CRIME OF ~~Larceny from the person~~ Grand Larceny in the first degree committed as follows:

The said Patrick Sullivan late of the First Ward of the City of New York, in the County of New York, aforesaid, on the fifteenth day of March in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms, in the night time of said day, one watch of the value of forty dollars of the goods, chattels and personal property of a certain person whose name is to the Grand Jury aforesaid unknown on the person of the said unknown person then and there being found, from the person of the said unknown person then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN McKEON, District Attorney.

0765

Police Court 1 District.

903

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Flint

vs.

Patrick Sullivan

2

3

4

Offence, Larceny 1st degree

Dated March 18 1883

Thos Flint

Officer.

Magistrate.

188

Witnesses,

No. Street,

No. Street,

No. Street,

No. Street,

No. Street,

BAILED,

No. 1 by

Residence Street,

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street.

Clerk.

CITY COURT RECEIVED MAR 17 1883 to PROSECUTING ATTORNEY'S OFFICE.

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

Patrick Sullivan

guilty thereof, I order that he be held to answer the same and he be ~~admitted to bail in the sum of~~ ~~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.~~ be legally discharged

Dated March 18 3 188 Solon B Smith *Police Justice.*

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

0766

10th District Police Court. Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss.

of No. 10th Precinct Police Street James J Hart

being duly sworn, deposes and says, that on the 15 day of March 1883

~~at the~~ in the night time 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 the person of an unknown person

the following property, viz:

One Gold Watch of the Value of about Forty Dollars

the property of ~~an Man to deponent Unknown~~ a person whose name is unknown to deponent

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

(now here) Patrick Sullivan from the fact that deponent saw the defendant herein take the property described above from the rear pocket of a man whose name is unknown to deponent and forcibly wrench said watch above described from the chain to which it was attached on the person of the above described unknown person

James J Hart

Sworn before me this 16 day of March 1883

Police Justice.

0767

Sec. 198—200.

CITY AND COUNTY OF NEW YORK } ss.

District Police Court.

Patrick Sullivan 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. Patrick Sullivan

Question. How old are you?

Answer. 19 Years

Question. Where were you born?

Answer. N.Y. City

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

Answer. 34 Water Street — 2 Weeks

Question. What is your business or profession?

Answer. Selling Newspapers

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 did not steal the Watch I found it on the sidewalk in the Bowery — I did not know the Owner Patrick Sullivan

Taken before me this 1 *day of* 188

Police Justice.

0768

BOX:
97
FOLDER:
1052
DESCRIPTION:
Sullivan, Terrence
DATE:
03/13/83

1052

B 96

Day of Trial,

Counsel,

Filed, 13 day of March 1883

Pleads Nolo

THE PEOPLE

vs.

P

Terrence Sullivan

Assault in the First Degree.

36

JOHN McKEON,

District Attorney.

A TRUE BILL.

John Shane

Foreman.

Mch 30/83

Tried & Convicted of

Assault 3d Degree

Sen 1 Yr. F.S.

0770

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Lawrence Sullivan

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

of the CRIME OF ***Assault in the first degree,*** committed as follows:

The said Lawrence Sullivan

late of the City of New York, in the County of New York, aforesaid, on the seventeenth day of March in the year of our Lord one thousand eight hundred and eighty three with force of arms, at the City and County aforesaid, in and upon the body of John Seehan in the peace of the said people then and there being, feloniously did make an assault and the said John Seehan with a certain knife which the said Lawrence Sullivan

in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound with intent the said John Seehan then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

of the CRIME OF Assault in the Second Degree, committed as follows:

The said Lawrence Sullivan

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said John Seehan then and there being, feloniously did, willfully and wrongfully, make an assault and the said John Seehan with a certain knife which the said Lawrence Sullivan in his right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, willfully and wrongfully then and there beat, strike, stab, cut and wound

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

JOHN McKEON, District Attorney.

0771

Bd Ex. 3 Dm. 8 Mch. 181

Police Court— 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John Sullivan
51 Ha[illegible]
1. Terrence Sullivan
2.
3.
4.

Offence Felonious assault & Battery

Magistrate. 188 3

Officer. Precinct.

Witnesses

No. Street,

No. Street,

No. Street.

Dated March 8th 188 3

BAILED,

No. 1, by Residence Street.

No. 2, by Residence Street.

No. 3, by Residence Street.

No. 4, by Residence Street.

$ 500 to answer 55

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 Terrence Sullivan

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

Dated March 8th 188 3 *Police Justice.*

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 *Police Justice.*

There being no sufficient cause to believe the within named

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

Dated 188 *Police Justice.*

0772

Sec. 198—200.

14th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Terence Sullivan 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. Terence Sullivan

Question. How old are you?

Answer. 36 years

Question. Where were you born?

Answer. England

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

Answer. No 61 Watt Street, since last Sunday night

Question. What is your business or profession?

Answer. Hod Carrier

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 borrowed a knife this time. This Complainant imposed on me & while I was sitting on the side of my bed cutting some tobacco to fill my pipe he and other struck at me. He was I struck him with the open pen knife in my hand in self-defence

Taken before me this 8th day of October 188 3

Police Justice.

0773

Police Court First District.

CITY AND COUNTY OF NEW YORK, } ss.

John Leehan, aged 22 years, Longshoreman

of No. 61 Watt Street,

being duly sworn, deposes and says, that

on Wednesday the 7th day of March

in the year 1883 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Terrence Sullivan (now here) who did wilfully, maliciously, and feloniously cut and stab deponent on the Head Shoulder, and Arm, with a Pocket Knife which he said defendant held in his hand while deponent and defendant were in said premises and deponent further says that said felonious assault & Battery was committed about 10 o'clock P.M. on the night of said day and that said assault so committed was done ~~by~~

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

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

Sworn to before me, this 8th *day of* March 1883

John Leehan

Geo. J. Owen POLICE JUSTICE.

Testimony in the
case of
Terrence Sullivan
filed March
1883.

0775

No 1

The People
vs.
Terrence Sullivan

Court of General Sessions. Part I.
Before Recorder Smyth. March 30. 1883

Indictment for assault in the first degree.

John Leehan, sworn and examined, testified: I was living at 61 Watt st. on the 7th of March, it is a restaurant. I saw the prisoner there that night between eight and nine o'clock I never saw the man before. I went into this house with two or three others who worked along the river; we were talking about steamboats, and the prisoner was growling all the time. I thought he was under the influence of liquor. I asked him for a pipe and he told me to go to hell and got up to fight me; the woman of the house came in and he sat down again. I did not take notice of his growling; he went out in the yard, and on his coming in again he got up, he had a knife in his hand and he plunged it into my head. I caught him by the left hand, and he stabbed me in the arm; the first cut was on the left side of the forehead; then I was cut on the left shoulder and under the left shoulder and in my breast — five cuts in all These are the cuts on the coat (pointing to the coat) I did not touch the prisoner before he struck me. I struck the pipe

out of his head. He told the woman of the house that afternoon that he would stab some son of a b— h that night. It was a small white handled Knife; the officer has it. If the blade had been long enough it would have cut my shoulder and went into the heart. The woman of the house and the other two went for an officer. I put my leg before the prisoner and held him till the officer came. Then he took me to the hospital and I got my head dressed that night – it was the Chamber St. hospital.
Cross Examined. I Knocked the pipe out of his hand but I did not strike him; he stabbed me in five different places. I was not drunk that night; the prisoner appeared to have been drinking. I drank two or three glasses of beer through the day. The prisoner was caught by two others and the Knife was pulled out of his hand.
Charles Finken sworn. I am an officer and arested the prisoner in front of 61 Watt St. on the 7th of March between half past nine and ten oclock; he was found on the sidewalk by me, the complaint having hold of him. This is the Knife (producing it); it was handed to me by Mr Foley, who took it from the prisoner

I took the complainant to the Chamber St. hospital to have his wounds dressed; the complainant was sober, but the prisoner was under the influence of liquor; he was able to go along. Cross Examined. I noticed the wounds on the complainant; his head and shoulders were covered with blood. There was some blood on the prisoner's moustache. I could not say that he looked as though he had been hit. The next morning when the parties were before Justice Powers, the prisoner's face and moustache were covered with blood, and the Judge passed the remark that he was as badly damaged as the complainant. I saw no bruises on him, but he looked as though he had been bleeding at the nose. Terrence Sullivan, sworn and examined in his own behalf testified. This happened a little over three weeks ago, on the 7th of March. I was a stranger in the lodging house and I met a young man who was a stranger in New York and for whom I had sympathy. I was after getting some money for cleaning brick and I treated him to some beer and took some myself; he lodged in this lodging house two nights, and he was going away. I did

him good bye. I laid my head upon a chair and went to sleep. I dont know how long I slept. I felt some one pull my moustache. I woke up, looked around and saw the complainant sitting alongside of me and the two men in front of him talking about steamboating. I never had seen the complainant before. I thought nothing of it and went to sleep again, not so sound as before. I felt my moustache pulled again and saw the complainant do it. I asked him what it meant. He turned round and said in a sneering kind of laugh, "Are you not going to treat?" I said, No, I had done all the treating I was going to do that day. I took out my pipe and put it in my mouth and commenced to smoke. The complainant came over to me and asked me in a surly way for a smoke of the pipe. I said, "no I wont." He grabbed the pipe and broke it. I grabbed the hand with my two hands and he struck me over the eye, which was swelled up the next day at Court. The other two men kind of quieted him. Afterwards he broke another pipe I had in my mouth and had my knife out cutting tobacco I grabbed him with my left hand and

0779

he struck me on the bridge of the nose. I was all covered with blood and hallowed for the police and help I got him out on the sidewalk and he struck me on the sidewalk. I had the Knife in my hand. and one of the men took it from me. I did not stab him. I rushed in to save myself, the way he could not break my face all up.

The jury rendered a verdict of guilty of assault in the third degree.

0780

BOX:
97

FOLDER:
1052

DESCRIPTION:
Swodbodd, William

DATE:
03/30/83

1052

Deft is a man of family men in this City and his attendance can be procured at any time.
The ends of justice are not necessary to be delayed
Pro-secution by arrest is premature for his not having Ds.

Let ye Pltff. Disch. on his own recog.
F.S.

B 294

294

(II)

Day of Trial,

Counsel, Osborn & Kudzitz

Filed 30 day of March 1883

Pleads Not Guilty Apr. 2.

THE PEOPLE

vs.

P

William Swodbodd
alias
William Seidel
alias
Julius Schmidt

Silas

P 2 April 4. 1883
Discharged by the Court on his verbal recognizance.

JOHN McKEON,
District Attorney.

A True Bill.

Geo. C. Fisher
Foreman.

0782

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Swoddodd
otherwise called
William Seidel

The Grand Jury of the City and County of New York, by this indictment, accuse William Swoddodd, otherwise called William Seidel

of the CRIME OF Libel

committed as follows:

The said William Swoddodd, otherwise called William Seidel

late of the City and County of New York, on the sixteenth day of February in the year of our Lord one thousand eight hundred and eighty-three, ~~at the City and County aforesaid, with force and arms~~ being a person of ennemous, evil and wicked mind, and of a malicious disposition, and maliciously and unlawfully minding, intending and contriving as much as in them lay, to injure, oppress, aggrieve and villify the good name, fame, credit and reputation of one Gustav Tenkner, a good and worthy citizen of the said State, and to bring him into public scandal, contempt, infamy and disgrace, with force and arms, at the City and County aforesaid, unlawfully and maliciously did publish, and cause and procure to be published a certain false, scandalous, malicious and defamatory libel, of and concerning him the said Gustav Tenkner, which said false, scandalous, malicious and defamatory libel is in the German language, and is as follows, that is to say:

0783

New York am 16ten Jan 1883

Geehrter Herr Redacteur!

Um Ihnen einen Beweis zu geben wie die Lebensversicherung von der Lodge, in diesem Falle mißbraucht wird, so bin ich so frei, Ihnen folgendes mitzutheilen: Gustav Tenker, ein Mitglied der Franklin Lodge # 2023, hieng seine angebliche Frau für 2000 Dollars versichern, diese Frau litt damals schon an der Schwindsucht, und einer Unterleibs Krankheit, da sich der Zustand der Frau jetzt, derart verschlimmert hat, daß nach Aussage des Doctors keine Rettung für das Leben der Frau vorhanden ist, so hieng Gustav Tenker, die Police für die Frau noch um 1000 Dollars, erhöhen, welches er auch richtig vor 4 oder 5 Wochen erzielte.

Nun da die Lebensversicherung ausbezahlt der Lodge, durch seinen gemeinen Schwindel, für die Summe von 3000 Dollars, in sehr kurzer Zeit betrogen worden sind, so fand ich es für angemessen der Lodge, folgende Mittheilung zu machen. Jedenfalls ist der Doktor, welcher die Frau bei ihrem ersten Anfall wie bei der zweiten Versicherung untersuchte, mit im Einverständniß; denn es bedarf keiner großen ärztlichen Wissenschaft, denn jeder vernünftige Mann, der die Frau nur sieht, kann sofort urtheilen, daß die Lebenstage der Frau gezählt sind.

Dann weiter, Gustav Tenker, der seine angebliche Frau für die Summe von 3000 Dollars versichern [illegible] macht einen gem-

einen schwindel sich gegen die Lodge schuldig, zum erste die unter dem Namen versicherte Sophie Meuther ist nicht seine angetrauter Weib, sondern seine richtige Frau lebt hier in New York, und sind nicht geschieden, auf gerichtlichem Weg, denn der versicherte Sophie Meuther ihr richtiger angetrauter Mann, wohnt in Philadelphia, Pa. und sind ehemalls nicht geschieden, sie leben nur in wilder Ehe zusammen.

Der Versicherungs gesellschaft der Lodge, wird es daher nicht schwer fallen, diesen widrigen Betrug durch die Fraternal Lodge #2023 hier in New York aufzudecken, und dazu beizutragen, dass die beiden raubern Subjekte, von ihren Lodgen ausgestossen werden, anstatt dass Cyprian Meuther durch diesen gemeinen Schwindel und Betrug in kurzer Zeit die summe von 300 doll. von der Versicherungs gesellschaft der Lodge einsteckt, denn durch derartige schwindeleien müsste eintlich die beste Gesellschaft

0785

Brother.

Attorney of the engineer
Julius Schmidt

which said false, scandalous, malicious and defamatory libel, being translated out of the German language, into the English language is as follows, that is to say:

New York, the 16th of July 1883

Dear Mr Nelson:

In order to prove to you how much the insurance of the Lodge is misused in this case, I take the liberty of informing you of the following: Gustav Hunter, a member Germania Lodge # 2023, misused his pretended wife for $2000, this woman suffered then already from consumption and abdominal disease, as the condition of the woman has now become so much worse, that according to the statement of the doctor, the woman's life cannot be saved. Gustav Hunter had the nothing for his wife increased for $1000, which he brought about 4 or 5 weeks ago.

Now, as the Insurance Company of the Lodge will be in a very short time cheated out of 3000 dollars through such a mean swindle, I find it proper to give to the Lodge the following notification: The Doctor, who examined the woman as well for the first as for the second insurance, is probably in the scheme, for there is no great medical knowledge required, as every intelligent man, if he but looks at the woman can at once judge, that the days of the woman are numbered.

And further, Gustav Fenner, who insured his so-called wife for the sum of 3000 dollars, is guilty of a mean swindle, against the Lodge: first, the person insured under the name of Sophie Fenner is not his wife, but his real wife lives here in New York, and they are not divorced by legal proceedings, and the insured Sophie Fenner's real husband lives in Philadelphia, Pa. and they are not divorced. They live together in unlawful

0787

intercourse.

It will be therefore little disguilting to the Insurance Company to disclose this infamous fraud, by the aid of the Emerald Lodge #2023 here in New York, and to contribute that the two nice knights are expelled from their lodges, instead of Gustav Tenher receiving through this mean swindle and fraud the sum of 3000 dollars in a short time from the Insurance Company of the Lodge, for by such frauds the best society must at last break.

Respectfully

yours

Julius Schmidt

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 Keen

District Attorney

0788

New York am 16ten Febr 1883

Geehrter Herr Nelson!

Um Ihnen eine Beweis zu geben, wie die Bekanntmachung von der Lodge in diesem Falle mißbraucht wird, so bin ich so frei, Ihnen folgendes mitzutheilen: Gustav Henker in Milwaukee, das Feuerbach Lodge # 2023, hat seine angebliche Frau für 2000 Dollars versichert, diese Frau hat Amerika schon verlassen, und eine Alte, kranke Person ist, die sich das Gesicht verbrannt hat, ~~wurde verstümmelt~~ hat, daß man Angesichts der Leiche keine Rettung für das Leben der Frau annehmen ist, so hat Gustav Henker die Police für die Frau auf 1000 Dollars versichert, welche er auch nicht eine 4 oder 5 Wochen erhalten!

6810

0790

Lodge einstimmig, ohne auch eine
mündliche Abstimmung, wählten wir
Herrn Julius Schmidt zum besten Gesellschaftsbruder.

Aufsingsfall

J. Hm

Julius Schmidt

0791

B 294

Police Court 3 District.

933

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Shutter Gonter
Wm. Schumacher
William Seidel
Otto Kuhnle
Julius Schmidt

Offence Libel

BAILED,

No 1, by ..... Residence ..... Street.

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

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

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

Dated March 24 1883

Witness Albert Wecht
Edward Mancy (Wecht)
Chas Schimmel

Magistrate. Officer. Precinct.

No. 1 Chas Schimmel
No. 2 Wm. Schumacher
No. 3 Wm. J. Gaynor
No. 4 Wm. J. Gaynor

Street.

Counsel for the People

Dated March 24 1883

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 William Seidel Otto Kuhnle Julius Schmidt guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Five Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated March 24 188 3 J. W. Patterson *Police Justice.*

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

Dated ..... 188 . ..... *Police Justice.*

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

Dated ..... 188 . ..... *Police Justice.*

0792

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

William Seidel 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. William Seidel

Question. How old are you?

Answer. 38 years of age

Question. Where were you born?

Answer. Austria

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

Answer. No. 9 Delancey St. 13 months

Question. What is your business or profession?

Answer. Lithographer

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. I waive all further examination thereon

Wm. Seidel

Taken before me this 24th *day of* March 188 8

Police Justice.

0793

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 Gustav Jenker of No. 9 Delancey Street, that on or about the 16 day of February 1883 at the City of New York, in the County of New York, William Seidel, otherwise Julius Schmidt did falsely, maliciously and scandalously make write and publish a certain false and libelous writing concerning the said Complainant, charging said Complainant with being a swindler, with the intent to disgrace and injure said Complainant

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 Third 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 21st *day of* March 1883

Patterson POLICE JUSTICE.

POLICE COURT .... **DISTRICT.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Gustav Jenker

vs.

William Seidel

Warrant—General.

Dated March 21st 1883

Patterson *Magistrate*

Simmons *Officer.*

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

Chas J. Simmons *Officer.*

Dated March 22 1883

This Warrant may be executed on Sunday or at night.

.... *Police Justice.*

REMARKS.

Time of Arrest, March 22 1883

Native of Austria

Age, 38

9 Delancey St

Sex

Complexion,

Color

Profession,

Married

Single,

Read,

Write,

0794

New York, the 16th. of Febr. 1883.

Dear Mr. Nelson:

In order to prove to you, how much the Insurance of the Lodge is misused in this case, I take the liberty of informing you of the following: Gustav Zenker, a member Feuerbach Lodge # 2023, insured his pretended wife for $2000, this woman suffered then already from consumption and abdominal disease; as the condition of the woman has now become so much worse, that according to the statement of the Doctor, the woman's life cannot be saved, Gustav Zenker had the policy for his wife increased for $1000, which he brought about 4 or 5 weeks ago. Now, as the Insurance Company of the Lodge will be in a very short time cheated out of 3000 dollars through such a mean swindle, I find it proper to give to the Lodge the following notification: The Doctor, who examined the woman as well for the first as for the second insurance, is probably in the scheme, for there is no great medical Knowledge required, as every intelligent man, if he but looks at the woman, can at once judge, that the days of the woman are numbered.

And further, Gustav Zenker, who insured his so-called wife for the sum of 3000 dollars, is guilty of a mean swindle against the lodge; firstly the person insured under the name of Sophie Zenker is not his wife, but his real wife lives here in New York, and they are not

divorced by legal proceedings, and the insured Sophie Zenker's real husband lives in Philadelphia Pa. and they are not divorced. They live together in unlawful intercourse.

It will be therefore little difficulty to the Insurance Company to disclose this infamous fraud by the aid of the Feuerbach Lodge #2023 here in New York, and to contribute that the two nice subjects are expelled from their lodges, instead of Gustav Zenker receiving through this mean swindle and fraud the sum of 3000 dollars in a short time from the Insurance Company of the Lodge, for by such frauds the best society must at last break

Respectfully
yours
Julius Schmidt.

Deponent further says the libels stated in said letter are false and malicious and the defendant knew that they were false and untrue at the time he wrote and published the same

Gustav Zenker

Sworn & subscribed before me this 21st day of March 1895
Wm Patterson
Notary Public

City and county of New York ss
Albert Weik of 9 Delancy street being duly sworn says the foregoing letter is in the handwriting of William Seidel who resides at 9 Delancy street on or about February 16 last the said defendant read the said letter to deponent that deponent understands the German language and understood said letter

Albert Weik

0796

New York, am 16ten Febr. 1883

Geehrter Herr Nelson.

Um Ihnen einen Beweis geben, wie die Lebensversicherung von der Lodge in diesem Falle mißbraucht wird, so bin ich so frei, Ihnen folgendes mitzutheilen: Gustav Zenker, ein Mitglied der Feuerbach-Lodge # 2023 ließ seine angebliche Frau für 2000 Dollars versichern; diese Frau litt bereits schon an der Schwindsucht, und einer Unterleibskrankheit; da sich der Zustand der Frau jetzt bereits verschlimmert hat, daß nach Ausspruch des Doktors keine Rettung für das Leben der Frau vorhanden ist, so ließ Gustav Zenker die Police für die Frau noch um 100 Dollars erhöhen, welches er auch richtig vor 4 oder 5 Wochen erzielte.

Nun der die Lebensversicherungsgesellschaft der Lodge, durch so einen gemeinen Schwindel, für die Summe von 3000 Dollars in sehr kurzer Zeit betrogen werden wird, so sind ich es für angemessen diese Lodge folgende Mittheilung zu machen. Jedenfalls ist der Doktor, welcher die Frau bei ihrem ersten sowohl wie bei der zweiten Versicherung untersuchte, mit im Einverständniß, denn es bedarf keiner großen ärztlichen Wissenschaft, denn jeder vernünftige Mann, der die Frau nur sieht, kann sofort urtheilen, daß die Lebensdaten der Frau erzählt sind.

Denn weiter, Gustav Zenker, der seine angeblich Frau für die Summe von 3000 Dollars ~~versichern~~ ließ, macht einen gemeinen Schwindel sich gegen die Lodge schuldig; denn es ist die unter dem Namen versicherte Sophie Zehnker ist nicht seine eingetragene

0797

Weib, sondern seine wichtige Frau lebt hier in New York, und sind nicht gescheidet, auf gerichtlichem Weg, denn der versicherte Joseph Zenker ihr wichtiger ungetreuter Mann, wohnt in Philadelphia Pa. und sind ebenfalls nicht geschieden. Sie leben nun in wilder Ehe zusammen.

Der Versicherungsgesellschaft der Lodge, wird es daher nicht schwer fallen, diesen infamen Betrug durch die Feuerberg Lodge # 2023 hier in New York aufzudecken, und dazu beizutragen, daß die beiden feuchten Subjekte, von ihren Lodgen ausgestossen werden, anstatt daß Gustav Zenker durch diesen gemeinen Schwindel und Betrug in kurzer Zeit die Summe von 3000 Doll. von der Versicherungsgesellschaft der Lodge einstreicht, denn durch derartigen Schwindeleien müßte einstens die beste Gesellschaft brechen.

Achtungsvoll Ihr ergebener
Julius Schmidt.

Of which the following is a true and correct translation

0798

Police court city of New York
for the 2 District

The People of the State of
New York on the complaint
of Gustav Zenker
agst
William Seidel
alias Swoboda
alias Julius Schmidt.

City & county of New York
Gustav Zenker being duly
sworn says
He resides at 9 Delaney
Street in the city of New York
the defendant ~~is now~~
resides at the same
premises and is now
known at said place
as William Seidel although
his real name is and was
Swoboda and in the
libelous communication
and publication herein
after referred to he signed
his name as Julius
Schmidt.
Deponent further says
on or about the 16 day
of February 1883 the

0799

said William Kendall
otherwise Swinbourne
otherwise Julius Schmidt
wrote in his own hand
in the city of Norfolk
and published the same
in the city of Norfolk and
elsewhere the following
letter in the German
language to wit

~~(Translation)~~