

0009

BOX:

25

FOLDER:

301

DESCRIPTION:

Mack, Charles

DATE:

11/17/80



301

00 10

129

2

Wm. J. ...

Day of Trial,

Counsel, *W. J. ...*

Filed 17 day of Nov 1880

Pleads Not Guilty.

SELLING LOTTERY POLICIES.

THE PEOPLE

vs.

Wm. J. ...
Charles Mack
B

BENJ. K. PHELPS,

District Attorney.

A True Bill.

W. J. ...

W. J. ...

Heads guilty

Fines \$10

0011

Police Court—Third District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Mack being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him; states as follows, viz.:

Question.—What is your name?

Answer.—*Charles Mack*

Question.—How old are you?

Answer.—*Thirty-eight years of age*

Question.—Where were you born?

Answer.—*Germany*

Question.—Where do you live?

Answer.—*No 141 Fourth St.*

Question.—What is your occupation?

Answer.—*Clerk*

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

Answer.—*I am not guilty of the
charge.*

Chas Mack

John Patterson
Taken before me, this 7th day of September 1886
Police Justice.

00 12

Sept 7
New York, N.Y. 1955

Third District Police Court

3-2-12/1
32.74.75
20+14/1

Exhibit c 8

00 13

Sept 7th 1886
116 111 6 4 7

3

Piece

City and County of New York, } ss.

Third District Police C

0014

City and County of New York, } ss.

Third District Police Court.

of No.

Street,

that on the

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

being duly sworn, deposes and says,

day of September 1880

Charles Mack, now here, did, at and within premises No. 141 East 4th Street in said City, unlawfully sell and vend to deponent the written instrument hereto attached and marked "Exhibit A." Commonly called and known as a Lottery Policy and being in the nature of an insurance upon the drawing or drawn numbers of a certain lottery, and for which instrument deponent then and there paid the said Mack the sum of ten cents good and lawful money.

That said Mack keeps, maintains conducts and occupies said premises in 4th Street, or a portion thereof, as a place for the sale of such Lottery Policies in violation of the Statute in such case made and provided.

Sworn to before me this 7th day of September 1880

Simone Price

J. M. Patterson, J. Police Justice

00 15

No 129

Police Court, Third District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Samuel Price

73 Bayard st.

Charles Mack

Dated, Sept. 7 1880

Magistrate.

SEP 8 1880

Officer.

Bill found

#1000, Ans. G. S.

Charles Mack
Lester G. Price
G. Y. Case Dr.

0016

CITY AND COUNTY } ss. .
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

Charles Mack

late of the

Sixth

Ward in the City and County aforesaid,

on the

seventh

day of

September

in the year of our

Lord one thousand eight hundred and eighty

at the Ward, City and

County aforesaid, with force and arms did unlawfully and knowingly vend, sell, barter,

furnish, supply and procure, and cause to be vended, sold, bartered, furnished, supplied

and procured, to and for one

Simon Price

a certain paper and instrument, commonly called a lottery policy, is as follows, that is

to say :

B. Et Sept 7

73 - 12/6

32 . 74 . 75

20 x f 4/ 10

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.

BENJ. K. PHELPS, District Attorney.

00 17

BOX:

25

FOLDER:

301

DESCRIPTION:

Maledy, Thomas

DATE:

11/05/80



301

00 18

2 *A.H.*

Filed 5 day of Nov 1880.

Pleds *Not Guilty*

THE PEOPLE

vs.

Assault and Battery - Felonious.

P

Thomas M. Kelly

BENJ. K. PHELPS,

District Attorney.

A True Bill.

C. H. Rice

Foreman.

Munday
Nov. 8. 1880

*Find's Guilty of Law
Pen 8 months.*

425

The People's Court of General Sessions. Before Judge
 Thomas Maledy [Coring. November 8. 1880.
 Assault and battery felonious-firearms.

Mary Lynch, sworn and examined, testified:
 I live in Roselle, Jersey and I came here on
 the 20th. I know the prisoner Maledy about twelve
 months; he lives in Thirteenth Street, I don't know
 the number. I was in his house about the 20th
 of October. I went out to Sixteenth St. to see a
 dress maker but she was not at home; coming
 back I met Mr. Maledy in his own hall at his
 door; he invited me in to have a glass of beer
 I went in with the man. I drank whiskey twice;
 he went out and got more whiskey. I stayed there
 that night. At 6 o'clock he brought in more whiskey
 I was pretty drunk. I did not go the next day;
 he brought in whiskey, I stayed till the 28th; on
 the 28th he brought in whiskey and said, "Will
 you have a drink?" I said, "I am very sick;" he
 poured out whiskey twice. He said, "Have you got
 any money?" I said, "I have not." He said, "I will
 blow your brains out." He fired at me, I received
 it in my right breast. I got hold of the hand
 he had the revolver in; he went to use his
 right hand by choking me; he let the revolver
 fall; he went to use his two hands; the door
 was not locked, and the two boys happened
 to walk in and pulled me from under the

man. I got a little boy after I was shot to show me where the doctor was. I went down to the doctor and he examined it. Did the doctor take the bullet out? I don't know, I was drunk. I do not remember his taking it out, he said it was all right. Did you go to the hospital? No sir. How do you know he shot you? I was standing beside him. I was sober enough that I could tell what was going on. Both of us was pretty drunk; we were drinking all the week together. Cross Examined. I do not go by the name of Harry Collins. I never was in the Island as a prisoner, I worked there for pay. I was arrested once and was sent to the Workhouse for ten days. I remained in Maledy's house a week. I had no difficulty with him about money. I do not remember of his accusing me of stealing some money from him. I did not have hold of him by the throat. The young man who is in Court slept in Maledy's house, he helped to take me out at that time.

James Curry, sworn and examined, testified. I am an officer of police attached to the 17th precinct and arrested the prisoner in his room.

This woman about 11 1/2 o'clock came to me and told me she had been shot by Thomas Maledy in a rear building 443. I think it is East Thirteenth St. and she insisted on having him arrested. I asked her where she had been shot?

She opened her breast and showed me and said she had been down with Dr Quirk on the corner of Thirteenth St. and Avenue B and that he had taken the ball out. I saw the wound. I went into the prisoner's residence and knocked on his door; he said he would not let me in. When he saw who I was he opened the door. I went in I asked him what he shot the woman for and where was the revolver? This is the revolver (producing it); it is loaded; there are two or three shots in it yet. He said the woman came in and he could not get her out, that she had been in with him before and stole \$11.50 from him. He had made a proposition that evening to go and get married to her, but they kind of weakened in the end I suppose. He said she went to make the bed and this pistol was lying under the pillow; she handed it to him and in the meantime they got into a little scuffle; he went to put her out and he had the pistol in his hand; he said it went off accidentally more than anything else; he fired it off to frighten her; he did not intend to do her bodily harm but to get her out of the way; they were both partially drunk; they could walk and talk sensibly, but anybody would know to speak or look at them that they had both been drinking. I would not notice them being drunk if my attention was not called to them.

0022

Thomas Maledy, sworn and examined in his own behalf testified. I live in 443 East Thirteenth St. I have lived there about two years and five months. I am a junk man by profession. I was arrested once for intoxication and got five days. I never was arrested for quarreling. I have raised a family in this city. I know the complainant to see her coming in and out of the next room to me, but no further than that until this occurred. She came into my room under the influence of liquor and asked me to allow her to stop a few moments until the crowd would go that she drew around her. I said I would; she went out for liquor. I guess she remained part of three days. I missed \$11.50 the first evening. I asked her for it; she told me she had it all secure; she said she took it because she was afraid I would go out and might lose it; she never gave it to me; she got hold of me and struck me in the face. I told her to go out of my room quietly; I had the pistol in my pocket. I don't know whether it got cocked taking it out of my pocket or not but the pistol went off I had no occasion to fire it at her only to scare her. I had the pistol in the house because I had been robbed a couple of times. James J. Keenan, Mathew Esser, Thos. Mc Dermott, and James Doyle testified as to his good character. The jury convicted of a simple assault. Penitentiary eight months.

0023

Testimony in the case of
Thomas Maledy
filed Nov. 5. 1880.

0024

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Thomas Maledy being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.— *Thomas Maledy*

Question.—How old are you?

Answer.— *Fifty eight*

Question.—Where were you born?

Answer.— *Ireland*

Question.—Where do you live?

Answer.— *443 E 13*

Question.—What is your occupation?

Answer.— *Shuck man*

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

Answer.— *That the the complainant Mary Lynch
Came to my room without my wish,
that I tried to shut her out she
struck me. and then I pointed
the pistol at her merely to
frighten her it went off
without any intention on my
part.*

Thomas Maledy
Shuck man

Taken before me, this

27

day of

October 1888

Police Justice.

John J. Morgan

0025

Form 15.

Police Court—Third District.

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

of No. *House of Detention* *Mary Lynch* Street
 on *Monday* the *26th* being duly sworn, deposes and says, that
 in the year 18*80* at the City of New York, in the County of New York,
 he was violently and feloniously ASSAULTED and BEATEN by

Thomas Maledy (now here)
who aimed at and discharged the
contents of the revolving pistol here
upon him a leaden bullet into
the body of the deponent, thereby
inflicting a wound upon the right
breast;

with the felonious intent to take the life of deponent, or do him 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, &c., and be dealt with according to law.

Sworn before me, this *27th* day
 of *October* 18*80* }

R. T. Morgan *Mary + Lynch*
 Police Justice. *his*
maid

0026

Form 15.

Police Court—Third District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

War Lynch
Kenny detection
in default of 200 Bail

James M. Kelly

Dated Oct 27 1880

Maryanne Magistrate.

Curry the Officer.

WITNESS:

Bill found

5,000 So. W. S. 1/5

Reed, Legat

Stamish, Kelly
238, 2, 52, 1/4

0027

CITY AND COUNTY } ss.:
OF NEW YORK,THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

Thomas Maledy

late of the City of New York, in the County of New York, aforesaid,

on the *Twenty sixth* day of *October* in the year of our Lord
 one thousand eight hundred and eighty *with force and arms, at the City and*
 County aforesaid, in and upon the body of *Mary Lynch*
 in the peace of the said People then and there being, feloniously did make an assault
 and to, at and against *her* the said *Mary Lynch*
 a certain *pistol* then and there loaded and charged with gunpowder and one
 leaden bullet, which the said *Thomas Maledy*
 in *his* right hand then and there had and held, the same being a deadly and
 dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge,
 with intent *her* the said *Mary Lynch*
 thereby then and there, feloniously and wilfully to kill, against the form of the Statute
 in such case made and provided, and against the peace of the People of the State of
 New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
 afterwards, to wit, on the day and in the year aforesaid, at the City and County
 aforesaid, the said *Thomas Maledy*

with force and arms, in and upon the body of the said *Mary Lynch*
 in the peace of the said people then and there being, wilfully and feloniously did make
 an assault and to, at and against *her* the said *Mary Lynch*
 a certain *pistol* then and there loaded and charged with gunpowder and one
 leaden bullet, which the said *Thomas Maledy*

in *his* right hand then and there had and held, the same being a deadly and
 dangerous weapon, wilfully and feloniously, did then and there attempt to discharge,
 with intent *her* the said *Mary Lynch*

thereby then and there, feloniously and wilfully to kill, against the form of the Statute
 in such case made and provided, and against the peace of the People of the State of
 New York and their dignity.

0028

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Thomas Maledy with force and arms, in and upon the body of the said Mary Lynch then and there being, wilfully and feloniously did make an assault and to, at and against her the said Mary Lynch a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said

in his right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby the said

wilfully and feloniously then and there to injure, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

Thomas Maledy with force and arms, in and upon the body of the said Mary Lynch then and there being, wilfully and feloniously did make an assault and to, at and against her the said Mary Lynch a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said

in his right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby the said

wilfully and feloniously then and there to injure, 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.

BENJ. K. PHELPS, District Attorney.

0029

BOX:

25

FOLDER:

301

DESCRIPTION:

Mangum, James

DATE:

11/24/80



301

0030

Nov 187

Day of Trial

Counsel,

Filed 24 day of Nov 1880.

Pleas

Not Guilty

THE PEOPLE

vs.

I

James Mangum

In his own name
JOSEPH A. PHELPS,

Attorney at Law

which was argued by the Court and his notes
reorganized

A TRUE BILL
J. H. McLaughlin

Dec 14, 1880 Foreman

Spind & Sons, Chicago

BUREAU—Third Degree, and
Receiving Stolen Goods.

0031

POLICE COURT—5th DISTRICT.City and County } ss:
of New York, }

Christian Tritter
of No. 484 Carroll Street, Brooklyn,
deposes and says, that the premises North West corner of 63rd Street on 8th Avenue
Street, 22^d Ward, in the City and County aforesaid, the said being a Frame Dwelling
the 1st floor of which was occupied by deponent as a Grocery store
and dwelling
were **BURGLARIOUSLY**
entered by means of forcibly breaking open the door leading from
63rd Street into said Grocery store

on the 13th day of April 1879
and the following property feloniously taken, stolen, and carried away, viz:

One Shawl
One Silver Watch
Three Gold Rings
Three Gold Rings
Good and lawful money and a quantity of Cigars
and Tobacco all being of the value of thirty
five dollars

the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that
the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen, and
carried away by James Mangum (murderer) and William Kelly

who had been sentenced to prison for said felony
for the reasons following, to wit: That at about the hour of one o'clock
P.M. on said day (which was Sunday) deponent
securely locked and fastened the doors and
windows leading to his said premises. That at about
the hour of 5 o'clock P.M. on said day deponent
returned and discovered that his said premises
had been feloniously and Burglariously broken open
and the aforesaid property taken stolen and carried
away, that on the 21st day of April 1879

deponent was informed by Jacob S Oberbeck of the North West corner of 63rd Street and 8th Avenue in said city that he saw said James Mangum and said William Kelly coming out of deponent's store having in their possession a bundle of goods at between the hours of 2 and 3 o'clock on the afternoon of the 13th day of April 1879 the day on which said Burglary was committed

Deponent therefore charges the said Mangum and Kelly with feloniously and Burglariously breaking into said premises and with taking stealing and carrying away said property

Sworn to before me this Christian Tittien
18th day of November 1880

Wm Murray Police Justice

City and County of New York SS
Jacob S Oberbeck of the North West corner of 63rd Street ^{and 8th Avenue} in said city being duly sworn deposes and says that he has heard the foregoing affidavit read and that portion of said affidavit which refers to deponent is true of his own knowledge

Sworn to before me this J. Oberbeck
18th day of November 1880

Wm Murray Police Justice

0033

POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY } ss.
OF NEW YORK }

James Mangum being duly examined before the undersigned, according to law on the annexed charge: and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer.

James Mangum

Question. How old are you?

Answer.

24 Years

Question. Where were you born?

Answer.

New York

Question. Where do you live?

Answer.

Newark

Question. What is your occupation?

Answer.

Reddler

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

Answer.

I am not guilty

James Mangum

Taken before me, this

18th

day of

November

1880

Wm. Murray

Police Justice.

0034

9th No 187
POLICE COURT - DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Christian Pittier
484 Carroll St.
vs. Broderick
James Mangrum

Date: November 18th 1930
Murray Magistrate.
Cannely Officer.
30th Street

Witnesses:
Jacob S. Overback, West End -
corner of 63rd St. & 8th Avenue

RECEIVED
NOV 19 1930
Committed in default of \$2000 - Bail.

Bailed by
No. Street.
LMM

0035

DISTRICT ATTORNEY'S OFFICE,

New York,

188

I do not think it
possible to connect
James Mangum - as
the return Oberbeck's
Creditor was to say the
last so peculiar -

D. H. Phelps

Think he may be

Adly

the charged as has

one recognizing as

0036

CITY AND COUNTY } ss.
OF NEW YORK.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

James Mangum

late of the *twenty second* Ward of the City of New York, in the County of New York,
aforesaid, on the *thirtieth* day of *April* in the year of our Lord one
thousand eight hundred and ~~eighty~~ *seventy nine* with force and arms, at the Ward,
City and County aforesaid, the *store* of

Christian Pittien there situate, feloniously and
burglariously, did break into and enter, the same being a building in which divers
goods, merchandise, and valuable things were then and there kept for use, sale and
deposit, to wit: the goods, chattels, and personal property hereinafter described, with
intent the said goods, chattels, and personal property of the said

Christian Pittien then and there being, then and there
feloniously and burglariously to steal, take and carry away, and

Divers Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as United States Treasury Notes, of a number
and denomination to the Jurors aforesaid unknown, and a more accurate description of
which cannot now be given, of the value of *thirty five dollars*

Divers Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as Bank Notes, of a number and denomina-
tion to the Jurors aforesaid unknown, and a more accurate description of which cannot
now be given, of the value of *thirty five dollars*

Divers Coins, of a number, kind, and denomination to the Jurors aforesaid un-
known, and a more accurate description of which cannot now be given, of the value of

thirty five dollars - seven hundred cigars of the value of
five cents each - seventy pounds of tobacco of the value of fifty cents
each - One shawl of the value of ten dollars - One watch of the value
of five dollars - Three sticks of the value of ten dollars each - Three
rings of the value of five dollars each
of the goods, chattels, and personal property of the said

Christian Pittien

so kept as aforesaid in the said *store* then and there being, 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.

0037

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

James Mangum

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

Divers Promissory Notes for the payment of money, the same being then and there due and unsatisfied, and of the kind known as United States Treasury Notes, of a number and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of *thirty five dollars*

Divers Promissory Notes for the payment of money, the same being then and there due and unsatisfied, and of the kind known as Bank Notes, of a number and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of *thirty five dollars*

Divers Coins, of a number, kind, and denomination to the Jurors aforesaid unknown, and a more accurate description of which cannot now be given, of the value of

thirty five dollars
seven hundred and eight of the value of five cent each
seventy pounds of tobacco of the value of fifty cents each
One shawl of the value of ten dollars
One watch of the value of five dollars
Three sties of the value of two dollars each
Three rings of the value of five dollars each

of the goods, chattels and personal property of

Christian Frittien

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Christian Frittien

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

James Mangum

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

BENJ. K. PHELPS, District Attorney.

0038

BOX:

25

FOLDER:

301

DESCRIPTION:

Martin, Henry

DATE:

11/26/80



301

0039

10219

Counsel,
Filed 16 day of Nov 1880
Pleads

THE PEOPLE

vs.

Henry Martin

INDICTMENT
Larceny from
the Person.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. H. H. H.

Foreman,

Nov 29, 1880

Charles J. H.

For 6 months.

0040

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

FORM 89½

SS.

POLICE COURT—SECOND DISTRICT.

of No. 814 Vanck Street, being duly sworn, deposes
and says, that on the 14th day of November 1880
at the City of New York, in the County of New York, was feloniously taken, stolen and carried
away, from the possession of deponent, Person and

the following property, to wit:

One pair of shoes

of the value of Three Dollars,
the property of 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 Henry Martin

(now here) for the reason that deponent is
informed (and believes) by Jasper Jackson and
James Jackson that they saw said Martin
take the shoes from the feet of deponent
while he was asleep in a room at 54
Thompson Street. Wherefore deponent prays
said Martin may be held and dealt with
as the law directs.

Frank Mc Cormick

Subscribed to before me, this

16th day

1880
Police Justice.

0041

Jasper Jackson of 54 Thompson St being duly
sworn deposes and says that he was present
in a room at no 54 Thompson street and saw
Henry Maitus (now dead) take from the feet of
Frank McCormick a pair of shoes while said
McCormick was asleep. his Jasper Jackson
mark

Subscribed before me this
16th day of Nov. 1883

J. J. Sullivan

Police Justice

0042

Police Court—Fifth District.

CITY AND COUNTY
OF NEW YORK, ss.

Henry Martin being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question. What is your name?

Answer. *Henry Martin*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *N. Y.*

Question. Where do you live?

Answer. *56 Thompson St.*

Question. What is your occupation?

Answer. *Driver*

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

Answer. *I am not guilty*

Henry Martin

Taken before me, this

day of *Nov*

187*7*

[Signature]
Police Justice.

0043

Form 864.

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

And Michael

84 Street S.W.

Kenny Martin

DATED *November 16* 188*0*

Smith MAGISTRATE.

Robert E. H. OFFICER.

WITNESS: *Jasper Jackson*

54 Hampshire

Jane Jackson

54 Hampshire

Com

RECEIVED

NOV 22 1880

\$100 TO ANS.

BAILED BY

No. STREET.

0044

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Henry Martin*

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *fourteenth* day of *November* in the year of our Lord one
thousand eight hundred and eighty — at the Ward, City, and County aforesaid,
with force and arms

Two shoes of the value of two dollars
each

of the goods, chattels, and personal property of one *Frank McCormick*
on the person of said *Frank McCormick* then and there being found,
from the person of said *Frank McCormick* 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.

BENJ. K. PHELPS, District Attorney.

0045

BOX:

25

FOLDER:

301

DESCRIPTION:

Massellies, George

DATE:

11/17/80



301

0046

10/32
Notary

Counsel,
Filed 17 day of Nov 1880
Pleads
W. G. Gandy

THE PEOPLE
vs.
I
George Macellie
(2 Cases)

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,
District Attorney.

A True Bill.
W. G. Gandy
Foreman.

W. G. Gandy
W. G. Gandy
W. G. Gandy
Elmer Rep

0047

Form 112.

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

Police Court—First District.

John M Davies
of No. 427 Broadway Street, being duly sworn, deposes
and says, that on the 20 day of August 1880

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 premises No 427

Broadway

the following property, viz: one silk undershirt and one pair
of silk drawers in all

of the value of twenty eight Dollars,
the property of deponent and Robert K Davies
Copartners

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 George Marsillese

(now here) from the fact that said Marsillese
acknowledged and confessed in ~~the~~ to deponent
in the presence of Officer Heidelberg that he
did take, steal and carry away the aforesaid
property as aforesaid and turned the same
(ticket annexed)

John M Davies

Sworn to, before me, this

16

day

Police Justice.

0048

Police Court—First District.

CITY AND COUNTY } ss.
OF NEW YORK.

George Marsillese being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. *George Marsillese.*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *New York city*

Question. Where do you live?

Answer. *361 W 11th Street*

Question. What is your occupation?

Answer. *Porter*

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

Answer. *I am not guilty.*

George Marsillese

Taken before me, this
William D. [Signature]
day of *November* 18 *99*
Police Justice.

0049

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

Wb 132

Police Court—First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John W. Davies
427 Broadway

George H. Hallen

NOV 15 1880



Affidavit—Larceny.

Dated 12 November 1880

Patterson Magistrate.

Heidberg Officer.

Clerk.

Witnesses: J. C. Heidberg
Central Office
Patrick Sullivan
Central Office

\$ 1000. to answer
at General Sessions

Received at Dist. Atty's office

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

0050

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

George Massellie

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

*One shirt of the value of fourteen
dollars*

*One pair of drawers of the value
of fourteen dollars*

of the goods, chattels, and personal property of one

John M. Davis

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

0051

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

That the said

George Massellie

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

One shirt of the value of fourteen dollars

One pair of drawers of the value of fourteen dollars

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

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

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

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

BENJ. K. PHELPS, District Attorney.

0052

do 133

W. G. R.

Counsel,

Filed 17 day of Nov 1880

Pleas

John G. Kelly

THE PEOPLE

vs.

Larceny, and Receiving Stolen Goods.

P
George Masoella
(vs. case)

BENJ. K. PHELPS,

District Attorney.

A True Bill.

W. G. R.

Examiner.

Th. M. Dwyer

0053

Julius Harlam,

496 Hudson St., New York.

No.

23639

September 2 1880

Hint & Jones
2.50

Wilson

Not accountable in case of fire, damage, moth.
or robbery. 25 per cent. per annum. Good

0054

Form 112.

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

ss:

Police Court—First District.

John M Daviesof No. 427 Broadway Street, being duly sworn, deposes
and says, that on the 2nd day of September 1880at 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 premises No 427Broadwaythe following property, viz: one silk undershirt and one pair
of silk drawers in allof the value of twenty eight Dollars,
the property of John M Davies and Robert K Davies
Copartnersand that this deponent has a probable cause to suspect and does suspect, that the said property
was feloniously taken, stolen, and carried away by George Marscillese(now here) from the fact that said Marscillese
acknowledged and Confessed ^{to deponent} in the presence of
Officer Heidelberg that he did take, steal and
carry away the aforesaid property as aforesaid
and pawned the same (ticket annexed)John M Davies

Sworn to, before me, this

of September1880

day }

Police Justice.

0055

Police Court—First District.

CITY AND COUNTY } ss.
OF NEW YORK, }

George Marselle being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

George Marselle

Question. How old are you?

Answer,

26 years

Question. Where were you born?

Answer.

New York city

Question. Where do you live?

Answer

361 West 11th Street

Question. What is your occupation?

Answer.

Porter

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

Answer.

I am not guilty.
George Marselle

Taken before me, this
17 day of November 18 90
James J. [Signature]
Police Justice.

0056

No 133

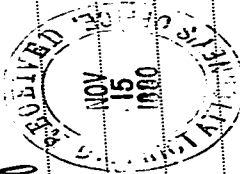
Police Court—First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John W. Davis
427 Broadway

George Marshall



BAILED:

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

COUNSEL FOR DEFENDANT.

Name

Address

COUNSEL FOR COMPLAINANT.

Name

Address

Dated 12 November 1880

Patterson Magistrate

Deputy Officer

C. O. Clerk

Witnesses: J. C. Huddell
Central Office

1000 to answer
General Sessions

Received at Dist. Atty's office

0057

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
*in and for the body of the City and County of New York, upon
their Oath, present:*

That

George Massellies

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

*One shirt of the value of fourteen
dollars*

*One pair of drawers of the value
of fourteen dollars*

of the goods, chattels, and personal property of one

John M. Davis

then and

there being found, feloniously did steal, take and carry away, against the form of the Statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

0058

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

That the said

George Massellie

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

*One shirt of the value of fourteen
dollars*

*One pair of drawers of the value of
fourteen dollars*

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

John M. Davies

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said

John M. Davies

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

George Massellie

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

BENJ. K. PHELPS, District Attorney.

0059

BOX:

25

FOLDER:

301

DESCRIPTION:

McBride, James

DATE:

11/05/80



301

0060

24 to 3.

Counsel,

Filed 1 day of 1/18 1892

Placed in 1/18/92

THE PEOPLE

vs.

Anna M. B. B. 2

Library and Reading Station Books

JOHN K. PIERCE,

Special Attorney

Gen. 6 months.

W. H. H. 1/18/92

Placed in

Friday
Wednesday

0061

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

FORM 89½

POLICE COURT—SECOND DISTRICT.

of No. 510 East 17th Street, being duly sworn, deposes
and says that on the 29 day of October 18

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

possession of deponent,

the following property, to wit: One scarf with
a plated pin inserted therein
both.

of the value of

One \$5.00

Dollars,

the property of

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 James McBrice
now present. That deponent
had the said scarf upon his neck, and
the pin thereon, while sitting
asleep in Madison Park, and
was awakened by some one
pulling said scarf from his
neck.

Matt Coughlan

deponent

James McBrice

29

Police Justice

City of New York
of New York
James McBrice of the 29
Recent being sworn says, that about 2
A.M. on the morning of the 29th inst. he saw
the above defendant take said scarf and pin
from complainant's neck, and arrested
said defendant with James McBrice
at the

0062

Police Court—Second District.

CITY AND COUNTY)
OF NEW YORK. } ss.

James McBride being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

James McBride

QUESTION.—How old are you?

ANSWER.—

Forty eight years.

QUESTION.—Where were you born?

ANSWER.—

In Ireland

QUESTION.—Where do you live?

ANSWER.—

#2 Prince Street

QUESTION.—What is your occupation?

ANSWER.—

Chauffeur.

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

ANSWER.—

Complainant was asleep with his pants open. and when I was making him up. he choked and loosened his scarf which fell upon the ground.

James McBride

Taken before me, this

29

day of *April*

188*6*

John J. [Signature]
Police Justice.

0063

Form 894.

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Matthew C. Foglia
1200 W. 10th St. S.W.

James A. C. B. D.

DATED *29 October* 18 *80*

MAGISTRATE.

Grace 29. OFFICER.

WITNESS:

James K. Rice

29, Greenwich

Complainant in

House of Detention

Wm. Corn

BAILED BY

No.

STREET.

Complainant—

only in

J. B. D.

225

205

J. B. D.

205

W

205

0064

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

James Mc Bride

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

One scarf of the value of one dollar
One pair of the value of fifty cents
of the goods chattels and personal property
of one Matthew Coughlan on the person
of the said Matthew Coughlan then and
there being found from the person of
the said Matthew Coughlan

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

there ~~being found~~, feloniously did steal, take and carry away, against the form of the Statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity. then and

0065

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

James McBride

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

*One scarf of the value of one dollar
One pair of the value of fifty cents*

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

Matthew Coughlan

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously
stolen of the said

Matthew Coughlan

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

James McBride

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

BENJAMIN K. PHELPS, District Attorney.

0066

BOX:

25

FOLDER:

301

DESCRIPTION:

McCain, James

DATE:

11/24/80



301

Upon the face of the
Complaint - no of-
fense seems to have been
committed. Upon an
interview with the Crown
Warrant and upon the
evidence attached
it is clear that no
conviction could be
had under this indict-
ment. I cannot be
the charge of prisoner
when his own confession

D. J. Kelly

A. S. A.

Dood. 1/10

in a letter

W. J. D. J. Kelly

No 210

Filed 24 day of Nov 1880.

Pleas *Not Guilty (26)*

THE PEOPLE

vs.

P.

James C. Law

Assault and Battery - Felonious.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Examiner.

Dec 3rd discharged

by Judge Lawrence

James C. Law

0068

City & County of New York. ss:
Mary Hickey, being duly
sworn says that she is the com-
plainant in the complaint herein
that she said defendant James
McLean, did not attempt to
shoot her, nor did she see him
fire off the pistol, that said
defendant did not aim the
pistol at her body or person, but
all she knows that she heard a
pistol shot fired, but could not
at present say who fired off the
same. Defendant therefore prays
that said James McLean
may be discharged.
Sworn to before me this } Mary Hickey
3rd day of December 1880 }
Robert H. Racey,
Notary Public,
New York C.

0069

Second District Police Court.

AFFIDAVIT—FELONIOUS ASSAULT. &c.

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

Mary Hickey of No. *218*
West 17th Street, being duly sworn, deposes and says
 that on the *20th* day of *November* in the year
 18*80*, at the City of New York, he was violently and feloniously assaulted and beaten by

James Cain (now Rex)
 did during a wrangle and a
 fight rush towards deponent
 with a loaded revolver that
 deponent saw said James draw
 the trigger back that some
 minutes thereafter deponent
 heard a pistol shot all

as deponent believes
 with the felonious intent to take the life of deponent, or to do *him* 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 dealt with
 according to law.

Sworn to before me this *21st* day
of November 18*80*

Mary Hickey
 Police Justice.

0070

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK.

James Cum being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

QUESTION.—How old are you?

ANSWER.—

QUESTION.—Where were you born?

ANSWER.—

QUESTION.—Where do you live?

ANSWER.—

QUESTION.—What is your occupation?

ANSWER.—

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

ANSWER.—

James H. Cum

John H. Cum
Deputy of

John H. Cum
Deputy of

188

0071

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK.

James Cam being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

QUESTION.—How old are you?

ANSWER.—

QUESTION.—Where were you born?

ANSWER.—

QUESTION.—Where do you live?

ANSWER.—

QUESTION.—What is your occupation?

ANSWER.—

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

ANSWER.—

James H. Cam

Noted before me this

day of

Police Justice.

188

0072

6210 939

POLICE COURT—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Wm Hickey
218 W 17

vs.
James Cain

OFFENCE—Felonious Assault and Battery

Dated

Nov 21 1880

Smart

Magistrate.

Officer.

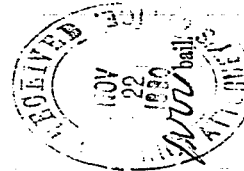
Knox

Clerk.

W. H. Mac

Witnesses,

C. M.



Committed in default of \$

Bailed by

No.

Street.

0073

Police Court, Second D

Corner of Sixth Avenue and Tenth Street.

New York, 15 October 1880

Moses Clark Esq.

Will you please
return to this Court the
papers in the case of
Francis Brady ^{vs.} Assault &
John Hayes ^{vs.} Battery:
for a further examination

Respectfully
Wm. J. [unclear]
Police Justice

0074

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

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present:

That

James Mc Cain

late of the City of New York, in the County of New York, aforesaid,

on the *twentieth* day of *November* in the year of our Lord
one thousand eight hundred and eighty *—* with force and arms, at the City and
County aforesaid, in and upon the body of *Joary Hickey*
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *her* the said *Mary Hickey*
a certain *pistol* then and there loaded and charged with gunpowder and one
leaden bullet, which the said *James Mc Cain*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge,
with intent *her* the said *Joary Hickey*
thereby then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said

James Mc Cain
with force and arms, in and upon the body of the said *Mary Hickey*
in the peace of the said people then and there being, wilfully and feloniously did make
an assault and to, at and against *her* the said *Mary Hickey*
a certain *pistol* then and there loaded and charged with gunpowder and one
leaden bullet, which the said

James Mc Cain
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there attempt to discharge,
with intent *her* the said

Mary Hickey
thereby then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

James M. Cain
with force and arms, in and upon the body of the said *Mary Hickey*
then and there being, wilfully and feloniously did make an
assault and to, at and against *her* the said *Mary Hickey*
a certain *pistol* then and there loaded and
charged with gunpowder and one leaden bullet, which *pistol* the said

in *his* *James M. Cain* right hand, then and there had and held, wilfully and feloniously, and
without justifiable and excusable cause, did then and there shoot off and discharge,
with intent, then and there, thereby *her* the said

Mary Hickey
wilfully and feloniously then and there to injure, against the form of the Statute in
such case made and provided, and against the peace of the People of the State of New
York and their dignity.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said

James M. Cain
with force and arms, in and upon the body of the said *Mary Hickey*
then and there being, wilfully and feloniously, did make an
assault and to, at and against *her* the said *Mary Hickey*
a certain *pistol* then and there loaded and
charged with gunpowder and one leaden bullet, which *pistol* the said

in *his* *James M. Cain* right hand, then and there had and held, wilfully and feloniously, and
without justifiable and excusable cause, did then and there attempt to shoot off and
discharge, with intent, then and there, thereby *her* the said

Mary Hickey
wilfully and feloniously then and there to injure, 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.

BENJ. K. PHELPS, District Attorney.

0076

BOX:

25

FOLDER:

301

DESCRIPTION:

McCarthy, Harry

DATE:

11/26/80



301

213

Day of Trial

Counsel, *W.D.P.*

Filed 26 day of Nov 1880

Pleads *Harry McCarthy* (29)

THE PEOPLE

vs.

*17, 30
184
bush*

Harry McCarthy

BURGLARY—Third Degree, and
Receiving Stolen Goods.

BENJ. K. PHELPS,

District Attorney.

Part in Dec 6. 1880

Pleads *P.L.*

A True Bill Per 60 days.

Ch. Keely

Foreman

0077

0078

Police Court—Second District.

City and County } ss:
of New York.

of No. 477 Canal Street, being duly sworn,
deposes and says, that the premises No. 477 Canal
Street, 8th Ward, in the City and County aforesaid, the said being a Store
and which was occupied by deponent as a Restaurant

were **BURGLARIOUSLY**
entered by means of breaking a pane of
glass in the window of
a door in the basement

on the night of the 20th day of November 1880.

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

A quantity of Napkins
of the value of five
dollars.

\$5.00

the property of deponent & Adam
Mason ~~co-partners~~
and deponent further says, that he has great cause to believe, and does believe, that

the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen

and carried away by Harry McBarth (now

for the reasons following, to wit: that deponent
locked & secured said
premises at 11.30 P.M.
of said day and on
the morning of the 21st
of November 1880, he
found said McBarth
in said premises, with
and property in his
pockets & said window
broken as aforesaid
Harry Jolley

[Handwritten notes and signatures in the left margin, including "J. J. Jolley" and "J. J. Jolley"]

0079

Police Court—Second District.

CITY AND COUNTY
OF NEW YORK

Harry McBarney being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

QUESTION.—How old are you?

ANSWER.—

QUESTION.—Where were you born?

ANSWER.—

QUESTION.—Where do you live?

ANSWER.—

QUESTION.—What is your occupation?

ANSWER.—

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

ANSWER.—

I do not know about it. I know nothing about it.

Harry McBarney

Truly yours me, this

2-1-1888

day of

1888

Police Justice.

0080

62132 937

Police Court—Second District.

THE PEOPLE, &c.

OF THE COMPLAINANT OF

OFFENSE: OBSCENE, LARCENY, &c.

Heedley
477 Canal St.

Henry McCarthy

Dated Nov 21 1880

Smiley

McCarthy

Clerk.

Witness:

Officer (McCarthy)
for John

John (McCarthy)

NOV 22 1880

Committed in default of Bail.

Bailed by

No. Street.

Paul

0081

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Harry McCarthy

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

Harry Jolley there situate, feloniously and
burglariously, did break into and enter, the same being a building in which divers
goods, merchandise, and valuable things were then and there kept for use, sale and
deposit, to wit: the goods, chattels, and personal property hereinafter described, with
intent the said goods, chattels, and personal property of the said

Harry Jolley then and there being, then and there
feloniously and burglariously to steal, take and carry away, and

Fifty napkins of the value of ten cents
each

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

Harry Jolley

so kept as aforesaid in the said *Restaurant* then and there being, 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.

0082

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

THAT the said

Harry McCarthy

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

Fifty napkins of the value of ten cents each

of the goods, chattels and personal property of

Harry Jolley

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

Harry Jolley

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

Harry McCarthy

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

BENJ. K. PHELPS, District Attorney.

0083

BOX:

25

FOLDER:

301

DESCRIPTION:

McCarthy, James

DATE:

11/19/80



301

0084

No 155

Counsel,

Filed 19 day of Nov 1888

Plends,

THE PEOPLE

vs.

J. James McCarthy

Robbery—First Degree, and Burglary

BENJ. K. PHELPS,

District Attorney.

Part for Nov 19, 1888
pleads guilty

A True Bill.

[Signature]

Norman.

[Signature]

0085

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK,

James Curry being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—

Question.—How old are you?

Answer.—

Question.—Where were you born?

Answer.—

Question.—Where do you live?

Answer.—

Question.—What is your occupation?

Answer.—

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

Answer.—

James Curry

Taken before me, this

Police Justice.

0086

Police Court--Third District.

CITY AND COUNTY } ss.
OF NEW YORK.

Attest Henry Kirby

of No. *90 Mulroe* Street, *79th* day of *October*
 being duly sworn, deposeth and saith that on the *29th* day of *October*
 18*80*, at the *Water St.* Ward of the City of New York, in
 the County of New York, was feloniously taken, stolen, and carried away from the person of
 deponent, by force and violence, without his consent and against his will, the following property,

viz.: *hundred dollars in bills of various denominations*
and value in all of the value of twelve dollars
good and lawful money. One Coat and Vest
of the value of seven dollars. in all of

of the value of *thirteen* DOLLARS,
 the property of *the 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 force and violence as aforesaid, by

James M. Carthy and James Curry
Now here/ for the reason that at or about
an o'clock on the night of the 29th of October
deponent was passing along Water Street
that he was approached by three men who
threw him violently to the ground, struck
deponent with their fists, kicked him in the
mouth knocking two teeth out. And feloniously
took stole and carried away from his person by
force and violence the aforementioned property.
Deponent is informed by one James Hicks that he
saw the accused and identifies them as the parties
who took & stole and carried away from deponent
by force and violence the above named property.

Henry Kirby

Sworn before me, this

day

of November 1880

Police Justice.

0087

State and County of N.Y.:

James Hicks of no 311 Water Street, being duly sworn deposes and says that he said James McCarthy strike and beat the ~~complainant~~ ^{complainant} Henry Kirby who was at the time grossly intoxicated that he struck him and kicked him and took from the person of the Complainant by force and violence his coat. Deponent said all this and was so much affected thereby that he shut the door of the premises where he resides and went to bed of the saying James ~~was~~ ^{was} not one of the party, he was not there sworn to before me this

12th day November 1880

R. I. Morgan
Police Justice

James Hicks

State and County of N.Y.:

John Riley of no 4, Water Street, deposes that he saw James McCarthy strike & beat & kick in the face John Kirby who was the Complainant Henry Kirby. That he saw the said James take from his person his coat. James Curry came there after the Complainant had been knocked down & robbed. The said Curry had James McCarthy away. I did not see anything more of it.

Sworn to before me this
12th day of November 1880

John ^{his} Riley
Treas

R. I. Morgan
Police Justice

No 155
Police Court—Third District.

THE PEOPLE & Co.,
ON THE COMPLAINT OF
Henry Kirby
James McCarthy
James Curry

1880

Magistrate.

Officer.

13



Copy

0000

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

James McCarthy being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question.—What is your name?

Answer.—

James McCarthy

Question.—How old are you?

Answer.—

Eighteen years

Question.—Where were you born?

Answer.—

Ireland

Question.—Where do you live?

Answer.—

244 Madison St

Question.—What is your occupation?

Answer.—

Driving a horse

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

Answer.—

I am not guilty

James McCarthy
sworn

Taken before me, this

19th day of Nov—1880

Police Justice.

0089

CITY AND COUNTY } ss.
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present :

That

James M. Carthy

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the *twenty-ninth* day of *October* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County
aforesaid, with force and arms, in and upon one *Henry Kirby*
in the peace of the said People then and there being, feloniously did make an assault and

Divers Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as United States Treasury Notes, of a number
and denomination to the Jurors aforesaid unknown, and a more accurate description of
which cannot now be given, of the value of *Twelve dollars*

Divers Promissory Notes for the payment of money, the same being then and there
due and unsatisfied, and of the kind known as Bank Notes, of a number and denomina-
tion to the Jurors aforesaid unknown, and a more accurate description of which cannot
now be given, of the value of *Twelve dollars*

One coat of the value of five dollars
One vest of the value of two dollars

of the goods, chattels, and personal property of the said *Henry Kirby*
from the person of said *Henry Kirby* and against
the will and by violence to the person of the said *Henry Kirby*
then and there violently and feloniously did rob, 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.

Benj. K. Phelps,
Dist Atty.