

0461

BOX:

409

FOLDER:

3786

DESCRIPTION:

Daly, Patrick

DATE:

09/04/90



3786

0462

#24

Witnesses:

J. J. Donnelly
Off. Charles
Henry Clay Wilcox
Henry J. J.

Wm. W. Cunningham
Texas Ave
1324 for Meas
Lewman at
Chas. B. Bone
Water
157 at p. 7, 10
Hoffman & Co.
what the old at with
making packing
which were on hand
for.

#24

Counsel,
Filed 4 day of Sept. 1890
Pleads,

THE PEOPLE
vs.
Patrick Daly
Grand Larceny Second degree
[Sections 528, 58, 532 Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Sept 5/90
John J. Haynes
Foreman
J. J. J. J.
Sept 10/90 F. J. 10

0463

Police Court—

District.

Affidavit—Larceny.

City and County
of New York, ss.

of No.

occupation

deposes and says, that on the

York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the time, the following property, viz:

One live horse. one set of
harness, one truck, and
seven boxes of merchandise
all of the value of five
hundred dollars.

(\$500.00)

the property of

The Globe Transfer
Company and in deponent's care
and custody as driver for said
Company.

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

Patrick Daly (now here)
from the fact that at about
the hour of 4 o'clock P.M. said
date deponent missed the above
described property from Park
Rov in front of the Potter Building
where deponent had left said property
while deponent went into the Post-
Office.

Deponent is informed by Edward
Shalvey Detective of the 12th Precinct
Police that at the hour of 5:30
o'clock P.M. same day he arrested
this deponent at the corner of
Ridge and Delancey Street in a

0464

Salmon. And that - he the Detective
found standing in front of said
Salmon at the corner of Broadway and
Ridge Street. a horse harness truck
and nine boxes of merchandise. And
that - he the defendant. told him the
Detective that - said horse and truck
belonged to him.
Defendant is further informed by
Henry E. Wilcox that - at about the
hour of 5 o'clock P.M. same day
this defendant. drove a horse and
truck in front of his Wilcoxes
door at no 634 Water St. and
requested him Wilcox to sell the
merchandise which was on said truck
Defendant further says that - he has
since said horse truck harness and
nine boxes of merchandise which
this defendant. had in his possession
and fully identifies said property as
the property of the Globe Transfer
Company and as the property of said
and charges this defendant. with
feloniously taking, stealing and carrying
away said property and prays he
may be held and dealt with on the
law directs.

Served to appear me
this 27th day of July 1894 } P. J. Donnelly
J. J. Duffy
Police Justice

0465

CITY AND COUNTY }
OF NEW YORK, } ss.

Edward Shalvey
aged _____ years, occupation *Police Officer* of No. _____

12th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Peter J. Donnelly*

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

Sworn to before me, this *27* day of *Aug* 19*24*, *Edward Shalvey*

[Signature]
Police Justice.

0466

CITY AND COUNTY
OF NEW YORK, } ss.

aged 27 years, occupation Truck Driver of No. 632 Water

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

27

1897

Police Justice.

0467

Sec. 198-200

CITY AND COUNTY OF NEW YORK

District Police Court.

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 was very drunk and
took this truck in mistake
thinking it was my own.

Pat Daily

Taken before me this

day of

John J. [Signature]
Police Justice

0468

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.....

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

Dated Aug 27 1888 [Signature] Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0469

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

District.

THE PEOPLE, &c
ON THE COMPLAINT OF

Peter J. Ommelt
Patrick Walsh

2

3

4

Offence

Dated

Aug 27

18*90*

Magistrate

Shelby
Shelby & Sullivan

precinct.

Witnesses

No.

No.

No.

\$ *1000* to answer

Cam

9 1/2

0470

Charles V. Hough,
CONTRACTOR,
233 EAST 119TH ST.

New York, Sep 6th 1891

Patrick Sulley wrote after
me about a year balling
found him to be honest.

Charles V. Hough
233 E. 119 St.

0471

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 Daly

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

Patrick Daly

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

The said

Patrick Daly

late of the City of New York, in the County of New York aforesaid, on the *twenty-sixth*
day of *August* 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 two
hundred and fifty dollars, one set
of harness of the value of fifty
dollars, one vehicle, to wit: one truck
of the value of one hundred dol-
lars, and divers other goods, chattels
and personal property, (a more par-
ticular description whereof is to
the Grand Jury aforesaid unknown,
of the value of one hundred dollars,*

of the goods, chattels and personal property of ~~*and Peter J. Donnelly*~~
a corporation called *The Globe Transfer Company*

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.

J. J.

0472

SECOND COUNT—

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

Patrick Daly

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said Patrick Daly

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,

the same goods, chattels and personal property described in the first count of this indictment

of the goods, chattels and personal property of ~~one Peter J. Donnelly~~
a corporation called The Globe Transfer Company

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

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

Patrick Daly

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.

0473

BOX:

409

FOLDER:

3786

DESCRIPTION:

Davis, Tobias

DATE:

09/04/90



3786

0475

Police Court—2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Horatio C. Olney
 of Hansfield Pennsylvania Street, aged 27 years,
 occupation Telegraph Operator being duly sworn
 deposes and says, that on the 31 day of September 1892 at the City of New
 York in the County of New York, was feloniously taken, stolen and carried away from the possession
 and possession of deponent, in the night time, the following property, viz:

one gold watch with gold chain
attached of the value of Fifty
dollars ^{and} a pocket book contain-
ing good and lawful money
of the value of Twenty dollars all
of the value of Seventy 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 Charles Williams (name here)
Tobias Davis (name here)

from the fact that deponent is
 informed by James E. Hussey
 that he found part of said
 property in the possession of
 said defendant in East
22d Street in said City
Hussey

Sworn to before me, this
31st day of
September 1892

of
Police Justice.

0476

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 26 years, occupation

James E. Hussey
Police officer of No
19 Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Gerald E. O'Leary

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

Sworn to before me, this

day of

1893

James E. Hussey

Doyle C. Barkley
Police Justice.

James E. Hussey

0477

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,*Tobias Daves*

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.

Tobias Daves

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

U S

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

Answer.

213 Sullivan St 3 mo

Question. What is your business or profession?

Answer.

Writer

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 the pocket book
from Complainant's
pocket at his request*

Tobias Daves
by
X
mark

Taken before me this

day of

Sept

1887

at

Police Justice.

0478

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 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 Sept 1 1890 So Jce Hill 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.

0480

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

James E. Hussey
of the 19th Precinct officer Street, aged years,
occupation being duly sworn deposes and says
that on the day of 188

at the City of New York, in the County of New York. Horatio C

O'Leary the within named Complainant is a necessary and material witness against Thomas Davis charged with a Felony Deportment says that once Complainant is a new resident and asks that he give surety for his appearance. Not Testify

James E. Hussey

Sworn to before me, this

of

Sept

188

day

J. C. MacCallister Police Justice.

0481

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls and thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender under the conditions named above.

THOS. T. ECKERT, General Manager.

105.24
NORVIN GREEN, President.

NUMBER	SENT BY	RECEIVED BY	CHECK
13	Wt	Be	5 Paid 105.24

Received at the WESTERN UNION BUILDING, 195 Broadway, N. Y. Sept 17 1890

Dated Jefferson City Mo Sept 17
To John R. Fellows
District Atty
Sessions Bldg, City Hall
Park
Unavoidably detained by an
emergency Dr. C. H. Chetwood

0482

DR. MATTHEW D. FIELD,
115 EAST 40TH ST.

New York, Sept. 10th. 188 '90

Hon. Frederick Smyth,

Recorder City & County of New York.

Dear Sir:-

In compliance with your request I personally examined Joseph Miller, now confined in the City Prison charged with attempted suicide. I find him to be suffering from melancholia; that he is insane and irresponsible, not capable of comprehending the nature of the crime of which he stands charged, or of instructing his counsel in the formation of a defense if he has any.

While at the Prison at the request of Warden Osborne, I examined Tobias Davis, a colored man. The records of prison show that he was held by Judge O'Reilly, Sept. 1/90, charged with larceny from person, and convicted Sept. 5/90 at Court of General Sessions, Part I.

I found this man to be demented and irre-

0483

Hudson River State Hospital

Poughkeepsie, N.Y. Sept. 26 1890

Hon. Frederick Smyth,
Justice of the Court of General Sessions,
NEW YORK CITY.

Sir,-

Tobias Davis, received in this hospital
as a patient on your order Sept. 19th, 1890,
made his escape on Wednesday, Sept. 24, 1890.

Yours truly,

L. M. Cleveland

Sup't

0484

Department of
PUBLIC CHARITIES AND CORRECTION,

Office of City Prison, Corner of Franklin and Centre Streets,

HENRY H. PORTER, Pres't.,
CHARLES E. SIMMONS, M. D., } Commissioners.
EDWARD C. SHEEHY.

CHARLES OSBORNE, Warden.

New York, Sept 17 1890

Hon. John R. Fellows
Dist Atty, N.Y.

Dear Sir

I enclose a letter from Dr. Chetwood
Prison physician in relation to the condition
of Tobias Davis a Colored prisoner who
was committed by Judge O'Reilly Sept 1, '90
on a charge of larceny from the person

He was convicted on the 5th inst. Will
you please dispose of his case at your earliest
convenience and oblige

Yours Respectfully
Chas Osborne
Warden

0485

Department of
PUBLIC CHARITIES AND CORRECTION,

Office of City Prison, Corner of Franklin and Centre Streets,

HENRY H. PORTER, Pres't.,
CHARLES E. SIMMONS, M. D., } Commissioners.
EDWARD C. SHEEHY.

CHARLES OSBORNE, Warden.

New York, Sept 16

1890

Charles Osborne Esq
Warden

Dear Sir

I beg to suggest
to you that Tobias Davis Colored
a prisoner is in a condition which
his confinement here is gradually
making worse. He is a subject
of Epilepsy of unusual severity,
It is liable here under his present
surroundings during a fit
to meet with serious accident

Yours truly

Ct Chetwood M D.

City Prison

0486

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Tobias Davis

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment, accuse Tobias Davis
of the CRIME OF GRAND LARCENY IN THE first DEGREE,
committed as follows:

The said

Tobias Davis

late of the City of New York, in the County of New York aforesaid, on the 31st
day of August in the year of our Lord one thousand eight hundred and
ninety, at the City and County aforesaid, with force and arms, in the
night time of the same day, divers promissory notes for the payment of money, being
then and there due and unsatisfied (and of the kind known as United States Treasury
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the
payment of and of the value of twenty

\$20.00

dollars; divers other promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination
to the Grand Jury aforesaid unknown, for the payment of and of the value of
twenty
dollars; divers United States Silver Certificates of a number and denomination to the Grand
Jury aforesaid unknown, of the value of twenty

dollars; divers United States Gold Certificates of a number and denomination to the
Grand Jury aforesaid unknown, of the value of twenty

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of twenty dollars, one watch
of the value of thirty dollars, one
chain of the value of twenty dollars,
and one pocketbook of the value
of twenty-five cents

of the goods, chattels and personal property of one Horatio C. Kenney
on the person of the said Horatio C. Kenney, then and there being found,
from the person of the said Horatio C. Kenney
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.

0487

Second COUNT:—

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

Tobias Davis

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROP-
ERTY committed as follows:

The said

Tobias Davis

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,

the same goods, chattels and
personal property described in
the first count of this
indictment

of the goods, chattels and personal property of one

Horatio C. Kenney

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

Horatio C. Kenney

unlawfully and unjustly, did feloniously receive and have;

he

the said

Tobias Davis

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.

0488

BOX:

409

FOLDER:

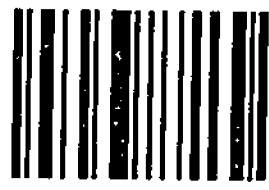
3786

DESCRIPTION:

DeCarrella, Salava

DATE:

09/23/90



3786

0489

POOR QUALITY
ORIGINAL

Witnesses :

#198 *John Wiley* *Ex. m. 589*
1/19/91

Counsel, *John Wiley*
Filed *23* day of *April* 189*0*
Pleads, *Not guilty*

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

THE PEOPLE

vs.

Salava De Carrol

Ex. m. 19-1890
Filed 26

JOHN R. FELEWS,

District Attorney.

A True Bill.

Wm. D. Hayes
Dist. Atty.
Set 2 - April 2, 1891
Fried and Acquitted

0490

Police Court— District.

City and County } ss.:
of New York,427 East 111th St John Spagnola
of No. ~~House of Detention~~ Street, aged 29 years,
occupation Mann being duly sworndeposes and says, that on the 17 day of August 1890 at the City of New
York, in the County of New York,he was violently and feloniously ASSAULTED and BEATEN by Salvatore de
Carrella (now there who did point and
aim a revolving pistol at deponent
and did say at same time that
I will kill you - that deponent
was so feloniously assaultedwith 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 assailantWherefore 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 18 day }
of August 1890 }John Spagnola
Mann

J. D. C. W. Police Justice.

0491

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Salam se Canella 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.

Salam se Canella

Question. How old are you?

Answer.

36 years -

Question. Where were you born?

Answer.

Italy

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

Answer.

*7135
2177 - 1st Ave 1 year*

Question. What is your business or profession?

Answer.

Mason

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 -
Salam se Canella
Italy*

Taken before me this

day of

189

Sept 5 1894

Police Justice.

0492

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, *Aug 30* 189*0* *ae j. Brown* Police Justice.

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

Dated, *Aug 30* 189*0* *ae S. Brown* 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.

0493

B \$500 for Air
J. O. H. Aug. 19.
10 am - 27
26
29
30

BAILED

No. 1, by

Residence

No. 1, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Complainant Committee
to Home of Detention
in defense of Bookman

Bailed

William Drobman
2184 1st Ave

219
Police Court---

1332
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Spagnola
127 E 111th St
Salara de barona

2
3
4

Offense

Dated, August 18 1890

Paran Magistrate.

Daniel Morgan Officer.

27 Precinct.

Witnesses ~~Officer~~ ~~27th~~

No. 27th Street.

Wm Drobman bondsman for

2184 1st Ave Street.

No. 300 Street.

\$ 300 to answer \$8

Bailed

Asst. 1
motel
air &c

0494

POLICE COURT—51 DISTRICT.

RECOGNIZANCE TO TESTIFY.

CITY AND COUNTY }
OF NEW YORK, } ss.

BE IT REMEMBERED, That on

the 18 day of August in the year of our Lord 1880

of No. 424 East 111th Street, in the City of New York,

and William Drobau

of No. 21 St. Ave or 113 Street, in the said City,

personally came before the undersigned, one of the Police Justices in and for the City of New York, and acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said

the sum of One Hundred Dollars,

and the said William Drobau

the sum of One Hundred Dollars,

separately, of good and lawful money of the State of New York, to be levied and made of their respective goods and chattels, lands and tenements, to the use of said People, if default shall be made in the condition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally appear at the next COURT OF General SESSIONS of the Peace, to be holden in and for the City and County of New York, and then and there Testify and give such evidence, in behalf of the People of the State of New York, as he may know concerning an Offence or Assault said to have been lately committed in the City of New York aforesaid by

William Drobau

And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

James J. [Signature]
Police Justice.

0495

CITY AND COUNTY } ss.
OF NEW YORK, }

day of

Sworn before me, this

Police Justice.

Sessions.

New York

THE PEOPLE, &c.

Recognition to Testify.

23.

Magistrate

Filed

day of

188

the within-named Bail, being duly sworn, says that he is a lessor holder in
said City, and is worth Two Hundred Dollars,

over and above the amount of all his debts and liabilities; and that his property consists of Stocks

and fixtures of the Grocery

business situated 31 St. John

and is of the full value

of Two Hundred Dollars

William Drobach

0496

Court of Oyer and Terminer.

CITY AND COUNTY OF NEW YORK.

THE PEOPLE

vs.

Salvatore DeParrilla

INDICTMENT

For

To

M

William Korman

No.

218th Ave - 112

Street.

The indictment against the above-named defendant, for the appearance of *John Spagnola* as a witness, at whose trial you are bound, has been placed upon the Calendar for trial at the Court of Oyer and Terminer, at the New Court House, in the Park of the said city, on ~~the~~ the *25* day of *Sept.* instant, at eleven o'clock in the forenoon.

If the witness is not produced at that time, your bond will be forfeited.

JOHN R. FELLOWS,
District Attorney.

0497

COURT OF GENERAL SESSIONS

THE PEOPLE

v.s.

Salva De Canella

City and County of New York, ss :

Peter J. Boylan

being duly

sworn, deposes and says: I reside at No.

780. 30th Avenue

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 *24th* day of *September* 18*90*

I called at

2184. 1st Avenue in the City of New York

the alleged

Residence of *William Knoban*

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

a
Gentleman that William Knoban was
not home but would be in some time during
The evening and would send a Telegraph
despatch to the Country for John Spagnola
who had been away from his Residence this
Last month and would try to have him
in time for trial

Sworn to before me, this
of

18

day }

Peter J. Boylan
Subpoena Server.

Court of General Sessions.

THE PEOPLE, on the Complaint of

John Maguola
vs.

Salva De Candia
Offence :

JOHN R. FELLOWS,
District Attorney.

Affidavit of *Peter J. Boylan*
Subpoena Server.

Failure to Find Witness.

0499

Police Department of the City of New York,

Precinct No. 27

New York, Augt 28th 1887

Hon^{ble} Maurice J. Powers
Police Justice

Sir

Salvatore Casella of 227, 1st Ave was brought to this Station at 10²⁵ pm August 27th 1887, by Officer Hugh Hoffett on suspicion of having assaulted Officer Thomas J. Clarke. Casella was allowed to sit in the sitting room of this Station until 11¹⁵ p.m. same date when he was identified by Patrick Maher of 227, 1st Ave as one of the Italians who assaulted Officer Clarke & was then locked up.

Very Respectfully
William R. Houghley
Supt 27th Prec

0500

Sec. 192.

5 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Maurice J. Power a Police Justice
of the City of New York, charging Salava De Canella Defendant with
the offence of Assault

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We, Salava De Canella Defendant of No. 2135
1st Avenue Street; by occupation a Mason
and Antonio Petrucci of No. 2135 1st Avenue
Street, by occupation a Liquor Store Surety, hereby jointly and severally undertake that
the above named Salava De Canella Defendant
shall personally appear before the said Justice, at the 5 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of five
Hundred Dollars,

Taken and acknowledged before me, this 19

day of August

1899

Police Justice.

0501

CITY AND COUNTY } ss.
OF NEW YORK, }

day of August 1880
C. C. Justice
Police Justice.

Sworn to before me, this

Antonio Petrucci

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth *ten* Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of *stock and fixtures*

of liquor store situated 2135 First Avenue in the City of New York worth Five thousand dollars free and clear

Antonio Petrucci

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Undertaking to appear
during the Examination.

vs.

Taken the day of 188

Justice.

0502

LAW OFFICES OF
MICHAEL C. GROSS,
Deutscher Advokat,
No. 3 CHAMBERS STREET.
OVER EAST RIVER SAVINGS INSTITUTION.

The People New York, 20 April 1891
vs
Salva DeLanella }

Barth S. Meeks Esq
Dear Sir

My client Signor Michele
Palavino, who is Seniorly Judge above
named, informs me that the Complainant
wishes to withdraw his Complaint -

I would attend Court, but am
engaged in another Court, hence
request you, if you can do so consistent
with your duty, to permit the Court to be with-
drawn & thereby relieve my client from
further attendance. cordly

Yours
Michael C. Gross

0503

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT,

DISTRICT.

Samuel Dugan

of No. the 27th Precinct West Street, aged 35 years,
occupation Policeman — being duly sworn deposes and says,that on the 17th day of August 1890

at the City of New York, in the County of New York, John Spagnola
(now here) charged me Salara de laresca
with Felonia Armar. That the said
John Spagnola cannot give the number
of his residence — and deponent is of the
opinion that the said John Spagnola
will not appear to present, and therefore
prays that he may be committed
to the House of detention —

Samuel Dugan

Sworn to before me, this

18th day

of August 1890

J. C. Smith

Police Justice.

0504

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Salava De Carrella

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

Salava De Carrella
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Salava De Carrella*

late of the City of New York, in the County of New York aforesaid, on the
seventeenth day of *August* in the year of our Lord
one thousand eight hundred and ~~eighty~~ *ninety* with force and arms, at the City and County
aforesaid, in and upon the body of one *John Spagnola*
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 Spagnola*
a certain pistol then and there loaded and charged with gunpowder and one leaden
bullet, which the said *Salava De Carrella*
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 bullet*,
with intent *him*, the said *John Spagnola*
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
Salava De Carrella
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Salava De Carrella*

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 *John Spagnola* 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
John Spagnola
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,
which the said *Salava De Carrella*
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
aim, point & present with intent to 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.

0505

BOX:

409

FOLDER:

3786

DESCRIPTION:

Demanche, Antonis

DATE:

09/16/90



3786

0506

149-

Counsel,
Filed *16 Sept* 1890
Pleads,

THE PEOPLE
vs.
1st 4
Exhibits
Antonio Demanche
(2 cases)

Burglary in the THIRD DEGREE
(Section 498, 506, 528, 530 & 535)

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. H. Rogers,
Foreman.
Part 2 - Sept. 17, 1890
Order County Treasurer's Dep.
S. P. 5-175
R.B.M.

Witnesses:

0507

Large heavy Brown Ulster with silk
lined cape no lining to Ulster
Value \$40.

Heavy chinchilla overcoat 50.

3 suits of clothing 12.5.

6 pair Pants 60.

Opera Glasses "Pearl" 12.

Ivory Brush & Comb in case 10.

Silk Umbrella 4.

Silk Hose 6.

Ladies long sk Ulster plain
cloak trimmed with fur neck
& sleeves 50.

Ladies clothing 200.

Under clothing "Gents" 18.

Smoking Jacket 10.

Blankets? how many —

Various other things which
I cannot describe =

\$585.

The house was entered some time
between the 23rd July or 2nd of
August. A portion of wearing
apparel identified in Paves shop
were found August 2nd. I also
identified at 34th precinct Station
house on the night of Sept 8th.
Ivory Brush Comb & Case above

0508

by Detective Brady & which he found
in house 121-4th Ave where I called
with him Sept 9th & found smoking
jacket & pair of pants which
belonged to me - Hugh Curry for
my Brother in law, visited my house
698 East 135th Apt 23rd July & then
he found closet from which the
bulk of clothing was stolen in
perfect condition -

J. C. Childs

698 East 135th St

N. Y. City

0509

District Attorney's Office,
City and County of New York.

City and County } ss.
of New York, }

of No. 692 East 135th Street, aged 34 years,
occupation Printer being duly sworn, deposes and says,
that ~~on the 23rd day of July~~ on the 23rd day of July 1890, at the City of New
York, in the County of New York, Guillermo Hernandez did

feloniously and unlawfully break and
enter my dwelling house at the above address
and did feloniously steal therein the property
described in the annexed statement as I
have good cause to believe and charge.

Subscribed and sworn to me this
16th day of September 1890

William H. Finley J. C. Childs
Assistant Clerk
Court of General Sessions

DISTRICT ATTORNEY'S OFFICE.

City and County of New York.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Isaac Childs

v.s.

Optimus Demaree

Offence

Dated September 16 1899

Witnesses, Offender Brady

No. 34 Precinct Street,

No. Street,

No. Street,

05 10

05 11

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Antonio Demandre

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

Antonio Demandre

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

The said *Antonio Demandre*,

late of the *2nd* Ward of the City of New York, in the County of New York aforesaid, on the *30th* day of *July*, in the year of our Lord one thousand eight hundred and eighty ~~ninety~~, with force and arms, ~~in the~~ ~~time of the same day~~, at the Ward, City and County aforesaid, the dwelling house of one *Isaac R. Sanders*,

there situate, 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 *Isaac R. Sanders*,

~~_____~~ 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.

05 12

SECOND COUNT—

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

Antonio Demandre

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

The said *Antonio Demandre*,

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~~
~~time of said day~~, with force and arms, *three articles of the value*

of fifty dollars, one overcoat of the value of fifty dollars, three coats of the value of twenty five dollars each, three vests of the value of eight dollars each, nine pairs of trousers of the value of ten dollars each pair, one pair of opera glasses of the value of twelve dollars, one watch of the value of six dollars, one comb of the value of six dollars, one umbrella of the value of four dollars, one pair of stockings of the value of six dollars, various articles of clothing and wearing apparel, of a number and description to the Grand Jury unknown, of the value of two hundred and fifty dollars, one suit of fur of the value of ten dollars, and four blankets of the value of five dollars each.
of the goods, chattels, and personal property of one *Isaac C. Childs*.

in the dwelling house of the said *Isaac C. Childs*.

there situate, then and there being found, from 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.

05 13

THIRD COUNT.

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

Antoine Demanche —

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

The said *Antoine Demanche*,

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,

the same goods, chattels and personal property described in the second count of this indictment

of the goods, chattels and personal property of *Isaac C. Chies* —

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said *Isaac C. Chies* —

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

Antoine Demanche —

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.

JOHN R. FELLOWS,
District Attorney.

05 14

BOX:

409

FOLDER:

3786

DESCRIPTION:

Demanche, Gantois

DATE:

09/09/90



3786

05 15

Witnesses;

Geo. Thompson
Off. Schumann - 33rd Street

#74 *McClays*

Counsel,

Filed

Pleads,

9 Sept 1890
W. J. McLaughlin

THE PEOPLE

vs.

R

Gantz's Remanche

Brigadier in the Second degree,
Grand Officer, First degree,
and Rosemary.

[Section 497 566, 528, 550 & 550]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. S. Hayes,
Foreman.

Sentenced on and
indict, P.B.M.

0516

Police Court—6th District.

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

of No. 674 E 139th Street, aged 59 years,

occupation Attorney & Counselor at Law being duly sworn

deposes and says, that the premises No 674 E 139th Street,

in the City and County aforesaid, the said being a Two story brick

house and basement
and which was occupied by deponent as a private dwelling house
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly breaking two
iron stanchions on the basement
window in the rear kitchen

on the 21st day of July 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz: All Gold Watch
and Chain and one pair of diamond gloves and one latch one
overcoat, altogether of the value
of seventy-five dollars

the property of

James J. Thornley
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

for the reasons following, to wit:

At about between the hours
of eleven o'clock of the night of the 21st
day of July and between the hours
of one o'clock of the twenty-second day
of September said premises were
broken open as aforesaid and said property
was taken from the said premises, which
had been closed by deponent at about
half past eleven on said night. On the

0517

18th day of August defendant found said watch
 in Simpson's Pawn Shop No 225 Park Row.
 On September 1st 1890 Officer Brady of the 34 Precinct
 Police found in the wardrobe of a room
 occupied by said Dermanche at No 121 Fourth
 Avenue the pawn ticket here shown, as said
 officer informs defendant, and ^{said pawnbroker} identified said
 ticket as the one for said watch here shown,
 which is the watch missed from defendant's
 premises as aforesaid. Officer Brady also informs defendant
 that he found ^{in the said room the said bag and also found} on the person of said Dermanche the
 chain here shown, which defendant identifies as
 the chain which was attached to said watch
 and missed as aforesaid. ^{Said Brady also found in said room the}
^{driving gloves here shown which defendant}
^{identifies as part of his property taken}
^{as aforesaid}
 Shown to before me this
 4th day of September 1890
 Police Justice

James F. Thompson

Police Court — District.

THE PEOPLE, & c.,
 ON THE COMPLAINT OF

vs.

Burglary

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bailed by

No. Street.

05 18

CITY AND COUNTY }
OF NEW YORK, } ss.

Howard M. Simpson
aged *26* years, occupation *Lawn Broker* of No. *225 Park Row* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *James J. Throckmold*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

*Sworn to before me, this *15th*

day of *September* 18*98*

Howard M. Simpson

John H. Murray
Police Justice.

05 19

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Brady

aged _____ years, occupation _____ of No. _____

5th Precinct Police

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of James J. Thornely
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

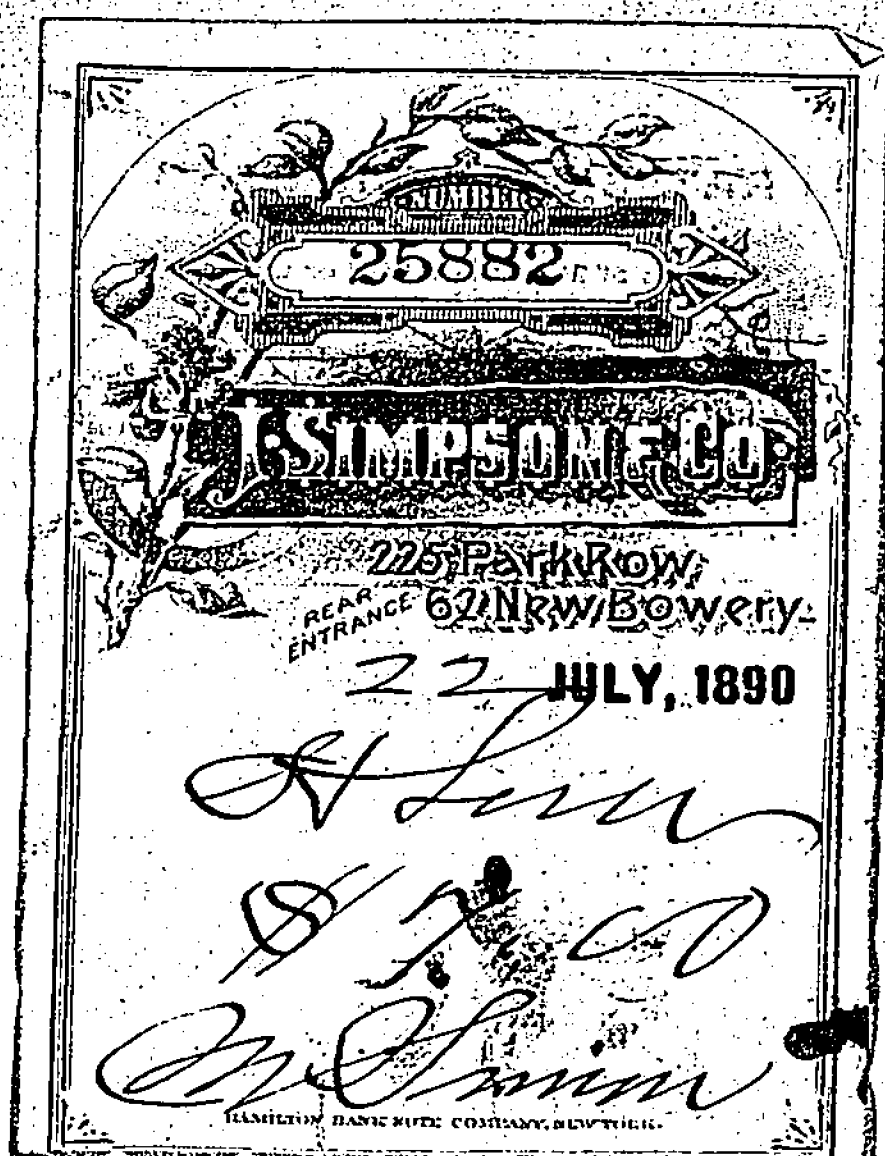
14th
September 1890

Michael Brady

John Murray

Police Justice.

0520



0521

RATES OF INTEREST.

On sums of 100 DOLLARS or under,
3 per cent. per month, or any fraction
thereof, for first six months, and 2 per
cent. per month thereafter. On sums
over 100 DOLLARS, 3 per cent. per
month for first six months, and 1 per
cent. per month thereafter.

This Ticket good for ONE YEAR only.
Not accountable for loss or damage
by fire or moth.

0522

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

6th District Police Court.

Gantois Demanche 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.

Gantois Demanche

Taken before me this

188

Police Justice.

0523

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 Gantier

Darmache

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Thirty 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 September 11 1890 Henry J. Murray 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.

0524

Police Court--- 6 ¹³⁶³ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James J. Thornley
674 E. 139
Gaston Demanche

1
2
3
4

Office

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Dated September 4th 1890

Murray Magistrate.

Brady Officer.

34 Precinct.

Witnesses. Said Officer

Howard M. Simpson
No. 25 Park Row. Street.

Officer Schinner

33rd Precinct - Police Street.

Mr. [Signature]

No. 121 [Signature] Street.

\$3000 - to answer G. S.

Committed

0525

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Agutais Demandre

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

Agutais Demandre

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

The said *Agutais Demandre*,

late of the *Twenty Third* Ward of the City of New York, in the County of New York
aforesaid, on the *Twenty First* day of *July*, in the year
of our Lord one thousand eight hundred and *ninety*, with force and arms, about the
hour of *Twelve* o'clock in the *night* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *James J. Demondy*

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit:

within the said dwelling house, with intent to commit some crime therein, to wit: the goods,
chattels and personal property of the said *James J. Demondy*

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.

0526

SECOND COUNT—

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

Agustin Demancho

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

The said *Agustin Demancho*,

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,

one watch of the value of forty dollars,

one chain of the value of twenty dollars,

one saddle of the value of ten dollars,

one overshot of the value of fifteen

dollars, and one pair of shoes of the

value of two dollars.

of the goods, chattels and personal property of one *James F. Thonley*

in the dwelling house of the said *James F. Thonley*

there situate, then and there being found, from 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.

0527

THIRD COUNT—

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

Agostino Demaniche —

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

The said *Agostino Demaniche*.

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,

one watch of the value of forty dollars, one chain of the value of twenty dollars, one watch of the value of ten dollars, one overcoat of the value of fifteen dollars, and one pair of gloves of the value of two dollars.

of the goods, chattels and personal property of one *James J. Demaniche* —

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

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

Agostino Demaniche —

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.

0528

BOX:

409

FOLDER:

3786

DESCRIPTION:

Derby, Thomas

DATE:

09/09/90



3786

0529

Witnesses:

J. W. Manning

J. P. Williams

70 *County*

Counsel,

Filed

da. of

1892

Pleads

Maguelly

THE PEOPLE

vs.

vs.

Thomas Lerby

Grand Larceny, First Degree.
(From the Person.)
[Sections 528, 530 Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

M. S. Myers

Part III Sept 18/90 Foreman.

Pleads G. L. 2d Sept 12

Sept 12
1890
1890
1890

0530

Police Court—4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Hugh McHugh
of No. 308 East 60 Street, aged 68 years,
occupation Coal and Wood being duly sworn
deposes and says, that on the 31 day of August 1896 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and
person of deponent, in the night time, the following property, viz:

One open face silver watch
of the value of ten dollars
(\$10.00)

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 Thomas Derby (now here)

from the facts that on said date, at
about the hour of 11 o'clock P.M.
on said date, deponent was riding
on a car of the Sixth Avenue elevated
rail road, the said watch was in
the lower left-hand pocket of deponent's
vest, attached to said vest with a
chain. Deponent is informed by
John H. Manning, a conductor on
the Elevated rail road, that he Manning
saw the defendant, reach over to
deponent and when he pulled his
hand back the chain was hanging
from deponent's vest without any

Sworn to before me, this
day

Police Justice

0531

match attached. Wherefore defendant
charges the said defendant with
fulminously taking, stealing and
carrying away the said property
and prays that he may be dealt
with as the law directs.

Sporn before me Hugh McNeely
this 1st day of September 1890 Frederick P. Williams

W. J. McNeely

Police Justice

0532

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 31 years, occupation John W. Manning
Conductor of No.

169 B-9th Avenue Street being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Hugh W. Vagh

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

Sworn to before me, this 1st
day of September 1890

John W. Manning

H. W. McMahon

Police Justice.

0533

Sec. 198-200.

4

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Derby 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
Thor Derby

Taken before me this

day of *March* 189*7*

Police Justice

0534

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 *Sept 1* 18*90* *W. D. McMahon* 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 h to be discharged.

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

0535

Police Court---

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Hugh W. Leigh
308th E. 60
Thomas L. Lyle

Offence *Larceny*
Warrant

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Dated

1890

Sept 1

W. Mahon

Magistrate.

William

Officer.

Witnesses

No.

Street.

No.

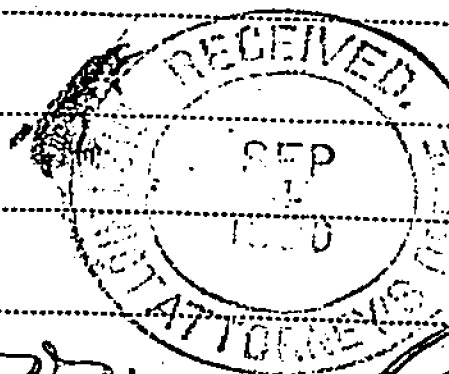
Street.

No.

Street.

\$

to answer



1000

G. L. L.
person

0536

Court of General Sessions

The People &c
against
Thomas Derby

City and County of New York S.S.

Joseph May
being duly sworn deposes and
says that he resides at Number
552 West 44th Street in the City
of New York and is engaged in the
Boating business at the foot of
35th Street and has been so engaged
for the past twenty years. That
deponent is well acquainted with the
defendant Thomas Derby and has
known ^{him} for the past nine years. That
said Derby has been in deponents
employment off and on for the past
five years and up to the month
of May last. That deponent
has always considered the defen-
dant to be an honest upright
young man up to the trouble in
question. That while in deponents
employment the said defendant
has had the care custody control
and sole charge at times of thousands

0537

of dollars worth of property and
during all that time has proved
himself a trustworthy and competent
servant -

And further deponent saith not
sworn to before me this }
22nd day of September 1890 } Joseph H. C. C.
Jas B. Higgins
Notary Public
N.Y.C.

Court of General Sessions

The People vs
 against
 Thomas Derby

City and County of New York ss.

William H. Gledhill
 being duly sworn deposes and says that
 he resides at Number 501 West 34th
 Street and is engaged in the business
 of Wall-paper manufacturing at Number
 524-526 West 34th Street New York City

That deponent is and has been ac-
 quainted with the defendant Thomas
 Derby for the past eight years.

That for a time the defendant worked
 in the factory of P. E. James at which
 time deponent was Superintendent of the
 said factory and also worked in the
 above mentioned factory in West 34th Street
 owned by Henry Gledhill & Co of which
 firm deponent is a member. That
 deponent continued to know the defen-
 dant while he worked for Joseph May
 whose affidavit is annexed.

And deponent further says that
 the said Derby always bore a good
 reputation as an honest law-abiding

0539

Citizen amongst his neighbors and friends
up to the time of the difficulty in question
And deponent always knew ^{him as} and considered
him as an honest law abiding young
man -

And further deponent saith not.

Sworn to before me this
23rd day of September 1890

J. M. H. Gledhill

Jas P. Higgins
Notary Public
N.Y. Co.

Court of General Sessions

The People vs
 against
 Thomas Derby

City & County of New York S.S.

Peter Fox

being duly sworn says that he resides at Number 290 Ninth Ave and is in the trucking business at Number 630 West 34th Street in said City - That deponent is well acquainted with Thomas Derby and has known him for the past twelve years and has always known him as an honest upright and law abiding citizen until the present trouble.

That defendant has always borne a good reputation amongst his neighbors for honesty and integrity. That deponent has never heard aught against his character during all the time of his acquaintance until the present trouble.

Sworn to before me this
 22nd day of September 1890

Jas P. Higgins
 Notary Public
 N.Y.C.

Peter Fox

Court of General Sessions

The People vs
 against
 Thomas Derby

City & County of New York S.S.

Robert M. Stewart

being duly sworn deposes and says that he resides at number 467 West 34th Street in the City of New York and is engaged as Night Watchman for the Pennsylvania Railroad Company. That deponent has known the defendant for six years past having been brought into almost daily contact during that time. Deponent being employed at the foot of West 35th Street and the defendant being employed at the same dock for Joseph May whose Affidavit is annexed. That deponent has always considered the defendant to bear a good reputation for honesty and integrity and deponent was much surprised to hear of this trouble. Deponent further says that before this trouble the defendant has borne a good reputation for honesty. That deponent knows that the said defendant

0542

has had the care and custody of
personal property and never during
all the time he has known him has
deponent heard a word against the de-
pendants honesty until the present
occasion. and further deponent saith
not

Sworn to before me this }
23rd day of September 1890 } R. M. Stewart.
Jas P. Higgins }
Notary Public }
Or. Co.

0543

Court of General Sessions

The People vs
against
Thomas Herby

City and County of New York ss.

Hugh J. Murray
being duly sworn deposes and says
that he resides at Number 329 West
26th Street and is in the wholesale
paper business at Number 132 Frank-
lin Street in said City.

That deponent is well acquaint-
ed with the defendant Thomas
Herby - That his acquaintance extends
back eight or nine years. That during
that time deponent has always con-
sidered the defendant to be an honest
upright citizen and has always
known him as such until the
present difficulty. That said de-
pendant has always born a good
character amongst his fellows for
honesty amongst his fellows.

And further deponent saith not
sworn to before me this }
22nd day of September 1890 } Hugh J. Murray
Jas. M. Higgins }
Notary Public N.Y. Co.

0544

Court of General Sessions

The People vs
against
Thomas Derby

City and County of New York S.S.

Patrick A. Geoghegan

being duly sworn deposes and says
that he resides at Number 419 West
33rd Street and is in the Real Estate
business at Number 400 Ninth Avenue
New York City. That deponent is
well acquainted with the defendant
Thomas Derby and has known him
for the past six years. That depo-
nent always knew the defendant
as a decent honest young man
until this present trouble. That
he never heard anything against
the character of the defendant for
honesty and integrity previously
And further deponent saith
not

Sworn to before me this

22nd day of September 1890

Jas Wiggins
Notary Public
N.Y.C.

Patrick Geoghegan

0545

Court of General Sessions

The People &c
against
Thomas Derby

City & County of New York &c

James A. Meagher
being duly sworn deposes and says
that he resides at number 500 West
34th Street and is in the saloon
business at number 427 Tenth
Avenue and 662 West 34th Street
said City. That deponent is well
acquainted with the defendant
Thomas Derby, having known
him for the past six years.

That deponent has always known
the defendant to be a man of good
character up to the time of the
present trouble and had always
considered him to be an honest
upright citizen and that was his
general reputation amongst his
acquaintances and the community
generally up to that time.
And further deponent saith not.

James A. Meagher

0546

I was before me this }
22nd day of September 1890 }

Jas M Higgins
Notary Public
N.Y.C.,

0547

Court of General Sessions

The People vs

AGAINST

Thomas Derby

Affidavits as to
Character

James T. Higgins
Of Counsel for

7 MURRAY STREET, NEW YORK.

0548

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Derby

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

Thomas Derby
of the CRIME OF GRAND LARCENY in the first degree committed as follows:

The said Thomas Derby

late of the City of New York, in the County of New York aforesaid, on the thirty-first
day of August in the year of our Lord one thousand eight hundred and
ninety, in the night - time of the said day, at the City and County
aforesaid, with force and arms,

one watch of the
value of ten dollars

of the goods, chattels and personal property of one Hugh McVey
on the person of the said Hugh McVey
then and there being found, from the person of the said Hugh McVey
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.

Hugh McVey
John R. Bellows
District Attorney

0549

BOX:

409

FOLDER:

3786

DESCRIPTION:

Devido, Anthony

DATE:

09/25/90



3786

Witnesses:

James M. Doyle
Joseph Halley

After examination, I recommend
the discharge of defendant on
his own recognizance.
AD Parker
Off

#224

Counsel,

Filed *25* day of *Sept.* 188*9*

Pleads *Not guilty* *1st 13*

THE PEOPLE

vs.

B
Anthony Devido

JOHN R. FELLOWS,

District Attorney.
I have all the notes, etc., in this case
personally.

*Oct 25, 1889 - Mr. [unclear]
A True Bill, sent to [unclear] 1/10.
Sick doc on her
and fees of [unclear]
of [unclear] 1/10*

Wm. J. Haynes
Foreman.

*Just - and [unclear]
Monday Sept 29/89*

INJURY TO PROPERTY.
[Section 651, Penal Code.]

0550

0551

PART III.

THE COURT ROOM IS IN THE FIRST STORY.
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 *Joseph Halsey*

of No. *109 So. 5th Ave* 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 *20* day of *October* 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

Anthony Nevada

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

JOHN R. FELLOWS, *District Attorney.*

0552

Court of General Sessions.

THE PEOPLE

vs.

Anthony Devido

City and County of New York, ss.:

Michael J. Cooney

being duly

sworn, deposes and says: I am a Police Officer attached to the *15th*
in the City of New York. On the *18th* day of *October*

Precinct,

1890,

I called at *402 109 St. 5th Ave*

the alleged *residence* of *Joseph Haley*

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

*the housekeeper that he had left there
three days ago, she does not know where
he now resides or where he could be found.*

Sworn to before me, this *30* day
of *Oct*, 18*96*

Michael J. Cooney

W. H. Vongersleben

Notary Public

0553

Court of General Sessions,

THE PEOPLE, on the Complaint of

vs.

Offense:

Anthony Devito

JOHN R. FELLOWS,

District Attorney.

Affidavit of Police Officer

Michael J. Cooney

13th

Precinct.

Failure to Find Witness.

17-11

0554

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

James M Doyle

of No. 46 Vandam Street, aged 24 years,

occupation Bartender being duly sworn deposes and says

that on the 19 day of July 1890

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

(nowhere) did wilfully and maliciously and with intent to damage break & destroy two large plate glass mirrors behind the bar at no 58 South Washington Square. The property of Michael Ward and in deponents care & of the value of forty dollars (\$40). Deponent is informed by Joseph Halsey of no 109 South 5th Avenue that he Joseph saw the said Devido feloniously throw a brick through at the said mirrors destroying the same

James M. Doyle

Sworn to before me, this 23 day of July 1890

Police Justice.

0555

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Halsey
aged 20 years, occupation Porter at S. Wash. Sp of No.

109 South 5 ave Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of James M Doyle
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 23
day of July 18890 } Joseph Halsey

[Signature]
Police Justice.

0556

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Anthony Devido 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.

Anthony Devido

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

Italy

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

Answer.

80 Thompson St 7 months

Question. What is your business or profession?

Answer.

Window Shade maker

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

Anthony Devido

Taken before me this

23

day of

1888

John J. Brown

Police Justice.

0557

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.....

~~guilty thereof~~ *Defendant* 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 23* 1890 *John J. Herman* Police Justice.

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

Dated *July 23* 1890 *John J. Herman* 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.

0558

BAILED,

No. 1, by Nicola Girard
Residence 177 Thompson Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court--- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James M Doyle
162 W Houston
46th
58 S. Washington Square
Anthony Devedo
167

2 _____
3 _____
4 _____

Offence Malevolence
Mischief

Dated July 23 1890
Gorman Magistrate.

Cooney Officer.
Precinct.

Witnesses Joseph P. Halvey
109 St. 5th Street.
Wards Saloon
4th & Thompson St.

No. _____ Street.

No. _____ Street.

\$ 500 to answer

Bullied
My

0559

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Anthony Deida

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

— *Anthony Deida* —

of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* —

PERSONAL PROPERTY OF ANOTHER, committed as follows :

The said *Anthony Deida*, —

late of the *15th* Ward of the City of New York, in the County of New York
aforesaid, on the *nineteenth* day of *July*, — in the year
of our Lord one thousand eight hundred and *eighty ninth*, at the Ward, City and
County aforesaid, with force and arms, *two plate glass*

mirrors,

of the value of *Twenty five dollars each* —

of the goods, chattels and personal property of one *Michael Ward*, —

then and there being, then and there feloniously did unlawfully and wilfully *destroy*,

by means of casting and throwing a certain

brick to, at and against the said mirrors

and thereby breaking and shattering

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 A. Selous,
Attorney

0560

BOX:

409

FOLDER:

3786

DESCRIPTION:

Devine, Henry

DATE:

09/12/90



3786

0561

BOX:

409

FOLDER:

3786

DESCRIPTION:

McGrath, John

DATE:

09/12/90



3786

0562

POOR QUALITY
ORIGINAL

Witnesses:

W. O. Mason

J. H. Gernard

As appears by evidence
afforded of prior
and subsequent
the Commission
the case cannot be
found and there is
no prospect of ever
ascertaining his where
abouts. Defendant
Deon is undergoing
a term of life impris-
ment and the char-
acter of the record Deon
must that bill
as to both defend-
ant be discharged
April 15/97

W. H. Hayes
Foreman

Counsel

Filed

day of

1897

Pleads

THE PEOPLE

vs.

Henry Devine

and

John Mc Grath

(2 years)

JOHN R. FELLOWS

District Attorney.

A True Bill

W. H. Hayes
Foreman
April 15/97
Bail Discharged

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

0563

POOR QUALITY
ORIGINAL

Witnesses:

W. O. O'Connor

J. F. Gernard

As appears by annexed
affidavits of officer
and Subpoena served,
the Complaint in
this case cannot be
formed and there is
no prospect of ever
ascertaining to whom
it was made. Defendant
Deane is undergoing
a term of imprisonment
and the character
of the record I recom-
mend that both
be discharged
April 7/97

Wm. S. Hayes
Foreman

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

Henry Devine

and

John Mc Grath

(2 counts)

JOHN R. FELLOWS

District Attorney.

A True Bill

Wm. S. Hayes
Foreman.
April 7/97
Bail Discharged

Assault in the Second Degree.
(Section 215, Penal Code).

0564

Police Court— 3 District.

CITY AND COUNTY } ss,
OF NEW YORK,

of No. ~~100~~ 318 E 30 Street, aged 38 years,
occupation Peddler being duly sworn, deposes and says, that
on the 29th day of May 1888 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by Henry Devine and
John McGrath who knocked deponent
down and kicked him and struck
him violent blows with their cleaved
hands

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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this 30

day of May 1888

Wolf Simmons

J. M. Patterson

Police Justice.

0565

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John McGrath 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 McGrath*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *77 Broome Street 4 months*

Question. What is your business or profession?

Answer. *Carpenter*

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 McGrath

Taken before me this

day of

1889

Police Justice.

0566

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry Dennis 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.

Henry Dennis

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

New York

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

Answer.

15 Cannon Street 1 month

Question. What is your business or profession?

Answer.

Deporter

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

Henry Dennis

Taken before me this

day of

1891

Police Justice.

0567

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 *The 7* be held to answer the same and *The 4* be admitted to bail in the sum of *Five* Hundred Dollars, *Each* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until *The 7* give such bail.

Dated *May 30* 18*90* *J. M. Patterson* Police Justice.

I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

Defendant
Dated *June 1* 18*90* *J. M. Patterson* Police Justice.

There being no sufficient cause to believe the within named.....

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

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

0568

#2

PAID

No. 1, by

Residence

No. 1, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

Not Guilty

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Walter P. Quinn
H. 318 E. 3rd St.
1. Henry D. Quinn
2. John McGrath
3. 2 Cases
4.

Office

Dated

May 30

1890

Magistrate

Officer

Precinct

Witnesses

No.

Street

Transferred to General
Sessions & Evidence
Showered Commission
of the State



#2
2. Bailed

0569

City and County of New York ss:

Henry Germann being duly sworn deposes and says: That he is a police officer connected with the 12th precinct in this city. That he arrested Henry Devine and John McGrath on May 29, 1890 upon the complaint of Melf Simone on a charge of assault. That he has made numerous efforts to find the complainant Simone both at his former residence and at various other places. That all attempts to find said Simone have been unsuccessful.

Sworn to before me } Henry C. Germann
this 29th day of Jan 1891.
Wm. H. Broderick
Com. of Deds
N.Y.C.

0570

C. R. 3603

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

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

To Wolf Hermannson
of No. 318 E 7th 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 New Criminal Court House on Centre
Street, between Franklin and White Streets, in the City of New York, on the
day of April 1897, at 10 o'clock 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 Devine & Geo M. G. Smith

Dated at the City of New York, the first Monday of April

in the year of our Lord 1897

WILLIAM M. K. OLCOTT, District Attorney.

PART I.

THE COURT ROOM IS IN THE SECOND STORY

If this Subpcena is disobeyed, an attachment will immediately issue.

Bring this Subpcena 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.]

At 10 o'clock to see Mr. [unclear]

0571

sworn, deposes and
Street, in the City
the City and Count
I called at 31
the alleged
the complainant he
Mrs. de
Person the
for the
for
no

City and Count
Mary de
The
Co

assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.
If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.
If ill when served, please send timely word to the District Attorney's Office.
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

Not found
have been in-
formed by
by Mrs. D. L. L.
the New Mexico
that he has
not lived
there to her
knowledge
in the past
12 years

0572

GLUED PAGE

Court of General Sessions.

THE PEOPLE

vs.

Harry Levine & John McLaughlin

City and County of New York, ss:

sworn, deposes and says: I reside at No. 346 East 13th Street Patrick Brady being duly
 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 31st day of March 189 7
 I called at 318 East 3rd Street

the alleged Residence of Wolf Simmons
 the complainant herein, to serve him with the annexed subpoena, and was informed by

Mrs. Seihl, "Housekeeper," that no such
 person as Wolf Simmons lived there
 for the last twelve years.

I also enquired in the adjoining
 premises the occupants thereof knew
 no such person

Sworn to before me, this

1st day }
April }
 1897 }

William H. Broderick
 Notary Public
N.Y.C.

Patrick Brady
 Subpoena Server.

Court of General Sessions.

THE PEOPLE, on the Complaint of

Wm. Ammons

vs.

Harry Seams & John McKeith

Offense

JOHN R. FELLOWS,
Wm. McKeith District Attorney.

Affidavit of

Patrick Brady

Subpoena Server.

Failure to Find Witness.

0573

0574

Court of General Sessions.

2280

THE PEOPLE

vs.

Henry Devine
and
John Mc Grath

City and County of New York, ss:

sworn, deposes and says: I reside at No.

John Hanna
214 East 21st

being duly

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 18th day of January 1895,I called at 218 East 3rd Street

the alleged Residence of Wolf Simons

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

The Owner of house # 218 East 3rd Street
that Wolf Simons lived in her house for
about two (2) Months and then left he did not
say when he was going, and that she did
not know where I could find out where he
went to I made inquiries in the stores in
the vicinity and no one seemed to know
him therefore I was unable to serve the
annexed Subpoena.

Sworn to before me, this 29th day
of January 1895,

John J. Madden
Clerk of Peace
New York County

John Hanna

Subpoena Server.

0575

Court of General Sessions.

THE PEOPLE,
ON THE COMPLAINT OF

vs.

Henry Devine
and

John McGeath

Assault
Offense.

JOHN R. FELLOWS,

District Attorney.

Affidavit of

John Hanna

Subpoena Server.

FAILURE TO FIND WITNESS.

0576

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 Devine and
John McRae

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

Henry Devine and John McRae

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

The said

Henry Devine and John
McRae, both —

late of the City of New York, in the County of New York aforesaid, on the *24th*
day of *May*, in the year of our Lord one thousand eight hundred and
eighty at the City and County aforesaid, in and upon the body of one *James*
Smith, in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *in* the said *James*
Smith, did then and there unlawfully beat, wound and ill-treat, to the great damage
of the said *James Smith*, — 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.

0577

Witness

[Handwritten signature]

Recd for Geo
Winn 6016-
busch. #500

12

Reported and inspected
attempts have been
made to find counterfeit
and there is no prospect of
ever recovering the
money lost. The
defendant received
the money a few
centures in the region
to clear the record I
recommend that he
be discharged
April 1 1899
J. Edmund Fitzgerald
W. L. Van Allen
C. J.

Counsel,

Filed

Pleads,

188

THE PEOPLE

225

ASSAULT IN THE THIRD DEGREE

(Section 219, Penal Code).

Henry Devine

13

John the Grath
(2 cases)

JOHN R. FELLOWS,

District Attorney.

See Undercurrent
District Attorney.

A True Bill.

Mr. J. Kaynes.
April 57 93 Foreman.

Wm. D. 92

Richard

Edw. J. Kane

0578

Police Court— 3 District. 2

CITY AND COUNTY } ss,
OF NEW YORK,

of No. 200 Delancey Street, aged 20 years,
occupation Laundryman being duly sworn, deposes and says, that
on the 27 day of May 1897 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by

John Mc Grath and
Henry Davine who struck deponent
a violent blow on the face with their
clenched hands

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 the above assault, &c., and be dealt with according to law.

Sworn to before me, this 30th day of May 1897 } Gong Sing
John Patterson Police Justice.

0579

POLICE COURT 3 DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

Henry Dennis

On Complaint of

For

Harry Ding
Assault

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

Dated

May 30 1887, Henry Dennis

John Platten

Police Justice.

0580

POLICE COURT.....3.....DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

John McGrath

On Complaint of

For

Harry Anna
Assault

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

Dated

May 30 1897

John McGrath

John Patterson

Police Justice.

0581

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK.

3 District Police Court.

John McGrath 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 McGrath

Taken before me this

day of

1890

Police Justice.

0582

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

Henry Dennis 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. *Henry Dennis*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *15 Cannon Street 12 months*

Question. What is your business or profession?

Answer. *Teamster*

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

Answer. *I am not Guilty*
Henry Dennis

Taken before me this

day of

1890

Police Justice.

0583

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 *They* be held to answer the same and *They* be admitted to bail in the sum of *Five* Hundred Dollars, *Each* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until *They* give such bail.

Dated *May 30* 18*90* *W. M. Patterson* Police Justice.

I have admitted the above-named.....

Defendant
to bail to answer by the undertaking hereto annexed.

Dated *June 1* 18*90* *W. M. Patterson* Police Justice.

There being no sufficient cause to believe the within named.....

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

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

0584

#2

BAILED

No. 1 by

Residence

No. 1 by

Residence

No. 3 by

Residence

No. 4 by

Residence

Robt. Black
448 Cherry Street.

Ewen Mc Guinness
10 Attorney Street.

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Long Aug
200 vs. Delaney
Henry Denial
John McGrath
2 cases

Dated

May 30
Patterson

1896

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

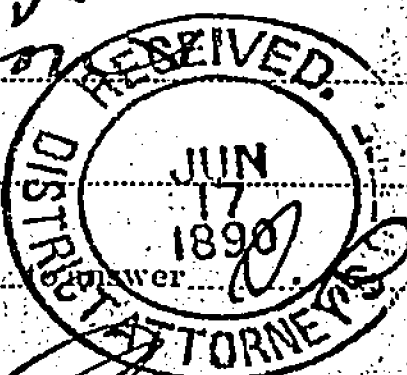
No.

\$

#

Bailed

Transferred to Gen
Session



500

Bailed

0585

POLICE COURT.....³.....DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of

For

John McChesnut

Walter P. Quinn
De Sauch

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

Dated

May 30 188*8*

John H. Gault

John Patterson

Police Justice.

0586

POLICE COURT.....^B.....DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

Henry Devine

On Complaint of

For

Walter Sullivan
Assault

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

Dated

May 30 1889 Henry Devine

J. J. Patterson

Police Justice.

City and County of New York ss:

Henry C. Germann being duly sworn deposes and says: That he is a police officer connected with the twelfth precinct in this city.

That he made the arrest of Henry Devine and John McGrath on May 30, 1890 on the complaint of Hong Sing.

That he has made numerous attempts and diligent efforts to find the said Hong Sing and that these efforts have been unsuccessful.

That he is unable to locate the said Hong Sing

Sworn to before me } Henry C. Germann
this 29th day of Jan 1891 }
Wm. H. Broderick
Com. of Deeds
N. Y.

0500

Affidavit

People
v.

Devine and McGrath

Attacks

0589

PART I.

THE COURT ROOM IS IN THE SECOND STORY
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.

C. R. 3803

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

To Henry Lange
of No. 200 Delancey 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 New Criminal Court House on Centre Street, between Franklin and White Streets, in the City of New York, on the 2nd day of April 189 7 at 10 o'clock 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 Lange & Geo. M. Galt
Dated at the City of New York, the first Monday of April
in the year of our Lord 189

WILLIAM M. K. OLCOTT, District Attorney.

Ask to see Mr. K. M. Galt
at 2 o'clock

0590

Court of General Sessions

THE PEOPLE

Hong Sing

vs.

Henry Devini

City and County of New York, ss:

William Fuchslocker being duly sworn, deposes and says: I reside at No. 73 Stanton Street 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 31st day of March 1897, I called at 200 Delancey Street

the alleged Residence of Hong Sing the complainant herein, to serve him with the annexed subpoena, and was informed by Jamison

Mr. McNamee said that no one by the name of Hong Sing ever lived there to the best of his knowledge I also made inquiry in the neighborhood and could not find his whereabouts

Sworn to before me, this 1st day

of April 1897,
William W. Broderick
Notary Public
N.Y.C.

William Fuchslocker
Subpoena Server.

Court of General Sessions.

THE PEOPLE, on the Complaint of

Hong Sing

vs.

Henry Devini

Offense:

WILLIAM M. K. O'CONNOR
JOHN R. FELLOWS,
District Attorney.

Affidavit of

William F. Tuckers
Subpoena Server.

Failure to Find Witness.

0591

0592

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 Devine and
John McRath

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

Henry Devine and John McRath

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

The said Henry Devine and John
McRath, both -

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

Walter Simmons,

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

and John McRath -

with a certain knife which they the said

Henry Devine and John McRath
in their right hands 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 Walter Simmons, then
and there feloniously did wilfully and wrongfully strike, beat, stab, cut,
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. Bellows,
District Attorney