

0000

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

Mack, John

**DATE:**

07/15/90



3744



Witnesses:

Edward Carson  
Officer McDonald.

I hereby consent to  
defendant's discharge on  
his own recognizance  
on the ground that  
the complainant and  
another informant  
witness cannot be  
found. See affidav-  
its of subpoenaed  
witnesses N.Y. Sept. 18, 1890.  
Wm. Carson  
Deputy Sheriff

172 Sub a

Counsel,

Filed

15 day of July 1890

Pleads

C. J. Maguire - 16

THE PEOPLE

vs.

John Mack

Assault in the First Degree, Etc.  
(Five years.)  
(Sections 217 and 218, Penal Code).

May 29 - 11 a.m.

JOHN R. FELLOWS,

District Attorney.

157  
Sept 18/90

A True Bill.

Foreman.

Part III Sept 18/90  
on motion of his attorney -  
Def. discharged on  
his verbal recog-

0009



0010

Police Court—2<sup>nd</sup> District.

City and County { ss.:  
of New York,

of No. 457 West 27<sup>th</sup> Street, aged 26 years,  
occupation driver being duly sworn

deposes and says, that on the 13 day of July 1890 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

John Mack (now here)  
who discharged a Revolving pistol  
at this deponent the Ball of said  
shot struck deponent in the right  
arm

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

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

Sworn to before me, this 13 day }  
of July 1890 } Edward Barron  
Mack

Sam J. O'Reilly Police Justice.



0011

Sec. 198—200.

CITY AND COUNTY  
OF NEW YORK, } ss.

2 District Police Court.

*John 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. *John Mack*

Question. How old are you?

Answer. *41 years*

Question. Where were you born?

Answer. *Philadelphia*

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

Answer. *in West 33 Street 4 months*

Question. What is your business or profession?

Answer. *Rail Road*

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*

*John Mack*

Taken before me this

day of

*July*

1890

*John D. Kelly* Police Justice.



00 12

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 Officer

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 13 1890 D. J. C. Bell Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ 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 \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.



03 02 01 04 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044

Witnesses



0014

POOR QUALITY  
ORIGINAL

Mr. Parker  
The Director in the  
The Mac. Green  
Name in the water  
Hospital  
Office of the  
1st Precinct



00 15

PART III.

THE COURT ROOM IS IN THE FIRST STORY.

~~IF~~ If this Subpoena is disobeyed, an attachment will immediately issue.

~~BRING~~ Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

*do not live at this address has moved away*  
SUBPCENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.  
*and is working down in Cooney Street*  
In the Name of the People of the State of New York.

To *Edward Barron*

of No. *451 W. 27<sup>th</sup>* Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *1<sup>st</sup>* day of *August* 1890, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

*John Maer*

Dated at the City of New York, the first Monday of *August* in the year of our Lord 1890.

JOHN R. FELLOWS, *District Attorney.*



0016

GLUED PAGE

PCENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To John Lynch  
of No. 91 Edmondson Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 1st day of April 1890, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John Macer  
Dated at the City of New York, the first Monday of April 1890.  
in the year of our Lord 1890.

JOHN R. FELLOWS, *District Attorney.*

Know of more testimony than was produced at his assistance.  
If a fact which you think  
it out, please state the  
District Attorney's Office.  
If you served, please send  
this early to the District  
Attorney in the  
Court, please  
inquire in the District  
Room door, that your attendance may be known.  
[SEE OTHER SIDE FOR OTHER INFORMATION]

PAR  
THE COURT ROOM IS IN THE  
If this Subpcena is disobeyed, an attachment  
Bring this Subpcena with you, and give it to  
Room door, that your attendance may be known.



0017

GLUED PAGE

If you know of more testimony than was produced before the Magistrate, or if a fact which you think the District Attorney or one of his Assistants, If you know of more testimony than was produced before the Magistrate, or if a fact which you think the District Attorney or one of his Assistants, If you know of more testimony than was produced before the Magistrate, or if a fact which you think the District Attorney or one of his Assistants,

## Court of General Sessions.

THE PEOPLE

vs.

John Maes

City and County of New York, ss:

*James Smith* being duly sworn, deposes and says: I reside at No. *334 East 37<sup>th</sup>*

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the *17<sup>th</sup>* day of *September* 18 *90*

I called at *451 West 27<sup>th</sup> Street*

the alleged residence — of *Edward Barron & John Lynch* the complainant herein; to serve them with the annexed subpoena, and was informed by *Mrs Daniel Baylan*, the wife of the witness of that name, and she informed that she had heard that the said "Barron" had gone to Coney Island, and that he had said he would not come to Court to prosecute the defendant in this case, and she felt aggrieved for her husband to be compelled to come to Court and lose his time from work, when the Complainant in the case, had no intention of coming to Court at all.

Sworn to before me, this *1<sup>st</sup>* day of *September* 18 *90*

of

*John B. McGuire*  
Commissioner of Deeds of N.Y.C.

*James Smith*  
Subpoena Server.



Court of General Sessions.

THE PEOPLE, on the Complaint of

Edward Barron

vs.

John Maed

Offence :

JOHN R. FELLOWS,

District Attorney.

Affidavit of

James Davis

Subpoena Server.

Failure to Find Witness.

0018



00 19

**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 Mack*

The Grand Jury of the City and County of New York, by this indictment, accuse  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

*John Mack*

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

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

*John Mack*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of  
the said *Edward Barron* in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and to, at and against *him* the said  
*Edward Barron*  
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,  
which the said  
in *his* right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did  
wilfully and wrongfully shoot off and discharge, against the form of the statute in such case  
made and provided, and against the peace of the People of the State of New York and  
their dignity.

JOHN R. FELLOWS,

District Attorney.



0020

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

Maher, Michael

**DATE:**

07/10/90



3744



Witnesses;

Alice Allen  
Off. Raymond

449.  
J.P. 10

Counsel,

Filed

day of

18

90

Pleads,

10/1/90

THE PEOPLE

vs.

Michael Maher

Assault in the First Degree, Etc.  
(Sections 217 and 218, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

[Signature]

Foreman.

July 14/90

Witnesses: [Signature]  
[Signature]



0022

Police Court—5 District.City and County } ss.:  
of New York, }

*Allice Allen*  
 of No. *444 East 84<sup>th</sup>* Street, aged *32* years,  
 occupation *House keeper* being duly sworn  
 deposes and says, that on the *5* day of *July* 18*90* at the City of New  
 York, in the County of New York,

*he was violently and feloniously ASSAULTED and BEATEN by Michael Maher*  
*(now here)* who cut and stabbed  
 deponent with a knife  
 then and then held in  
 said deponent's hands  
 inflicting a severe wound  
 in deponent's breast

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

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

Sworn to before me, this *6* day  
 of *July* 18*90*.

*Allice Allen*  
*M. A. [Signature]* Police Justice.



0023

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

*Michael Maher* 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 Maher*

Question. How old are you?

Answer.

*26 Years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*444 East 84th Street*

Question. What is your business or profession?

Answer.

*Coachman*

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.

*It was an accident  
I am not guilty*

*Minerva B. Brown*

Taken before me this  
day of *July* 1891  
*Michael Maher*  
Police Justice.



0024

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 Wm. E. Eudras

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, July 6 1890

Wm. E. Eudras Police Justice.

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

Dated, \_\_\_\_\_ 189

\_\_\_\_\_  
Police Justice.

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

Dated, \_\_\_\_\_ 189

\_\_\_\_\_  
Police Justice.



0025

#54 1036  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Alvin Allen & 84  
#44  
1. Michael Maher

2.  
3.  
4.

Opposing  
Charles A. Kelly

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, July 6, 1897  
Welder Magistrate.  
Raymond Officer.  
97 Precinct.

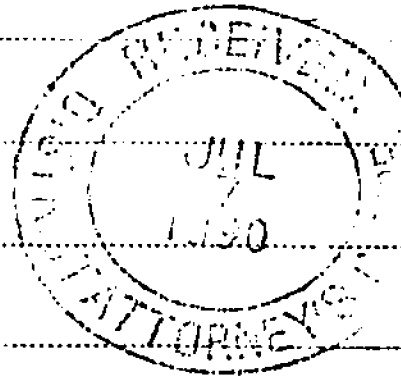
Witnesses

No. Street.

No. Street.

No. Street.

\$ 1000 to answer



Handwritten signature



0026

**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 Maher*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Michael Maher*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Michael Maher*  
late of the City of New York, in the County of New York aforesaid, on the  
*fifth* day of *July* in the year of our Lord  
one thousand eight hundred and *ninety*, with force and arms, at the City and  
County aforesaid, in and upon the body of one *Alice Allen*  
in the Peace of the said People then and there being, feloniously did make an assault  
and *her* the said *Alice Allen*  
with a certain *knife*

which the said *Michael Maher*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and  
wound,

with intent *her* the said *Alice Allen*  
thereby then and there feloniously and wilfully to kill, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said  
*Michael Maher*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Michael Maher*  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of  
the said *Alice Allen* in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and *her* the said  
with a certain *Alice Allen*  
*knife*

which the said *Michael Maher*  
in *his* right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did  
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York,  
and their dignity.

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



0027

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

Masconda, John

**DATE:**

07/17/90



3744



Witnesses:

Wm. Porter.  
Wm. Ramsey.

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

*Assault in the Second Degree.*  
(Section 218, Penal Code).

*John Mascondo*

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*R. H. Carter*

Foreman.

*July 17/90*

*Accepted & Truly Sworn*

*Dec 14/90 R. H. M.*



0029

Police Court— 4 District.City and County } ss.:  
of New York,

of No. 331 East 34 Street, aged 15 years,  
 occupation Errand Boy being duly sworn  
 deposes and says, that on 9 day of July 1889 at the City of New  
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John

Martinez (now here) who willfully  
 and maliciously stabbed and wounded  
 deponent by stabbing deponent  
 in the left arm, with a knife  
 which he, the said deponent, at  
 then and there held in his hand  
 Deponent further says that such  
 assault was committed

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

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

Sworn to before me, this 9 day  
 of July 1889

Joseph F. Fortu  
Marr  
W. T. Mahon Police Justice.



0030

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John Masconda* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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*  
*John Masconda*  
*mark*

Taken before me this

day of

1890

Police Justice.



0031

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 *July 7* 18*97* *W. M. Mason* Police Justice.

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

Dated.....18.....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.....18.....Police Justice.



0032

#147

1054

Police Court---

4 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Joseph Cortez*  
*John Minceda*

2

3

4

Offence *Assault*

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

*July 9*  
*W. Mahon*  
*Kennedy*

Magistrate.

Officer.

Precinct.

Witnesses

*Wm H. King*

No.

*100 E 23rd*

Street.

No.

Street.

No.

Street.

\$

*1077*

to answer

*G. S.*  
*Committed*



0033

*The New York Society for the  
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, *July 14<sup>th</sup>* 1890.

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

*The People  
against  
John Macorda*

*Notice of Prosecution.*

*To the District Attorney of the  
City and County of New York,*

*Sir: This Society is interested in the prosecution of  
the above defendant, and is familiar with the facts of the  
case. It respectfully requests that before sending the papers  
to the Grand Jury, fixing the day of trial, consenting to  
any postponements thereof, or to any reduction of bail, or  
final disposition of the charge, you will duly notify me as  
its President and Counsel, so that I may confer with you  
in regard thereto. This request is made pursuant to the  
statute (Laws of 1886, Chapter 30, Section 1), and in  
furtherance of the ends of Justice.*


*I have the honor to remain, with great respect,*

*Elbridge T. Gerry,*

*President, &c.*



0034

N. Y. GENERAL SESSIONS	
THE PEOPLE	CRUELTY TO CHILDREN <i>Wm. L. ...</i>
 <i>Wm. L. ...</i>	
NOTICE OF PROSECUTION	
BY THE SOCIETY.	
ELBRIDGE T. GERRY, <i>President, &amp;c</i>	



0035

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 Masconda

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse

John Masconda

of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

John Masconda

late of the City and County of New York, on the ninth day of July, in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, at the City and County aforesaid, in and upon one

Joseph Forta

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault; and the said

John Masconda

with a certain knife which he the said

John Masconda

in his right hand then and there had and held, the same being then and there a weapon and an instrument and weapon likely to produce grievous bodily harm,

him, the said Joseph Forta, then

and there feloniously did wilfully and wrongfully strike, beat, cut, stab

bruise and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity

John R. Fellows,  
District Attorney.



0036

**BOX:**

404

**FOLDER:**

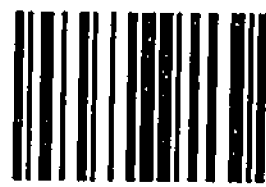
3744

**DESCRIPTION:**

Matthews, Lida

**DATE:**

07/11/90



3744



0037

*Wm. Dwyer*  
*July 11/97*  
*205 10 05 PM*  
Foreman.

A TRUE BILL.

JOHN R. FELLOWS,  
District Attorney.

*23*  
*368 Wm*  
*John Matthews*  
*7*  
Abandonment of child.  
Sec. 287, Penal Code

THE PEOPLE

vs.

Counsel,  
Filed 11  
day of July 1890  
Pleads,

*Wm. Dwyer*  
*off Counsel*  
Witnesses:

*23*



0030

Police Court - District - Affidavit - Larceny.

City and County of New York, ss.:  
John H. Paton

305 West 32nd Street, aged 42 years,

being duly sworn  
deposes and says, that on the 25th day of June 1888

at the 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, the following property, viz:

One piece of  
Jewelry of the value of thirty one dollars  
and fifty cents \$31.50 -

The property of The Kingan Insurance Co and  
the is deponent's car

Sworn to before me, this  
of 1888

Police Justice.

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

James H. Paton the following circumstances  
The deponent was employed by the  
Jewelry as a driver and on said date  
the deponent received the said jewelry  
to be delivered at the make house of  
Gordon & Brown 374 Washington St  
and the deponent neglected and  
forgot to deliver the said jewelry as  
he was bound to do, but following  
afternoon the deponent to the  
over was, and the deponent he  
admitted the said jewelry to  
deponent and Officer John Curran of  
the 16th Precinct, and on the said  
admission of the deponent



0039

a portion of the said stolen  
property was recovered this day  
deponent took the defendant to  
court with a view to the law direct

Sworn to before me this 30 day

of 1890

*[Signature]*

Police Justice

*[Signature]*



0040

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*James McCabe* 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. *James McCabe*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *37 Esmont St 7 years*

Question. What is your business or profession?

Answer. *Driver.*

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 took it*

*- James McCabe*

Taken before me this *20*  
day of *June* 188*8*

Police Justice.



0041

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.....

*James McCab*  
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 *May 30* 18*80* *[Signature]* Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.



0042

Police Court---

2

District.

1028

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John H. Pater

vs. 305 W 32

Jas. Mc Cabe

Larceny  
Felony  
Offence

2

3

4

Dated

June 30  
Hoyan  
Carey

1890

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

500

to answer

J. S.

Cow



0043

**CORRECTION**



0044

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

Matthews, Lida

**DATE:**

07/11/90



3744



0045

Witnesses:

*Aussie Spring*  
*Off. Corbin*

#86  
Counsel,

Filed

11

day of

*July* 1890

Pleads,

THE PEOPLE

vs.

*P*  
*Lida Matthews*

*23*  
*26th Nov*

JOHN R. FELLOWS,

District Attorney.

*Abandonment of child.*  
*[Sec. 287, Penal Code]*

A TRUE BILL.

*R. K. Carter*

Foreman.

*July 11/90*  
*Plead guilty*  
*C.P. 10 ds*  
*R.B.M.*



0046

CITY AND COUNTY  
OF NEW YORK, ss.

POLICE COURT,

5 DISTRICT.

*Annis Irving*  
of No. *10th Ave & 165th* Street, aged *23* years,

occupation *Housekeeper* being duly sworn deposes and says

that on the *1st* day of *July* 18*90*  
at the City of New York, in the County of New York *Lydia Matthews*

did unlawfully and feloniously  
abandon a female child under  
the age of six years, with the  
intent to wholly abandon the  
said child, from the fact that  
on or about the first day of July 1890  
the said Matthews came to deponent's  
residence with said child aged about  
One month and requested deponent to take  
care of said child for a few minutes  
that the said Matthews then left said child

Sworn to before me, this

of

188

day

Police Justice.



*affidavit*  
*in re*  
*Lydia Matthews*  
*vs*  
*James Spring*  
*Magistrate*  
*Office*  
*Police Court*  
*District*

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James Spring

vs  
Lydia Matthews

Dated July 8 1890

Magistrate

Custodian Officer

Witness,

Disposition,

in deponent's custody and left deponent's premises, that the said Matthews has since failed and neglected to call for said child and take the same from deponent.

Deponent therefore charges that the said Matthews did unlawfully abandon the said child in violation of Sec 287 of the Penal Code of the State of New York April 1890



0048

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

51  
District Police Court.

*Lydia Matthews* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is *h<sup>er</sup>* right to  
make a statement in relation to the charge against *h<sup>er</sup>*; that the statement is designed to  
enable *h<sup>er</sup>* if *h<sup>er</sup>* see fit to answer the charge and explain the facts alleged against *h<sup>er</sup>*  
that *h<sup>er</sup>* is at liberty to waive making a statement, and that *h<sup>er</sup>* waiver cannot be used  
against *h<sup>er</sup>* on the trial.

Question. What is your name?

Answer. *Lydia Matthews*

Question. How old are you?

Answer. *23 Years*

Question. Where were you born?

Answer. *U. S.*

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

Answer. *368 W. 126 St*

Question. What is your business or profession?

Answer. *Maids*

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*

*Lydia Matthews*

Taken before me this

day of

*James J. [Signature]*  
1889  
*James J. [Signature]*  
Police Justice



0049

Sec. 151.

CITY AND COUNTY } ss.  
OF NEW YORK,

Police Court 31 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Anna Irons  
of No. 10 Ave 165 Street, that on the 1 day of July  
1890 at the City of New York, in the County of New York,

Lydia Matthews did  
unlawfully abandon a child of the  
age of One month in violation of  
Section 287 of the Penal Code State of New York

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring her forthwith before me, at the 31 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 7 day of July 1890  
M. A. Burke POLICE JUSTICE.



0050

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 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, July 8 1890 M. J. [Signature] Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_  
\_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_  
\_\_\_\_\_ Police Justice.



0051

#10  
Police Court--- 51 District. 1057

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Amie Spring  
10 Ave 165 St  
Lydia Matthews

Office of Magistrate  
Dec 28 1890

BAILED,

No. 1, by.....

Residence ..... Street.

No. 2, by.....

Residence ..... Street.

No. 3, by.....

Residence ..... Street.

No. 4, by.....

Residence ..... Street.

8.....

4.....

Dated, July 8 1890

Magistrate.

Conklin Officer.

32 Precinct.

Witnesses E. Durando

No. 100 G 3<sup>rd</sup> Street.

No. .... Street.

No. .... Street.

\$ 3.00 to answer G. S.

*[Signature]*



0052

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Sida Matthews

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this

indictment, accuse Sida Matthews —

of the crime of abandoning a child with intent  
wholly to abandon it, —

committed as follows:

The said Sida Matthews,

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

— first — day of July in the year of our Lord one thousand  
eight hundred and ninety — , at the City and County aforesaid,

being the mother of a certain female  
infant child of the age of one month,  
(whose name is to the Grand Jury  
aforesaid unknown) did feloniously



0053

desert the said child, with intent wholly  
to abandon it; 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. Hellows,

District Attorney



0054

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

McCabe, James

**DATE:**

07/10/90



3744



Witnesses;

J. H. Paten,

*[Signature]*

Counsel,  
Filed 10 day of July 18 90  
Pleads,

THE PEOPLE

vs.

James Mc Cabe

Grand Larceny Second degree.  
[Sections 528, 537, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*[Signature]*

Foreman.

July 11/90  
Grand Larceny  
John R. Fellows  
District Attorney

John R. Fellows  
District Attorney  
July 14/90

P. H. 14



0056

Police Court

District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

John H. Paten

of No. 305 West 32nd

Street, aged 42 years,

occupation Truckman

being duly sworn

deposes and says, that on the 21 day of June 1888 at the 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, the following property, viz:

one tierce of  
Hams of the value of thirty one dollars  
and fifty cents \$31-50 -

the property of The Kingan Provision Co and  
then in deponent's care

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

deceased) under the following circumstances:  
The deponent was employed by de-  
ponent as a driver and on said date  
the deponent received the said property  
to be delivered at the smoke house of  
Gould & House 374 Washington St  
and the deponent neglected and  
failed to deliver the said hams as  
he was bound to do, but feloniously  
appropriated the same to his  
own use, and the deponent  
admitted the said larceny to  
deponent and Officer John Carey of  
the 16th Precinct, and on the said  
admissions of the deponent

Sworn to before me this

1888

Police Justice.



0057

a portion of the said stolen  
property was recovered this day  
before me and the defendant has  
deserted with all the law direct

Sworn to before me this 30 day

of 1890

*[Signature]*

Police Justice.

*[Signature]*



0058

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

2  
District Police Court.

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

Question. What is your name?

Answer. *James McCabe*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *37 E. 10th St 7 years*

Question. What is your business or profession?

Answer. *Driver.*

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 took it*

*- James McCabe*

Taken before me this *20*  
day of *June* 18*98*

Police Justice.



0059

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.....

*James McCab*  
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 *June 30* 18*90*..... *W. H. Hagan* Police Justice.

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

Dated..... 18..... 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..... 18..... Police Justice.



0060

18

1028

Police Court---2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John H. Patey  
vs. 305 W 32  
Jas. Mc Cabe

Offence  
Larceny  
felony

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated June 30 1890

Hogan Magistrate.

Carey Officer.

16 Precinct.

Witnesses Call Officer

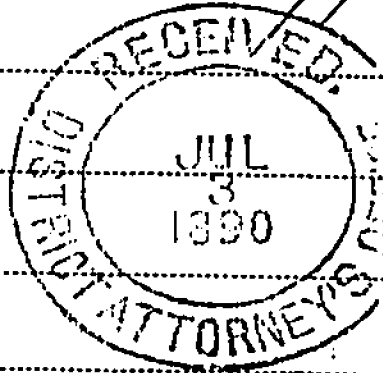
No. Street.

No. Street.

No. Street.

\$ 500 to answer G. S.

Cow





**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*James Mc Cabe*

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

*James Mc Cabe*

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said

*James Mc Cabe*

late of the City of New York, in the County of New York aforesaid, on the *twenty-eighth*  
day of *June* in the year of our Lord one thousand eight hundred and *ninety*,  
at the City and County aforesaid, with force and arms,

*one tierce of hams of the  
value of thirty-one dollars and  
fifty cents*

of the goods, chattels and personal property of one

*John W. Paten*

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

*John R. Fellows*  
District Attorney



0062

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

McCann, Edward

**DATE:**

07/16/90



3744



0063

BOX:

404

FOLDER:

3744

DESCRIPTION:

McDonnell, Michael

DATE:

07/16/90



3744



467

#136

Counsel,  
Filed 16 day of July 1890  
Pleads, *C. J. Kelly*

THE PEOPLE  
vs.  
Edward McCann  
and  
Michael McDonnell  
Grand Larceny, Second degree  
[Sections 528, 534, 537 Penal Code]

JOHN R. FELLOWS  
District Attorney  
July 29 1890  
1030

A True Bill

*Oct 17, 1890 Foreman.*  
*On recem. I bit. atty.*  
*both depts. discharged in*  
*their own recog. P.B.M.*

Witnesses:  
*Ed. Kelly*  
*Off. Wait. 26th*

After hearing the statement of the officer & the owner of the property having stated that defendants characters are good, I believe no conviction ought to be had in this case.  
I recommend the discharge of the defendants upon their own recognizance.

Oct 17. 1890  
Vermin in Dain  
Arch.



0065

Police Court

District

Affidavit—Larceny.

City and County  
of New York, ss.of No. 902 11<sup>th</sup> Avenue Street, aged 26 years,occupation Serverdeposes and says, that on the 9<sup>th</sup> day of July 1899 at the 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, the following property, viz:

One horse & part of the  
value of One hundred and  
fifty dollars.

the property of in the larceny charge 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 Edward M. Lamm and  
Michael M. Donnell. (Both unknown)

from the fact that on or about the hour  
of 5:30 P.M. on said date deponent left  
said property in 10<sup>th</sup> Avenue Corner of  
West 12<sup>th</sup> Street, while deponent went into  
a saloon. Deponent in a few minutes  
discovered that said property had been  
taken stolen and carried away.  
Deponent is informed by Robert B.  
Wall that he arrested the said deponents  
in 10<sup>th</sup> Avenue near West 12<sup>th</sup> Street and found  
in their possession a horse and car which  
deponent fully identifies as the property which  
had been taken stolen and carried away from  
deponent's possession — John Edward Lutz

Subscribed to before me, this

day

1899

Police Justice.



0066

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 25 years, occupation Police Officer of No.

26 Breuners Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Edmund Luby

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

Sworn to before me, this 11

day of July

1889

Robert B. Matt

Mar. R. R. R.

Police Justice.



0067

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Colum M. Lenn* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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.

Taken before me this

1898

Police Justice.



0068

Sec. 198—200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

✓ District Police Court.

*Michael M. Danneil* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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 M. Danneil*  
*M. D.*

Taken before me this

day of

189

Police Justice.



0069

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 Defendants

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Two Hundred Dollars, Each 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 11 189 0 M. A. Bell Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.



0070

385 72 56

#136

1082

Police Court---

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Edmund Kelly*  
*690 2<sup>nd</sup> St. N. W.*  
*Edmund Kelly*  
*Michael McDonald*

*Offense*  
*See above*

BAILED,

No. 1, by \_\_\_\_\_  
Residence *7 12* \_\_\_\_\_ Street.

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

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

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

Dated, *July 11* 189 *0*  
*Walter* Magistrate.

Officer *Robert B. Hart* Officer.  
*26th Precinct* Precinct.

Witnesses *Robert B. Hart*  
No. *26* Precinct Street.

*Edmund Kelly*  
No. *721 2<sup>nd</sup> St. N. W.* Street.

*Edmund Kelly*  
No. *104 E 2<sup>nd</sup> St.* Street.

\$ *1000* to answer  
*Complaint of*

*Walter*  
*10/1*



0071

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 Mc Cann and  
Michael Mc Donnell

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

Edward Mc Cann and Michael Mc Donnell

of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed  
as follows:

The said Edward Mc Cann and Michael Mc Donnell, both

late of the City of New York, in the County of New York aforesaid, on the ninth  
day of July in the year of our Lord one thousand eight hundred and ninety,  
, at the City and County aforesaid, with force and arms,

one horse of the value of one  
hundred dollars, one vehicle, to  
wit: one cart of the value of  
fifty dollars

of the goods, chattels and personal property of one

Gebhard Lutz

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.



## SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

*Edward Mc Cann and Michael Mc Donnell*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

*Edward Mc Cann and Michael Mc Donnell, both*

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

*one horse of the value of one hundred dollars, and one vehicle to wit: one cart of the value of fifty dollars*

of the goods, chattels and personal property of one

*Gebhard Lutz*

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

*Gebhard Lutz*

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

*Edward Mc Cann and Michael Mc Donnell*

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.

JOHN R. FELLOWS,  
District Attorney.



0073

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

McKeon, Patrick

**DATE:**

07/09/90



3744



0074

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

Gardner, Robert

**DATE:**

07/09/90



3744



0075

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

McNally, James

**DATE:**

07/09/90



3744



Witnesses;

*Jim Lee*  
*off Sullivan*

Counsel,

Filed

day of

18

*July 90*

Pleads

THE PEOPLE

vs.

*Patrick McKeon*

*Robert Gardner*

*P. Gardner*

*James McHally*

*Perjury in the Third degree.*  
*Grand Jurors Second*  
*degree Perjury*  
[Section 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*John R. Fellows*

Foreman.

*July 10/90*

*all Cath. Protestants*



0077

Court of General Sessions -

People  
vs  
applied

Patrick McKeon

REPORT OF THE NEW YORK SOCIETY FOR  
THE PREVENTION OF CRUELTY  
TO CHILDREN.

100 EAST 23D STREET,

New York, July 7 1890

CASE NO. 50190 OFFICER Barkley  
 DATE OF ARREST July 1st 1890  
 CHARGE Burglary  
 AGE OF CHILD Fifteen years  
 RELIGION Catholic  
 FATHER Dead  
 MOTHER Mary  
 RESIDENCE No 34 Cherry Street  
 AN INVESTIGATION BY THE SOCIETY SHOWS THAT Patrick

McKeon twice arrested for larceny  
 and convicted. On first offense  
 he was confined in the Pro-  
 tectory for one year. On the sec-  
 ond conviction was committed to  
 the House of Refuge where he  
 remained for fifteen months.  
 He is an habitual vagrant when  
 out of prison.

All which is respectfully submitted,

To Dist atty

Harry B. Stocking  
ass't Supt.



<hr/>	
<i>Count of General Sessions</i>	
<hr/>	
<i>People</i>	<i>County</i> PENAL CODE, §
<i>Agony</i>	
<i>Patrick McKee</i>	

Report of the New York Society  
for the Prevention of Cruelty  
to Children.

ELBRIDGE T. GERRY,  
*President, &c.,*  
100 East 23d Street,  
NEW YORK CITY.



0079

Court of General Sessions:People  
apb.

James McAlly

REPORT OF THE NEW YORK SOCIETY FOR  
THE PREVENTION OF CRUELTY  
TO CHILDREN.

100 EAST 23D STREET,

New York, July 7 1890

CASE NO. 57190

OFFICER

Bailey

DATE OF ARREST

July 1

CHARGE

Burglary

AGE OF CHILD

Fifteen yrs.

RELIGION

Catholic

FATHER

Hugh

MOTHER

Dead

RESIDENCE

No. 4 Dwyer St.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT James

McAlly is the associate of bad  
characters, <sup>among</sup> of whom he is one  
of the worst. He has a miser-  
able home and is under no  
restraint whatever.

All which is respectfully submitted,

To Dist Atty

Henry C. Stocking  
Assn Supt.



Count of  
General Sessions

People

apt

James McRady

Penal Code, §  
(Bartlett)

Report of the New York Society  
for the Prevention of Cruelty  
to Children.

ELBRIDGE T. GERRY,  
President, &c.,

100 East 23d Street,  
New York City.

0080



0081

Court of General Sessions

People

vs.

Robert Gardner

REPORT OF THE NEW YORK SOCIETY FOR  
THE PREVENTION OF CRUELTY  
TO CHILDREN.

100 EAST 23D STREET,

New York, July 7 1890

CASE NO. 50190

DATE OF ARREST

CHARGE

OFFICER

Bailey

AGE OF CHILD

RELIGION

FATHER

MOTHER

RESIDENCE

AN INVESTIGATION BY THE SOCIETY SHOWS THAT Robert Gardner has not been arrested for larceny before this offense. He has the reputation of being wild and associates with bad company. He does not go to school or work. He has a good home and his mother is an industrious and respectable woman.

All which is respectfully submitted,

To Dist atty.

Harry E. Stocking,  
asst Supt.



*Court of  
General Sessions*

*People*

*vs*

*Robert Gardner*

*Burlington*  
PENAL CODE, §

Report of the New York Society  
for the Prevention of Cruelty  
to Children.

ELBRIDGE T. GERRY,  
*President, &c.,*

100 East 23d Street,  
NEW YORK CITY.

0002



0003

Police Court— District—

City and County }  
of New York, } ss.:

of No. 56 Oak Street, aged 29 years,

occupation Laundryman being duly sworn.

deposes and says, that the premises No 56 Oak Street,

in the City and County aforesaid, the said being a two story and  
basement building the basement

of and which was occupied by deponent as a Laundry  
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly opening  
the shutters on a window and  
lowering the said window which  
window leads into said premises

on the 1st day of July 1889 in the Night time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of shirts  
and stockings the whole  
being valued at Sixty  
five dollars

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

Patrick M. Ryan Robert Gorman  
James Mc Mahy (all now here)

for the reasons following, to wit: deponent having

securely locked and fastened  
the doors and windows of  
said premises and having  
found the said window opened  
and said property missing  
he is informed by Officer  
Jeremiah Sullivan that he  
Sullivan found a quantity



0084

of shirts in the possession  
of the defendant on Front  
Street at the hour of 2 P.M.  
A.M. which shirts defendant  
has since seen and identified  
as a being a portion of the  
stolen property

Sworn to before me  
This 4<sup>th</sup> day of July 1890

信利

J. M. Bennett

Police Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.



0085

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 36 years, occupation Police Officer of No.

4th Avenue Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Tom Lee

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

Sworn to before me, this

day of

July 1889

Jeremiah Sullivan

M. Deane

Police Justice.



0086

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

*Robert Gardner* 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. *Robert Gardner.*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *7 Oak Stm. 2 months*

Question. What is your business or profession?

Answer. *Student*

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.*  
*Robert Gardner*

Taken before me this

day of

1887

Police Justice.



0087

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK } ss.

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

Question. What is your name?

Answer.

*Patrick M. Keon.*

Question. How old are you?

Answer.

*13 years.*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*34 Cherry 3 months*

Question. What is your business or profession?

Answer.

*News boy.*

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

Answer.

*I am not guilty. I was alone to get papers at the Journal office when 1 two men came out of a building and thrust two bundles of shirts in the street and we picked them from the street.*

*Patrick M. Keon*

Taken before me this

day of

1887.

Police Justice.



0000

Sec. 108-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer. *James M. Mally*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *4 Hayne St. 2 1/2 years*

Question. What is your business or profession?

Answer. *Shushby*

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.*  
*James M. Mally*

Taken before me this

day of

1882

Police Justice.



0089

CITY AND COUNTY  
OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

of No. 4th Avenue Street, aged 36 years,  
 occupation Police Officer being duly sworn deposes and says  
 that on the 10 day of July 1889

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

Patrick McKen, Robert Gorman  
and James McNulty (all now  
 here on a charge of burglary,  
 he having found a quantity  
 of shirts in the possession  
 of the defendants at the hour  
 of 2. a. m. Refraining from  
 the defendants to help to  
 enable him to secure the  
 necessary evidence

Jeremiah Sullivan

Sworn to before me, this

of

188

(day)

John J. O'Connell  
 Police Justice.



0090

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness,

56 Oak Street.

Disposition,

Ex July 2<sup>nd</sup>  
2 1/2 P.M.  
July 4-10.40 AM



0091

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.....

*Referred out*  
guilty thereof, I order that *They* be held to answer the same and *he* be admitted to bail in the sum of *Two* 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 4* 18..... *J. M. Patterson* Police Justice.

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

Dated..... 18..... 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..... 18..... Police Justice.



0092

#38  
Police Court--- District. 3/7046

THE PEOPLE, &c.  
IN THE COMPLAINT OF

*M. J. Lee*  
*56, Cook St*  
*Pop. M. C. Lee*  
*Robt. Garman*  
*James M. Kelly*

*W. J. Lee*

BAILED,

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

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

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

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

Dated *July 4* 188*9*  
*Patterson* Magistrate.

*Tulliver* Officer.  
4 Precinct.

Witnesses *Officer*  
No. *1030* Street.

*Frank Barclay*  
No. *100 E 23rd* Street.

No. .... Street.  
\$..... to answer.

*Can't pay*



0093

The New York Catholic Protectory.

House of Reception, 415 Broome St.

New York, July 10 1890

I Mrs Mary McKone 34 Cherry St.  
You are hereby notified that Patrick McKone

aged 13 years has been committed to the House of Reception of "THE NEW  
YORK CATHOLIC PROTECTORY" by Hon R B Martine and

that, unless taken therefrom in the manner prescribed by law within twenty days after the service  
of this notice, the said Patrick McKone shall be committed to the

Asylum of said Corporation in the town and county of West Chester, in the State of New York.

C Villeneuve

Superintendent.

R



0094

34 Cherry

Notice of Commitment

OF

Patrick M Keon

22156

Served July 14/20

John H. Hane



0095

THE CLYDE STEAMSHIP COMPANY.

COASTWISE LINES.

TRAFFIC DEPARTMENT.

PIER 29, EAST RIVER, NEW YORK.

THEO. G. EGER,  
TRAFFIC MANAGER,  
5 BOWLING GREEN, N. Y.

WM. P. CLYDE & CO.,  
GENERAL AGENTS,  
5 BOWLING GREEN, N. Y.

NEW YORK, Dec 12<sup>th</sup> 1890

To The Hon. Randolph B. Martine  
Sir

I cheerfully testify as to the character of Thomas Connell, husband of the mother of Robert Gardner whom you committed on the 10<sup>th</sup> of July to the Catholic Protectory, both as to honesty, sobriety & industry. He is now by his steady habits & application to his duties earning a salary which places beyond a doubt his ability to provide a home for the boy such as fall to few of his condition in life. He will be sent to school & will be decently clothed. The conditions that led to his committal were numerous the chief one was, Mr Connell was confined



0096

2

THE CLYDE STEAMSHIP COMPANY.

COASTWISE LINES.

TRAFFIC DEPARTMENT.

PIER 29, EAST RIVER, NEW YORK.

THEO. G. EGER,  
TRAFFIC MANAGER,  
5 BOWLING GREEN, N. Y.

WM. P. CLYDE & CO.,  
GENERAL AGENTS,  
5 BOWLING GREEN, N. Y.

NEW YORK, ..... 189

To his bed with a bad case of  
Pneumonia, this left the family in  
very needy circumstances, and it was  
only by the hard work and perseverance  
of Mrs. Connell that they managed  
to exist.

In conclusion I would  
say that your Honor need  
have no fear that the boy will  
ever be a charge on the country  
again.

I am Sir

Yours Respectfully  
Joseph Kennas

P.S.

Mr. Connell has been with this Company  
for 14 years J.H.



0097

**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 McKeon, Robert  
Gardner and John McNally*

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

*Patrick McKeon, Robert Gardner and John McNally*

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said

*Patrick McKeon, Robert  
Gardner and John McNally, all*

late of the *Fourth* Ward of the City of New York, in the County of  
New York, aforesaid, on the *first* day of *July* in the year of  
our Lord one thousand eight hundred and *ninety*, with force and arms, at the  
Ward, City and County aforesaid, a certain building there situate, to wit: the *laundry* of one

*Sam Lee*

feloniously and burglariously did break into and enter, with intent to commit some crime therein,  
to wit: with intent, the goods, chattels and personal property of the said

*Sam Lee*

in the said *laundry* then and there being, then and there feloniously and burglariously  
to steal, take and carry away, against the form of the statute in such case made and provided, and  
against the peace of the People of the State of New York and their dignity.



## SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said

*Patrick McKeon, Robert Gardner and James McNally*  
 of the CRIME OF *Grand* LARCENY in the second degree committed as follows:

The said

*Patrick McKeon, Robert Gardner and James McNally, all*

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

*forty shirts of the value of  
 one dollar each and, two hundred  
 stockings of the value of ten  
 cents each*

of the goods, chattels and personal property of one

*Son Lee*

in the laundry of the said

*Son Lee*

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



## THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said

*Patrick McKeon, Robert Gardner and James McNally*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Patrick McKeon, Robert Gardner*  
*and James McNally all* —

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

*forty shirts of the value of*  
*one dollar each, and two hundred*  
*stockings of the value of ten*  
*cents each*

of the goods, chattels and personal property of one

*Jon Lee* —

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

*Jon Lee* —

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

*Patrick McKeon, Robert Gardner and James McNally*

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.

JOHN R. FELLOWS,  
District Attorney.



0100

**BOX:**

404

**FOLDER:**

3744

**DESCRIPTION:**

Metera, Henry

**DATE:**

07/18/90



3744



POOR QUALITY  
ORIGINAL

0101

#161

593

Counsel,

Filed

18 day of

July 1889

Pleads,

THE PEOPLE

vs.

Henry Metera

Assault in the First Degree, Etc.  
(Firearms)  
(Sections 217 and 218, Penal Code).

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*[Signature]*  
Foreman.

*[Signature]*  
*[Signature]*  
*[Signature]*

Witnesses:

Nicholas Stroe  
Off. Morayson

Upon reading the  
within affidavit  
of failure to  
find the Complainant,  
I, the undersigned,  
the defendant be  
discharged on his  
own recognizance.

W. S. G. L. H.  
A. B. A.



0102

Police Court— District.

City and County } ss.:  
of New York,

of No. 181 Mulberry Street, aged \_\_\_\_\_ years,

occupation Shoemaker being duly sworn

deposes and says, that on the 15<sup>th</sup> day of July 1888 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Henry

Madara who born and

aimed a loaded revolver

at the body of deponent

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

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

Sworn to before me, this 15<sup>th</sup> day  
of July 1888.

J. Nicholas Petrone  
J. M. Patterson Police Justice.



0103

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Henry Maderna* 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.

*Henry Maderna*

Question. How old are you?

Answer.

*27 years.*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*91 Mulberry St. 3 years.*

Question. What is your business or profession?

Answer.

*Barber*

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.*

*Enrico Metere*

Taken before me this

day of July 1892

*John J. McQuinn*

Police Justice.



Nicholas Petroni being only  
 second deposer that says Corp E  
 of where dayton resided?

A 1st Henry Street

Q You say the defendant cursed  
 you some names and threatened  
 to shoot you?

Answer

Q Where did it happen?

A In the house where I live and he  
 lives:

Q On what floor does he live?

A 1st floor also he lives one  
 side and I the other

Q How did this commence?

A He was making alot of noise  
 in his own room, and I knocked  
 at the wall that separate my  
 room from his and he cursed

me as one of a bitch, and said

I will break your sisters behind

Q At that time were you in  
 your own room?

Answer



Q And the door was closed?  
A Yes sir

Q Was the door closed?  
A Yes sir

Q And so you meant to tell the Court that you heard this all through the wall?

A Yes sir there is a window between the two houses and he came there and talked to me, and he says I will take you outside and look you

Q How long did that last?

A 15 minutes about

Q And when did you speak for an officer?

A This morning I did I found him in the hallway and talked to him

Q What did he say to you?

A I spoke to him first I says I couldn't say anything against you I said I only told you to keep quiet



Q How when you had this conversation  
didnt you have a holmes  
knife in your pocket?  
A No Sir

Q What is your business?  
A Shoe maker

Q Went out in his doorway and  
had a revolver in his hand?  
A Yes and intended to shoot me

Q How do you know that?  
A He had it in his hand and pointed  
it in my face

Q How long did he hold it there?  
A 5 or 10 minutes

Q He didnt shoot you did he?  
A No he didnt have a chance to  
shoot

From before me  
this 14th day of July 1893 } Nicholas Petrone

J M O'Brien  
Shoe Justice



4

Peter Monaghan being  
 duly sworn deposes <sup>and says</sup>  
 Of Examiners  
 of State what you know?  
 Q This man came out on the  
 sidewalk and asked me  
 he told me there was a man  
 pointed a revolver at him and  
 threatened to shoot him and  
 I went in the hallway and  
 knocked at the door and when  
 I went inside the man was  
 in his room with a revolver  
 in his hand, and as soon  
 as he saw me that I was an  
 officer he put the revolver under  
 a sheet <sup>on</sup> the bed and directed  
 him.

Sworn to before me  
 this 15th day of July 1890 } Peter J. Monahan

Police Officer



Celesto A E Rosa being  
duly sworn deposes <sup>and says</sup>

By the Court

I make your statement  
Q I am the housekeeper of the  
house where I was sweeping  
the hall of the house the  
complainant was standing at  
the door and the prisoner was  
coming out of the house and  
the complainant told the  
defendant you are the man  
that is going to break my back  
last Saturday night, and the  
prisoner went over and got  
his revolver

Q Did you see him point the  
pistol at this man?

A He pointed the revolver above  
him like this

Q What make any remark?  
A No Sir

Sworn to before me

this 16<sup>th</sup> day of July '89  
J M Peterson

John H. Lee



Frank Jagne being duly sworn  
deposes and says

Q What what you heard?

A As soon as the prisoner came  
out of the house complainant  
asked the reason he called  
him those names last night  
and he said if you will  
apologize it will be all right  
with that he went in the  
house and came out with  
the pistol

Q What did he say?

A He said if you don't get out I  
will hit you and he pointed  
the pistol at him

Q Was he armed?

Q Where did this happen?

A I don't know the exact time  
about 7 o'clock

Q Where did you first see the  
complainant & defendant?

A On the stoop of the house  
facing the street



7

Q And did the defendant at that time bore a pistol in his hand?

A No Sir he didn't

Q How long did you remain on the stoop?

A Until they entered the house

Q Who entered first?

A The defendant entered first he went in closed the door and came out with the pistol in his hand

Q Did the complainant stop on the stoop while the defendant went in the house?

A Yes Sir

Q And how long after that did the defendant come down?

A He went up stairs closed his door and came right back to the stoop with the pistol

Q Then this occurrence didn't happen up stairs in the room or hall way?



8

Ayesa

If any of any witnesses testified  
to the fact that he had the  
pistol in his hand in his door  
way then they must be mistaken  
By the court

Don't answer that question  
If any of the witnesses have  
testified that he had this  
pistol in his hand in his  
door way after his house  
then they must be mistaken  
Ayesa

If you know what you are swearing  
to?

Ayesa

If you say that the complainant  
remained on the stoop while  
the defendant went up stairs

Ayesa

If the complainant never  
moved from that stoop until  
the defendant came in the  
doorway with the pistol in



0112

9

his hand. 3

Ayco Si unless he came to face  
him.

If and all this occurred in the  
hallway;  
Ayco Si.

Sworn to before me  
this 16 day of July 1895

Frank L. Gouge

W. M. Pleasance

John J. J. J.



0113

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.....

*Alfred*  
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 *July 17* 18 *90*..... Police Justice.

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

Dated..... 18..... 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..... 18..... Police Justice.



0114

Ed July 16  
2 1/2 P.M.

#168  
Police Court---  
1106  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Richardas Petros  
vs. 191- Mulberry St  
Henry Magner  
1  
2  
3  
4  
Offence

BAILED.

No. 1, by Giovanni Lodi  
Residence 67. Mulberry Street.

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

Dated July 15 1890

Spencer Magistrate.  
Munaghan Officer.

10 Precinct.

Witnesses Celeste De Rosale

No. 191. Mulberry Street.

Frank Liguori

No. 191- Mulberry Street.

No. Street.

\$ 1000 to answer

Can't find  
mistake



0115

**PART II.**

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Nicholas Petrone  
of No. 191 Mulberry Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 15 day of

1890 at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Henry Medera  
Dated at the City of New York, the first Monday of 1890  
in the year of our Lord, 1890

JOHN R. FELLOWS, *District Attorney.*



0116

Should the case not be called on for trial, please sign in Court, please inform the Court about it, and you may be this early to the District Attorney's Office.  
If you know of more testimony, please bring it to the Magistrate, or if a witness is not there brought out by the Attorney or one of his

THE PEOPLE

Nicholas Petrone

vs.

Henry Medera

City and County of New York, ss.:

Peter J. Monahan

being duly

sworn, deposes and says: I am a Police Officer attached to the

10<sup>th</sup>

Precinct,

in the City of New York. On the

9<sup>th</sup>

day of

October

1896,

I called at 191 Mulberry Street

the alleged place of residence of Nicholas Petrone

the complainant herein, to serve him with the annexed subpoena, and was informed by the janitor and other persons that had gone away and collected in army and would not return.

I had called on other occasions with the same result.

Sworn to before me, this

day

of

Oct 10<sup>th</sup>, 1896

Peter J. Monahan

W. H. W. J. J. J.

Notary Public 44

n 7 c.



**Court of General Sessions.**

THE PEOPLE, on the Complaint of

*Nicholas Corrine*

vs.

*Mary Madera*

Offense:

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

Affidavit of Police Officer

*Robert J. Monahan*

*1st*

Precinct.

**Failure to Find Witness.**

0117



0118

**PART II.**

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Nicholas Petrone  
of No. 191 Mulberry Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 14 day of October 1889, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Henry Petersen

Dated at the City of New York, the first Monday of October in the year of our Lord, 1889.

JOHN R. FELLOWS, *District Attorney.*



0119

Should the case not be called  
signed in Court, please inform  
the office about it, and you may  
If inconvenient to remain  
at this early to the District  
If ill when served, please  
attorney's Office.  
If you know of more testi-  
fies the Magistrate, or if a  
as not there brought out  
District Attorney or one of

THE PEOPLE

Nicola Petrone  
vs.

Henry Mitera

City and County of New York, ss :

William Gallagher being duly  
sworn, deposes and says: I reside at No. 207 Westan  
Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of  
the City and County of New York. On the 13<sup>th</sup> day of October 1890,  
I called at 191 Mulberry Street

the alleged place of residence of Nicola Petrone  
the complainant herein, to serve him with the annexed subpoena, and was informed by the Janitor  
and other persons that he had enlisted in the army and  
gone away and would not return  
I called at the same place on other  
occasions with the same result

Sworn to before me, this 14<sup>th</sup> day of October 1890. } William Gallagher  
Dewey Herzbach } Subpoena Server.  
Notary Public N.Y. Co.



Court of General Sessions.

THE PEOPLE, on the Complaint of

Nick Blaine

vs.

Wm. Bheera

Offence :

JOHN R. FELLOWS,

District Attorney.

Affidavit of

Wm. Bheera

Subpoena Server.

Failure to Find Witness.

0120



0121

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To *Nicholas Petrone*  
of No. *191 Mulberry* Street

*Not for*  
*away in the Army*  
*Polignac*

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of *25* 1890, at the hour of *11* in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

*Henry Metra*

Dated at the City of New York, the first Monday of in the year of our Lord 1890.

JOHN R. FELLOWS, District Attorney.



0 122

## Court of General Sessions.

THE PEOPLE

*Nicola Petrone*

vs.

*Harry Mena*

City and County of New York, ss :

*William G. Galtman* being duly sworn, deposes and says: I reside at No. *207 West* Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the *24<sup>th</sup>* day of *September* 18*90*. I called at *191 Mulberry Street in the City of New York,*

the alleged *place of residence* of *Nicola Petrone* the complainant herein, to serve him with the annexed subpoena, and was informed by *the*

*Janitor and others that he had enlisted in the U.S. Army and left the building and that they could give no information in regard to his whereabouts. Deposition further says that he made diligent search and enquiry at other places with the same result.*

Sworn to before me, this

day

of

18

90

*William G. Galtman*

Subpoena Server.

*Charles H. Maguire*  
Clerk of Court of New York



Court of General Sessions.

THE PEOPLE, on the Complaint of

*Nicola Pelenc*

vs.

*Henry Melrod*

Offence :

JOHN R. FELLOWS,  
District Attorney.

Affidavit of

*William Gallagher*  
Subpoena Server.

Failure to Find Witness.

0123



0124

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK.  
If this Subpoena is disobeyed, an attachment will immediately issue.  
Bring this Subpoena with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To Nicholas DeRone  
of No. 191 Mulberry Street.

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the day of February 1891, at the hour of 11 in the forenoon of the same day,

as a witness in a criminal action prosecuted by the People of the State of New York, against

Henry Wetten

Dated at the City of New York, the first Monday of February,  
in the year of our Lord 1891.

DE LANCEY NICOLL, District Attorney.



0125

# Court of General Sessions.

THE PEOPLE

vs.

*Harry Matara*

City and County of New York, ss.:

*Peter J. Monahan*

being duly

sworn, deposes and says: I am a Police Officer attached to the

*10<sup>th</sup>*

Precinct.

in the City of New York. On the

*4<sup>th</sup>*

day of

*February*

18 *91*

I called at

*191 Mulberry Street*

the alleged

*residence*

of

*Nicholas Petron*

the complainant herein, to serve him with the annexed subpoena, and was informed by the

*Landlady daughter, that he had left  
there some five or six months ago  
and all they think of him is to  
report that he went in the regular Army  
and was unable to give me any further  
information.*

Sworn to before me, this

day

of

*February*

18

*91*

*Peter J. Monahan*

*John A. McGuire*

*Commissioner of Docks  
N. Y. Co.*



**Court of General Sessions.**

THE PEOPLE, on the Complaint of

*Mr Charles Estlin*

vs.

*Jimmy Malara*

**DELANCEY NICOLL**  
**JOHN E. FELLOWS**

*District Attorney.*

*Affidavit of Police Officer*

*John J. Winkham*

*10<sup>th</sup>* Precinct.

**Failure to Find Witness.**

0126



# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Henry Metera*

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

*Henry Metera*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

*Henry Metera*  
late of the City of New York, in the County of New York aforesaid, on the  
*fifteenth* day of *July*, in the year of our Lord  
one thousand eight hundred and ~~eighty~~ *eighty*, with force and arms, at the City and County  
aforesaid, in and upon the body of one *Nicholas Petrone*  
in the peace of the said People then and there being, feloniously did make an assault and  
to, at and against *him* the said *Nicholas Petrone*  
a certain pistol then and there loaded and charged with gunpowder and one leaden  
bullet, which the said *Henry Metera*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously did then and there shoot off and discharge *the same*,  
with intent *him* the said *Nicholas Petrone*  
thereby then and there feloniously and wilfully to kill, against the form of the statute in  
such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

## SECOND COUNT—

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

*Henry Metera*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

*Henry Metera*  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of  
the said *Nicholas Petrone* in the peace of  
the said People then and there being, feloniously did wilfully and wrongfully make  
another assault, and to, at and against *him* the said

*Nicholas Petrone*  
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,  
which the said *Henry Metera*

in *his* right hand then and there had and held, the same being a weapon and  
an instrument likely to produce grievous bodily harm, then and there feloniously did  
wilfully and wrongfully shoot off and discharge *the same*,  
against the form of the statute in such case  
made and provided, and against the peace of the People of the State of New York and  
their dignity.

JOHN R. FELLOWS,

District Attorney.