

0758

BOX:

129

FOLDER:

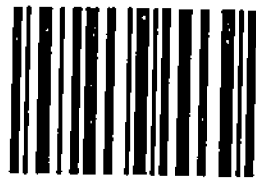
1350

DESCRIPTION:

Maccabe, Edward

DATE:

02/07/84



1350

Witnesses:

Carrie Robinson

Counsel,

Filed

7 day of

1884

Pleads

W. H. Kelly

THE PEOPLE

vs.

B

Edward

Marcus

F

PETER B. OLNEY,

WHITFIELD PECKHAM,

District Attorney.

A True Bill

W. H. Kelly

Foreman.

0759

0760

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

Police Court, 5 District.

Carrie Robinson aged 34 years

of No. 150 East 123^d

Street, being duly sworn, deposes and

says, that on the

16

day of

January

1884

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

Edward Maccabe

did designedly obtain from deponent by means of the false token hitherto annexed ^{use and occupancy of the} the third flat in premises no 150 East 123^d Street in said City the rent being \$18 per month. That said defendant came to deponent's apartments no 150 East 123^d Street in said City at said time and presented to this deponent the annexed check dated January 16th 1884 said check being partly printed and written and directed to the 14th Street German Bank and purporting to be signed by Mrs Annie Hapner and requested deponent to give him the use of said apartments or flat at said rent of \$18 per month for his family. That said defendant at the time he presented said ^{check} and obtained possession of said "Flat" in said premises aforesaid falsely represented that the check was good and would be paid and it was made by Mrs Annie Hapner and for deponent to return seven dollars in change. That deponent told him she did not have any change and said defendant told her to credit him with the same on the next month's rent. That this deponent relying upon said

0761

representations gave to said defendant the possession of the aforesaid premises as aforesaid. Defendant says that said check is worthless and that said Mrs Annie Hayner has not any account in said Bank nor does she keep an account in said Bank in said City

Wherefore defendant prays that said defendant may be arrested and dealt with as the law directs

Carrie Robinson

Brought to before me

This 24th day of Jan'y 1884

Samuel O'Reilly Police Justice

Police Court, District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

187

Magistrate.

Officer.

Witness.

Disposition.

0762

Sec. 198—200

511

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Edward Maccabe being duly examined before the under-
signed, 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. Edward Maccabe

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. New York

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

Answer. 154 E 123^d St ^{about} 2 weeks

Question. What is your business or profession?

Answer. Undutaku

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

Edward ^{his} Maccabe
mark

Taken before me this 27
day of January 1888
Samuel J. O'Reilly
Police Justice.

0763

Sec. 151.

Police Court.....District.

CITY AND COUNTY } ss *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK, } *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 Carrie Robinson of No. 150 East-123 Street, that on the 16 day of Jan 1884 at the City of New York, in the County of New York, Edward Maccabe did deliberately obtain from Complainant by means of a false token the use and occupancy of flat no 150 East-123d Street in said City

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, each and every of you, to apprehend the said Defendant and bring forthwith before me, at the 56 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 24 day of Jan 1884

Sanford P. Kelly POLICE JUSTICE.

0764

POLICE COURT. DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated 188

Magistrate

Haas

Officer.

The Defendant

Edward M. Gale

taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Edward Haas Officer.

Dated January 25th 1883

This Warrant may be executed on Sunday or at
night.

Samuel C. Kelly Police Justice.

REMARKS.

Time of Arrest January 25th 1884

Edward M. Gale

Native of United States

Age, 25

150 East 123rd St

Sex

Complexion,

Color

Profession,

Married

Single,

Read,

Write,

0765

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 Edmond McCabe

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 Jan 25th 1884 Samuel C. Kelly Police Justice.

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

Dated Jan 27th 1884 Samuel C. Kelly 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

BAILED.

No. 1, by John O. Summerhay
Residence 225 East-109th Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court—5th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carrie Robinson
100 E. 123rd St.
Edward Maccabe

Dated Jan 24 1884
D. O. Kelly Magistrate.
Haas Officer.
Court Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street,

No. _____ Street,
§ 5th to answer G. S.

Bailed



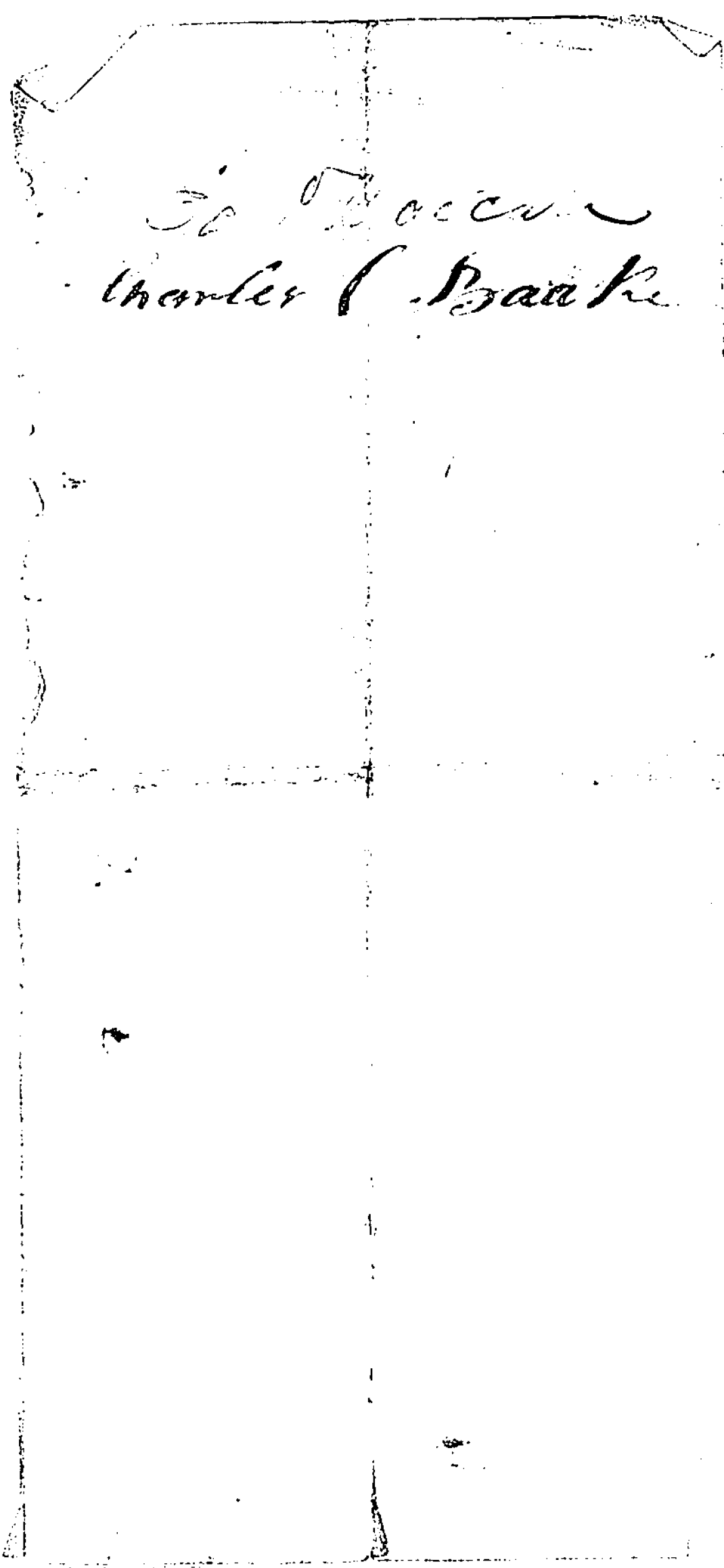
0767

~~25.00~~ January 16th 1884
14th Street German Bank

Pay to the order of Bearer
the sum of Twenty-five dollars \$ 25.00 ⁰⁰/₁₀₀ Dollars,
~~\$ 25.00~~ Mrs. Annie Hafner

M. & H. Blotter Tablet.

0768



0769

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward MacCabe

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

Edward MacCabe of the
Crime of Attempting to commit

the CRIME OF PETIT LARCENY, committed as follows:

The said Edward MacCabe

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the ~~Sixteenth~~ day of ~~January~~ in the year of our Lord one
thousand eight hundred and eighty ~~four~~ at the Ward, City and County aforesaid,
with force and arms, a sum of money to

wit: the sum of seven
dollars in money, lawful
money of the United States
of America, of the value
of seven dollars, a more
particular description of
which said money is to
the Grand Jury aforesaid
unknown, and can not
now be given

of the goods, chattels and personal property of one Carrie
~~Robinson~~ then and there being found, then and there
unlawfully did ~~steal~~ attempt to steal, take and carry away, against the form of the Statute in such case
made and provided, and against the peace of the People of the State of New York, and
their dignity.

Peter B. O'Leary

District Attorney

0770

BOX:

129

FOLDER:

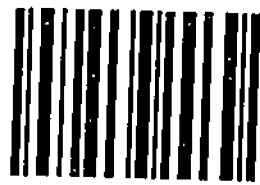
1350

DESCRIPTION:

Mack, Charles

DATE:

02/18/84



1350

Witnesses:
Officer Diller
Aug. Schreiner

X
Day of Trial,
Counsel,
Filed day of May 1884
Pleads *Not guilty* *not*

THE PEOPLE
vs.
Charles Mack
May 21/84
Speedy & Lowrate

PETER B. OLNEY,
JOHN JACKSON,
Is days; District Attorney
May 23/84
A True Bill
C. H. King

Foreman
May 19, 79
April 9th
May 16, 1900
May 19, 1900

Keeping Gambling Establishment,
etc.
Section 843
May 21/84

0771

TORN PAGE

0772

August Schreiner being
a very known says; I know Charles
Mack for years; I met him the 25th
of August, in his private room
behind the store 30 Christie Street.

I bought numbers 10, 26. 55, for the
~~first~~ after that, I, with him, told him I expected a that
big was coming and I wanted to play it
and he said it to me; I visited 3 places on
that day. I knew it was a policy shop
I bought there, and saw other people buy there

sworn to before me
this 14th day of Aug '84
J. M. McLaughlin
Police Justice

August Schreiner

0773

STATE OF NEW YORK,

AND
CITY OF NEW YORK

August Schreiner of *235 85th* Street, New York, being duly sworn,

deposes and says that he has just cause to believe and does believe that

Charles Mack of *32 Chrystie Street*
did, on the *Twenty^{third}* day of *August*, 188*3*, at number *thirty two*

(*32*) *Chrystie* Street, in the City of New York and County of New York,
unlawfully and knowingly sell, furnish, vend and procure, and cause to be furnished and
~~Numbers 10-26-30 for which he paid the sum of 10¢~~
procured, a certain paper or instrument, purporting to be a ticket or part of a ticket in a
lottery, which said ticket or part of a ticket is hereto annexed, and which said paper or
instrument hereto annexed is what is commonly known as, or are called lottery policies;
and further that the said *Charles Mack* received the money
for same and registered said numbers and
that the said *Charles Mack*
has in *his* possession, within and upon certain premises, occupied by *him* and

situated and known as number *thirty two (32) Chrystie* Street,
in the City of New York and County of New York aforesaid, certain others, what are
commonly known as, or are called lottery policies or ~~lottery tickets~~, and also certain
writings, cards, books, documents, personal property, tables, devices, and apparatus, for
the purpose of enabling others to sell or vend lottery policies or ~~lottery tickets~~, and at,
within and upon said premises, sells, vends, furnishes and procures, and has in *his*
possession, the aforesaid articles in violation of the laws of the State of New York, in such
case made and provided, and with intent to use the same as a means to commit a
public offence, and to promote, maintain and carry on a common and public nuisance.

Subscribed and sworn to before me,

this

day of

188*3*

I. H. Wright

Recd

August Schreiner

0774

THE PEOPLE, ETC.,
ON THE COMPLAINT OF

LOTTERY AND POLICY.

VS.
Charles Mack

Dated 188

Magistrate.

Clerk.

Officer.

WITNESSES:

Bailed, \$

to answer Sessions.

By

Street.

John C. W. 14/13.

0775

City and County of New York, ss:

In the name of the People of the State of New York:

To any Sheriff, Constable, Marshal, or Policeman in the
City and County of New York:

Proof, by affidavit, having been this day made before me, by *August*
Schreiner of No 236 East 87th Street
in the City and County of New York

that there is probable cause for believing that *the first floor of the*
Dennis No 32 Chrystie Street in the
City and County of New York is
used for the purpose of Gambling
and selling lottery policies and
lottery tickets by day

Charles MacC

You are therefore commanded, in the day time, to make immediate search in the
building situated *at No 32 Chrystie St*

for the following property: *Lottery policies. Lottery tickets*
and all other paraphernalia used
for the purpose of Gambling

And if you find the same or any part thereof, to bring it forthwith before me at
the nearest and most accessible
Magistrate

Dated at the City of New York, the

day of

November 1883

F. Murphy
Recd

0776

No. 10,

THE PEOPLE

ON COMPLAINT OF

against

Charles Mack ^{32. Chapter 8}

SEARCH WARRANT.

0777

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

POLICE COURT, 3rd DISTRICT.

George H. Dicks

of the Central office Police ~~Street~~ being duly sworn, deposes and
says that on the 16th day of November 1883

at the City of New York, in the County of New York, deponent by written

of a warrant entered premises No 32
Chrystie Street, a police shop
Deponent arrested ~~said~~ Charles Maer
(now here) in charge of said police shop

George H. Dicks.

Subscribed and sworn to before me, this
17th day of November 1883
at New York
John M. Dutton
Police Justice.

0778

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

POLICE COURT, 3 DISTRICT.

of No. 236 East 87 Street, being duly sworn, deposes and

says that ~~on the~~ day of 188

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

(now here) is the person mentioned in
the hereto annexed Complaint of defendant,
who did at the time and place, registered
Numbers. 10. 26. 35 a lottery policy, which
policy said defendant did sell & sent to
deponent for the sum of ten cents

August Schreiner

Subscribed to before me, this
of August 1888
W. M. Patterson
Police Justice.

0779

Sec. 198-200

3

District Police Court.

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 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. *Charles Mack*

Question. How old are you?

Answer. *41 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *30 Chrystie Street 6 months*

Question. What is your business or profession?

Answer. *Cigar 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*
Charles Mack

Taken before me this

day of

*November 19 1883**John J. Sullivan*
Police Justice.

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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 Charles Mack

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Low
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 Feb 12 1888 J. M. Patterson Police Justice.

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

Dated Feb 12 1888 J. M. Patterson 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 _____ 1888 _____ Police Justice.

0781

BAILED,

No 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alfred Schreiner
Charles Maack

2

3

4

Dated

November 17 1883
Patterson Magistrate.

Officer.

Precinct.

Witnesses

No.

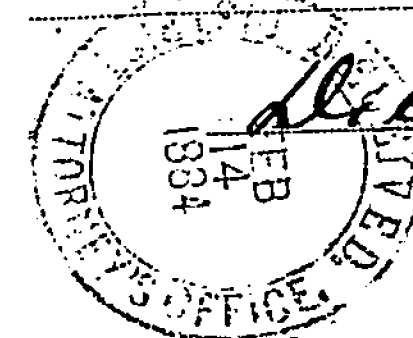
No.

No.

\$

Bailed

Offence Viol. Lottery Law



Laura Appier

Street.

Street.

Street.

Street.

Street.

to answer

\$1000. G.D.

Bailed

0782

26
The People vs. Charles Mack
Court of General Sessions, Part I.
Before Recorder Smyth.
Wednesday, May 21. 1884.
Indictment for violating the gambling law.

August Schreiner, sworn and examined,
testified:

By Mr. Paries Q Mr. Schreiner, where did you live on
the 23^d of August last.

A No 236 East Eighty Seventh street.

Q In this city. A. In this city.

Q Do you know the prisoner.

A Well sir, I know him.

Q Did you visit No 30 Christie st. in this
city on that day. A. I did visit No 30
Christie st. on that day.

By the Court Q What day. A. The 23^d of August last year.

By Mr. Paries Q What kind of a building is that
and what is it used for.

A It is a small two story building and
it is used as a cigar store, the
front part of it.

Q The first floor off the street.

A The first floor off the street is a
store and it is occupied as a
cigar store and policy combined,
and lottery policy combined.

Q The front room is a cigar store.

0783

2
A Yes sir.

Q Is there any other room connected with it do you recollect.

A There is another room behind that.

Q Do you know what that is used for.

A At that time it was used for the purpose of selling lottery policy.

Q Well now who occupied those premises the day that you visited them.

A The defendant at the bar, Mr. Charles Mack.

Q At what time did you go there.

A Half past twelve.

Q Noon. A. Noon.

Q State what you saw and what you did.

A When I entered the cigar store I did not see anybody in there. I went to the back room and there I found the defendant sitting at a table having in front of him a book, a manifold book, which is used in the policy business for registering such bets as people plays. I says, "Charlie, I want to play 10, 26, 55 for ten cents." He asked me in which lottery I wanted. I said to him, "Play it for me in both."

Q What does "both" mean.

0784

A "Both" means two lotteries

Q What lotteries? A. Supposed to be Kentucky and Shelby.

By the Court Q What else. A. He registered the numbers.

Q Did you see him. A. Yes sir.

By Mr. Paris Q Where did he register them.

A In a book in the back room.

Q Well, did you pay him the money, the ten cents. A. I did sir, the ten cents.

Q What else took place. A. That is all, I walked out.

Q You walked out. A. Yes sir.

Q Well now explain to the jury what 10, 26 and 55 meant.

A Nos 10, 26, 55 is a 'gig'; you may take any of the three numbers.

Counsel I object to the witness giving his opinion or explanation of it; it is no part of this case.

Q What is a 'gig'. A. A gig is three numbers.

Q That is a 'gig' three numbers there.

By Mr. Paris Q Well, what did these three numbers mean.

Counsel - I object upon the ground that it is no evidence relative to this cause; it is no part of the issue.

It is giving his opinion of a matter that he is not probably competent to give an opinion about.

The Court - go on.

Counsel - give me an exception.

By Mr. Parris Q Explain to the Court and jury what the three numbers meant.

By the Court Q What are they known by.

A Three numbers is a 'gig'. If any man should tell two numbers, it would not make no gig.

Q What is a 'gig'. A. A 'gig' is a combination of three numbers from 1 to 78 in a lottery policy wheel and which is drawn, and if you have the luck to have those three numbers out that you call for, you are the winner of a gig.

Q How many numbers are drawn out of that 78. A. There is drawn out of them 78 twelve in the morning.

Q Was this a morning drawing or an evening drawing.

A That was for the morning drawing.

Q On these three numbers in other words you bet ten cents on how many dollars. A. Ten dollars I was to receive if them three

0786

numbers was to come out.

Q If those three numbers came out of the wheel among those twelve numbers is that it. A. Yes sir.

Q In other words you bet ten cents to ten dollars that those three numbers would be drawn that morning out of this lottery. A. Out of this lottery.

By the Court. Q Who was to give you the ten dollars in case you won. A. The defendant Charles Mack.

By Mr. Paris. Q And that is what is known as playing lottery policy is it.

A. Playing lottery policy.

Q And those 78 numbers are numbers that are drawn in a lottery.

The Court. He says so.

By Mr. Paris. Q Did you win it. A. No sir.

Q Then you lost your ten cents did you. A. I did, sir.

Q Who had charge of the room at that time. A. The defendant.

By the Court. Q Was any one else in the room except the defendant and you.

A. Yes sir, his wife was there and another man by the name of Keller; he was playing also.

Q Was he buying policies too.

0787

Testimony in the
case of
Charles Stark

filed Feb. 1884

0788

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Mack

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

Charles Mack

✓ of the CRIME OF KEEPING A Room TO BE USED FOR GAMBLING PURPOSES, committed as follows:

The said Charles Mack

late of the Tenth Ward of the City of New York in the County of New York aforesaid, on the twenty third day of August in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep a Room in a certain Building there situate, to be used for gambling purposes, to wit: to be used for the purpose of therein conducting a certain gambling game commonly called playing lottery policy where money and property was dependent upon the result, 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

Charles Mack

✓ of the CRIME OF KEEPING A Room TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows:

The said Charles Mack

late of the Tenth Ward of the City of New York in the County of New York aforesaid, afterwards, to wit: on the said twenty third day of August, in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, unlawfully did keep a Room in a certain Building there situate, to be used for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers, and documents in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public or private lotteries, and of therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers, and documents, 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.

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THIRD COUNT.

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

_____ Charles Mack _____

of the CRIME OF KNOWINGLY PERMITTING A Room TO BE USED FOR GAMBLING PURPOSES, committed as follows :

The said

Charles Mack _____

late of the Tenth Ward of the City of New York in the County of New York aforesaid, afterwards, to wit: on the said twenty third day of August, in the year of our Lord one thousand eight hundred and eighty three, being then and there the Owner of a certain room in a certain building there situate, known as number Thirty two Christie Street

in the said Ward, City and County, at the Ward, City and County aforesaid, with force and arms, unlawfully did knowingly permit the said Room _____

to be used for gambling by divers common gamblers whose names are to the Grand Jury aforesaid unknown, whom in the said Room _____ the said Charles Mack _____

did then and there knowingly permit to engage as players in a certain gambling game commonly called playing lottery policy where money and property was dependent upon the result, 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 Grand Jury aforesaid, by this indictment, further accuse the said _____

_____ Charles Mack _____

of the CRIME OF KNOWINGLY PERMITTING A Room TO BE USED FOR THE PURPOSE OF SELLING LOTTERY POLICIES THEREIN, committed as follows :

The said

Charles Mack _____

late of the Tenth Ward of the City of New York in the County of New York aforesaid, afterwards, to wit: on the twenty third day of August, in the year of our Lord one thousand eight hundred and eighty three, being then and there the Owner of a certain room in a certain building there situate, known as number Thirty two Christie Street

in the said City and County, with force and arms, at the Ward, City and County aforesaid, unlawfully did knowingly permit the said Room _____

to be used by divers common gamblers whose names are to the Grand Jury aforesaid unknown, for the purpose of therein selling and offering to sell what are commonly called Lottery Policies, and divers writings, papers and documents, in the nature of bets, wagers and insurances upon the drawing or drawn numbers of certain public or private lotteries, and for therein endorsing and using books and other documents for the purpose of enabling divers persons to sell and offer to sell lottery policies and other such writings, papers and documents, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

~~JOHN R. MCKEON,~~

~~-District Attorney.~~

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Fifth COUNT.

[Section 329]

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

Charles Mack

V of the CRIME OF Keeping an office for registering bets
for the result of a lottery
committed as follows:

The said Charles Mack

late of the Tenth Ward of the City of New York, in the County of New York, on the

Twenty third day of August 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 a certain building there situate known as number Thirty two Chrystie Street, unlawfully did keep an office for registering bets for the result of a lottery, the same being a scheme for the distribution of property, to wit: moneys of great value, by chance, among certain persons who had paid or agreed to pay a valuable consideration for such chance, a more particular description of which said lottery is to the Grand Jury aforesaid unknown, and cannot now be given: 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.

Peter B. Olney

District Attorney.

0791

BOX:

129

FOLDER:

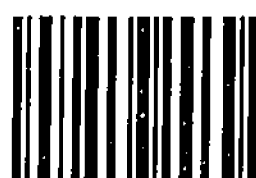
1350

DESCRIPTION:

Maillard, George H.

DATE:

02/29/84



1350

Witnesses:

H.B. Dominick

Officer Hickey

Depts Chamber-
good & he has
made description
of the Aunt Helen

FD

On 4th 29th

Counsel,

Filed 29 day of Feb 1884

Pleads *Not guilty*

THE PEOPLE

vs.
George M.
Mallard

Grand Larceny 2nd degree
[Sections 528, 531 - Penal Code]

PETER B. OLNEY,

District Attorney.

Pleads P.R.

A TRUE BILL

P. B. Olney
Foreman.

John J. ...

See memo

0792

0793

2^d District Police Court.

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK, } ss. Henry B. Dominick, 36 years old, man
 partner of silver ware }
 of No. 58 West 20th Street, New York City
 being duly sworn, deposes and says, that on the ^{or about} Fifth day of January 1884
 at the factory No 5 Bond Street City of New York,
 in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, with intent to deprive of the
 use and benefit of the property the lawful owners thereof.
 the following property, viz:

Thirty One Dollars, gold and lawful
 money of the United States, consisting of five
 bills & notes each of the value and denomination
 of Five Dollars and one bill or note of the
 denomination of One Dollar

Sworn before me this 2^d day of
 February 1884
 J. M. Patterson
 Police Justice,

the property of deponent and Leroy B. Hoff, partners
 in business at said factory under the firm name
 of Dominick and Hoff

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 H. Mailland, now here,

from the following facts. At the time aforesaid,
 as deponent is informed by Henry H. Evertsen,
 said Mailland who was a clerk in said factory
 was given said money by Henry H. Evertsen,
 foreman of said factory to be delivered for said
 firm to one Thomas Kellner, an employee
 of said firm, then sick, at his residence No
 108 East 86th Street. Said Kellner informs deponent
 that said money was never received by him
 from said Mailland. Wherefore deponent charges that
 said Mailland converted the same to his own use.

H. B. Dominick

0794

CITY AND COUNTY
OF NEW YORK, } ss.

^{Evertsen}
Henry H. ~~Evertsen~~ Evertsen, 50 years old,
member of factory, of No 14 1/2 Fifth
Street Jersey City and 50 Bond Street New
York City and
Thomas A. Kellner

aged 21 years, occupation Silver blazer of No.

108 East 8th Street, being duly sworn ^{severally each} deposes and

says, that he has heard read the foregoing affidavit of Henry B. Dominick

and that the facts stated therein on information of ^{each} deponent are true of ^{said} deponents' own
knowledge.

Sworn to before me, this 26
day of February 1884

Henry H. Evertsen
Thomas A. Kellner

Thomas A. Kellner
J. M. Patterson
Police Justice.

0795

Sec. 198-200

2d

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

George H. Maillard being duly examined before the under-
signed, 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. George H. Maillard

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. New York City

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

Answer. No 240 East 10th Street, 6 months

Question. What is your business or profession?

Answer. Idler

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 nothing to say

George H. Maillard

Taken before me this

26

day of

February 1884

Wm. J. J. J.

Police Justice.

0796

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 George H. Maillard

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 Feb 26 1884 A. 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.

0797

Police Court 2^d District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry B. Dominick

58 W 20 St.

1 George H. Maillard

2 _____

3 _____

4 _____

Offence
Ex parte
Latency

Dated February 26 1884

Patterson Magistrate.

Thomas Hickey Officer.

E. O. Precinct.

Witnesses Henry H. [Signature]
No 5 and 11

No. _____ Street.

Thomas A. Keller

No. 10 East 86 Street,

No. _____ Street.

\$ 1000 to answer _____ Sessions.

Conrad

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0798

THOS. G. BROWN, Pres.
W. R. ALLING, Vice-Prest.

ORGANIZED 1874.

A. K. SLOAN, Treas.
H. OLIMSTED, Sec'y.

New York Jewelers Association,
Office, 692 Broadway,

New York, March 3 1884

To whom it may concern —

George H. Melant came
to me Nov 5/80 with excellent
recommendations from his German
and Sunday School teacher and
in one years service I found
he fully justified the recommend-
ations. Always willing, obedient,
gentlemanly and to the best of my
knowledge, strictly honest.

As soon as a good opportunity
offered (much as I desired to
keep him) I cheerfully recom-
mended him to a position
where he could grow into a
good business man as he
gave promise of doing the
position. I have for long been

0799

and it has been very gratifying
to me to learn from time to
time from him and his
employees that he was giving
satisfaction and enjoying the
confidence to which I consider
him entitled.

Very respectfully,

W. O. Christ

For

0000

NEW YORK JEWELERS ASSOCIATION,

OFFICE, 692 BROADWAY.

NEW YORK. *March 2* 1884

To whom it may concern

Geo. H. Meland while
employed in this office
from Nov 7th to Oct 17th,
came under the writer
immediate direction, and
I had every reason to
believe him honest and
trustworthy as he certainly
was prompt and reliable
in every way

Very Respectfully
Geo. A. Durnell

0001

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

George M. Maillard

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

George M. Maillard
of the CRIME OF GRAND LARCENY in the Second degree, committed as follows:

The said George M. Maillard

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Fifth day of January in the year of our Lord one thousand
eight hundred and eighty-four, at the Ward, City and County aforesaid, with force and arms,
Five promissory notes for the pay-
ment of money of the kind known as
United States Treasury notes, the
same being then and there due and
unsatisfied, for the payment of and
of the value of five dollars each, five
other promissory notes for the pay-
ment of money of the kind known as
Bank notes, the same being then and there
due and unsatisfied, for the payment
of and of the value of five dollars each,
and one other promissory note for the
payment of money of the kind known as
United States Treasury notes, the same
being then and there due and unsatisfied, for
the payment of and of the value of one dollar
of the goods, chattels and personal property of one

Dennis B. Dominick

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.

Peter B. Orney
District Attorney

0802

BOX:

129

FOLDER:

1350

DESCRIPTION:

Marron, Michael

DATE:

02/04/84



1350

Witnesses

H. Clemon
Counsel,

Filed 4 day of Feb 1884
Plads *of Equity*

THE PEOPLE
vs.
Michael Morison
alias
Michael Morison

PETER B. OLNEY,
JOHN MCKEON,

District Attorney
Feb 11/84

True Glad. Pk. 2 dy.
A TRUE BILL.
W. H. H. H.
Foreman.

Monday 1.2. Feb. 11

S. P. 10 year.

0003

0804

Police Court

District.

CITY AND COUNTY
OF NEW YORK. } ss.

Shomaker,

of No. 421 East 14th Street,being duly sworn, deposes and saith, that on the 28th day of January 1884, at the 1st 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:

One Over Coat of the value of fifteen dollars
and good and lawful money to the amount
and of the value of five dollars all being

of the value of twenty 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 force and violence as aforesaid by

Michael Morrison (now here) and three other persons whose names are unknown to deponent from the following facts to wit: That at about 40 minutes past 9 o'clock P.M. deponent was standing on the north East-corner of 1st Avenue and 14th Street when said Michael Morrison passed and mocked against deponent he passed a few feet and then turned back and excused himself he then continued to talk to deponent and invited him to go and have a drink, deponent and defendant proceeded to a Bar room on the corner of 9th Street and 1st Avenue in said city and had several drinks, after remaining about

Subscribed before me this
1884
Police Justice

0805

15 minutes, when deponent started to go home, that said defendant accompanied him outside and deponent and defendant walked together till they reached an alleyway in 13th Street on the South Side between 1st and 2^d Avenue in said City when he said Michael Morrison seized hold of deponent and attempted to drag deponent into the said alleyway, immediately ^{three} unknown men or persons came up and assisted said Morrison they dragged him into the alleyway when they took store and carried away said property described aforesaid by force and violence and against the will of deponent.

He deponent further says that about 10 minutes afterwards deponent caused the arrest of said defendant and that at the time he was arrested he had in his possession and on his person the Gun Coat described in affidavit aforesaid.

He deponent then for asks that said defendant be held to answer and dealt with according to Law

Sworn to before me this 29th day of January 1884
John Brown Police Justice

Henry Gannoy

Police Court— District.

THE PEOPLE, & c.
ON THE COMPLAINT OF

vs.

AFFIDAVIT—ROBBERY.

Dated

188

Magistrate.

Officer

Witnesses:

0806

Sec. 198-200

32

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Michael Morrison

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.

Michael Morrison

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

New York City

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

Answer.

Syracuse

Question. What is your business or profession?

Answer.

Painter

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

Michael Morrison

Taken before me this

29th

day of

January

1891

John J. Schuman Police Justice.

0007

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 Michael Morrison

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~~ he legally discharged

Dated

January 29th 1884

John J. [Signature] 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^e to be discharged.

Dated _____ 188

Police Justice.

0000

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court *Ed* District. *1093*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Garvey
421 West 14 St.
Michael Morrison

1 _____
2 _____
3 _____
4 _____

Dated *January 29th* 188 *4*

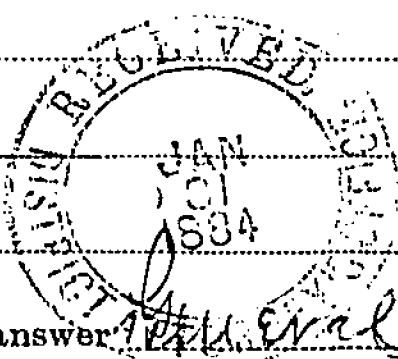
J. J. Borinay Magistrate.
Thomas Raywood Officer.
17th Precinct.

Witnesses *Thomas Raywood*
17th Precinct - Police Street.

No. _____ Street,

No. _____ Street.

Committed to answer *17th Precinct* Sessions.



0809

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Michael maron
otherwise called
Michael morrison

The Grand Jury of the City and County of New York, by this indictment, accuse,
Michael maron, otherwise
called Michael morrison —
of the CRIME OF ROBBERY IN THE *First* DEGREE, committed as follows:

The said *Michael maron, otherwise*
called Michael morrison —

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
twenty eighth day of *January* in the year of our Lord one
thousand eight hundred and eighty-*four*, at the Ward, City and County aforesaid, with force
and arms, in and upon one *Denny Garney* —

in the peace of the said People then and there being, feloniously did make an assault *(he, the*
said Michael maron, otherwise called
Michael morrison being then and there
aided by three accomplices actually
present, whose names are to the Grand
Jury aforesaid unknown), and, one
overcoat of the value of fifteen dollars,
one promissory note for the payment of
money of the kind known as United
States Treasury notes, the same being
then and there due and unsatisfied, for
the payment of and of the value of
two dollars, three other promissory
notes for the payment of money of
the kind known as United States
Treasury notes, the same being then
and there due and unsatisfied, for the
payment of and of the value of one
dollar each, and divers coins of a kind
number and denomination to the Grand
Jury aforesaid unknown, of the value of five dollars,
of the goods, chattels and personal property of the said *Denny Garney*

from the person of said *Denny Garney* — and against
the will and by violence to the person of the said *Denny Garney* —
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,

PETER B. OLNEY,

JOHN McKEON, District Attorney.

08 10

BOX:

129

FOLDER:

1350

DESCRIPTION:

Martin, John

DATE:

02/07/84



1350

Witnesses:

John Curran
Wm McCarthy

574
Counsel,
Filed 7 day of Feb 1884
Pleads *Arguing*

[Sections 528, 58, 1, — Penal Code].
Grand Larceny 2nd degree

THE PEOPLE *P*

vs.

Loan
man

my wife's car
for

PETER B. OLNEY,
District Attorney.

A True Bill.
OK May
Foreman.

Feb 12/84
Ordered & directed
of Peter Larceny
19th Jan 84

0811

08 12

24
The People v. John Martin { Court of General Sessions, Part 7.
Before Recorder Smyth. Feb. 12. 1884.
Indictment for grand larceny in the second degree.
James Caravanagh sworn. I paint on the
Elevated road. I lived at 10 Laurens St.
on the 4th of Feb. I have a wife. I had three
rooms on the first floor. I know Martin
the defendant for ten years; he was at
my rooms on the 4th of Feb. with a man
who was unknown to me. They asked me
to give them something to eat, which I did.
Afterwards they insisted upon my getting a
glass of beer for them. I told them I would do
so if they would break up some wood for
me. They broke up the wood and carried
it into my house. After I brought the pint
of beer in, they insisted upon my going out
for another one. I did so. I saw my watch
and chain in Martin's hands. When I came
in with the beer I found my watch and
chain gone. I accused Martin. Then I first
went out the watch and chain was hanging
up on the bureau on a nail over the
bureau on the wall; my clothing was in
my bed room adjoining ^{the room} where the watch
was. I had no suspicion when I returned
with the beer that my clothing had been
touched. When I asked Martin for my

0813

watch and chain he told me he did not have it. He showed fight and himself and the other man knocked me down and left me unconscious in my bed room. They kicked me. There is marks of violence on my face yet. He left me unconscious and bleeding on the floor; they ran away and I went down to the police station and made a charge against them. When I made the complaint I found my coat vest and hat gone. I believe my hat was found in possession of the prisoner. I did not find the clothing. I was told the name of the other man was James Tobin. The watch and chain were worth \$25 and the clothing and hat was worth seven dollars. Daniel McCarty sworn. I was standing on the corner of 116th St. and Third Avenue and the complainant came up to me and says, "Officer, I am after getting robbed of my watch and chain and hat and coat and vest. He was asking me what to do. I was directing him to the station house and at this time John Martin came along. The complainant says to me, 'Here is the man that robbed me.' With that I caught him and brought him up to the station house. He acknowledged that it was the complainant's hat he had on.

08 14

John Martin, sworn and examined in his own behalf. I live 150th St. and St. Nicholas Avenue. I am a teamster and have been working lately for a man named Fogarty driving a team. I remember the day I went to the complainant's house. I did not take his watch and chain and clothing, but I had his hat. I was standing on the corner of 128th St. and Third Ave. on the 4th of Feb. Monday morning. I was waiting for a certain party and this man came along; he spoke to me. I have known him several years being around his age; he asked me to take a walk down the Second Ave.; he treated me twice; he invited me over to his house and said he would raise some money; he said, "My wife has got a watch and chain. I will try and pawn it and get some money on it." I started over for the house, and during that time he met this other man. He was a stranger to me; he invited him to his house; the three of us went over together; he went out and got a can of beer. After he came back we sat down and drank the beer; he pulled the watch down from the bureau and showed it to us and

08 15

he hung it back again. He went for another glass of beer and accused me of taking the watch; he struck me three or four times in the eye; he stood me against the wall, pulled out a knife, and swore that he would kill me. I ran for the door, and picked up his hat in a mistake. I was arrested for stealing once before because of a drunken scrape that I got into. I got six months from the Special Sessions; that is about a year ago I have worked ever since. I had nothing at all to do with stealing the watch and chain. Cross Examined. I was standing on the corner of 128th St. waiting to see my wife; she was going to work at 129th St. I have been living with my parents in 150th St. I have not been living with my wife lately; she told me she would meet me there that morning. I traveled up and down Seventh Avenue from 125th to 114th St. up and down three or four times I suppose; we spent about two hours doing that; it must be about ten o'clock when we got to this man's house. The Court officer in Harlem gave me an old coat to wear. I was arrested before for stealing a clock. The jury rendered a verdict of guilty of petty larceny.

08 16

Testimony in the case

of
John Martin

filed Feb

1882.

0817

5

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.of No. 10 Lawrence Street,

Street,

April 32. Painterbeing duly sworn, deposes and says, that on the 4th day of February 1884at the premises No 10 Lawrence Street City of New York,

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

of deponent in the day time with intent to deprive

the following property, viz :

One Gold Watch with Brass ChainAttached together of the Value of Twentyfive dollars, One Heavy Hat. OneVest and One Cloth Coat. Together ofthe Value of Seven dollars all beingof the Value of Thirty two 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 John Martin (now here)and another person not yet arrested
and whose name is unknown to deponent
from the fact that at or about the hour
of Four O'Clock P.M. on said date deponent
left said defendants in deponent's room
in said premises. and went out for some
Beer leaving said Watch and Chain
hanging on a nail in the Wall of said
room and the said Hat Coat and Vest

Police Justice,

188

08 18

in a bedroom adjoining said room. Deponent returned to said room in said premises in about ten minutes and immediately discovered that the said Watch and Chain had been taken stolen and Carried away. Deponent then accused the said defendants with the Larceny, when the said defendants each struck depONENT with their clenched fists knocking depONENT down ~~and~~ while Deponent was lying prostrate on the floor the said defendants kicked depONENT on the body and then ran out of depONENTS premises. Deponent on entering the bedroom discovered that the said Hat Coat and Vest had been taken stolen and Carried away. Deponent then followed the said defendants and caused the arrest of the said Martin and ~~found~~ found in the possession of the said Martin the Hat here shown which depONENT identifies as a portion of the property which had been taken stolen and Carried away from depONENTS possession.

Sworn to before me }
this 5th day of February 1888 } James Curranagh
Magistrate

Attest
Wm. Wade Police Justice

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

25.

Dated

1888

Magistrate.

Officer.

WITNESSES:

DISPOSITION

08 19

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

5 District Police Court.

John Martin being duly examined before the under-
signed, 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. *John Martin*

Question. How old are you?

Answer. *29 Years.*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *150 Street & St Nicholas Ave. 6 Months*

Question. What is your business or profession?

Answer. *Teamster*

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 of the Charge.*

John Martin

Taken before me this *5*
day of *December* 188*8*
Alfred H. Smith
Police Justice.

0820

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

_____ *John Martin* _____
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 *February 5* 188 *4* _____ *Wm. H. Mudd* 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.

0821

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court-- 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Lavanagh
10 Lawrence St.
John Martin
9 St. & Bellevue St.

2 _____
3 _____
4 _____

Date *February 5* 188*4*
Charles Melole Magistrate.

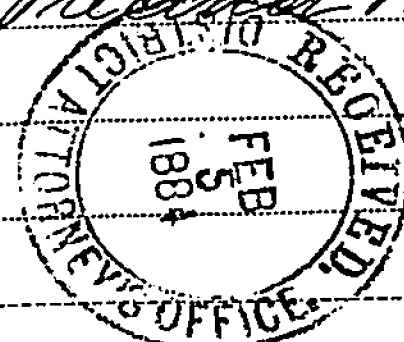
Daniel McCarthy Officer.
12 Precinct.

Witnesses *Daniel McCarthy*
No. *12 Precinct Police* Street.

No. _____ Street,

No. _____ Street,
\$ *500* to answer *G. S.*

Conr



0822

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

John Martin

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

John Martin

of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

John Martin

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

one watch of the value of twenty
two dollars, one chain of the
value of one dollar, one hat of
the value of one dollar, one
vest of the value of one dollar
and one coat of the value of
five dollars

734

of the goods, chattels and personal property of one

James Cantrough

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.

Peter B. Olney

District Attorney

0023

BOX:

129

FOLDER:

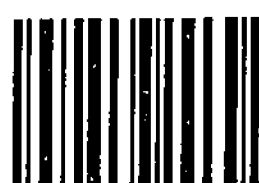
1350

DESCRIPTION:

McCarthy, Daniel

DATE:

02/25/84



1350

Witnesses:

W. G. Westlake

Sept has done
a Run in Bar

No 234

Counsel,

Filed 25 day of Feb 1884

Pleads

THE PEOPLE
vs.
Daniel
McCarthy

PETER B. OLNEY,
JOHN McKEON,
District Attorney

A True Bill.
J. M. King

Foreman.

Feb 25/84
I Plead Robby 2nd
J. M. King
J. M. King

0824

0825

Police Court 3rd District.CITY AND COUNTY }
OF NEW YORK. } ss.aged 33 years *Alexander J. Westlake*
of No *228 Cherry* Street,being duly sworn, deposeth and saith, that on the *17* day of *February* 188*7*, at the *Seventh* Ward of the City of New York, in the County of New York, was feloniously taken, stolen, and carried away, from the ~~person~~ ^{possession} of deponent by force and violence, without his consent and against his will, the FOLLOWING PROPERTY, VIZ:*good and lawful money of the issue of the United States consisting of one note of the value of five dollars, and one note of the value of two dollars and silver coin of the value of about twelve dollars and one silver watch of the value of twelve dollars said property being in all*of the value of *thirty-one* DOLLARS, the property of *James Doyle deponent's Employer* 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*Daniel M. Carthy (now here) and Richard Tobin not arrested, from the fact that said defendants were in the saloon at the aforesaid premises, when said Tobin seized hold of deponent, and held deponent when said M. Carthy walked behind the bar in said saloon from where he took the property and ran away with the same**Alex. J. Westlake*Sworn before me, this *19* day of *February* 188*7*
John J. McManus POLICE JUSTICE.

0826

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 District Police Court.

Daniel McCarthy

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. *Daniel McCarthy*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *London England*

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

Answer. *123 Orchard Street 4 months*

Question. What is your business or profession?

Answer. *Laborer*

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. *There was quarrel in the saloon this brought me in there, I went behind the bar and took the money and the watch*

Daniel McCarthy

Taken before me this *14* day of *February* 188*8*
John J. Brown Police Justice.

0827

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 David Mc Carthy

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifteen
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 July 19 1888 John J. Hoffman 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.

0828

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- 3 District. ¹¹⁷⁷

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alexander J. McHale
228 Cherry St.

1 David W. Carthy

2 _____

3 _____

4 _____

Robbery
Offence

Dated Feb 19 1884

Corrigan Magistrate.

Leary Officer.

7th Precinct.

Witnesses _____

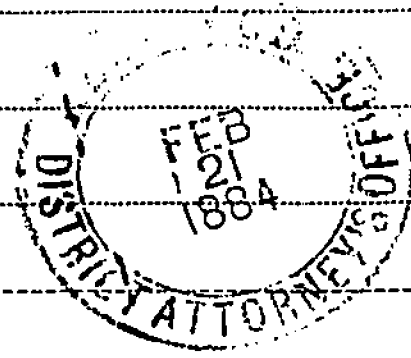
No. _____ Street.

No. _____ Street,

No. _____ Street,

\$ _____ to answer _____

Committee



0029

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Daniel McCarthy

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

Daniel McCarthy

of the CRIME OF ROBBERY IN THE First DEGREE, committed as follows:

The said Daniel McCarthy

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Seventeenth day of February in the year of our Lord one
thousand eight hundred and eighty-four, at the Ward, City and County aforesaid, with force
and arms, in and upon one Alexander G. Westlake
in the peace of the said People then and there being, feloniously did make an assault [he, the
said Daniel McCarthy being then and
there aided by an accomplice actually
present, to wit: Eugene Richard Solin] and
one promissory note for the payment of
money of the kind known as United States
Treasury notes, the same being then and there
due and unsatisfied, for the payment of and
of the value of nine dollars, one other
promissory note for the payment of money
of the kind known as United States Treasury
notes, the same being then and there
due and unsatisfied, for the payment of
and of the value of two dollars, divers
silver coins of a number kind and denomi-
nation to the Grand Jury aforesaid amounting
of the value of twelve dollars, and one
watch of the value of twelve dollars

of the goods, chattels and personal property of the said Alexander
G. Westlake, in the presence of the
said Alexander G. Westlake — and against
the will and by violence to the person of the said Alexander G. Westlake
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,

PETER B. OLNEY,

JOHN McKEON, District Attorney.

0830

BOX:

129

FOLDER:

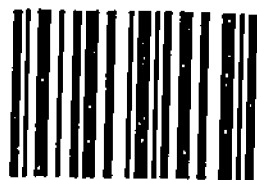
1350

DESCRIPTION:

McCarthy, John

DATE:

02/15/84



1350

Witnesses:

72 B. B. Ponder
Counsel,
Filed 15 day of Feb. 1884.
Pleads *McQuinn - (18)*

THE PEOPLE

vs.

B

John

McCarty

PETER B. OLNEY,

JOHN WILSON

District Attorney

A True Bill

W. H. McCoy

Foreman.

Feb 27/84

*Spec'd & Connected
30 days 1884*

0031

0832

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK ss.Police Court, 4 District.

Valentine Riethline aged 28 years
of No. 142 Ferry Street, Hoboken, New Jersey Street, being duly sworn, deposes and
says, that on the 16th day of January 1884
at the City of New York, in the County of New York John M. McCarthy

(now present) was in charge of, ^{and driving} four horses
attached to a truck on First Avenue between
37th & 38th Street, and did then and there
unlawfully, recklessly, and by criminal
negligence, drive the said horses in such
a manner as to cause said truck which
was attached to said horses, to strike
and run against the body of one of the
horses attached to a truck which depment
was then and there in charge of
cutting and injuring the said horse
in such a manner as depment believe will
cause the death of said horse

That, while depment was driving
three horse's attached to a truck and was driving
down town, on the down track of the belt railroad
company, the said McCarthy was then
driving four horses attached to a truck and
was coming up the avenue on the said down
track and the same upon which depment
was driving down, and when he said
McCarthy was driving the said four horses
from the track to let depments pass, he did so
drive said horses in a furious, reckless, manner
causing the truck attached to said horses
to strike one of depments horses, and by his
careless and criminal negligence to injure depment
property to the amount of two hundred and fifty dollars
depment prays that said McCarthy may be
dealt with as the law provides -

Valentin Riethline

Wm. C. Coors
 sworn to before me this
16 day of January 1884

Police Justice

0833

City and County of New York, ss.

POLICE COURT, FOURTH DISTRICT.

THE PEOPLE,

vs. *John M. Hartley* } On Complaint of *Valentine R. Hartley*
For *Misdemeanor*

After being informed of my rights under the law, I hereby *Waive* a trial by Jury, on this complaint, and demand a trial at the COURT OF *Specie* SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated

January 16 187*2*

W. J. O'Connell

John M. Hartley
Police Justice.

0834

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

John McCarthy 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.

John McCarthy

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

Pennsylvania

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

Answer.

153rd St. & Elm Avenue. 2 years

Question. What is your business or profession?

Answer.

Truckman

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 driving my horses uptown on the uptown track and a car coming up behind me. I had to get out of the track and got in on the down track. and the Complainant was driving his horses down, and I pulled out my horses and the front wheels of my truck were also out of the track. when the Complainant drove his horses against the side of my truck. I could not have done better. if he had stopped his horses the accident would not have happened he did not attempt to stop his horses -

John McCarthy

Taken before me this

day of January 1884

Clay. Quay

Police Justice.

0035

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

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

Dated Jan 16 1889 W. J. Dwyer Police Justice.

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

Dated Jan 17 1889 W. J. Dwyer 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.

0836

BAILED.

No. 1, by Patrick O'Rourke
Residence 2 W. C. 3^d W. 4th St.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

B. 72406 6 16 72
Police Court District.

THE PEOPLE & CITY
ON THE COMPLAINT OF

Valentine Ruetheime
142 Ferry St. Hoboken
John M. McCarthy
1 _____
2 _____
3 _____
4 _____

Offence Criminal Negligence

Dated January 16 188 4
M. J. Porter Magistrate.
Patrick Moran Officer.

John A. Spence Precinct.
869 2nd St.
Witnesses John J. Donnelly
No. 21 Precinct

Henry Englehardt
No. 871 2nd St.

of personal lessons as the
complaint discloses
now charges of neglect
disruptive of business
\$ 200 to answer
properly answered
\$ 250 value

0037

Recorder's charge furnished to him 40 folios

94

The People } Court of General Sessions. Part I
 John M. McCarthy } Before Recorder Smyth. Feb. 26. 1884
 Indictment for Injuring property.
 Valentine Ruetline, sworn. I haul brewery
 grains; on the 16th of January I was driving
 a team - a spike team of three horses. I
 was going down First Avenue on the down
 track between 37th and 38th sts. There was
 no car behind me and none in front
 of me. I drove down slowly, walking my
 horses. There was one wagon came up
 and John M. McCarthy was behind me;
 he turned out; he was coming towards me;
 he was on the up track; he turned out
 of the up track and turned into the down
 track and drove his horses as hard as
 he could drive them, ripped the harness
 in front off my horse and ripped the
 horse all open. McCarthy was not quite
 half a block away when I first saw
 him drive his team on the down track;
 he wanted to get ahead. There was plenty
 of room on his own side, but he did
 not ~~want~~^{want} to turn out the other side.
 There was a wagon ahead of him, but
 there was no car ahead of him and
 none behind him. The wagon was going
 the same way he was and it was walking

0030

McCarthy was going as fast as he could; he was not trotting his horses, he was galloping them; he had four horses; the horses kept at that gait until he struck me. I was walking my horses, I had a load behind them. I had my horses stopped when his truck struck my horse. I remained on the down track all the time. The horse was struck between the ribs and the hip bone - the whole flank is taken out of him. The horse is up in Thirty Fifth St. near the station house. Dr. Waldron is taking care of him. He put him over in the Columbia college and they removed him away from there over to Thirty Fifth St. The horse was mine; he was worth to me \$250.

Cross Examined. I did not notice whether there were any carts going up that he wanted to pass. I did not see anything of four carts. The man driving the Card wagon was driving his horse and was walking. The prisoner was right behind the fat wagon. There was no snow on the track, but there was snow on the other side. That is the reason I could not get out of the way. He did not strike the front horse, but he struck the tail horse.

0839

on the left hand side. I know who the defendant works for. I went and asked Mr. Ebling if he was willing to pay me for the horse. Mr. Ebling told me he wanted to see the driver first and he would let me know. I engaged Messrs Rabe and Keller, lawyers; I told him the case and he told me he was to write Mr. Ebling a few lines and see what he was going to do about it. I could not tell how far on the tracks that his wheels slid.

Thomas Donnelly sworn. I am an officer of the 21st precinct. I saw on the 18th of January when this horse was hurt. I saw both trucks stuck together on the track; the complainant was coming down on the First Avenue track and the defendant McCarthy was coming up the First Avenue track. I was between 36th and 37th sts. I passed up there to see what was the result of the case. I said, "I want you fellows to turn out of each other's way." Valentine said, "Look at the state of my horse, he is all tore apart." I said, "Never mind about your horse; turn out one side and let you pass each other; the four horse team was sprung outside to the right as you go up and the other three

0840

were in the centre of the track straight; the two front wheels of the truck were locked together. Mr. Valentine unhitched the horse to turn out. There was a large hole in the side of the horse. I says, "He is good for nothing no more." I says to McCarthy, "You had better come to the house." He said, "There is a name on the truck. I said, "That dont do me; it is my business to take you to the house" (Station house) and go to Court. I arrested McCarthy and brought him to the Station house. At the same time the complainant followed me in. Officer Moran brought McCarthy to the Court and he was held under three hundred dollars bail. It was the two front wheels of the truck that were caught together; the hind wheels of McCarthy's truck were alongside of his horse. One wheel was so close to it that the forward wheel of McCarthy's truck hit the other man's truck coming down. There was nothing passed his truck only the four horse team. The hind wheels of the four horse truck was over the up track. We had to unhitch the horse to see what wound was on him. McCarthy backed up and he turned his team and drive off the track. I told them not to block up the Railroad track.

0041

John Hipsman sworn. On the 16th of January I saw this affair when the horse was injured on the Sixth Avenue. I was with my driver, he was coming up on the First Ave. very slowly on his right side with a load of fat and the complainant was coming down slowly. McCarthy was coming up behind us pretty lively and he turned out the left track, and by turning out the front part of his truck caught the complainant's horse; he wanted to pass us and get ahead and he swung his horse to the left; he was coming up at pretty good speed, pretty fast. I was about twenty five feet behind when McCarthy's truck struck the horse; it was the wheel horse was struck; I "seen" the horse cut. Cross Examined. The defendant tried to draw out again into the right track - the wagon slid the track; the street was a little frosty. Just before he did catch the man with the wheel was he still going fast? Yes. The complainant's team was coming down slowly.

Henry Englehart sworn. I was driving the fat cart for the last witness. I was going up real nice and slow, the complainant was coming down slow. McCarthy was behind us, and he turned out and tried

0842

to pass me and his wheels caught over the track, and by trying to pass me the front part of the wagon caught the horse - first caught into the wheel. If McCarthy had turned out on the right hand side he could have done it - there was no truck or anything in the way, it was all clear. If he had turned on that side the accident would have been prevented. There was room between the railroad track and the sidewalk to pass. The horses of McCarthy were going on a full trot trying to cross the track; he could not go any further when he caught the complainant's wheel. I was on the right hand side in the track with a heavy load of 4200 John McCarthy, sworn and examined in his own behalf testified I live at 153rd St. and drive a truck for Phillip and Wm. Ebling; on this day I had a load of empty hogheads. I was going up 1st Ave.; there was a lot of coal carts and this fat wagon on the track. I had a kind of a green horse on the lead; she was very lively and these other ones ahead of me I was afraid of my pole going in and hurting them. I pulled out into the down town track to get ahead of them, and I was pulling out again when this grain truck came

0843

along; my fore horse was out in the up track again and my wheels slid along on the down rail; he came along and he ran against the steps. What part of your truck hit the horse? He ran his horse right against the steps. The iron steps stuck out on the front; that is what cut the horse. Cross Examined. There was no snow on the track that day, but on each side was all ice. The track was clear, but on the outside it was all ice and the iron on the truck was slippery. I have been driving a truck nine years, and generally in the winter I drive four horses. I was not going up very lively behind the fat cart - merely on a light trot, I could not keep them any slower. I turned out to pass the four coal carts; they were going so slow. ~~I was afraid they~~ leading team would not stand. I was afraid that the pole would run into the other truck. I was getting out of the way of the grain cart and only for the wheels sliding along I would have been out of his way; he never pulled up but ran right into me. I pulled up when I saw him going into me. I have never been arrested for fast driving or for cruelty to animals. The street was not clear of snow between the railroad and the sidewalk.

0044

Bernard Raff sworn. I live 937 First ave. I don't know the defendant. I saw the occurrence and was in the middle of the block between 37th and 38th sts. The defendant was going up First ave. and the grain man was going down; there was four coal carts ahead of the defendant and he turned out of the up track into the down track to get ahead of these carts; he cleared his fore horse of the carts and his wheel slid on the down track; the complainant was going down on a trot and he never held his horse in but ran into the step of the defendant's truck; it could have been avoided if the complainant had held his horse in. The defendant had pulled his horse back again to get into the righthand side, into the up track. Louis Morich sworn. I am employed by Mr. Ebling the brewer and was with the defendant the day the horse got hurt. He confirmed the defendant's statement. McCarthy swung his horses out of the way; the grain man did nothing his horse but ^{went} right into the wagon; the front steps caught the horse and the front of McCarthy's wagon went right into the horses of the grain man.

0045

Patrick O'Rourke sworn. I am collector
for P & W. Ebling. I know the defendant
twelve years and have had him driving
under me for seven years. He is a
first class driver and we pay him
a larger salary than any man in
the Brewery.

The jury rendered a verdict of
guilty.

0046

Testimony in the
case of
John McCarty

filed 7 Feb.
1884.

0847

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Mc Carthy

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

John Mc Carthy
of the CRIME OF Wilfully injuring personal property
committed as follows:

The said John Mc Carthy

late of the City and County of New York, on the Sixteenth day of
January in the year of our Lord one thousand eight hundred and eighty-four
with force and arms, at the City and County aforesaid, a certain horse, of

the goods and personal property of one
Valentine Richlein then and there being,
then and there unlawfully and wilfully
did feloniously injure to the amount and
value of Two hundred and fifty dollars,
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.

Peter B. Olney

District Attorney

0048

BOX:

129

FOLDER:

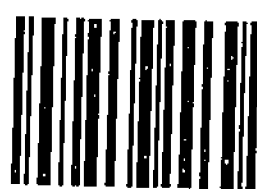
1350

DESCRIPTION:

McCarthy, Patrick

DATE:

02/04/84



1350

0049

BOX:

129

FOLDER:

1350

DESCRIPTION:

Quinlan, Daniel

DATE:

02/04/84



1350

0050

Witnesses:

Indefinite
Counsel,

Filed *4* day of *Feb* 188 *4*

Pleads *Not guilty*

THE PEOPLE

vs.

P

Patricia McCarroll

and

Daniel Linnan

PETER B. OLNEY,
JOHN McKENON

P. B. Olney District Attorney.

13th Floor Al. G. L. Day

A True Bill

OK King

Foreman.

End.

S.P. 2 1/2 years.

TORN PAGE

0851

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

Police Court--First District.

35 years Steward

William F. Allan

20. East River

of No. Mallory Steam Ship Pier Street, being duly sworn, deposes

and says, that on the Fifth day of January 1884

at the Fifth in the night time 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:

One walking cane

of the value of

One \$25.00

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 force and violence as aforesaid, by

Patrick Mc Larty and Daniel Dorman
(both named) and acting in concert for
the following reasons to wit: While
deponent was passing along West
Street at about two o'clock P.M. said
Mc Larty caught deponent by
the throat and held him while said Dorman
took open deponent's over coat and under
coat, then upon deponent's person and
attempted to take from deponent gold
and lawful money deponent had in his
possession. While deponent was
struggling with said Mc Larty and said
Dorman, one of them took from deponent by
force and violence said walking cane against him with the above described cane.
William F. Allan

Sworn to, before me, this 5th day of January 1884

Seal of District Police Justice.

0852

City and County of New York.

William Fallan being
cross examined says I am
a Steward on board a ship
I have no home in the city. The
ship runs to Galveston Texas.
On the night of Jan 5 1883 I left
the ship about 730 and went
up to West Street to inquire about
some clothing I had on board
and left. I was some time
along the East River. It was about
930 or 945 when I got to the
Remond house. I had one
drink when I left the ship and
one at the Remond House. I left
there about 10 pm. I went
down West Street. I just passed
Paege Hotel, when I was assaulted.
I was on West Street. I did
not have one word with them.
I was perfectly sober. They did
not speak one word to me by
them. When it is not a fact
that I was staggering along West
Street and foisted up against
the defendants, and I did
not strike either of them with
my cane. It took place by
a little park just below Paege
Hotel on West Street.

0853

The defendants did not justify
 against me, what they did was
 done deliberately. I had no
 conversation with the officers
 who made the arrest as to how
 I should frame my complaint.
 I made a statement at the
 Station House that McLaughlin
 caught me by the throat and
 that I unbuttoned my coat open.
 I was told at the Station House
 I must come to court in the
 morning. I was in charge of the
 ship and could not come.
 The officers came for me and
 could not leave because the
 head Steward was not there.
 I would not have come here
 if the officers had not come
 for me. I mean to swear they
 intended to rob me. The
 officers did not tell me how to
 swear. They asked me if I
 remembered about a cane, I
 said I did. I had a cane when I
 met the defendants.
 Sworn to before me
 this 29 day of January 1884
 Solomon Smith
 Police Justice

0854

Dennis J. Fogarty of the 5th Precinct
 being held over for the night. I turned
 into West Street from Deshusses
 Street. I noticed the defendants
 and 2 or 3 others. When they got
 below West Street I saw the
 complaint go down and
 heard him say something
 about money. McFarly had
 the complaint down and
 Duncanson was at his side.
 I ran after McFarly and
 struck him with my cane.
 Henry went for Duncanson
 and had him down and
 was struggling with him when
 I struck Duncanson with my
 cane. On the way to the station
 house I spoke to Duncanson about
 what he had done and he said
 he was drunk on the way to
 Court the next day I spoke to
 McFarly and he said he was held
 over it. On Broadway he asked
 me if I would not be lenient
 with him as he had just come
 down after doing seven years
 straight.

4 4 I just saw the defendants

0055

before they got to Vestry St. I saw
 the commencement of it I
 saw the scuffling. I was on
 the crossing just below. I
 was on the upper corner of
 Vestry and West about 75
 feet away. I saw the complainant
 go down and McFarland on top.
 The complainant did not strike
 the defendant. I did not see
 anything taken. I saw Duncan
 fussing about Gallen's cloths -
 when the complainant was
 down he did not resist.
 The complainant thanked us
 for what we had done and
 said they tried to rob him but
 only got his cane. I went to the
 ship for Gallen. I did not
 coach him at all.
 Sum to before }
 me this 7 of Jan 1884 }
 John R. Sargent

Free Press

0856

Patrick McCarthy says
 sum says

I came from State Prison
 Saturday morning at 9 o'clock.
 I went to a friend's house I had
 a note from his son in prison.
 I stayed there till afternoon. I asked
 when I could find Joe Connor
 I met Joe at Sargent's about dark
 I gave him the note. I met Dunham
 and we took a walk down West
 Street. I was going to see a woman
 whose husband was in prison
 when the trouble occurred. We were
 under the influence of liquor
 and the complaint ran into us
 and hit my friend into a cane.
 Then I did not want to see my
 friend in trouble and I went
 to help him. Then I was struck
 on the head. I came from
 prison on Saturday. I will
 not tell the officer I was led
 into it. Patrick McCarthy

Sum to before me
 this 7 of Jan 1894
 John D. Smith

Robert Smith

0857

before they got to Vestry St. I saw
the commencement of it. I
saw the scuffling. I was on
the crossing just below. I
was on the upper corner of
Vestry and West about 75
feet away. I saw the complainant
go down and McFarland on top.
The complainant did not strike
the defendant. I did not see
anything taken. I saw Duncan
fussing about Gallen's cloths -
when the complainant was
down he did not resist.

The complainant thanked us
for what we had done and
said they tried to rob him but
only got his cane. I went to the
shop for Gallen - I did not
coach him at all.

Sworn to before }
me this 7 of Jan 1884 }
Soldier D. S. Smith }
James J. J. J. J.

Oliver J. J. J.

0858

Daniel Tunnell being sum
day I met McFarly on Saturday
night at Mr Kelly's bar room
corner of Sayre and Washington
I ~~was~~ went with him to West Park
to see Mary Kern. He said he
wanted to deliver a lecture. It was
cold and we had our heads
down running and ran into
the complaint and he struck
me with a cane. I had been
drinking. After I was struck
by the complaint McFarly and
I hit him and threw him
down in the snow.

Daniel Tunnell
Sworn to before me
this 7th day 1884

Edouard Tunnell

John J. J. J.

0059

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, } ss.

Funk District Police Court.

Patrick McFarty being duly examined before the under-
signed, 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 McFarty.

Question. How old are you?

Answer. Twenty three years.

Question. Where were you born?

Answer. U.S.

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

Answer. Brooklyn. Six months.

Question. What is your business or profession?

Answer. Deck hand

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
Patrick McFarty

Taken before me this 7th
day of January 1884
John J. Smith
Police Justice.

0860

Sec. 198-200

First District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Daniel Durman 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. Daniel Durman

Question. How old are you?

Answer. thirty four years

Question. Where were you born?

Answer. US

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

Answer. 25 Vestry Street 3 weeks

Question. What is your business or profession?

Answer. Fireman

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.
We happened to run against
the complainant and he
commenced to strike me with
his cane. Daniel Durman

Taken before me this 7th
day of February 1904
John J. Ward
Police Justice.

0061

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 McFarty
Daniel Duimlan

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

Dated

Jan 7th

188

Solomon 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.

0062

Dan 7 3 Rev.

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

1016
Police Court - 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Fallon
H. & D.

1 Patrick McFarty

2
3 Daniel Duinlan

4

Offence Robbery

Dated Jan 7 1884

Smith Magistrate.

Fogarty & Handy Officer.

5 Precinct.

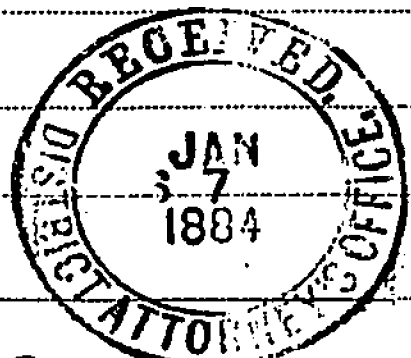
Witnesses _____

No. _____ Street.

No. _____ Street,

No. _____ Street,

\$ _____ to answer



For

0063

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 McCarthy
and
Daniel Quinn

The Grand Jury of the City and County of New York, by this indictment, accuse, *Patrick McCarthy and Daniel Quinn* of the CRIME OF ROBBERY IN THE *First* DEGREE, committed as follows:

The said *Patrick McCarthy and Daniel Quinn*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *21st* day of *January* in the year of our Lord one thousand eight hundred and eighty *four*, at the Ward, City and County aforesaid, with force and arms, in and upon one *William Fallon* in the peace of the said People then and there being, feloniously did make an assault *each* of them the said *Patrick McCarthy and Daniel Quinn* being then and there aided by an accomplice actually present and one *case of the value of one dollar and twenty five cents,*

of the goods, chattels and personal property of the said *William Fallon* from the person of said *William Fallon* — and against the will and by violence to the person of the said *William Fallon* 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,

PETER B. OLNEY,

~~JOHN MCKEON~~, District Attorney.

Witnesses

John Hallen

Officer Fogarty

Counsel,

Filed

8 day of

Jan 1884

Pleas

Wm. H. Hallen

THE PEOPLE

vs.

P

Patrick McLaughlin

and

David Dindan

vs.

JOHN B. OLNEY,

JOHN MURPHY,

District Attorney

vs.

Robt. McLaughlin, attempt

A True Bill.

Wm. H. Hallen

Foreman.

Pr. Shaw 201814

Restored by Court

On Mo. of Dec 15 1884

Pr. Shaw 201814

Pr. Shaw 201814

Pr. Shaw 201814

Pr. Shaw 201814

Pr. Shaw 201814

Pr. Shaw 201814

0064

0065

Court of General Sessions
City and County of New York

The People

vs

Daniel Linnan

Pat'k Mc Carthy

The defendants move for a new trial on the grounds.

1st That the verdict of the jury is contrary to law

2nd That the verdict is against the evidence

3rd That the verdict is not warranted by the evidence

4th That the court has misdirected the jury as to a matter of law.

Walsh & Fitzgerald

No 90 Centre St-

N.Y. City

0066

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 McCarthy
and
Daniel Duintan

The Grand Jury of the City and County of New York, by this indictment accuse
Patrick McCarthy and *Daniel Duintan*
of the CRIME OF ROBBERY IN THE FIRST DEGREE, committed as follows:

The said *Patrick McCarthy* and
Daniel Duintan

late of the First Ward, of the City of New York, in the County of New York, aforesaid,
on the — *27th* — day of *January* in the year of our Lord
one thousand eight hundred and eighty *four* at the Ward, City and County
aforesaid, with force and arms, in and upon one *William Farrell*
in the peace of the said People, then and there being, feloniously did make an assault *each of them*
actually present and one promissory notes for the payment of money, being then and there
due and unsatisfied, and (of the kind known as United States Treasury Notes), of the
denomination of twenty dollars, and of the value of twenty dollars each: *one*
promissory notes for the payment of money, being then and there due and unsatisfied,
(and of the kind known as United States Treasury Notes), of the denomination of ten
dollars, and of the value of ten dollars each: *three* promissory notes for the
payment of money, being then and there due and unsatisfied, (and of the kind known
as United States Treasury Notes,) of the denomination of five dollars, and of the value of
five dollars each: *five* promissory notes for the payment of money, being then and
there due and unsatisfied, (and of the kind known as United States Treasury Notes)
of the denomination of two dollars, and of the value of two dollars each: *ten*
promissory notes for the payment of money, being then and there due
and unsatisfied, (and of the kind known as United States Treasury Notes), of the
denomination of one dollar, and of the value of one dollar each: *twenty* coins,
(of the kind known as cents), of the value of one cent each: *twenty* coins,
(of the kind known as two cents), of the value of two cents each: *twenty* coins,
(of the kind known as five cent pieces), of the value of five cents each: *and*
some other coins of a number
kind and denomination to
the Grand Jury aforesaid
unknown, of the value of
five dollars

of the goods, chattels, and personal property of the said *William*
Farrell

from the person of said *William Farrell* and against
the will, and by violence to the person of the said *William Farrell*
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.

PETER B. OLNEY,
JOHN McKEN: District Attorney.

0067

BOX:

129

FOLDER:

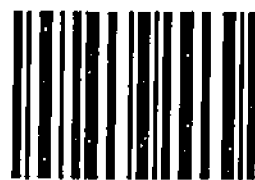
1350

DESCRIPTION:

McDonough, Bernard

DATE:

02/20/84



1350

Witnesses:

W. R. Gifford

Officer McFarquack

No 190

P. M. Mather

Counsel,

Filed 20 day of Feb 1884

Pleads Forgery (20)

THE PEOPLE

vs. B

Bernard

McDonough

[2 cases]

Grand Larceny 2nd degree
[Sections 528, 531, 550 Penal Code]

PETER B. OLNEY,

District Attorney.

A True Bill.

W. M. Mather

Foreman.

Mar 12th 84 Accepted in C. C.

W. M. Mather

0060

0869

De
District Police Court, Affidavit—Larceny.
CITY AND COUNTY OF NEW YORK, *Walter P. Gillette, M.D. Physician*
of No. *149 West 23rd* Street, *De*
being duly sworn, deposes and says, that on the *21* day of *December* 188*8*
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 with the intent to deprive the true owner of the*
use and benefit thereof
the following property, viz:

One Trunk containing Wearing
apparel and Toilets Articles, in all
of the value of about Three Hundred
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 *Bernard Mc Donough, (now*
here) from the fact that said *Mc*
Donough, was the sole occupant
of a room on the top floor of premises
No 468, - Seventh Avenue, as

0070

Deponent is informed by James
 Kelly, (who is the landlord of said top
 floor in premises aforesaid) that E. Kelly
 rented said room to said Mr. Donough,
 and that said Mr. Donough had the sole
 and exclusive control of said room - That
 Deponent is informed by Constables Stephen
 Carmick, William D. Devry of the 10th
 Precinct Police, that they Carmick and
 Devry found a portion of the property
 so stolen from Deponent in the room so
 occupied by ~~defendant~~ Mr. Donough as aforesaid
 More before me this } Walter R. Gilman:
 9th day of February 1884 }
 Arthur J. White
 Police Justice

District Police Court.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

AFFIDAVIT - Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0071

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 31 years, occupation Police Officer of No. 100

Do the Petitioner being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Victor G. Gatto
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

February 1887

Stephen Carmick
Police Justice.

0072

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation Police Officer of No. 10th

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Walter R. Gullett

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

Sworn to before me, this 10th day of July 1888

188

Wm. J. Devery
Police Justice.

0873

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 29 years, occupation Crickman of No.

468 7th Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Nathan K. Gallette

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

Sworn to before me, this
day of February 1888

James K. Kelley

Andrew J. Smith
Police Justice.

0074

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK } ss.

24 District Police Court.

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

Question. What is your name?

Answer.

Bernard McDonough

Question. How old are you?

Answer.

23 years.

Question. Where were you born?

Answer.

New York City

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

Answer.

423 West 63rd St. 3 Weeks

Question. What is your business or profession?

Answer.

Groceries & Lumber Yard

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.

Not Guilty

Bernard McDonough

Taken before me this

day of

September 1888

Charles J. Smith
Police Justice.

0075

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 Defendant

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 February 1888 J. A. Murray Police Justice.

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

Dated February 13 1888 J. A. Murray Police Justice.

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

Dated _____ 1888 _____ Police Justice.

0076

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Walter R. Pelletier
149 vs. W. 23
Bernard McDonough

1

2

3

4

Date

February 9, 1884

Magistrate.

Officer.

Witnesses,

No.

No.

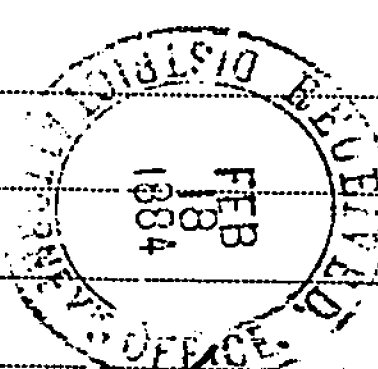
No.

\$

to answer

By

Bailed



James Kelly
468 P. M.

1884 to answer

By

Bailed

0877

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bernard Mc Donough

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

Bernard Mc Donough

of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said Bernard Mc Donough

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

one trunk of the value of twenty
dollars, three coats of the value of
twenty dollars each, three vests of
the value of six dollars each, three
pairs of trousers of the value of twelve
dollars each pair, and divers other
articles of clothing and wearing
apparel, and divers toilet articles
of a number and description to the
Grand Jury aforesaid unknown of the
value of two hundred dollars

of the goods, chattels and personal property of one Walter R. Gillette

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.

0078

SECOND COUNT—

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

Bernard Mc Donough

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Bernard Mc Donough

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

one trunk of the value of twenty dollars
three coats of the value of twenty dollars each
three vests of the value of six dollars each,
three pairs of trousers of the value of twelve
dollars each pair, and divers other articles
of clothing and wearing apparel, and divers
various articles of a number and description
to the Grand Jury aforesaid unknown of the
value of two hundred dollars—

of the goods, chattels and personal property of Walter R. Gillerke

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before
feloniously stolen, taken and carried away from the said Walter R.

Gillerke

unlawfully and unjustly, did feloniously receive and have; the said Bernard

Mc Donough

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

PETER B. OLNEY,

District Attorney.

Witnesses:

W. R. G. G. G. G.
Officer M. G. G. G.

No 191

Counsel, *P. M. G. G. G.*

Filed 20 day of Feb 1884

Pleads *Prosequity (20)*

THE PEOPLE

vs.

B

Donmond

McDonough

[2 cases]

Grand Larceny 2nd degree
[Sections 528, 531, 55 O Penal Code].

PETER B. OLNEY,

District Attorney.

A True Bill.

P. M. G. G. G.

Speman.

Nov 12 '84 Ad. an

Mag. of H. G. G. G.

0879

0000

21

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK,

of No. *Lyons, Corne, & Co. 69 West 23d* Street.

being duly sworn, deposes and says, that on the *5th* day of *December* 188*3*

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 intent to deprive the true owner of the use and benefit thereof*
the following property, viz:

*The Valise and a quantity of Men's
(Men's) Apparel, valued at Sixty Dollars &
To wit - One Coat, Pants & Vest. - One
Broadcloth Coat. - Two Pairs of
Men's Underclothing, and several
Men's Shirts -*

the property of

Joshua Baker

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 *Bernard Mc Donough*

(nowhere) as deponent is informed by Officer
Stephen Carmick, that *Mc Carmick* found
a portion of the property above described
(after it was stolen) in the room occupied
by said *Mc Donough* - as deponent is informed
James Kelly
Wm. Langbein -

188
Police Justice.

188

0001

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

POLICE COURT 2d DISTRICT.

of No. 1323 Broadway Street, being duly sworn, deposes and says,

that on the 5th day of December 1883

at the City of New York, in the County of New York, he was the driver

of one of the Waggon of the New York
Transfer Company - That the value now shown
and the subject of the Complaint for Larceny,
of Margaret C Kim Bergen, was stolen from
the Waggon so driven by Deponent
on the 5th day of December 1883

Edward J Bradley

Sworn to before me, this

5th day of December

1883

day

Police Ju

0882

CITY AND COUNTY
OF NEW YORK, } ss.

aged 41 years, occupation Police Officer of No.

20th Police Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Margaret C Van Riper

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

Sworn to before me, this 14
day of February, 1888

Andrew Johnson
Police Justice.

Stephen Carmick

0003

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

POLICE COURT, 2 DISTRICT.

of No. 468 7th Avenue Street, being duly sworn, deposes and says,

that on the 14th day of December 1884 at the City of New York, in the County of New York, Bernard M. McCormick

(you here) occupy the room in premises No. 468, 7th Avenue for the period of two months last past. where the property here shown was found by Officer McCormick

James Kelly

Sworn to before me this

14 day

of December 1884

William J. Smith Police Justice.

0004

Sec. 198-200

2

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

Bernard McDonough 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.

Bernard McDonough

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

New York City

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

Answer.

420 West 124th St., 3 months

Question. What is your business or profession?

Answer.

Laborer

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

Bernard M. McDonough

Taken before me this

day of

September

1887

Samuel J. Smith
Police Justice.

0005

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 _____

_____ *Defendant*
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.

Dated *July 15* 188 *4* _____ *Police Justice.*

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

Dated *July 15* 188 *4* _____ *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.*

0006

Let the private papers and
papers relating to the service
of Mr Baker in the Army
be delivered over to him as
he will produce them when
wanted -

June 25, 1894 - *Imov.*

BAILED

No 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Margaret C Van Buren
vs.
Bernard M. Smith

1

2

3

4

Dated

Magistrate.

Officer.

Precinct.

Witnesses

No.

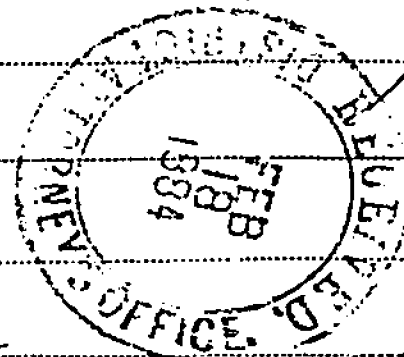
No.

No.

\$

to answer

Bailed



0007

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bernard McDonald

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

Bernard McDonald

of the CRIME OF GRAND LARCENY in the *Second* degree, committed as follows:

The said *Bernard McDonald*

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

*one valise of the value of ten dollars,
two coats of the value of twenty dollars
each, one pair of trousers of the value
of ten dollars, one vest of the value of
five dollars, two suits of underclothing
of the value of five dollars each, and
five shirts of the value of two dollars
each*

of the goods, chattels and personal property of one *Joshua Baker*

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.

0000

SECOND COUNT—

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

Bernard Mc Donough

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Bernard Mc Donough

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
7th day of December in the year of our Lord one thousand
eight hundred and eighty-three at the Ward, City and County aforesaid, with force and arms,

one valise of the value of ten dollars
two coats of the value of twenty dollars
each, one vest of the value of five dollars
one pair of trousers of the value of
twelve dollars, two suits of underclothing
of the value of five dollars each, and five
shirts of the value of two dollars each

of the goods, chattels and personal property of Joshua Baker

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before
feloniously stolen, taken and carried away from the said Joshua Baker

unlawfully and unjustly, did feloniously receive and have; the said Bernard

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

PETER B. OLNEY,

District Attorney.