

0453

BOX:

13

FOLDER:

164

DESCRIPTION:

Callaghan, Michael

DATE:

05/20/80



164

0454

BOX:

13

FOLDER:

164

DESCRIPTION:

Graham, Samuel

DATE:

05/20/80



164

0455

BOX:

13

FOLDER:

164

DESCRIPTION:

McDonald, Louis

DATE:

05/20/80



164

0456

BOX:

13

FOLDER:

164

DESCRIPTION:

McDonald, Stephen

DATE:

05/20/80



164

0457

77000 20 Monday

Filed 20 day of May 1870

Pleasds *Wm. D. Smith* (2)

vs *THE PEOPLE,*

Louis Mc Donald
Stephen M. Donald
Thomas Callaghan
Samuel Graham
Chas Samuel Delaney

H. C. Smith
BENJ. K. PHELPS,
District Attorney

A True Bill.

Wm. D. Smith
Wm. D. Smith
Upon complaint of *Wm. D. Smith*
dam done & trespass at *Callaghan*
ought not to be charged -
He dunnly *dammed* there
Says for *25 cts* - His
Code for *dam* & *generate*
H. C. - *DR*

0458

Police Court, Second District.

City and County
of New York, } ss.

Marion E. O'Neil

of No. 139 Waverly Place Street, being duly sworn,
deposes and says that the premises No. 139 Waverly Place
Street, 9th Ward, in the City and County aforesaid, the said being a dwelling
and which was occupied by deponent as a dwelling house and place
of business were **BURGLARIOUSLY**
entered by means of forcibly opening the scuttle and
entering thereby from the roof of said premises.

on the 11th day of May 1880
and the following property feloniously taken, stolen, and carried away, viz.:

- One black silk dress of the value of \$150 00
 - One bantam Cape polinaire and skirt
 - Under skirt of the value of — \$ 100 00
 - Two silk under skirts of the value of \$25 — \$ 50 00
 - One velvet skirt with embroidered polinaire
 - of the value of — \$ 100 00
 - One woolen dress of the value of \$ 50 00
 - One cloth sack of the value of \$ 25 00
 - One Grenadine dress of the value of \$ 100 00
- all being of the value of five hundred and seventy five
dollars —

the property of Deponents
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 Louis M^cDonald, Stephen M^cDonald
Samuel Babam
alias Samuel Delaney and Michael Callaghan
all now present, for the reasons following, to wit: that deponent is informed

by Officer O'Neil that he found a portion
of said property in the cellar of premises
No 55 West Third street on the 12th day of
May 1880 and that deponent has seen

and identified the same as a portion of the property hereinbefore described. Deponent is further informed by Minnie Campbell that on the night of the 11th day of May 1880. she saw Louis M^cDonald in premises No 55 West Third street and he then and there had in his possession a bundle which deponent subsequently identified as the same in the possession of Officer O'Neil that said Louis M^cDonald desired to leave the bundle with the said Minnie. Said Minnie further informs deponent that about thirty minutes after said Louis had been so refused permission to leave said bundle with her the said Stephen M^cDonald called at premises No. 55 West Third street and said Minnie told said Stephen that his brother Louis had been there with a bundle and had asked for said Stephen. Deponent is further informed by Eva Sammons that on the night of the 11th day of May 1880. said Callaghan came to premises No 187 Thompson street and entered with a pass key that he was immediately followed by said Callaghan with a bundle answering to the description of the one found by Officer O'Neil hereinbefore mentioned that one of the said men asked for Kitty Hurley's room and they went

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up stairs to the third floor and entered
a room Deponent is further informed
by Rosey Hackett that on the said
night of 11th day of May 1880. Said Rosey
was informed by Eva Sammons that
said men had gone up stairs in
premises No 184 Thompson Street and
said Rosey went to the third floor
and saw a girl named Kitty Hurley
in a room and therein was a bundle
and also a dress trimmed with furs
that said Rosey told said Kitty that
those things must be taken away
that shortly after two men came and
carried away said bundle

Shown before me this day at
14 day of May 1880

J. W. Keith
Notary Public

0461

FORM 10.
STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

Kitty Hurley
of No. *184 Thompson* Street, being duly sworn, deposes and says,
that on the *11th* day of *May*, 18*75* at the City of
New York, in the County of New York, *she met - on*

Sworn before me, this

of *May*

1875

day

Police Justice.

P. M. White

Blackburn Street at about
9 o'clock P.M. Sunday
Quaker also Delaney
and Michael Callahan
that at Delaney's request
she gave him her pass key
to their premises. That
subsequently upon her
return home she found
in her room a bundle
of clothing and a skirt
dress which she identi-
fies as the one here shown

Kitty Hurley
mark

0462

FORM 10.
STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

Rosey Hackett

of No. *187 Thompson* Street, being duly sworn, deposes and says,
that on the _____ day of _____ 187____ at the City of
New York, in the County of New York,

*that she has heard read the foregoing
affidavit and that the facts therein
stated on information of deponent
are true of her own knowledge and
deponent identifies
a dress (then shown) as
the one she saw on
the bed as set forth
in said affidavit -*

Rosey Hackett

Sworn before me, this *13th* day of *May* 188*8*
Police Justice.

[Signature]

0463

FORM 10.

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

Lawrence O'Neil

of *the Central Office Police* Street, being duly sworn, deposes and says,

that on the _____ day of _____ 187____ at the City of
New York, in the County of New York,

*That he has heard read the foregoing
affidavit and that the facts therein stated
on information of deponent are true
of his own knowledge*

Lawrence O'Neil

Sworn before me, this
13th

day

of
Pray
1881
Police Justice,

0464

FORM 10.

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

Minnie Campbell

of No. *55 West Third* Street, being duly sworn, deposes and says,

that on the _____ day of _____ 187____ at the City of

New York, in the County of New York.

Sworn before me, this

of *1887*

*That she has heard read the foregoing
Affidavit and that the facts therein stated
on information of deponent are true
of her own knowledge*

day)

Police Justice.

Minnie Campbell

[Signature]

0465

FORM 10.

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

Eva Sammons.

of No. *184 Thompson* Street, being duly sworn, deposes and says,
that on the _____ day of _____ 18____ at the City of
New York, in the County of New York

*That she has heard read the foregoing
affidavit and that the facts therein
stated on information of deponent
are true of her own knowledge*

Eva Sammons.

Sworn before me, this

13th

day

Police Justice.

of [Signature]

0466

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.—*Louis M^cDonald*

Question.—How old are you?

Answer.—*Twenty One years.*

Question.—Where were you born?

Answer.—*Brooklyn, New York*

Question.—Where do you live?

Answer.—*32, Greenwich Avenue*

Question.—What is your occupation?

Answer.—*Carpenter*

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

Answer.—

I have nothing to say as I know nothing about it

Louis M^cDonald

Taken before me, this

13th

day of *May*

188*9*.

W. J. ...
Police Justice.

0467

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.—*Samuel Graham impleaded Samuel Delaney*

Question.—How old are you?

Answer.—*Twenty three years.*

Question.—Where were you born?

Answer.—*New York City.*

Question.—Where do you live?

Answer.—*79 Third Avenue.*

Question.—What is your occupation?

Answer.—*Roofer.*

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

Answer.—*On Tuesday night last I was standing in Jones Street when a man came up who was a stranger to me and he asked me if I would take a package for him to a woman named Hurley. I said I would not take it myself but would get a man to take it for him. I then saw Michael Callaghan sitting on a truck. I asked him if he wanted to make a stamp Callaghan then took the bundle and he and I went to the house 184 Thompson Street and left it there. I had nothing to do with taking the bundle away from there and have not seen it since.*

S. Graham

Taken before me, this

13

day of May

1882

Michael Callaghan
Police Justice.

0468

Police Court—Second District.

CITY AND COUNTY } ss.
OF NEW YORK.

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

Question.—What is your name?

Answer.—*Michael Callaghan*

Question.—How old are you?

Answer.—*Twenty four years.*

Question.—Where were you born?

Answer.—*New York City*

Question.—Where do you live?

Answer.—*No 10 Jones Street*

Question.—What is your occupation?

Answer.—*Butcher*

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

Answer.—

On Tuesday night I met Graham he had a Bag and asked me to take it to the corner of Thompson & Bleeker Street — I took the Bag and left it as directed. I did not know the contents of the Bag — that is all I know about it

*Michael^{his} Callaghan
mark*

Taken before me, this

13th day of *May* 188*7*

Richard M. Police Justice.

0469

Police Court—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Marion C. Dietz
139 Twenty Place

vs.
James M. Donald

Stephen M. Donald Discharged

Michael Callahan

Samuel Buchanan
employee of Samuel S. Lippitt



Dated 15 190 1907

Magistrate.

James C. O'Connell
C. O.

Clerk.

Witnesses: Evans, Summers, House
House of Institution Sailed

No. 187 Thompson Street

Wm. H. Hurley

187 Thompson Street

Witness: Minnie Campbell

25 West 17th Street
Home of detention

Rosey Aackett

No. 187 Thompson Street

James C. O'Connell and William Adams - Attorneys of free

to answer committed.

Received in Dist. Atty's Office.

No. 2 - 117 - Embury

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

A J Dawson

Seal for Eva Summons

Witness to testify

Sent notice to

Sheriff's Office

[Signature]

CITY AND COUNTY } ss.
OF NEW YORK.

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

That Louis McDonald, Stephen McDonald, Michael Callaghan and Samuel Graham otherwise called Samuel Delaney each late of the North Ward of the City of New York, in the County of New York, aforesaid,

on the Eleventh day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty with force and arms, about the hour of ten o'clock in the night time of the same day, at the Ward, City and County aforesaid, the Dwelling-house of Marion E Dick

there situate, feloniously and burglariously did break into and enter by means of forcibly breaking open an outer door of said dwelling house - with a certain door of the said called a Shuttle whilst there was then and there some human being to wit, one Marion E Dick within the said dwelling-house by the said Louis McDonald, Stephen McDonald, Michael Callaghan and Samuel Graham otherwise called Samuel Delaney then and there intending to commit some crime therein, to wit, the goods, chattels, and personal property of Marion E Dick

in the said dwelling-house 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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, about the hour of ten o'clock in the night time of said day, the said Louis McDonald, Stephen McDonald, Michael Callaghan and Samuel Graham otherwise called Samuel Delaney each - late of the Ward, City, and County aforesaid,

seven sheets of the value of Forty five dollars each -
Three wash of the value of Twenty seven dollars each
Three overcoats of the value of Thirty seven dollars each
One sack of the value of Twenty five dollars
Two Polonaises of the value of fifty dollars each -

of the goods, chattels, and personal property of Marion E Dick

Marion E Dick in the said dwelling-house of one Marion E Dick then and there being found in the dwelling-house 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.

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

BENJAMIN K. PHELPS, District Attorney.

0471

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

That the said *Louis Mc Donald, Stephen Mc Donald, Michael Callaghan and Samuel Graham otherwise called Samuel Delaney each*

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

*Seven skirts of the value of forty five dollars each
Three waists of the value of twenty seven dollars each
Three overshirts of the value of thirty seven dollars each
One sack of the value of twenty five dollars -
Two Polonaise's of the value of fifty dollars each*

of the goods, chattels, and personal property of the said *Marion E. Dick*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said *Marion E. Dick*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said *Louis Mc Donald, Stephen Mc Donald, Michael Callaghan and Samuel Graham otherwise called Samuel Delaney* then and there well knowing the said goods, chattels, and personal property to have been feloniously stolen), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.

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BOX:

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FOLDER:

164

DESCRIPTION:

McCarthy, William

DATE:

05/28/80



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0473

BOX:

13

FOLDER:

164

DESCRIPTION:

Murray, James

DATE:

05/28/80



164

0474

Day of Trial,

Counsel,

Filed *28* day of *May* 1850

Pleads

BURGLARY—THIRD DEGREE—AND RECEIVING STOLEN GOODS.

THE PEOPLE

vs

James Murray

BENJ. K. PHELPS,

District Attorney

A True BILL.

Henry C. ...

Foreman.

James J. ...

S. A. ...

0475

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

Henry Reiling

of No. 2460 ~~Fourth Avenue~~ ^{Street} being duly sworn,
deposes and says, that the premises No. 2460 ~~Fourth Avenue~~
~~Street~~, 12th Ward, in the City and County aforesaid, the said being a ~~brick building~~
and which was occupied by deponent as a Lager Beer Saloon and
~~dwelling house~~ were BURGLARIOUSLY broken
and entered by means of forcibly opening a side window
of said saloon by means of forcing back the
catch securing said window, at about the
hour of 1 1/2 o'clock on the morning of the 24th day of May 1880

and the following property feloniously taken, stolen and carried away, viz: gold and
lawful money of the United States
consisting of a number of silver
and copper coins in all of the amount
and value of fifty-four cents

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 William Mc Carthy and
James Murray, both now here,
for the reasons following to wit:

That at said time said
Saloon was securely closed and fastened,
said window being closed and secured
with a catch, and said money was then
contained in the drawer of the counter
in said saloon. That about the hour
of 2 o'clock on said morning deponent
was awoken from sleep by John
J. Kearns, here present, who then

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informed deponent that he, Keams,
had seen said deponents come out
of said saloon through the window above
said. That deponent then went into said
saloon and found that said window
had been broken open and the money
drawer removed from the counter and
the money aforesaid stolen and carried
away therefrom. That after the arrests
of said deponents deponent found
the money aforesaid in the possession
of the deponent James Murray, and
deponent positively identifies one of
the Copper cents so found in the
possession of said James Murray as
being a portion of the money so
aforesaid stolen as aforesaid.
Given to you on this
24th day of May 1884 Henry Keeling

A. W. Patterson of Police Justice

City and County
of New York N.Y.

John J. Kearns, of No. 2444 1/2
Fourth Avenue, being duly
sworn deposes and says - that at
about the hour of 11 1/2 o'clock on
the morning of the 24th day of
May 1880 deponent saw the
prisoner, James Murray, now
here, in the act of walking away
towards 4th Avenue from the
side window of the premises
named in the foregoing affidavit
of Henry Reeling, viz: 2460 Fourth
Avenue; and at the same
instant deponent saw the prisoner
William M. Carthy, now here,
in the act of jumping out of
said premises through said side
window. That both of said
prisoners then ran away to-
gether into a cellar on 4th
Avenue where deponent caused
their arrest.

~~John J. Kearns~~ John J. Kearns

Subscribed before me this
24th day of May 1880
J. M. Parsons
Notary Public

0478

Police Court—Fifth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *William M. Carthy*

Question. How old are you?

Answer. *Eighteen years of age*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *2211 Third Avenue*

Question. What is your occupation?

Answer. *Silver ware polisher*

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

Answer. *I have nothing to say.*

William M. Carthy
(mark)

Taken before me, this

24th

day of

May

187*8*

J. M. Parsons Police Justice.

0479

Police Court—Fifth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *William M. Carthy*

Question. How old are you?

Answer. *Eighteen years of age*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *2211 Third Avenue*

Question. What is your occupation?

Answer. *Silver ware polisher*

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

Answer. *I have nothing to say.*

William M. Carthy
(Witness)

Taken before me, this *24th*
day of *May* 187*6*

J. M. Patterson Police Justice.

0480

Police Court—Fifth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *James Murray*

Question. How old are you?

Answer. *Twenty years of age*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *343 East 122nd Street*

Question. What is your occupation?

Answer. *Laborer*

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

Answer. *I have nothing to say*
James Murray

Taken before me, this

24th

day of

May

187*8*

J. M. Patterson

Police Justice.

0481

POLICE COURT—FIFTH DISTRICT

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Reiling
2466 H. Car.
A. M. Country
James Murray



1880

May 24

Dated

W. J. Adams
Magistrate

Jacoby & Simpson 12
Officer

Meek
Clerk

BAILED.

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

Witnesses,
Officers Jacoby and
Simpson 12 Plaintiffs
John J. Reams
2444 Fourth Avenue

\$1000.00 Cash to Ans.

General Passano
Received in Dist. ATT'y's Office.
C. Meek

Office Washington & ...

0482

CITY AND COUNTY }
OF NEW YORK. } ss.

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

That *William McCarthy* and *James Murray*
Each -

late of the *Twelfth* Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty fourth* day of *May* in the
year of our Lord one thousand eight hundred and ~~eighty~~ *Eighty* with force and
arms, at the Ward, City and County aforesaid, the *Saloon* of

Henry Reiling

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

Henry Reiling

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

*Divers Silver Coins of a number and denomi-
- nation to the jurors aforesaid unknown and a
more accurate description of which can not now
be given of the value of fifty four cents -
Fifty four Coins of the kind called Cents of
The value of one cent each -*

*Divers Copper Coins of a number and denomi-
- nation to the jurors aforesaid unknown and a
more accurate description of which cannot now be
given of the value of fifty four cents -*

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

Henry Reiling

so kept as aforesaid in the said *Saloon* then and there being, then
and there feloniously did steal, take and carry away, against the form of the Statute in
such case made and provided, and against the peace of the People of the State of New
York, and their dignity.

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

That the said

William McCarty and James Murray each

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

*Gives silver coins of a number and denomination to the Jurors aforesaid unknown and a more accurate description of which cannot now be given of the value of fifty four cent
Fifty four coins of the kind called cents of the value of one cent each*

Gives copper coins of a number and denomination to the Jurors aforesaid unknown and a more accurate description of which cannot now be given of the value of fifty four cents

of the goods, chattels and personal property of

Henry Reeling

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

Henry Reeling

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

William McCarty and James Murray each

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

BENJ. K. PHELPS, District Attorney.

0484

BOX:

13

FOLDER:

164

DESCRIPTION:
McDermott, James S.

DATE:

05/25/80



164

0485

Fourth District Police Court.

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

Peter August
of the *22^d Precinct Police*

Street, _____ being duly sworn, deposes and says,

that on Sunday, the *29th* day of *February* 18*88*

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

he saw *James J. Mc Dermott*

sell and expose for sale, at his premises, No. *421-10th Avenue*

all spirituous and intoxicating liquors, in violation of the law in such cases

made and provided *and did not keep said place*

closed as required by law on

said Sunday

Peter August

Sworn before me this

29th day of *February*

18*88*

Wm. H. Keenan

Police Justice

0486

30. U.S.
POLICE COURT—FOURTH DISTRICT.

370
THE PEOPLE, &c.
ON THE COMPLAINT OF

Peter August

22 Pleas 261

James S. McDevitt

AFFIDAVIT.
Violation of Sunday Liquor Law.

Dated the 29 day of July 1880

Magistrate.



Officer.

Witnesses.....

Bailed \$ 100 to Ans. G.S.

By Robert B. Foreman

442-749 Street.

0487

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

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

That

James S. McDermott

late of the *twenty second* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty ninth* day of *February* in the year of our Lord one thousand eight hundred and eighty _____, at the Ward, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to one

Peter Nugent

; without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

SECOND COUNT.—*And the Jurors aforesaid, upon their Oath aforesaid, do further present: THAT* the said

James S. McDermott

late of the Ward, City, and County aforesaid, then and there being a person duly licensed according to law to sell spirituous liquors and wines on the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors aforesaid unknown, unlawfully did sell, as a beverage, to one

Peter Nugent

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

BENJ. K. PHELPS, District Attorney.

0488

BOX:

13

FOLDER:

164

DESCRIPTION:

McDermott, John

DATE:

05/28/80



164

Richard
Day of Trial,
Counsel,
Filed 28 day of May 1880
Pleads *John DeBermott*

Wm. H. Phelps
THE PEOPLE
vs.
686
P
John deBermott

BENJ. K. PHELPS,
District Attorney,
Part in June 14, 1880
Pleads Murder 2 deg.
A TRUE BILL.
(Wm. H. Phelps)

Foreman
Wm. H. Phelps
June 21 9 1880

0490

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the house of Corpus Office
No. 412 Amster Street, in the 15 Ward of the City of
New York, in the County of New York, this 12 day of May
in the year of our Lord one thousand eight hundred and eighty before
Thomas C. Ruff Coroner,
of the City and County aforesaid, on view of the Body of

Elizabeth M. Dermott lying dead at
Murray Upon the Oaths and Affirmations of

eight good and lawful men of the State of New York, duly chosen and
sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said

Elizabeth M. Dermott came to her death, do,
upon their Oaths and Affirmations, say: That the said Elizabeth M. Dermott

came to her death by
Shock from Fracture of the skull on May 8th 1880
P.M. by being thrown from the 4th story window
of 86 Brunwick St. to the pavement below by
her husband John M. Dermott.

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

JURORS.

J. H. Kugeles
John W. Everett
Henry H. Striker
William Livingston
Charles H. Metzger
Charles J. Forfield

J. F. Losche
James N. Quakerbuck

Thomas C. Ruff CORONER, E. S.

0491

The People of the State of New York, on the
Complaint of

vs.

List of Witnesses.

John McDermott

NAMES.	RESIDENCE.
Louisa Ferris	686 Greenwich Street.
William Eckbold	" " "
Mina Eckbold	" " "
Abraham Mead	85 Christopher "
Philip E Donlan m.	Coroners Office

0492

Coroner's Office.

TESTIMONY.

Abraham Meade of 85 Chestnut St
being sworn says. Saw ticket agent
for W. Elevated road at the
Christopher St Station about 8.10 P.M.
May 8th. I was on the platform 15 or
20 feet below window and south of
the window. my account was all
done up and I was waiting for
the next train down.

I was looking up the train north.
My attention was drawn to a black
object that I saw was a woman
out side of a window. it was about
the 5th or 6th window from where I was
and the 4th string from the sidewalk
counting the door.

I said to Mr Harvey the sal-
man my god there is a woman
~~has~~ out of the window

She appeared as if she had a hold
of some thing inside the window
I saw hands having a hold of
her after she had given up her
hold. Her feet were sticking
out and for from the house. There
was a bright light in the window
and I saw distinctly

Taken before me

this 12th day of May 1889

Thomas C. Knox CORONER.

0493

2

Coroner's Office.

TESTIMONY.

The hand that had hold of her held her for 2 or 3 seconds. She never uttered a word. I was running towards where she was when the hands that had hold of her let go. She fell over on a cornice ~~that was above the~~ of the fire window and rebounded from the ^{to} the stoop. I called to Parker the agent on the other side I told the gateman to look after the tickets. I ran down stairs she was laying on the stoop she moved her head slowly a few times. I should judge that she was ~~aching~~ ~~struck~~ ~~in~~

She was feet first from the window striking the rail of the platform turned her over. He had one foot on toward the room. It appeared to me as if some one had a hold of her - holding on to her shoulders. I thought that the hands were releasing her when he had a hold of her ^{head} was on level with the window sill

Abraham Mead

Taken before me
this 12th day of May 1887

Thomas C. Stump CORONER.

0494

3

Coroner's Office.

TESTIMONY.

Mina Eckford being sworn says I live at no 686 Drummek St. 3rd floor from the street in the rear directly opposite deceased room. I was home on Saturday evening. I don't know what time of night it was. Went to the market at 4 o'clock. Came back in my room my door was open. Deceased came out of her room trying to get out and her husband took her back that's all I saw.

Mina Eckford

Taken before me
this 12th day of May 188

Thomas C. King CORONER.

0495

Coroner's Office.

TESTIMONY.

William Eckbold being sworn says I live at 686 Fremont St 4th floor. I was home on Saturday whole day went to market a little after 4. I returned after 7 o'clock. Went up to my room my door was open. I took my coat and shoes. I heard some quarrelling in the house the man called her a whore a bitch this quarrelling was in Mr. Donnelly's room their door was open. He quarrelled that. He said I want something to eat. She said she could get no money. She said don't lick me you've licked me 3 times I don't want you to lick me 4 times as soon as she said that he jumped up and ruckered her down. She cried loudly. she tried to go out on the stairs but he did not let her go out. he pulled her back and closed the door. as soon as the door closed we heard the sound of other floor and she groaned oh. as soon as she groaned he said God damn you I'll throw you out of the window. After he said that in 2

Taken before me

this 12th day of May 1880

Thomas C. Hunt CORONER.

0496

5

Coroner's Office.

TESTIMONY.

or Simonds he came out of his door. I did not see what he had on. He came out of his room and said very slowly "Oh Sir for the police" he left the door open as soon as he passed me and the women and did not say a word more. as soon as he went down one flight of stairs when Mrs. Frazer said "he may get he has thrown her out of the window."

I thought he was going to get her arrested she was guest - 2 or 3 of us went into the room we looked out of the window and saw the woman lying on the pavement.

She was in my house about 4 PM. She wanted to have washed a jumper and wanted to hang it on Mrs. Eckbolds line saying her husband always liked a clean jumper on when he went to the barbers.

She was sober when I saw her. I considered her sober during the quarrel from the way she talked

William O'Keefe.

Taken before me
this 12th day of May 1886

Thomas C. Kirtz CORONER.

Louisa Penn of 688 Greenock St
 being sworn said I live on 4th
 floor next room on Christopher
 St side of Mr Dermott's. I was
 home all day Saturday about 8:10 PM
 I heard Mr W Dermott scolding. I was
 in my room with my door closed
 I said to my husband he is scolding
 her. he said do not go out. I
 heard Mrs W Dermott crying and
 I heard Mr W Dermott say give me
 my supper

She said give me the money I have
 none

I heard the noise of something
 falling against my wall.

They were quarrelling still. She said
 Johnny don't hit me you bastards
 hit me 3 times don't do it again
 he called her vile names. I
 heard her trying to get the door
 open. she got it open and he
 caught hold of her and pulled her
 back. he said come back, where
 are you going come back ^{to} ~~the~~
 ground. and he said I'll hit
 you out of the window and you
 will die. the blinds flew open

Taken before me

this 12th day of May 1880

Thomas C. Keefe CORONER

0498

7
Coroner's Office.

TESTIMONY.

I said to my husband let me go and see what he is doing. He said no stay in here as my husband said that Mr W. Dornott walked out of the room. I went to my door and looked into his room. The light was turned down low. I did not see deceased. I went into the bed room and said Oh my God he did throw her out. We went down stairs and saw deceased lying on the steps. She was in my house that afternoon about 4 o'clock. I did not see her take any thing it seemed to me as if she was there. I never saw her intoxicated. I lived there 4 weeks she lived there about 2 weeks.

Livia FRO

Taken before me
this 12th day of May 1880

Thomas C. New
CORONER.

0499

Coroner's Office.

TESTIMONY.

John, the Dermott of St. James street
The 4th floor being down says I am
a longshoreman

I came home to my house
about 6 1/2 P.M. Saturday I found my
wife lying in the bed I went and
got a little budget to loan to a man
so that he could work on another pair.
I sat down and smoked for some
time. I said get up and get me some
coffee. She said she had no money
She got up and staggered around the
room I said you are drunk She
went over and sat by the window.

I went to wash my face when
my wife went to the door and tried
to get out I did not let her.

I went to change my jumper
when I heard the shutters crash
I ran to the window and she
had hold of the sills. I caught hold
by one hand on a part of the
dress. I could feel her arms slip
ing through my hands. I yelled
out very loud Oh my God this
is me. so I opened the door and went
down stairs saying Oh my God

- Taken before me
this 12th day of May 1880

Thomas C. Ruff CORONER

0500

Coroner's Office.

TESTIMONY.

She has through her ^{self} part of the evidence

John M. Bennett
his marks

Taken before me

this 7th day of May 1880

Thomas C. King CORONER.

0501

TESTIMONY.

Philip E. Arnold M.D. being sworn says I made
an autopsy on the body of deceased Sam Evemy
of May 9th 1880 and found

The scalp almost entirely torn from the head
on right side.

A depressed fracture in right side of head
commencing in the middle of the Right Parietal bone
one inch and a half from the Sagittal Suture
extending longitudinally through to frontal Promi-
nence through to supra orbital ridge and orbital
plate

Across the Anterior Central Fossa to Sella Turcica
across Sella Turcica to middle Fossa on left side
to Foramen Lacernum Medium

Another fracture fractured off just above the Frontal
Prominence and extended down through the
squamous portion of the Temporal bone

I found an abrasion an inch wide and 5
inches long on outer side of right leg.
an abrasion an inch square on right hip
an " " " " right shoulder
a slight abrasion on right side of neck

On the right side of chest 6 inches below the
axilla I found two Echyworms about
5 inches in diameter and some days old
both skins should old spots of Echyworms

Swir. Pally Degeneration

Heart Normal

Lungs "

Kidneys "

Sworn to before me

this 9th day of May 1880

Thomas C. Snow CORONER.

0502

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the *Coroner's Office*
No. 40 E Houston Street, in the *15* Ward of the City of
New York, in the County of New York, this *12* day of *May*
in the year of our Lord one thousand eight hundred and *eighty* before

THOMAS C. KNOX, Coroner,

of the City and County aforesaid, on view of the Body of
Elizabeth M. Bennett now lying dead at

eight Upon the Oaths and Affirmations of
good and lawful men of the State of New York, duly chosen and

sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said
Elizabeth M. Bennett came to her death, do,

upon their Oaths and Affirmations, say: That the said
came to her death by

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

JURORS.

Vertical line for juror signatures

CORONER, T. S.

0503

TESTIMONY.

Amos M. Wood
Julius

Amos
Cystic tumors about an inch in size attached
to both ovaries

From said Autopsy I am of the opinion
that death is due to shock from fracture
of the skull

P. E. Donlin M.D.

Sworn to before me
this 9th day of May 1880

Thomas C. King CORONER.

0504

MEMORANDUM.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
30	Years.	Months.	Days.	Ireland	May 8 th 80
				Monroe 686 Franklin St	

K.

Dr. J. S. P. C.
1880

AN INQUIRY

On the VIEW of the BODY of

Elizabeth M. D. Bennett
whether it is found that he came to
his death by Elbow Stroke
Fracture of the Skull

Request taken on the
of
1880

THOMAS C. KNOX, Coroner.

0505

K.

No. 384

Andover

1880

AN INQUISITION

On the VIEW of the BODY of

Elizabeth McDevott

whereby it is found that she came to
her Death by Stroke of the
Frenzy of the Skull

Inquest taken on the _____ day
of _____ 188

THOMAS C. KNOX, Coroner.

MEMORANDUM.

DATE When Reported	WHERE FOUND	PLACE OF NATIVITY	AGE.
May 15 th 80	Weymouth	Weymouth	30 Years, Months, Days

686 Franklin St.

0506

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK } ss.

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

Question.—What is your name?

Answer.—

John M. Desmond

Question.—How old are you?

Answer.—

about 34 yrs old

Question.—Where were you born?

Answer.—

Ireland

Question.—Where do you live?

Answer.—

686 Greenwich St

Question.—What is your occupation?

Answer.—

laborer

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

I am not guilty

John M. Desmond

Taken before me, this 12th day of May 1880

Thomas C. Rex CORONER.

0507

MEMORANDUM.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
Years.	Months.	Days.			
30			Ireland	Wingee 686 Greenock St	May 8

704
389
1880

MURDER
WHOMICIDE.

AN INQUIRY

On the VIEW of the BODY of

Elizabeth M. Bennett

whereby it is found that he came to
his death by the hands of

John M. Bennett



Exhibit taken on the 10th day
of May 1880
before

Charles E. King, District
Attorney.

Committed May 13. 1880
Died
Discharged

Date of death May 8. 1880

0508

1880
384

HOMICIDE.
AN INQUISITION

On the VIEW of the BODY of
Elizabeth Mc Dermott
whereby it is found that he came to
his Death by the hands of

John Mc Dermott



Inquest taken on the *12th* day
of *May* — *1880*
before

Thomas E. King Coroner.

Committed *May 12. 1880*
Dated
Discharged

Date of death *May 8. 1880*

MEMORANDUM.

AGE.	30	Years.		Months.		Days.	
PLACE OF NATIVITY.	<i>Illinois</i>						
WHERE FOUND.	<i>Marysville</i>						
DATE When Reported.	<i>May 8 1880</i>						

686 Greenmead St

City and County of New York: ss

The jurors of the people of the State of New York, in and for the body of the City and County of New York, upon their oath, present:

That John McDermott late of the City of New York, in the County of New York aforesaid, on the eighth day of May in the year of our Lord one thousand eight hundred and eighty, with force and arms, at the City and County aforesaid in and upon the body of Elizabeth Mc Dermott in the peace of the said people then and there being, feloniously, wilfully and

with a deliberate and premeditated design to effect the death *did make an assault and that he the said John McDermott then and there feloniously, wilfully and with a deliberate and premeditated design to effect the death of her the said Elizabeth McDermott,* did with great force and

violence push, cast, throw and thrust the said Elizabeth Mc Dermott from, through and out of a certain window of and in a certain room where she the said Elizabeth McDermott then and there lawfully was, in a certain house and building in the City and County aforesaid, a great distance, down unto, upon and against a certain part and portion of said house and building and down, unto, upon and against the street adjoining the same and the ground, and did thereby feloniously, wilfully and with a deliberate and premeditated design to effect the death of her the said Elizabeth McDermott mortally fracture the skull of her the said Elizabeth McDermott and give to her the said Elizabeth McDermott several mortal bruises, lacerations, wounds and fractures in and upon the skull, neck, belly, breast, back, stomach, sides and body of her the said Elizabeth McDermott, of which said mortal fracture of the skull and said several mortal bruises, lacerations, wounds

0510

and fractures she the said Elizabeth McDermott then and there instantly died.

And so the jurors aforesaid, upon their oath, do say, that the said John McDermott, the said Elizabeth McDermott in manner and form and by the means aforesaid, feloniously, wilfully and with a deliberate and premeditated design to effect the death of her the said Elizabeth McDermott did kill and murder; against the peace of the people of the State of New York and their dignity.

Benjamin K. Phelps,

District Attorney.

0511

BOX:

13

FOLDER:

164

DESCRIPTION:

McGran, Matthew

DATE:

05/13/80



164

05 12

Counsel,

Filed 13 day of May 1880
Pleas, *Not Guilty (G)*

INDICTMENT—Concealed Weapons.
THE PEOPLE
vs.
P
Matthew McManis

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Wm. J. Conroy
Foreman.
May 26 1880
Not Guilty
Judgment Suspended

0513

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Matthew McGrann

Question. How old are you?

Answer.

18 years.

Question. Where were you born?

Answer.

New York

Question. Where do you live?

Answer.

1239 - 2^d Avenue.

Question. What is your occupation?

Answer.

Bartender

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

Answer.

I am not guilty

Matthew McGrann.

Taken before me this

day of

1890

A. L. Morgan
Police Justice

0514

FOURTH DISTRICT POLICE COURT.

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

of No.

street,

that on the

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

Jefferson Morrell
The 28th Precinct Police
being duly sworn, deposes and says,
8th day of *May* 1880.

Deponent arrested
Matthew McGrain (now present)
who had knowingly and secretly
concealed on his person a weapon
or instrument of the kind commonly
known as a dagger or dirk
(not contained as the blade of a
pocket knife) that said McGrain
did willfully and feloniously pass
said weapon or instrument
and was carried thereon with
intent to use the same against
another person in violation
of the statute made and provided
Deponent prays said Matthew
may be held to answer
said charge.

Deponent before me *Jefferson Morrell*
this 9th day of *May*
1880
George
Police Justice

0515

Police Court—Fourth District.

THE PEOPLE, & Co.,
ON THE COMPLAINT OF

John W. Larned
285



Weather

Dated *9th* 1880

Magistrate

Larned

28th
Magist
with

John W. Larned

Law

Weather

0516

May 14th 1880

I hereby certify that I personally know the young man who has for some time past acted in the capacity of bar-tender for Mr. David Kelly South west corner of 65th street & 2nd ave. whose name I believe to be Matthew Zie-Grann. Through his kindness I have been permitted the use of the water and toilet arrangement of the place and that without, in a single instance, being a customer in any sense; so that without

0517

any pecuniary motive on
his part - I have invariably
found him courteous
and obliging. And from
general observation of
which I have had excellent
opportunities I am compelled
to regard him as a quiet-
inoffensive and sober
person of a very general
disposition and not
at all likely to be
engaged in a breach
of the peace. -

Respectfully

S. M. M. M.

Agent - 65th St. Station

7th R. 2nd Ave. N. Y. C.

05 18

New York Court of General Sessions

The People } Indictment for
Against } Carrying concealed
Matthew McSwan } Weapons

City and County of New York
We the undersigned employees of the
New York Elevated RR - being duly
sworn depose and say we have known
the defendant - for the last year and
have always found him a highly respectable
humane and unassuming Youth.

Sworn to before me this
day of May 1880

Martin J. Dittus
George Kinney
Patrick Roads
Gustav Hill
Chas. H. Dodge
J. J. O'Brien
Wm. S. Donnelly
Chas. J. Mooney
J. Pos. Heville
W. Cranston
John Dwyer
George Turner

0519

N.Y. Court of General Sessions

The People } Indictment
against }
Matthew McGran } Carrying
} Concealed weapons

City and County of New York vs

Daniel Kelly of 1339 Second
Avenue in the City and County of New
York being duly sworn deposes and
says The defendant has been in my
employ as Bartender for the last
three years past I have always
found him a good worthy honest
humane boy and one in whom
I have the greatest confidence in
Sworn to before me this

15th day of May 1880

Samuel G. Munn Daniel Kelly
Commissioner of New York City

0520

N.Y. Court of General Sessions

The People } Indictment
against } for carrying
Matthew McGraw } Concealed
} Weapons

City and County of New York No. 10.

Daniel Maniac of 317
East Sixty-fifth Street in the City
and County of New York being
duly sworn deposes and says
I am a Fireman attached to the
New York Fire Department and
have known the Defendant
for the last ~~five~~ five years past
and have seen him almost
daily. He is a very worthy
young man and I have the
highest opinion of his integrity
and honor

Sworn to before me this

15th day of May 1880

Samuel T. Munn, Justice of Peace, N.Y. City

Daniel Maniac

0521

N.Y. Court of General Sessions

The People } Indictment for
against } Carrying
Matthew McMan } Concealed weapons

City and County of New York vs. William H.
Lechler of no 916 Fifth Street in
the City and County of New
York being duly sworn deposes
and says I am employed on
the New York Elevated Rail
Road and have known the
defendant for the last 9 years
past I have always found him
a highly respectable humane
and unassuming youth

Sworn to before me this

15th day of May 1880

Samuel J. Nauwand

Commissioner of Weeds

N.Y. City & Co

Wm Lechler

0522

N.Y. Court of General Sessions

The People vs
against
Matthew McGraw

City and County of New York. Mary
Frances McGraw being duly
sworn deposes and says I
reside at the corner of 57th
Street and Tenth Avenue in
the City and County of New York
and am a Sewing Machine
Operator, I am the eldest
sister of the accused Matthew
McGraw who is now under
indictment for carrying concealed
weapons ~~in the possession of~~.
My brother is 18 years of age
and a person of excellent character
and has been for the last three
years & was at the time of his arrest
in employment & made provision
of his earnings towards the support
of our parents. My brother has
never been previously arrested
for any offense, but has always

0523

deported himself worthily
and satisfactorily to all those
who were acquainted with
him

Sworn to before me
this 74th day of May 1880

Samuel G. Howard. J. W. S. M. L.
Commissioner of deeds
New York City & County.

0524

NY Court of
General Sessions

The People

vs

Matthew McGran

—

Affidavit of

Mary J. McGran

—

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That *Matthew McGraw*

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *Eighth* day of *May* in the year of our Lord
one thousand eight hundred and ~~seventy~~ *Eighty* at the Ward, City and County
aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously,
knowingly and secretly, did conceal upon his person a certain instrument and weapon
of the kind known as a *bagge* ~~the same not being~~ ^{*the same not being*} with intent then and there
feloniously to use the same against some person or persons to the Jurors aforesaid
unknown, against the form of the Statute in such case made and provided, and against
the peace of the People of the State of New York and their dignity.

*Primit knife
blade of a*

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
the said *Matthew McGraw* late of the Ward,
City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at
Ward, City and County aforesaid, with force and arms, feloniously, wilfully and
furtively did possess a certain instrument and weapon of the kind known as a *bagge*, ~~the same not being~~
with intent then and there feloniously to use the same against some
person or persons to the Jurors aforesaid unknown, against the form of the Statute in
such case made and provided, and against the peace of the People of the State of New
York and their dignity.

the same not being

BENJ. K. PHELPS, District Attorney.

0526

BOX:

13

FOLDER:

164

DESCRIPTION:

McMahon, Michael

DATE:

05/26/80



164

0527

26 day of May 1850

Assault and Battery - Felonious
FIREARMS

THE PEOPLE

vs.

Michael McMahon

BENJ. K. PHELPS,

District Attorney

A TRUE BILL.

Benjamin Phelps

Foreman

0528

The People

Michael McMahon

} Felonious Assault

City & County of New York. ss

John J. Stephenson being duly sworn, says he has been a patrolman in the Police Department for over three years. That he is now attached to the 5th Precinct (Capt. Atkins);

That on the morning of the 18th of April ¹⁸⁸⁰ between two and three o'clock while deponent was on post in Washington St., in this City, this deponent was assaulted by Michael McMahon

0529

who without any justifiable cause or provocation, did point at deponent and did snap a loaded revolver. That the revolver did not explode. Deponent knocked McMahon down with his club, and while he was down, again he made an attempt to discharge the revolver at deponent. That Officer Freiden of the 5th Precinct heard the disturbance, ran to deponent's assistance, and took the revolver, then cocked and loaded, from the said McMahon, by force.

That McMahon was taken to the Station House, and the next morning taken to the Police Court, where notwithstanding

0530

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proof was made of the facts hereinbefore
recited, the Magistrate only fined McMa-
hon for carrying a pistol without a license
upon payment of which, ^(as deponent is informed & believed) he was discharged.

Sworn to before me this } John T. Stephenson
24th day of May, 1880. }
Robert W. Racey, }
Notary Public. }
New York County

0531

City & County of New York, vs.

William Copeland being duly sworn
says keeps a saloon at 32 Beekman
St in the City of New York.

That on the night of the 17th-18th
of April 1880 Michael McMahon came
into deponents saloon between two
and three o'clock and asked if Otis
Schneider or Stephen had been a-
round lately, (he then having his hand
in his pocket (coat) in such a manner
as to lead deponent to believe he has

0532

a shooter or a knife) I asked him what did he want to know that for. He said it was none of my business. He left the place saying he would fire them in five or ten minutes. He acted as though he had been drinking a little. Deponent shortly afterwards told Officer Stephenson of what had occurred.

Sworn to this 24th day
of May, 1850, before

Robert S. Racey,

Notary Public,

New York County

William. Copeland

0533

The People
" Michael Mc Mahon
Fel assault 46

Witnesses

Officer Stephenson } 5th
Officer Snyder } Prec
Wm Copeland
32 Deshusses St
for the trial.
Judge Kilbuck's Clerk
to produce the records

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That

Michael McMahon

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

on the *eighteenth* day of *April* in the year of our Lord
one thousand eight hundred and ~~seventy-eight~~ *eighty* with force and arms, at the City and
County aforesaid, in and upon the body of *John S. Stephenson*
in the peace of the said people then and there being, feloniously did make an assault
and to, at and against *him* the said *John S. Stephenson*
a certain *pistole* then and there loaded and charged with gunpowder and one
leaden bullet, which the said *Michael McMahon*
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 *John S. Stephenson*
thereby then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

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

Michael McMahon

with force and arms, in and upon the body of the said *John S. Stephenson*
in the peace of the said people then and there being, wilfully and feloniously did make
an assault and to, at and against *him* the said *John S. Stephenson*
a certain *pistole* then and there loaded and charged with gunpowder and one
leaden bullet, which the said *Michael McMahon*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there attempt to discharge,
with intent *him* the said *John S. Stephenson*
thereby then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

THIRD COUNT.

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

Michael McMahan
with force and arms, in and upon the body of the said *John D. Stephenson* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *John D. Stephenson* a certain *pistole* then and there loaded and charged with gunpowder and one leaden bullet, which *pistole* the said in *his* *Michael McMahan* right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there shoot off and discharge, with intent, then and there, thereby *him* the said *John D. Stephenson* wilfully and feloniously then and there to injure, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

FOURTH COUNT.

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

Michael McMahan
with force and arms, in and upon the body of the said *John D. Stephenson* then and there being, wilfully and feloniously, did make an assault and to, at and against *him* the said *John D. Stephenson* a certain *pistole* then and there loaded and charged with gunpowder and one leaden bullet, which *pistole* the said in *his* *Michael McMahan* right hand, then and there had and held, wilfully and feloniously, and without justifiable and excusable cause, did then and there attempt to shoot off and discharge, with intent, then and there, thereby *him* the said *John D. Stephenson* wilfully and feloniously then and there to injure, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

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BOX:

13

FOLDER:

164

DESCRIPTION:

McMann, John

DATE:

05/25/80



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[Handwritten signature]

Counsel,
Filed *25* day of *May*
188*8*
Pleas *to the Jury*

Be read with out a trial on the facts
Larceny from the person.
INDICTMENT.

THE PEOPLE
vs.
I
John McMan

BENJ. K. PHELPS,
District Attorney.

A TRUE BILL.
[Signature]
Foreman
[Signature]

[Signature]

0538

FORM 89 1/2

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

SS.

POLICE COURT—SECOND DISTRICT.

Patrick Brockell

of No. 400 East 23 Street, being duly sworn, deposes

and says, that on the 9 day of May 1880

at the City of New York, in the County of New York, was feloniously taken, stolen and carried away, from the possession of deponent, attempted to be
and from deponents' persons
in Madison Park

the following property, to wit:

One Silver Watch

of the value of Seven Dollars,

the property of deponent

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

John Ma. Mann
(now here) for the reasons follow-
ing - that on the said date at the
hour of 11.45 P. M. deponent was
sitting on a bench in said Park
when said defendant came and
sat on said bench at the side of
deponent. deponent immediately
thereafter felt the hand of said
defendant on the front part of
the coat at the time worn by de-
fendant while deponent was sitting
sidewise with deponents' back partly

Sworn to before me this 18th day of May 1880

Police Justice

0539

turned toward deponent. Deponent
immediately seized hold of and
caused the arrest of the said defend-
ant. That at the time of said occurrence
the said match was contained in the
left pocket of the vest then worn by deponent.

Sworn to before me this

10th day of May 1880 } Patrick MacIntyre

J. W. Hill
Police Justice

0540

Police Court—Second District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question.—What is your name?

Answer.—

John Mc Mann

Question.—How old are you?

Answer.—

Twenty three years

Question.—Where were you born?

Answer.—

New York

Question.—Where do you live?

Answer.—

223 East 28th Street

Question.—What is your occupation?

Answer.—

Hooster

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

Answer.—

I am not guilty of the charge

John Mc Mann

Taken before me, this

10 day of *May* 1885

J. J. Wickham
Police Justice.

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1887

Form 894

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Patrick M. Nozette
400 Broadway
John McCallam

Affidavit

DATE *May 14* 188*0*

R. B. [Signature]
MAGISTRATE.

Foley
OFFICER.
Park St. Office

WITNESS

J. J. [Signature]
TO ANS.

BAILED BY

No.
STREET.

0542

CITY AND COUNTY } ss.
OF NEW YORK, }

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

That *John Mc Mann*

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

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

One watch of the value of seven dollars -

of the goods, chattels, and personal property of one *Patrick Wocktell*
on the person of the said *Patrick Wocktell* then and there being found,
from the person of the said *Patrick Wocktell* then and there feloniously
did ^{attemper 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.

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CITY AND COUNTY
OF NEW YORK

aforsaid
And THE JURORS OF ~~THE PEOPLE OF THE STATE OF NEW YORK,~~
in and for the body of the City and County of New York,
upon their Oath, ~~aforsaid~~ *do further present*

That

John Mc Mann

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the *21st* day of *May* in the year of our Lord
one thousand eight hundred and ~~seventy eight~~ *eighty* at the Ward City and County afore-
said, with force and arms, in and upon one *Patrick Wocktell*

_____ did make an assault, and that the said
John Mc Mann _____
the hands of him the said *John Mc Mann* _____

_____, unlawfully did lay
upon the person of the said *Patrick Wocktell* _____

_____, and upon the clothing
which was then and there upon the person of the said *Patrick Wocktell* _____

with intent then and there certain goods, chattels and personal property of the said
Patrick Wocktell _____
on the person of the said, *Patrick Wocktell* _____

_____ then and there being found, from the person of the said
Patrick Wocktell _____ then and there
feloniously 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.

BENJ. K. PHELPS, District Attorney.