

0833

**BOX:**

4

**FOLDER:**

57

**DESCRIPTION:**

Nolan, Maggie

**DATE:**

02/29/80



57

0834

30  
Mar 31

**TRIAL FOR  
COUNSEL,**

Filed 29 day of Jan 1880.  
Pleads *not guilty* 30

THE PEOPLE

30  
277 1/2 *trial*

vs.

*B*  
*Maggio Kolaw*

Indictment for Disorderly House.

BENJ. K. PHELPS,

*committed*  
*March 31, 1880.*

District Attorney.

A True Bill.

*W. H. Kelley*

Foreman.

*Part 100 March 31, 1880*

*pleads guilty -  
Sentence suspended*

0835

State of New York, }  
CITY AND COUNTY OF NEW YORK. } ss.

*Charles Wickham* the surety mentioned  
in the annexed recognizance to answer, do hereby authorize and empower any  
Policeman of the City of New York, or  
or either of them, in my name, place, and stead, to take, seize, and  
surrender the said *Maggie Polace*, (in the said bond  
named as defendant,) to the Court therein mentioned, or deliver him  
to the custody of the authorities of said city and county, in my exoneration  
as surety on said recognizance.

Dated March 27<sup>th</sup> 1880

*Charles Wickham* Surety.



0836

I. JOHN SPARKS, Clerk of the Courts of General Sessions of the Peace,  
and of the Oyer and Terminer in and for the City and County of New York, do  
certify that the annexed is a copy of

*Recognizance to answer*

now on file in the Clerk's Office, and that the same has been compared by me with the  
original, and is a correct transcript therefrom, and of the whole of such original.



GIVEN UNDER my hand, and attested by the seal  
of the said Court this *27<sup>th</sup>* day  
of *March* in the year of our Lord one  
thousand eight hundred and ~~seventy~~ *eighty*

*John Sparks*

0837

**GLUED PAGES**

0838

COURT - FIRST DISTRICT.

RECOGNIZANCE TO ANSWER.

CITY AND COUNTY OF NEW YORK

the 14<sup>th</sup> day of December  
of No. 277 Water  
and Charles Wickman  
of No. 53 Cherry

BE IT REMEMBERED, That on  
in the year of our Lord 1879  
Street, in the City of New York,

personally came before the undersigned, one of the Police Justices in the City of New York, and acknowledged the same to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said  
Maggie  
the sum of five Hundred Dollars; and the said  
Charles  
the sum of five 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.:

HEREAS, the said Maggie Nolan was charged, before the  
undersigned, Police Justice as aforesaid, on the oath of John J. Nolan  
Middemeanor for having, on the 12<sup>th</sup> day of December 1879  
the City and County of New York, aforesaid, kept maintained and conducted  
drinking house to wit - 277 Water street in  
violation of law,

AND WHEREAS, he has been brought before said Justice to answer said charge, and upon examination of the  
said matter, pursuant to the statute, it appearing to the said Justice that the said Offence has been com-  
mitted, and that there is probable cause to believe said defendant to be guilty thereof; and the said  
offence being bailable by said Justice, he did thereupon order the said accused to find Sufficient Bail  
in sum of five Hundred Dollars, for his appearance at the Court or  
General Sessions, to be held in said City and County, to answer to any indictment to be preferred against him  
in said offence.

Now, therefore, the condition of this Recognizance is such, That if the above named  
Maggie Nolan shall personally appear at the next Court  
General Sessions, to be held in said City and County, on the First Monday of  
to answer to any indictment that may be preferred against him for said offence, and abide the order of the  
court, and not depart therefrom, then this Recognizance to be void; otherwise to remain in full force.

And acknowledged before me, the }  
day and year aforesaid

John Otterberg POLICE JUSTICE

Maryann Nolan  
Charles Wickman

0839

NEW YORK GENERAL SESSIONS.

THE PEOPLE, & C.,  
ON THE COMPLAINT OF

vs.  
*Maggie Nolan*

Recognizance to answer.

Took the *14* day  
of *Dec* 187*9*

*Olubony* Justice.

Filed *15* day of *Dec* 187*9*.

CITY AND COUNTY  
OF NEW YORK

day of

187

Sworn to before me, this

the within named Bail, being duly sworn, says that he is a  
said City, and is worth  
over and above the amount of all his debts and liabilities; and that his property consists of  
holder in  
**Hundred Dollars.**

Police Justice.

0840

New York City 27<sup>th</sup> 1880  
March 27<sup>th</sup> 1880

Margaret Nolan  
277<sup>th</sup> Water is unable  
to leave her house  
being confined to  
bed through  
Inflammatory  
Rheumatism

~~Respectfully~~  
Thos J. Van Eaton  
M.D.  
46 Henry St

Wm. Van Eaton POLICE JUSTICE.

J. Nolan  
Street, in the City of New-York,  
Day of Decr in  
Street,  
d, conducted and occupied by  
Nolan

use and house of prostitution, and a  
houses, with other vile, wicked, idle,  
or most of whom are in the practice  
of the day and night, to the great  
York, residing in the neighborhood

e premises, occupied by said

rect; and further saith not.

J. Nolan

0841

OF NEW-YORK,

*John J. Nolan*  
of No. *4 Precinct* Street, in the City of New-York,  
being sworn, doth depose and say that on the *12* day of *Decr* in  
the year 18*99* the premises known as No. *277 Water* Street,  
in the City and County of New-York, were kept, maintained, conducted and occupied by  
*Maggie Nolan*

as a **DISORDERLY HOUSE**, namely, as a common bawdy house and house of prostitution, and a  
resort for ~~tipplers~~, drunkards, common prostitutes and ~~reputed thieves~~, with other vile, wicked, idle,  
dissolute and disorderly men and women, and reputed thieves, who, or most of whom are in the practice  
of drinking, ~~damaging~~, quarrelling and fighting, at ~~almost~~ all hours of the day and night, to the great  
damage and common nuisance of the People of the State of New-York, residing in the neighborhood  
and passing thereby.

Deponent therefore prays, that the said *Maggie*  
and all vile, disorderly and improper persons found upon the premises, occupied by said  
*Maggie*  
may be dealt with as the law in such cases made and provided may direct; and further saith not.

Sworn before me, this *12* day }  
of *Dec* 18*99*

*Mrs. [Signature]*  
POLICE JUSTICE.

*John J. Nolan*

0842

842

Police Court—Halls of Justice.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John A. Nolan  
vs.  
Maggie Nolan



AFFIDAVIT—Disorderly House.

Dated Dec 12 1879

Otterbourg Magistrate.

Officer.

Witness,

James Perkins  
19 Cherry St  
Bailed by—  
Charles Wickham  
W 53 Cherry Street  
\$500 V. A. G. P.

0843

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

That *Maggie Nolan*

late of the *Fourth* Ward of the City of New York, in the County of  
New York, on the *Twelfth* day of *December* in the year of  
our Lord one thousand eight hundred and seventy-*nine* and on divers other days  
and times, between that day and the day of the taking of this Inquisition, at the City  
and Ward, and in the County aforesaid, did keep and maintain, and yet continues to  
keep and maintain, a certain common, ill-governed and disorderly house, and in *her*  
— said house, for *her* own lucre and gain, certain persons, as  
well men as women, of evil name and fame, and of dishonest conversation, to frequent  
and come together, then and on the said other days and times, there unlawfully and  
wilfully did cause and procure, and the said men and women, in *her*  
said house, at unlawful times, as well in the night as in the day, then and on the said  
other days and times, there to be and remain, drinking, tippling, gambling, rioting,  
disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully,  
did permit, and yet continues to permit, to the great damage and common nuisance of  
the People of the said Ward, there inhabiting and residing, and of all the people there  
passing, to the evil example of all others in the like case offending, and against the  
peace of the People of the State of New York, and their dignity.

**BENJ. K. PHELPS, District Attorney.**

0844

**BOX:**

4

**FOLDER:**

57

**DESCRIPTION:**

Norton, James

**DATE:**

01/08/80



57

0845

Filed *30* day of *August* 1880.  
Pleads *Not Guilty*

THE PEOPLE

*30*  
*7* *Barrows* vs. *R*  
*James Boston*

Felony Assault and Battery.

BENJ. K. PHELPS,  
District Attorney.

A True Bill.

*W. King*

Foreman.

*W. Smith Goes 16 months*

*Part pro July 12 1880*  
*Pleads A+B*

*Pen Two months ✓*

0846

Form

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

POLICE COURT—FIRST DISTRICT.

*James Wilkinson*

of No. *5 Mulberry* Street, being duly sworn, deposes and says,

that on the *24* day of *December* 187*9*

at the City of New York, in the County of New York, he was violently and feloniously assaulted and  
beaten by *James Norton*

now present.

*who cut and stabbed deponent  
in the side with the blade of a  
knife inflicting a severe wound*

Sworn to, before me, this

day of *December* 187*9*.

*26*

Deponent believes that said injury, as above set forth, was inflicted by said *James*

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

Wherefore this deponent prays that the said assailant may be apprehended, and dealt with accord-  
ing to law.

*James Wilkinson*

*Mrs. [Signature]*  
Police Justice.

0847

**Police Court—First District.**

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

*James Norton* being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was at  
liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. *James Norton*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *New Haven Conn*

Question. Where do you live?

Answer. *7 Bayard Street*

Question. What is your occupation?

Answer. *Laborer*

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

Answer. *I am not guilty*  
*James Norton*

*8*  
Taken before me, this *26<sup>th</sup>* day of *November* 1879  
*Miriam Steinberg*  
POLICE JUSTICE

0040

COUNSEL FOR COMPLAINANT.

Name, .....  
Address, .....

COUNSEL FOR DEFENDANT.

Name, .....  
Address, .....

Police Court—First District.

AF FIDAVIT—Felonious Assault & Battery

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Wilkinson*  
*5 Mulberry St.*  
*James Norton*



BAILABLE:

No. 1, by .....

Residence, .....

No. 2, by .....

Residence, .....

No. 3, by .....

Residence, .....

No. 4, by .....

Residence, .....

No. 5, by .....

Residence, .....

No. 6, by .....

Residence, .....

Dated, *Dec 26* 1879

*Atterbury* Magistrate.

*Oliver* 4 Officer.

Clerk.

Witnesses, *James Norton*  
*if selection is refused*  
*of the Court*

*Wm* to answer

at General Sessions *Con*

Received at Dist. Atty's Office,

0849

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That *James Norton*.

late of the City of New York, in the County of New York, aforesaid, on the  
*fourth* day of *December* in the year of our Lord  
one thousand eight hundred and *seventy nine* with force and arms, at the City and  
County aforesaid, in and upon the body of *James McClellan*  
in the peace of the said people then and there being, feloniously did make an assault  
and *him* the said *James McClellan*  
with a certain *knife*  
which the said *James Norton*

in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound  
with intent *him* the said *James McClellan*  
then and there, feloniously and wilfully to kill, against the form of the Statute  
in such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day and in the year aforesaid, at the City and County  
aforesaid, the said *James Norton*  
with force and arms, in and upon the body of the said *James McClellan*  
then and there being, wilfully and feloniously did make an  
assault and *him* the said *James McClellan*  
with a certain *knife* which the said *James Norton*

in *his* right hand, then and there  
had and held, the same being then and there a sharp, dangerous weapon, wilfully  
and feloniously, and without justifiable and excusable cause, did then and there beat,  
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously  
do bodily harm unto *him* the said *James McClellan*  
against the form of the Statute in such case made and provided, and against the  
peace of the People of the State of New York and their dignity.

THIRD COUNT.

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

with force and arms, in and upon the body of *James McClellan*  
in the peace of the said people then and there being, feloniously, did make another  
assault and *him* the said *James McClellan*  
with a certain *knife*  
which the said *James Norton*

in *his* right  
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,  
and wound, the same being such means and force as was likely to produce the death  
of *him* the said *James McClellan* with intent *him* the

0850

said *James Melhuson* 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.

FOURTH COUNT.

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

with force and arms, in and upon the body of the said *James Melhuson* then and there being, wilfully and feloniously, did make another assault and *kill* the said *James Melhuson* with a certain *knife* which the said *James Norton* in *his* right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim *him* the said *James Melhuson* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

Filed *20th* day of *July* 1880  
Pleas *Not Guilty*

THE PEOPLE  
*James Norton*  
Felonious Assault and Battery.

BENJ. K. PHELPS,  
District Attorney.

A TRUE BILL.  
*W. H. Kelly*

*Gov Smith* *Quar 16*  
Part *Pro* *Aug 12* 1880  
*Plas do* *and*  
*Pen* *Two* *months*

0851

**BOX:**

4

**FOLDER:**

57

**DESCRIPTION:**

Norton, Michael

**DATE:**

01/21/80



57

0852

Counsel,

Filed *11/17* day of *Nov* 187*6*.

Pleads

THE PEOPLE

*23*  
*32 Carmon*

*Michael Norton*

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,

*District Attorney.*

A True Bill.

*[Signature]*

Foreman.

*Part pro Jan 22, 1880*

*6 m P.*

0853

Form 112.

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

Police Court—First District.

of No. 164 Boerum William Lotz  
Street, <sup>Brooklyn E.D.</sup> being duly sworn, deposes  
and says, that on the 14 day of January 1880

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried  
away from the possession of deponent, ~~and from deponent's wagon~~

the following property, viz: a quantity of Sailors trimming  
(Trimming for 206 vests)

of the value of about twenty seven Dollars,  
the property of <sup>Miss Herman of 413 Broadway and in care and custody of</sup> deponent as a common carrier

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 Graham and  
Michael Naughton both now present. for the reason  
that deponent laid the package containing the  
aforesaid property on the stoop in the rear of the  
store of 413 Broadway. deponent turned around having  
his back towards said package for about one minute  
and when he went to look for said package it was  
missing. subsequently deponent was informed by  
officer James McGuire that he said officer  
saw said Graham and said Naughton in company  
with each other on Walker Street in said city  
and said Naughton had the aforesaid property  
property in his possession

William Lotz

Sworn to, before me, this  
19  
of January 1880  
William Lotz  
Police Justice.

0854

City and County }  
of New York } ss James McGuire of the  
14<sup>th</sup> Precinct Police being duly sworn says  
that he has heard read the foregoing affidavit  
and the statement therein contained on information  
is true

Sworn to before me this  
16 day of January 1880

J. McNeill  
Police Justice

James McGuire

0855

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK, } ss

Thomas Graham

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

Question. What is your name?

Answer. Thomas Graham

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New York

Question. Where do you live?

Answer.

32 Canal St.

Question. What is your occupation?

Answer.

Police

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

Answer.

I am not guilty

Thomas Graham

Taken before me this

10

day of

January 1888

Police Justice.

*[Signature]*

0856

Police Court - First District

CITY AND COUNTY } ss.  
OF NEW YORK.

*Michael Naughton* being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was at  
liberty to refuse to answer any question that may be put to him, states as follows,  
viz:

Question. What is your name?

Answer. *Michael Naughton*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *Youngs*

Question. Where do you live?

Answer. *32 Cotton St.*

Question. What is your occupation?

Answer. *Farmer*

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

Answer. *Not guilty*

*In Michael Naughton*

Taken before me, this  
*16*  
day of *January*  
*1887*  
*Michael J. [Signature]*  
Police Justice.



0858

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

That

Michael Norton

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

One hundred yards of Silicia of the  
value of twenty seven cents each yard

One thousand buttons of the value of  
two cents each button -

Two hundred and seventy yards of  
burling of the value of ten cents  
each yard -

of the goods, chattels, and personal property of one

*William Lotz*

then and

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

0859

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

*Michael Norton.*

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

*One hundred yards of Silena of  
the value of twentyseven cents each yard*

*One thousand buttons of the value of  
two cents each button*

*Two hundred and seventy yards of  
braid of the value of ten cents  
each yard*

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

*William Lotz*

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

*William Lotz*

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

*Michael Norton.*

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

**BENJAMIN K. PHELPS, District Attorney.**

0860

**BOX:**

4

**FOLDER:**

57

**DESCRIPTION:**

Nynn, John

**DATE:**

01/08/80



57

0861

*2*  
Counsel,  
Filed *15* day of *May* 18*80*  
Pleads,

THE PEOPLE

vs.

*John Myun*

*of*

*21*

BENJ. K. PHELPS,

District Attorney.

BURGLARY—Third Degree, and  
Grand Larceny.

A TRUE BILL

*W. H. Rice*

Foreman.

*May 15, 1880.*

Verdict or Guilty should specify of which count.

*State Reformatory*

*State Reformatory*

0862

Police Court, Second District.

City and County }  
of New York, } ss.

John D. Plump

of No. 44 Sullivan Street, being duly sworn,  
deposes and says, that the premises No. 44 Sullivan

Street, 8<sup>th</sup> Ward, in the City and County aforesaid, the said being a dwelling house  
and which was occupied by deponent as a dwelling house

entered by means of ~~the door~~ <sup>possibly by</sup> prying off the nosing  
of the door on the door leading into  
the front room on the second floor of  
said premises  
on the day of the 20<sup>th</sup> day of December 1879

~~and the following property feloniously taken, stolen, and carried away, viz:~~  
with the intent to take steal and carry  
away therefrom the following property  
viz: A quantity of jewelry and wear-  
ing apparel in all of the value of  
Two Hundred dollars or more

the property of deponent  
and deponent further says, that he has great cause to believe, and does believe, that  
the aforesaid BURGLARY was committed with the intent to take, steal  
and carry away said property ~~and the aforesaid property taken, stolen~~  
and carried away by John Nijun (now here)

for the reasons following, to wit: That about Five min-  
utes prior to the time of said Burglary  
deponent locked the said door  
The Lock and nosing of which were  
then in sound condition and the

0863

same properly fastened and secured -  
Defendant about five minutes, there  
after found the said door open and  
the said door being forced from its place  
and saw said defendant stand-  
ing behind the said door - and heard  
the noise of the "trimmy" here shown  
as it fell upon the floor at the  
feet of said defendant

Sworn to before me this 21<sup>st</sup> day of December 1879

M. J. Murphy Police Justice

0864

Police Court—Second District.

CITY AND COUNTY }  
OF NEW YORK. } RR.

*John Nym*

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

Question.—What is your name?

Answer.—

*John Nym*

Question.—How old are you?

Answer.—

*Twenty One years*

Question.—Where were you born?

Answer.—

*New York City*

Question.—Where do you live?

Answer.—

*28 Callahan Street Philadelphia*

Question.—What is your occupation?

Answer.—

*Driver*

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

Answer.—

*I have nothing to say in regard to the charge*

*John Nym*

Taken before me, this

*21*

day of *December* 187*9*

*[Signature]*

Police Justice.

0865

A63

POLICE COURT—Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*John J. Flynn*  
*John Flynn*

OFFENCE—Burglary and Larceny.

Dated *December 21* 1879

*Bryson* Magistrate.

*H. A. H.* Officer.  
*E. Clerk.*

Witnesses,

Committed in default of \$ *2000* bail.

Bailed by

No.

Street.

*Cum*

0866

CITY AND COUNTY }  
OF NEW YORK. } ss.

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

That *John Myers*

late of the *Eighth* Ward of the City of New York, in the County of New York, aforesaid, on the *twentieth* day of *December* in the year of our Lord one thousand eight hundred and seventy-*nine* with force and arms, about the hour of *Five* o'clock in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of

*John D. Plump.*

there situate, feloniously and burglariously did break into and enter by means of forcibly *forcibly breaking open an outer door of said dwelling house* he the said

*John Myers*

then and there intending to commit some crime therein, to wit: the goods, chattels, and personal property of

*John D. Plump*

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the people of the State of New York and their dignity.

~~And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, the said~~

~~late of the Ward, City, and County aforesaid,~~

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

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

BENJ. K. PHELPS, District Attorney.