

0107

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Mager, Charles

**DATE:**

04/20/93



4725

Witnesses:

*Off Lang*

Counsel,

Filed,

*20 April 1893*

Pleads,

THE PEOPLE

vs.

*B*

*Charles Wright*

VIOLATION OF THE EXCISE LAW.  
Selling, etc., on Sunday.  
[Chap. 401, Laws of 1892, § 32.]

*April 21 93*

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

*Samuel R. [Signature]*  
Foreman.



0109

Court of General Sessions of the Peace  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*Charles Mager*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Charles Mager*  
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND  
BEER ON SUNDAY, committed as follows :

The said *Charles Mager* —

late of the City of New York, in the County of New York aforesaid, on the *12<sup>th</sup>*  
day of *February* in the year of our Lord one thousand eight hundred and  
ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong  
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill  
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,  
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spiritu-  
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and to certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, against  
the form of the statute in such case made and provided, and against the peace of the people of  
New York and their dignity.

SECOND COUNT—

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

*Charles Mager*  
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,  
WINES, ALE AND BEER, committed as follows :

The said *Charles Mager* —

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the  
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of  
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one  
gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of  
a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and  
expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the  
form of the statute in such case made and provided, and against the peace of the People of the State  
of New York and their dignity.

DE LANCEY NICOLL,  
District Attorney.

0110

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Maier, Joseph

**DATE:**

04/25/93



4725

Witnesses:

*Off Lewis*

Counsel,

Filed

Pleads

189

THE PEOPLE

28

12<sup>00</sup> vs.

*Robert*

*Joseph Traver*

DE LANCEY NICOLL,

District Attorney.

*Nov 3 1893*

A TRUE BILL.

*Sam Wylie*  
Foreman.

*Sept 2 - May 3, 1893*

*And Petit Lancers*  
*Pen 6 mos. B.M.*

Burglary in the Third Degree,  
[Section 498, 506, 508, 510, 512, 514, 516, 518, 520, 522, 524, 526, 528, 530, 532, 534, 536, 538, 540, 542, 544, 546, 548, 550, 552, 554, 556, 558, 560, 562, 564, 566, 568, 570, 572, 574, 576, 578, 580, 582, 584, 586, 588, 590, 592, 594, 596, 598, 600, 602, 604, 606, 608, 610, 612, 614, 616, 618, 620, 622, 624, 626, 628, 630, 632, 634, 636, 638, 640, 642, 644, 646, 648, 650, 652, 654, 656, 658, 660, 662, 664, 666, 668, 670, 672, 674, 676, 678, 680, 682, 684, 686, 688, 690, 692, 694, 696, 698, 700, 702, 704, 706, 708, 710, 712, 714, 716, 718, 720, 722, 724, 726, 728, 730, 732, 734, 736, 738, 740, 742, 744, 746, 748, 750, 752, 754, 756, 758, 760, 762, 764, 766, 768, 770, 772, 774, 776, 778, 780, 782, 784, 786, 788, 790, 792, 794, 796, 798, 800, 802, 804, 806, 808, 810, 812, 814, 816, 818, 820, 822, 824, 826, 828, 830, 832, 834, 836, 838, 840, 842, 844, 846, 848, 850, 852, 854, 856, 858, 860, 862, 864, 866, 868, 870, 872, 874, 876, 878, 880, 882, 884, 886, 888, 890, 892, 894, 896, 898, 900, 902, 904, 906, 908, 910, 912, 914, 916, 918, 920, 922, 924, 926, 928, 930, 932, 934, 936, 938, 940, 942, 944, 946, 948, 950, 952, 954, 956, 958, 960, 962, 964, 966, 968, 970, 972, 974, 976, 978, 980, 982, 984, 986, 988, 990, 992, 994, 996, 998, 1000]

0112

Police Court— 5 District.

City and County } ss.:  
of New York,

of No. 1709 2<sup>nd</sup> Avenue Street, aged 32 years,  
occupation Saloon keeper being duly sworn

deposes and says, that the premises No. 1709 2<sup>nd</sup> Avenue Street, Ward

in the City and County aforesaid the said being a four story brick

building and which was occupied by deponent as a Saloon & dwelling

and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly entering the  
saloon from the dumb waiter leading  
from the cellar into said said saloon  
and entering said saloon with the intent  
to commit a crime

on the 18 day of April 1883 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

about sixty cents in gold and  
silver money; several bottles of  
liquor - all of the value of about  
ten dollars.

the property of deponent

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

Joseph. Maurer (now here)

for the reasons following, to wit: that at the hour of 12.45

o'clock. A. M. said date deponent  
locked and securely fastened the door  
of the saloon. and closed it for the  
night. leaving said property therein.

Deponent is informed by Officer  
Joseph A. Lewis that at about the  
hour of 3 o'clock A. M. same day.  
he saw this deponent in said saloon



behind the bar, and that he there-  
after arrested him in a cellar at no 1713  
2. avenue with his shoes off, and  
that the defendant admitted to him  
that he had entered said saloon  
through the dumb waiter, and that  
he took said sum of money from the  
drawer, and had the liquor rolled up  
ready for removal.

Wherefore represent charges this defendant  
with Burglarily entering said  
saloon through said several entrance  
and stealing said property.

Sworn to before me  
this 18<sup>th</sup> day of April 1893

George H. Burke  
Police Justice

Richard Fisher

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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to bail to answer by the undertaking hereto annexed.

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Dated 1888 Police Justice.

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to bail to answer by the undertaking hereto annexed.

Dated 1888 Police Justice.

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

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

vs.

1.  
2.  
3.  
4.

Offence—BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witness.

No. Street.

No. Street.

No. Street.

No. Street.

\$ to answer General Sessions.

0114

1877

CITY AND COUNTY }  
OF NEW YORK, } ss.

Joseph A. Lewis  
aged \_\_\_\_\_ years, occupation Police Officer of No.

27 Peck Place Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Richard Crocker

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

Sworn to before me, this 18  
day of April 1893

George Burke  
Police Justice.

Joseph A. Lewis

0115

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Joseph Maier

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 sees 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.

Joseph Maier

Question. How old are you?

Answer.

38 years

Question. Where were you born?

Answer.

Germany

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

Answer.

72<sup>nd</sup> St bet 1<sup>st</sup> Ave & Ave. 7 months

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I Am Not Guilty  
Jos Maier

Taken before me this

day of

APRIL 1897  
J. W. C. C. C.

Police Justice.



0116

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, *April 18* 189 *3* *Wm C. Smith* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.



0117

Police Court, 5 District. 430

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Richard Krothe*  
*1709 2 ave*  
*Jos Maur*

*Burglary*  
Offense

BAILED,

No. 1, by.....

Residence.....Street.

No. 2, by.....

Residence.....Street.

No. 3, by.....

Residence.....Street.

No. 4, by.....

Residence.....Street.

Dated, *April 18* 189 *3*

*Burne* Magistrate.

*Lewis* Officer.

*P. O. 27* Precinct.

Witnesses.....

No.....Street.

No. *337* Street.

No.....Street.

\$ *1500* to answer *G.S.*

*Com*

0118

**Court of General Sessions of the Peace**  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Joseph Mauer*

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

*Joseph Mauer*

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

The said

*Joseph Mauer*

late of the *12<sup>th</sup>* Ward of the City of New York, in the County of New York, aforesaid, on the *eighteenth* day of *April* in the year of our Lord one thousand eight hundred and ninety-*three* in the *night* time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *saloon* of one *Richard Kröther*

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

## SECOND COUNT—

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

of the CRIME of

Petite LARCENY

committed as follows:

The said

*Joseph Maurer*  
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 ~~right~~ time of said day, with force and arms, divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of sixty cents, and ten bottles of liquor of the value of one dollar each bottle

of the goods, chattels and personal property of one *Richard Krother*

in the

*saloon*

of the said

*Richard Krother*

there situate, then and there being found, in the *saloon* 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.

*De Launcy Nicoll*  
District Attorney

0 120

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Maloney, Roswell

**DATE:**

04/18/93



4725



Witnesses:

Harry C. Gurlack

Off Gilmartin

Counsel,

Filed

1893

Pleads,

Myself 14

THE PEOPLE

vs.

Robbery, (Sections 224 and 228, Penal Code.) Degree.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

James Dwyer

Foreman.

Fred. J. Dwyer.

Elmira Ref. P. M.

Sept 6/93

0121

4/1/62

New York, April , 1893.

Indicent for 100 SHM, is the PLAST agent.

A injury was even a relief and a diversion.

[illegible]

the boy Harry in a suit; a line at 546 East 134th Street, I remember, on the 11th of April, he displayed on a silver tray to the gas company, 142nd Street and Alexander Avenue. I gave him a gas bill. He had two dollar bill; the other bill was \$1.44. He had three three and four cents; he was just after coming in from school; he remained in the house a little while, and then he went out with the gas bill and the money. I saw the \$2.00 bill in a cell with the detective, I think it was the next day. That was the only bill that you had given your boy Harry to take the gas company? Of course it was a two dollar bill, I couldn't say that it was the same, but it looked like the same one. I saw the boy Maloney in court; I had no connection with him; he came to the bar; we were at lunch; before Judge Simon in the Harlem Police Court, and I believe that Maloney said that the \$2.00 was given to him. The detective said to him, "If Harry gave you the \$2.00, why did your mother give you the money to come back and pay it?" What answer did he make to that? He did not answer at all.

HARRY C. PHILLACH, sworn and examined, testified:

I am twelve years old, and go to school; I am in the eighth grade of the grammar school. I kissed the Bible and took an

not to tell the truth. Do you fully understand what will happen to you if you do not tell the truth? Yes, I won't go to Heaven. I live at 546 East 134th Street, with my mother. Do you know this de la Cruz, Maloney? Does he live in your neighborhood? No, he lives a couple of blocks above me. Did you see him on the afternoon of April 11th? Yes, I saw him standing on the corner of 137th Street and Alexander Avenue, alone. I was going up to pay a bill to our house to the gas house. I had a two dollar bill and the bill with me; my hand was closed over the money. Maloney asked me for the bill, and I knew that they were up to right away, because I saw two eyes. I said, "I ain't got no bill;" then he said he was a cop, he pulled out a God damn gun. When I first saw him he had another boy with him. I saw him standing on the corner, and he asked me to let him see my bill, and this other boy was with him, Mark Carroll was with him. A boy named Meyer came with me, he said he would be a witness for my side. When you got up to him, he said, "You are a liar," what occurred next? This Carroll got me around the back and held me, and put his arm around me and held me, and I did not attempt to fight, but there was no need of it, because the other boy was 18 years old and he 16. I struggled, and in the struggle the gas bill got tore. What was Maloney doing while Carroll had you around the waist, holding you? First off, he got his hand like this on my list, I had my list closed; he opened it, and my money was just like this (showing) and he ran down through the lot. He opened your hand and took the bill, and ran away? Yes, he ran down through the lot which leads into 136th Street, and he ran down Rogers Avenue

and I lost track of him. Carroll was with Maloney, they ran together. When did you next see the clerk? In court, the next morning. Did you hear him say anything in court? He came up and said, "What do you want to say I took your bill off you?" And then the clerk made him keep still. I did not hear him; only when the judge spoke to me, I spoke to him. Have you seen the \$2.00 bill? Yes, up in the 1st Precinct, in the Sergeant's room.

#### THOMAS GILMARTIN:

Did you go in officially after the \$2.00 bill was taken from Maloney? I was a timer. I was at starting ball that day with four other boys; there was nobody playing ball; we ran through that lot at all; it was about a quarter or 10 minutes to 4 when the \$2.00 was taken from me; I couldn't tell the exact time. I do not play ball with Maloney; I never associate with those boys; I am not allowed to associate with those boys.

#### THOMAS GILMARTIN, sworn and examined, testified:

I am connected with the 33rd precinct, and arrested the defendant, Maloney, on the complaint of Larry Sewlach. When I saw him first he was sitting on a truck in Lincoln Avenue. I got hold of him by the arm and said, "What did you do with that \$2.00 that you stole from Larry Sewlach?" He says, "Here it is, right here," and he pulled it out of his pocket and showed it to me; that was the day after. I says, "Is that the \$2.00?" and he says, "Yes." I says, "Where is the other boy who was with you?" He says, "I don't know where he is." I said, "What did you do with it? Did you give him any?" He said, "I gave him half." I went back to the court



store and I asked the woman the same thing. "I got a dollar off my mother, and asked her, the candy store woman, for the \$2.00 bill I had and yesterday, in her place." She said she had it, and handed it over to me." That was all the conversation I had with the defendant.

DISTRICT ATTORNEY: That is the case for the People.

THE JUDGE: ALL RIGHT, PLEASE.

LOUIS STYER, sworn and examined, testified:

I recollect the 11th of April. I was playing ball. Harry Gerlach was on third base, and another little boy out of the. I picked up a \$2.00 bill, and I asked him if it was his. He said I gave it to him, and then he said I was a liar. I was with Andy Hedberg and there was a girl and the bill was between 3 and 4 o'clock. I didn't go to school that day.

CROSS EXAMINATION:

I didn't go to school that day because my mother was gone out; she went away at 11 o'clock in the morning, and I went out to play ball. What conversation did you have with Mrs. Maloney, and how much money did she give you, the three cents came up; what did you do with the half dollar Mrs. Maloney gave you? Mrs. Maloney didn't give me any half dollar. Do you know Officer Wimmer? No. Did you ever see that officer before (pointing to an officer)? Yes. Did you have any conversation with him about this case? No; I didn't tell him anything. Mrs. Maloney didn't give you half a dollar to come here and swear that you found the money? No, she didn't give me half a dollar; I don't live in the same house with Mrs. Maloney; she lives at 142 and I live at 136. Do you and Maloney go together? I was standing there after Maloney came up in the lots, and he said, "I will catch for

you." I do not play with Haloney all the time. Haloney goes off to school. That place of billiard played between 136th and 137th streets, between Alexander and Lincoln streets; there is an open lot there.

AMENDOR NIGANKI, sworn and examined, testified:

I know the South Union and Garlach. I was off to school in April. I was playing billiard with a third person with Haloney and Haloney and Louis Meyer. What did Haloney say out this \$2.00. Haloney Meyer picked up the \$2.00 bill, and held it up in his hand, and Haloney said it, and then Haloney claimed it. I was with Garlach at that time? He was on third base; Haloney said, "I will get killed if I don't take that home; I worked for it all day;" he said it was his. Meyer gave it to him. Meyer yelled out, "I found \$2.00." Garlach was on third base with me, and he did not claim it. What did you have with the money that Mrs. Haloney gave you, what did you do with the fifty cents you got from her; come, tell the jury, you are under oath here? I kept it, I took it home, and I put it some where in my house. What did Mrs. Haloney say to you when she gave you that fifty cents; tell us every word? She says, "Come on home with me." Did you go home with her? Yes. What did she give you? She gave me fifty cents. What did she tell you about your testimony here, what did she tell you, did she tell you not to come in here; did she tell you not to go against him? No, she didn't say nothing. What did she tell you? She says not to say nothing.

JOSEPH O'HARE, sworn and examined, testified:

I know McHenry and Carroll was playing ball with them on the 11th of April. Did you see the \$2.00 bill picked up? Well, what you saw? I was walking, like to the store, and I heard Meyer say, "Who lost \$2.00?" Did you see the \$2.00? No. Did you hear anybody claim it at all? No. All you heard was Meyer say, "Who lost \$2.00?" and you went on about your business? Yes. Where was Carroll when it took place? He was in the lots; I was with one of the boys at that time. Now, how did you find out it was on the 11th of April? Well, the 11th you or, is it not true that you were not there the day that this thing happened, and that you only heard about it afterwards? I was reading; I only heard Meyer say, "Who lost \$2.00?" I was going through the lots, going to get groceries. Right in the middle of the game of one-ball you heard Meyer calling, "I found two dollars?" Yes; that is all I heard. You didn't see McHenry come up and get the \$2.00 bill? No; I only saw Meyer that, and I want to get it? No. Meyer said, "Come \$2.00 is this?" He put it up like that (showing) and I went right on, I didn't stop to find out who lost the \$2.00. The Judge asked you if you knew what a oath was; do you know what happens to people who lie and perjure themselves? Yes, they go to prison. Don't you know, as matter of fact, that you were not there that day at all? Yes, I was in the lot, passing to go to the grocery store; it was over 4 o'clock. Name all the boys who were there over to me again? Meyer, McHenry, Farano, me, MacDonough, and McHenry. What about Carroll, was there a boy named Carroll there? Yes; Carroll was there. What has become of him; do you know where he has gone? No. Does Carroll or McHenry

go to school with you? No, I went to school with Gerlach.  
Have you told all the boys that were playing ball that day?  
Gerlach was there, too. Do you know whether it was the 11th  
of April, or not? Yes. How do you know? I asked a boy,  
Hedderich; I asked him what was the day. Have you seen  
these boys play base ball after that day? That is where  
they usually play, isn't it? Yes.

ROSWELL MALONEY, who was 14 at the time, was asked and testified:

That day were you arrested? It was on the 12th of April.  
Were you playing ball the day before, the 11th of April?  
Yes, in 137th street, between Alexander and Lincoln streets.  
Carroll was playing with me, and the boys who were up on the  
stand. I was catching for both sides. Meyer picked up  
\$2.00; I didn't see him until he had it up in the air, and he  
said, "Who lost \$2.00?" I says, "Give it to me," and Meyer  
handed the two dollar bill to me. Then I kept on catching  
for a little while, and then me and Carroll walked away  
through the lots. I didn't know it was Gerlach's; I didn't  
know anything about the two dollars. We went down to the  
candy store, and we changed it there, and I gave the other  
boy, Carroll, half of it. When did you first find out that  
Gerlach claimed the \$2.00? I didn't find out until that  
night; a boy up there told me Gerlach was there and couldn't  
find me, to arrest me for stealing \$2.00. I went up to my  
mother the next morning and got a dollar from her and went  
back to Gerlach's house -- I went to the candy store and asked  
for the same two dollar bill and went to Gerlach's house and  
wanted to give it to him. I knocked at the door, and nobody



same. How long after that were you arrested? About half an hour. I sat down on a truck in Lincoln Avenue, and the detective came up and arrested me. He asked me where the \$2.00 was that I stole. I said, "I have got it in my pocket." I said, "I didn't steal it." I told him a little boy held it up in the air and gave it to me. Did you see Garlach on the avenue at all that day? No, I did not. What became of the boy who was with you? I don't know who he is.

Q. NOW, WITNESS:

A. Why didn't you divide this money up with the boy who found it, instead of the boy Garlach, who is a liar? I found it and I gave it to him; he is my partner. Never found it and gave it to me; I swear that never found it and gave it to me. Garlach is a young loafer around those corners? He is a loafer. He is a star of yours? He is. Do you go to school? No. Do you work? Yes; in a restaurant 142nd Street; I only worked there a week or so. Do you know Mr. Strothers, a milkman? No, I know Mr. Stover. Do you know Richard O'Connor, a grocer? Yes. You have been with those men; haven't you? Yes. What did you leave O'Connor for? I took \$20.00. Stole \$20.00 from him? Yes. What did you leave Strothers for? I left Strothers; I didn't steal anything from him. Will you give some explanation to the jury of why you divided the money with Garlach? Yes, because he was my partner. He was your partner in this robbery of Garlach? No robbery at all; he didn't rob Garlach. Why didn't you give half of it to the boy who found it? The boy who found it handed it to my partner, and gave it to my partner. What makes him your partner? We always went to-



You had seen him before? Not until he came with Mr. [redacted].  
 Did Roswell come to you on the 11th and say anything to you  
 about finding or leaving two dollars under the car? He was  
 home to me on the night of the 11th if he got in trouble. What  
 happened between you and Mr. [redacted]? Mrs. [redacted] asked  
 me if I had a boy; I told her, "Yes." She told me that her  
 boy had taken two dollars from [redacted] boy. I told her that I  
 was a part of the money, part of the two dollar bill,  
 which the 11th day, the other day, I suppose had the other  
 part; he was in the house, in the kitchen, to say the  
 money. You didn't go with him? No; I went there to see  
 if Mrs. [redacted] of the boy. She told me that her boy was  
 arrested, and that is the first I heard of it. I went  
 to the Harlem Court. I found the two boys standing; the  
 Garlow boy and the boy that bought the [redacted] and under-  
 stood. I was up there at 2 o'clock; I haven't seen [redacted] boy  
 from that time until I saw him here.

CROSS EXAMINATION:

I am a cook at a restaurant at 2663 Third Avenue, for Mr.  
 Surridge, for several months. I was not a waiter or  
 waiter, but independent entirely from [redacted] boy. The  
 boy works occasionally. He worked in a dry goods store  
 for [redacted] and [redacted], Third Avenue, right across  
 of where I work. He worked there three or four days before  
 he was arrested. I know my son's signature, and I believe  
 this signature [redacted] is his. Do you know that he told  
 the judge, in Harlem, that he worked at 355 Alexander Avenue  
 and that he worked there for three months, and that that was  
 a restaurant? No, I don't know anything about that. Did  
 you ever know him to have worked there? No. It is in tes-

thirty dollars that you told me on the way was for you, and that you intended to go to your house, and that you gave him fifty cents and told him to say that if he went to the house? No, that is not right; I never saw him or saw him; that little boy didn't tell the truth, if he said so; I never saw the boy and he said I saw a boy fifty cents. If you gave him a dollar he is better? He said fifty cents; he lied; I never saw him; I never saw him. Do I know him, he is better off than, that he is better off than? He said fifty cents and he said. When he heard of the money, that he had stolen \$20.00, that is not true; is it? He didn't steal a dollar or more. Do you know a place that is a lot? I don't know, but I will tell you where he is; it is a place; I don't know who keeps a restaurant at 355 Alexander Avenue, and don't know whether there is a restaurant there or not. Is there a restaurant in the house where you live? No, there is not.

JOHN H. BURRIDGE, sworn and examined, testified:

I keep a restaurant; Mrs. Maloney has been in my employ for a year. I know the boy perfectly well; he has been in my employ at odd times. I never saw anything bad about his character. His character is good, from my own observation. He has worked for me, and waited on the tables.

#### REBUTTING EVIDENCE.

OFFICER GILMARTIN, recalled by the District Attorney:

I arrested Roswell Maloney sitting on the tail of a wagon in Lincoln Avenue. Did he say anything about having found a two dollar bill? Not then; all he said was, "Here it is,"



and he pulled it out of his pocket and handed it to me. That was in response to a question that you asked to what he had done with the money he took from your apartment; was it it? Yes. Do you recollect whether that was a brand new old bill? It was a brand new bill, it was a five dollar bill, a new one. I don't know whether you at that time had heard anything about the trial, or did he tell you about it at all? He told me that afterward, and I went to the trial house; he said to me, "I saw all the lots, and that the boy named Meyer did it and he moved it in the air, and he said, 'Who lost 2.00?' He told me, 'It is just the boy it is.' He never said it was in the air, or his presence, or since we were alone, but I saw it and I saw other officers.

HARRY STEINACH, recalled by the District Attorney: Were you, at any time on the 24th of April, in a lot along 137th with O'Hara, McGarry, Meyer and this woman? No, I was not. Were you playing ball with them at any of our times? No, I am not allowed to play with these boys; I am only living around there about eight months; before that, I lived down in Harlem; during the whole eight months that I lived there I never played ball with them. There was a couple of boys living next door to me that I played with, but I never played with McGarry. Didn't you go to school with one of the boys? I did, with one of the boys. I went with McGarry, O'Hara and Meyer, to the parochial school of Father Hughes. I know the lot they refer to, on 137th street between Dickinson and Alexander avenues. Did you see McGarry that afternoon? McGarry was not around; I did not. Where was Meyer

when you saw him? He was standing on the corner of 137th street, with Maloney and Carroll. I saw two 134th street up Avenue for Avenue; I came up to the other boys on the corner of 137th street and Alexander waited. Were they standing there? Yes, they were standing up against the wall. Maloney spoke to me, and said, "Say, would you like to see a nicker; will you?" I said, "Is it got a nicker?"

RICHARD O'CONNOR, sworn, and examined by the District Attorney, testified:

I live at 165 Alexander Avenue, and I know the place with Roswell Maloney. What is his character for honesty, if you know? His character was not very extra and he was not very good. Do you know whether he is honest or not? He was not honest with us; that is all I know. I have heard other people speak of him; do you know what his reputation for honesty is? Is it good or bad? It is not very good. Did you ever hear anybody say anything about him? No, I did not. He was employed by you and ran away and you did not know it? Yes.

WILLIAM H. DECKER, sworn and examined, testified:

I live at 2,426 Third Avenue, and am a newspaper dealer and stationer. I have been eight years in business there and am acquainted with the neighborhood. I know Roswell Maloney. Do you know his reputation? Yes. Is it good or bad, as you say? Bad.

BY COUNSEL: When did you hear speak of Maloney's character? I don't know as I ever heard anything of it, only what I have seen myself. Was his character a matter for discussion at all? Yes, between the boys around the neighborhood. You

have heard others speak of it? Yes. From hearing that you say his reputation is bad? Yes, and I have heard it myself. Counsel asks you who you heard speak of it? No, other than him; that is all I recollect. Do you know Mr. Strickland, the millman? No, not personally.

JOHN STRICKLAND, owner of the mill, testified:  
I live at 723 East 42nd Street, and am in the mill business. I have been in business in that line for about sixteen years. I know the defendant, Maloney, but I don't know much about his reputation. He worked with me a little while, a year or three or four months for me. I never knew him before he came to work for me, about four months ago. He was a good boy and worked for me; he did his work well. I don't know that he was strictly honest.

BY COUNSEL: If this boy was out of this trouble, would you take him back to work for you? I would.

BY DISTRICT ATTORNEY: Would you take him back to work for you, notwithstanding that he admits here that he stole \$20.00 from one of his employers, and that he is a partner with the crime of highway robbery; that would it affect your taking him back into your employment? I wouldn't care a terrible lot about taking him back now. His own admission that he stole \$20.00 was news to you? Yes, certainly.

The Jury rendered a verdict of GUILTY of ROBBERY, in the FIRST DEGREE.

Restoring in case of  
Roswell Maloney

500 filed June 1993

500



Police Court District.

CITY AND COUNTY  
OF NEW YORK, ss

Harry C. Gerlach  
of No. 546 E. 134 Street, Aged 12 Years  
Occupation, School boy, being duly sworn, deposes and says, that on the  
11th day of April 1883, at the 23rd Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money  
of the United States consisting  
of one bill or bank note of the  
denomination and

101-4

of the value of Two (2) DOLLARS,  
the property of Mamie Gerlach. And in deponent-  
and that this deponent has a probable cause to suspect, and does suspect, that the said property was  
feloniously taken, stolen, and carried away, by force and violence as aforesaid by

Roswell Malney (now here)  
and another boy not yet arrested  
from the fact that at the hour of  
3.45 o'clock P.M. said date deponent  
was on the South West Corner of  
Alexander Ave. & 137th St. and at that  
time deponent had said bill in his  
left hand when this defendant and  
said unknown boy came up to  
deponent and the said unknown boy  
not arrested caught hold of deponent  
and held deponent while this defendant  
wrenched said bill from deponent's hand

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Police Justice

when he and the said unknown  
by them ran away together with  
said bill.  
Wherefore defendant charges this  
defendant and said unknown  
by not arrested with being together  
and acting in concert with each  
other and feloniously taking stealing  
and carrying away said bill from  
the person of defendant by force and  
violence.

Sworn to before me } Harry C. Perkins  
this 12 day of April 1893  
G. E. Sumner  
Police Justice

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  
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 1888 Police Justice  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888 Police Justice  
There being no sufficient cause to believe the within named  
guilty of the offence mentioned, I order he to be discharged.  
Dated 1888 Police Justice

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

vs.

1. 2. 3. 4.

Offence—ROBBERY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

0139

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Roswell Maloney 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 sees 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.

Roswell Maloney

Question. How old are you?

Answer.

16 years

Question. Where were you born?

Answer.

New York

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

Answer.

355 Alexander Avenue - 3 months

Question. What is your business or profession?

Answer.

Work in a Restaurant

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  
R Maloney

Taken before me this

day of

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Police Justice.



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 Joseph H. Smith

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

Dated, April 12 1893 G. E. Sumner Police Justice.

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

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

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

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



0141

\$500. Ex. Apr. 13/93 9. AM  
" " 13/93 2. P. M

P. 4  
Police Court--- District. 422

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Harry Black*  
*546 E 134*  
*100 W 110th*  
*Carroll*  
1  
2  
3  
4  
Offense

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, *April 12* 189*3*  
*Simpson* Magistrate.  
*Dr. J. Martin* Officer.  
*33* Precinct.

Witnesses *Edward Ferrari*  
No. *178 Lincoln Ave* Street.  
- *J. C. Mothero Milkman*  
*142 1/2 W 110th Brook & Williams St*  
No. *142 1/2 W 110th Brook & Williams St* Street.  
- *Richard O'Connor Grocer*  
*428 E 135*  
No. *428 E 135* Street.  
\$ *1000* to answer *G. S.*

*C. M.*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Roswell Maloney*

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

*Roswell Maloney*

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

The said *Roswell Maloney*

late of the City of New York, in the County of New York aforesaid, on the *eleventh* day of *April* - in the year of our Lord one thousand eight hundred and ninety-*three*, in the *day* - time of the said day, at the City and County aforesaid, with force and arms, in and upon one *Harry C. Gerlach* in the peace of the said People then and there being, feloniously did make an assault; and

*one* promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of *two* dollars; *one* promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *two* dollars; *one* United States Gold Certificate, of the denomination and value of *two* dollars; *one* United States Silver Certificate, of the denomination and value of *two* dollar.

of the goods, chattels and personal property of the said *Harry C. Gerlach* from the person of the said *Harry C. Gerlach* against the will and by violence to the person of the said *Harry C. Gerlach* then and there violently and feloniously did rob, steal, take and carry away, the said *Roswell Maloney* being then and there aided by an accomplice actually present, whose name is to the Grand Jury aforesaid unknown;

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

*De Lancey Nicoll*  
District Attorney

0143

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Mangin, Thomas

**DATE:**

04/13/93



4725

Witnesses:  
W. J. Soward

Counsel,

Filed,

Pleads,

13 day of April 1893

187

THE PEOPLE

vs.

B

Thomas Mangin

VIOLATION OF THE EXCISE LAW,  
Selling, etc., on Sunday.  
[Chap. 401, Laws of 1892, § 82.]

DE LANCEY NICOLL,

District Attorney.

April 13 1893

A TRUE BILL.

Samuel Dwyer  
Foreman.

0144



# 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 Mangin*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Thomas Mangin*  
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND  
BEER ON SUNDAY, committed as follows:

The said

*Thomas Mangin*

late of the City of New York, in the County of New York aforesaid, on the <sup>26</sup>  
day of *February* in the year of our Lord one thousand eight hundred and  
ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong  
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill  
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,  
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spiritu-  
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and to certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, against  
the form of the statute in such case made and provided, and against the peace of the People of  
New York and their dignity.

## SECOND COUNT—

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

*Thomas Mangin*

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,  
WINES, ALE AND BEER, committed as follows:

The said

*Thomas Mangin*

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the  
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of  
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one  
gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of  
a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and  
expose for sale to one

*John S. Brown*

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the  
form of the statute in such case made and provided, and against the peace of the People of the State  
of New York and their dignity.

DE LANCEY NICOLL,

*District Attorney.*

0146

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Manning, Mary

**DATE:**

04/18/93



4725

0147

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Thornton, John

**DATE:**

04/18/93



4725

0148

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Thompson, William

**DATE:**

04/18/93



4725



Notes are written on the  
covering

Witnesses:

*Geo. McGinnis*

Counsel,

Filed

18<sup>th</sup> day of April 1893

Pleads,

THE PEOPLE

vs.

*Mary Manning*

*John Thornton*

and

*William Thompson*

*H. D.*

DE LANCEY NICOLL,

District Attorney.

*April 22/93*

*Ordered by the Court*  
*Apr 23 - Remanded to Jail*  
A TRUE BILL.

*David Dwyer*

Foreman.

*April 29/93*

*Mr. J. J. [illegible]*

*No. 1 Pen. 2 yrs 6 mo.*

*" 2 Ind. 8 acquitted*

*" 3 S.P. 4 mo. 1893*

Grand Larceny, [Sections 528, 531, Penal Code.]

THE PEOPLE,

COURT OF GENERAL SESSIONS, PART 1.

vs.

BEFORE JUDGE MARTINE.

JOHN THORNTON  
and  
WILLIAM THOMPSON.

New York, April , 1893.

Indictment for GRAND LARCENY, in the SECOND DEGREE.

A Jury was empanelled and sworn.

JAMES MCGUIRE, sworn and examined, testified:

I live at Portchester, New York, and am a coachman. I was in the city of New York on the 11th of April, about 4 o'clock in the afternoon. I remember meeting a woman named Mary Manning around the vicinity of Second street and the Bowery, about 11 o'clock at night. I am not acquainted with the place. She asked me to go with her and treat her, and I did go to 25 Second street. I went up on the first floor, front room. She opened the door and went in. The door was locked after we got inside and fastened on the inside with a hook, I think. You and this woman went to bed? Yes; that was about half-past 11 o'clock, I think. When you got into the room, did you have any money on your person? Yes; I had more than \$65.00, but I am not positive. I had that in a pants pocket, in a purse. Where did you leave your clothes? I left them on a chair on one side of the room. This purse was in my trousers pocket. Did you go to sleep in that room? I went into a kind of dose, between sleeping and waking. How long were you in the room altogether? Three-quarters of an hour, probably it might be more. She wanted to go for some beer, and I objected. Then she got out of the bed; I did not take any notice of her, really, getting out. I saw her go to the door and lift the hook of the door, and I did

not pass any remarks about that, either. So after a few minutes more, it appears she went to my pants. She got up out of the bed, and she was partly dressed; I saw her dress herself; so she went to the door, and took the hook off the door, unhooked it. I stayed in bed; she did not go out. In a few minutes what happened? I saw Thompson standing inside the doorway, I did not see him until he was inside. The man with the blond mustache, Thompson, is the one that I saw inside the door. What was he doing when you first saw him? He was standing up with his back to the door; I didn't know his name was Thompson then. When you saw this man inside of the room, did he do anything or she do anything? She told me to get up, while Thompson was there. Had you seen Thornton at this time? No, I hadn't seen him; she said her lover was in the room; she said it quite distinctly. She represented him afterwards as a detective. So I dressed myself then. Where was he while you were dressing? He was standing with his back to the door, facing me. Did he speak? No, he never spoke a word. Then I demanded my money; I said to both of them, "I want my money." I said I would not leave the room until I got it. The woman said she would call in, I think she said, "Willie." We all three stayed there two or three minutes. Then the man with the blond mustache opened the door and let the other fellow in, and the other one rushed in, Thornton came in from the hallway, and he struck me on the side of the head with his fist. He told me to get out of house. I pushed him aside and picked up my hat. I didn't strike him, but pushed him aside, and I ran down to the ner. I forgot to say that the other fellow, Thompson, held me -- excuse me, it was Thornton held me, while Thompson ran down; he held me by the breast with both hands.

not remember as he said anything. Thompson went out, did he, leaving you, the woman, and Thornton in the room? We were not in the room; this was in the door-way. I went down to the corner and met a policeman. I tore away from Thornton, and he let me go. I brought the policeman into the room. Who was there when you got in there? Thornton and Mary Manning. I again demanded my money; Thompson was gone at this time. The officer searched the house. I told him previously, going back, that I had been robbed in there, and I wanted my money off Mary Manning. When I got back with the officer the door was closed. The officer either pushed it in, or went in. He knocked at the door. Thornton and Mary Manning were sitting on the lounge. Then she said she would give me the money if the officers would leave the room. Was there two officers? The Captain was there, also. They arrested Thornton and the woman. She did not give you the money? No, she gave me an empty purse, previous to that, before Thornton was admitted to the room. I did not see her take the money. The officer took them to the station house, and I went there to. I do not remember anything that happened on the way to the station house. I preferred a charge against these two. I do not remember that they said anything of any consequence. The next morning I went to the Police Court and preferred a charge against them, and they said they were innocent. Thornton said he had been drinking, that he went into the room because he thought I had no right there, he thought I was abusing the woman, and he went in. When did you see Thompson next? The following morning, after I had been to court, the policeman arrested him in Second avenue. I saw him in the body of the court, among a lot of people, and I pointed him out.



## CROSS EXAMINATION:

I have been working for the gentleman I work for for over a year. I have told everything pretty much as I can remember. You were in the House of Detention? Yes; I did. I came to New York to get on a spree. I was a couple of small beers the afternoon I came into New York. I went around to a few museums. I had been in New York a few times before. I very seldom visit saloons. I went on Fifth Avenue. I went into a restaurant and had something to eat, about 8 o'clock. From 8 until 11 I was in some concert hall, on the Bowery, I think. I was entirely alone. I had a cigar and I think I had a small drink, they don't give very large ones in those places. Give us an idea of how much you drank in New York until the time you met this woman? I am, to the best of my opinion, not more than four or five small drinks of lager, and one drink of whiskey. When I met this woman I took some drinks with her; I don't remember exactly how she got in the door, I remember she got in with a key; it was a high house, high stoop. It was a small leather purse that I had. You did not see that purse, did you, from the time you went into that room until the woman showed it to you, when you asked her for the money? No, I did not; I had it in the left hand pocket. I stood on the corner of First Street, I think, before I met this woman, and the last place I was in before I stood on the corner was one of those concert halls. I was only in two concert halls altogether. When you got into the room with her, did you have any more drink in her room? No, I did not; I had a little sup with me, in my pocket, and she partook of it; I had twenty-five cents worth of whiskey. She had some whiskey in the room, but I did not. How long were

you in that room before she started to talk about beer? No more than twenty minutes. I objected pretty strongly to her going for beer. She said she wanted to get it. When she told me to get up out of bed my suspicions were aroused then in regard to missing my money. I saw the man in the room when I got up. Did it occur to you to get up when you saw this man in the room? I saw him when he came in; I got up right away. You do not recollect very clearly what happened in that room, after that man came in? Perfectly clear. When you went out after the policeman, did he go with you? No, he went out before me. You were conversing with the woman; were you? Nothing more than what I said about the money; that is all the argument; I was not excited, I didn't show any excitement. I was perfectly calm and cool and perfectly sober.

FRANK E. JAMES, sworn and examined, testified:

What precinct were you attached to on the 11th of April last? The 14th precinct. The premises No. 25 Second street are in that precinct. What tour of duty did you have that night? That was what they call the late tour, from 12 o'clock midnight until 6 o'clock in the morning. Where was your post? Second street, from Avenue E to the Bowery. No. 25 Second street is between Second Avenue and the Bowery, on the south side; it is a basement, high stoop and parlor floor. Were you called to this house that night, at any time? Yes, by the complainant, and also different other policemen. About what time was that? When we were called there it must have been about half-past 12; between half-past 12 and 1. When you got to this house, 25 Second street, who did you find

in the apartments occupied by the woman Manning? Mary Manning and John Thornton, that tall man, I know them well. The complainant, James McGuire, was there, too. Tell us exactly everything that occurred? James McGuire stated that Mary Manning took from him \$65.00, and that she handed it to William Thompson and he ran out with it. He went to catch William Thompson when John Thornton came to the door-way and hit him on the side of the head and held it while Thompson ran out with the money. What did you say to that? He said it was all right, that he didn't do anything of the kind. What did the Manning woman say? She made answer to the other policeman that was there; she said if he would please to leave the room, she would give him the money. What occurred after that? We remained in there, and we searched the room, but we could not find any trace of the money whatsoever. The Captain came there meanwhile while I was there in the room with Thornton and Mary Manning. Did you search the woman there? No; we kept our eye on her, and I had the matron of the 13th precinct give her a thorough searching at the station house. We did not search her in 25 Second Street. Did yourself or the captain ask her to give up the money to this man that belonged to him, when she said she would give it up, if you would leave the room? No; we brought her to the station house along with Thornton and the complainant. She was thoroughly searched in the 13th precinct station house by the matron. She had no chance to throw away anything. There was no money found on her. We took Thornton and the woman to the Police Court the next morning, and the complainant there made a statement, and he was committed to the House of Detention. We brought the complainant back to court the fol-

lowing morning; I had arrested Thompson the night after the occurrence. Was Thompson in court? Yes, he was sitting in the midst of 20 or 30 people in the court, in the audience, while the complainant was in Judge Thornton's private room. Then the complainant was brought out and put upon the stand, and he recognized William Thompson. He failed to recognize him within the rail, and he was ordered by the Judge to go outside, and he walked down the benches and called he says, "There is the man that took the money from the woman." The Judge told him to put his hand upon the man, and he put his hand on William Thompson, and he was put under bail for a thousand dollars. When I searched Thompson I found a book on him. I searched Thornton and did not find anything on him. Was the woman, when you came into the room, dressed or undressed? She was partly dressed, and intoxicated. The complainant was not intoxicated any more than he is now; he was just as clear-headed as me. Thornton was in the room when I came in.

DISTRICT ATTORNEY: That is the People's case.

THE CASE FOR THE DEFENSE.

MARY MANNING, sworn and examined, testified:

You were with the complainant in this case on the night of April 11th? It was the 10th of April, this night two weeks ago. You are charged with these two men with having stolen from his possession the sum of sixty odd dollars? I never stole the money. You and this complainant were in a room together, at 11 o'clock; were you not? Yes. While you were there one of these defendants came in? Yes; the man held me by the throat, abusing me; I think Thornton came in first, if I am not mistaken. You had been drinking? Yes, very much;



that man, the accomplice, made me drunk. I met the complainant as I was going into a saloon, in Second street. He took me in, and we had several drinks. He asked me where I lived, and I told him. He asked me if I had my own room, and I told him. When I took him to the room. We were there quite a while, and he offered me \$3.00 which I accepted. After we remained there a little longer, and he said that the night was raining very hard and that he was not a city man, and asked me if he could remain all night; so of course I said I intended to remain all night that was not money enough for me, \$3.00, that he should give more. Just before one of these defendants came in, did you have any row with him, any discussion or altercation with him? Yes; when he got up and when he was going out he said that he wanted his money. He said he gave me \$3.00, and he wanted satisfaction. Then I said I wanted more money. Then he said, "Do you think I haven't more money?" I said, "I don't know, it is best to be sure, as I had things of that kind occur to me once before." He says, "Why, I have got money," and he gave it to me. I took the money, I didn't know what it was at the time, quite a number of bills, and I put it in my pocket-book, as I thought, with my money. Then, sometime afterwards, I cannot tell the time, because I was intoxicated, he got up and he asked me for his money. I told him I didn't know where it was. I went to my pocket-book, and I couldn't find it; it was gone. The first thing I knew he grabbed me by the neck, and almost choked me. I screamed. He didn't give me time to look for the money. I have the habit, when I am intoxicated, of hiding my money; I couldn't find the money. I looked every place for it, but I couldn't tell exactly where it was; he had me

by the throat. He pushed and abused me. I screamed, and then that man, I think, Thornton, came in. I heard some one go down stairs with a can, a tall man. He was still abusing me while Thornton came in. He had me by the neck, and moved me from one side of the room to the other, and demanded his money. He didn't give me time to look for it. Then the other man came in. I don't remember anything more until the policeman came in and arrested me and took me to the station house. They searched me in the room, and couldn't find the money. I didn't know where the money was myself. I was taken, the next day, to the Essex Market Police Court. I undressed myself and I saw every clothes, and I found no money, \$65.00 or \$70.00 altogether -- that was part of my own money and his. I became so frightened when I found it, never being arrested before in a case of this kind, I didn't know what to do or what to say. I confided in a woman by the name of Tessie Ryan all about the money. She told me that I would get sent away, and it frightened me; so I gave her the money, the next morning when the sheriff came after me. The money was not hers, but I gave it to her because she frightened me; she said if I got down to the docks I would get searched and sent away for ten years. She said if I had the money on me, I had better leave it to her, and she would take care of it. Have you ever heard anything about the money since then? No. Did she say she would take it for a lawyer? No. You never gave any money to either of these two defendants? No. You did not rob the complainant of his money? No, I didn't rob him, he gave me the money. I know Thompson by his coming into the house to visit once in a while, but he is not a friend of mine. Neither of them are particular friends of mine.

## CROSS EXAMINATION:

How long have you known Thompson? Since about last fall. He is your lover; is he not? No; he works every day; he has been working for the last year, at Brown's City Directory. He was living then at 25 Second Street, this same house? I only lived there about four weeks myself. Did he go there with you to live? He was not living with me; he came to see me. Did this man Thornton live there? No. Did you write a letter; is that your hand-writing? Yes; I wrote the letter. Thompson knew nothing about what had occurred in that room, did he, about the money? No. Was this money that this man gave you in a roll or crumpled up? All in a roll. Explain to this jury how it was that, after the man made the complaint, you did not give him the money, but you gave him the purse, which was empty? I never saw his purse, I never handled it. He has sworn, on the stand, that you gave him his pocket-book, empty? I did not, nothing of the kind.

BY COUNSEL: Do you recollect everything that you said and did that evening? No, I do not. I recollect some things, but I don't recollect everything.

BY THE COURT: You say Thornton came in first that evening? Yes; the door was open. As I opened the door he was going down stairs after beer; he had a car. Why didn't you go out? I was not dressed. You never had the pocket-book in your possession at all, did you, his pocket-book? No.

WILLIAM R. DOVITT, sworn and examined, testified:  
I am foreman for a stevedore and German at 448 Cherry Street. The name of my employer is H. Blanchard. The defendant Thornton was employed by me. I have ~~not~~ known him for the

past six months. I know men who know him, and his reputation for honesty is good. I sent him out with the truck; he was working for me on the 10th of April last.

PATRICK A. WILTNEY, sworn and examined, testified:

I am employed in Frow's Directory Company. I have known Thompson. He was employed in the business of searching for the city directory. His reputation for honesty was good.

SUMNER P. DUDLEY, sworn and examined, testified:

I am a manufacturer of surgical instruments at 150 William street. I know the defendant Thompson. He has worked for me a short time, and I know his family; but I do not know persons outside of his family who know him. He has been in my employ, and I have no reason to think him otherwise than honest.

CROSS EXAMINATION:

The defendant Thompson worked for me six or eight months some five years ago. I have not seen him over a half a dozen of times since. I don't know whether he lived with his parents or with his family. He is not a married man, to my knowledge.

JAMES W. THOMPSON, ONE OF THE DEFENDANTS, sworn and examined, testified:

Tell what happened on the 10th of April between you and the complainant in this case? I was coming from the theatre this night; I met with a friend who previously worked for Frow's directory. We spoke some time. I went to the house and knocked at the door, there was some loud talking inside. I was about to turn away and go out, and the door opened and



this woman said to me, "What do you think; this man is accusing me of taking his money." She says the man kept on threatening and even offered to take her by the throat, and she screamed. I says to the woman, "Have you got any money belonging to this man?" She says, "No." I says, "If you have, you had better give it over to him." The man was dressing, and searching his pockets for the money. I noticed that the woman was watching him, and I noticed -- and I thought to myself, "May be he took his money some time ago." I saw her take a pocket-book from the floor, and stood quite a distance from me, and hand it back to the man. I says to the man, "Now, you have got your money." He looked in his pocket-book and said, "No," he didn't have his money. He still was boisterous and threatening, and shaking his fist. A knock came to the door; I thought it was an officer, and very likely he would settle it. This young man, Thornton, opened the door; he came in; the girl told me something, that the man had no money except the money that he had given her. Thornton says, "I don't believe he had any money," and took hold of the man. The man was about to go out anyhow to get an officer; Thornton said, "That is the best thing you can do." I says to the man, "It will be no pleasure for you to stay there." I only called there as a friend, and I went right out with the man and stood on the street with him. I asked the man, "What money did you lose?" He told me \$65.00. I walked half-way to the corner with that man, talking. I left the house with that man, and parted with him on the street. You never took any money from him, or never saw any money? I never saw any money with the man; I don't know anything about the money; I wasn't two feet in the room. You

know the woman? I know her since last fall; I have seen her probably once a month since that time; I was over in Brooklyn all winter. I noticed that the complainant had a watch and chain, and I naturally supposed that the man had not been robbed in the place. Was the man drunk or sober? The man was drunk, most decidedly.

CROSS EXAMINATION:

All winter long I lived at 21 Avenue; the railroad track was taken from me, where I have been all winter up to five or six weeks ago. It is not true that I lived in this house with this woman. I go there to see her occasionally, whenever I have time and money to spend. I haven't the keys of her apartments or of her trunk. Do you remember, when you were arrested, that that letter was taken from your person, which Mary Manning has admitted writing, addressed to "Dear Will"? Yes. After I left this man in the street, I went over to Parker's Club, which is diagonally across the street, and had a glass of beer, and as I walked out again I noticed this man talking to a policeman, on Second Avenue. I says to myself, "I have nothing to do with this; I don't want to get in it." I went around on my way across town, and stopped in 4th street, with a young man, the son of the proprietor of the place, until he closed up; I judge that was about ten minutes after I. Then, curiosity getting the better of me, I says to myself, "I will go back to that house and see whether this fellow found any of the money." I went back to 25 Second street and went in, and the people were still up, talking about the arrest; the room was all in disorder, and I heard that there had not been any money found. I thought the woman was innocent; I didn't know she was guilty until she told me.

Do you remember being back in the box there, and that you arranged with her that she should come up and plead guilty, and that you and this other fellow just get off, and she would take the whole brunt of this thing? No; she told me, "I am the guilty one, I am going to plead guilty." It was a surprise to me at the time. It is not true that you have been living on this woman, that you have been out of employment for several months, and that you have been living in that house, 25 Second Street, on the proceeds of this woman's prostitution? No, never. That letter was found on your person by the police; who is that letter from? That is George's cousin, says Thompson; that matter has all been settled by correspondence since then; that was found in my overcoat pocket. The District Attorney read the letter: "Dear Willie, I am arrested, under a thousand dollars bail, for \$65.00. I suppose I will get it for sure now. Pick up my things and send them up home. Enclosed I send you a dollar, and I can't tell you all. Jack got it with you for nothing. The case is hard, but no proof only that I was before Taintor again and he rapped it to me. I will go and see Jerry sure this time. The old son-of-a-bitch that is against me is something terrible, to be sure. Pick up everything, and try and come down as soon as you can and I will give you some money. This is all I can say now. I have never been arrested or charged with crime before; I am a single man."

JOHN THORNTON, sworn and examined, testified:  
Tell us everything that occurred between you and the complainant in this case on the night of the 10th of April? I

was up stairs to see an acquaintance of mine, Frank Potomoco; he lived on the second floor of 25 Second Street. I see him up there, and we had several pints of beer. I was going down stairs for another pint, when I heard some loud talking and screeching in this room on the first floor. I knocked at the door, and it was opened. I said, "What is the matter? What are you shouting about?" This man (the complainant) said, "They've robbed me, and you are one of them too." I says, "No," and shoved in to one side, "I had nothing to do with your money, I know nothing about your money." He said, "I am robbed," and he shouted for police. This man (the complainant) and this man (the complainant) was in the room together, and they walked out together; they both walked down in the hall; I don't know whether they went into the street or not. I stayed in the room. I said to the woman, "Did you rob him? If you did, give him his money, if you have got it." She says, "I haven't got it." I said, "Give it to him, or you will get yourself into trouble." A few minutes after a couple of officers came in. This complainant said he was going after officers when he left the room; did he? Yes; he stayed there in the room with her; I had a gun in my hand, and I was arrested there. Did you have anything to do with dealing the money? No. I work for the first witness, riding a truck. I am a married man, and have four children. Do you know this man Thompson? I have seen him once before, going to see my friend in the house; that is all I ever seen of him before, until I was arrested that night.

#### CROSS EXAMINATION:

I don't know the woman; I only saw her when she came out to the house. I am not well acquainted with this man Thompson.



He doesn't know me well enough to call me Jack. I heard the letter read. My name is Jack. Is it not a fact that, on the night of the 10th of April, you, knowing this man Thompson to have been the lover and the pimp of this woman, were on the street with him, and saw this woman take the woman into the apartments, and about the time you thought he was in bed you and Thompson broke into that room? No, I didn't see the complaint on the street at all.

JAMES McSHANE, recalled by counsel, testified:  
I had a watch and chain in my possession that night. The watch was gold, but the chain was not. It was not taken from me by anybody.

MARY MAWING, recalled by counsel, testified:  
Will you describe to the jury how and where you had hidden the \$45.00 that you found in the station house upon your person? In this skirt; I haven't any pocket in it, so I stuck it in here, inside the lining. You haven't torn it at since you went back in the box this morning? No.

The jury rendered a verdict of GUILTY of Grand Larceny in the second degree, against Thompson; and Thornton NOT GUILTY.

Thompson was sent to State Prison for four years.

0 166

Testimony in the case  
of John Thornton and  
Wm Thompson

Filed April 1900

55-42

Testimony in the case  
of  
John Thornton and  
Wm. Thompson

filed April 1963

55-1A

0168

Police Court— District.

1012

Affidavit—Larceny.

City and County } ss.  
of New York }

of No. Wheeler St. N.Y. Street, aged 31 years.

occupation Broochman being duly sworn,

deposes and says, that on the 11 day of April 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the time, the following property, viz:

Good and lawful money  
to the amount of sixty four  
dollars \$64.00

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 Mary Manning John Manning.

both now living and unknown where not  
yet arrested from the fact that deponent  
went to a room in the premises No  
25 Second Street with his daughter  
Manning for the purpose of having a  
new chair made that deponent then undressed  
and laid his clothes on a chair along  
side of the bed into which he put  
with the defendant Manning in the  
pocket of deponent's pants which  
were lying in the chair was deponent's  
check-book which contains the  
sum of money, that shortly  
thereafter the defendant Manning

Subscribed before me, this 11th day of April 1893

Police Justice



got out of said bed and allowed the  
 said unknown man to enter the said  
 room. That defendant then suspected  
 that some had happened to his  
 property so he got up and  
 dressed himself. He then observed  
 that his property was missing  
 when he demanded the return of  
 his property from the defendant Manning  
 and the said unknown man; what  
 the defendant Manning handed defendant  
 his pocket-book which was empty.  
 Defendant then demanded the money  
 from the defendant Manning and the  
 said unknown man which were  
 taken from defendant's pocket-book.  
 The defendant Manning then called  
 to the defendant Tibbels who  
 was in the hallway of the said  
 premises to come in when he entered  
 and caught violent hold of  
 defendant and allowed the said  
 unknown man to make good his  
 escape.

That the defendant Charles the  
 said Manning Tibbels and unknown  
 man were acting in concert with  
 each other and feloniously taking  
 stealing and carrying away the  
 said property -  
 Symonds & Co. } James McJure  
 the 11th day of April 1893

Charles Tibbels

Police Justice

0170

(1833)

Sec. 198—200.

3

District Police Court

CITY AND COUNTY } ss.  
OF NEW YORK, }

*Mary Manning* being duly examined before the undersigned 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 she see fit to answer the charge and explain the facts alleged against h that she 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.

*Mary Manning*

Question. How old are you?

Answer.

*25 Years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*25 Second Street 3 weeks*

Question. What is your business or profession?

Answer.

*None*

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*  
*Mary Manning*

Taken before me this *11*  
day of *April* 189*3*  
*Charles H. Johnston*  
Police Justice.

0171

(1835)

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, ss.

3 District Police Court

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

Question. What is your name?

Answer.

*John Thornton*

Question. How old are you?

Answer.

*33 Years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*17 Mungin Street 4 Months*

Question. What is your business or profession?

Answer.

*Driver*

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

Answer.

*I am not guilty*

*John Thornton*

Taken before me this *4th* day of *April* 189*3*  
*Charles J. Smith*

Police Justice.

0172

Sec. 198—200.

District Police Court.

City and County of New York, ss: .

*William Thompson* 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.

*William Thompson*

Question. How old are you?

Answer.

*29 years.*

Question. Where were you born?

Answer.

*Washington D C.*

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

Answer.

*21 Sheffield Ave. East 74th St. N.Y.C.*

Question. What is your business or profession?

Answer.

*Conductor*

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*  
*Wm Thompson*

Taken before me this *29th* day of *April* 189*3*  
*Charles J. Smith*

Police Justice.



0173

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 W. H. H. H. H. H.

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, each and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, April 11 1893 Charles N. Linton Police Justice.

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 William Thompson

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, April 12 1893 Charles N. Linton Police Justice.

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

0174

Police Court---

408  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

HOUSE OF DETENTION CASE

*William Thompson*  
*John Thompson*  
*William Thompson*

Offense  
*Drunk*

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated,

*Sept. 11*  
*1893*

189

Magistrate.

Officer.

Precinct.

Witnesses

No. \_\_\_\_\_ Street.

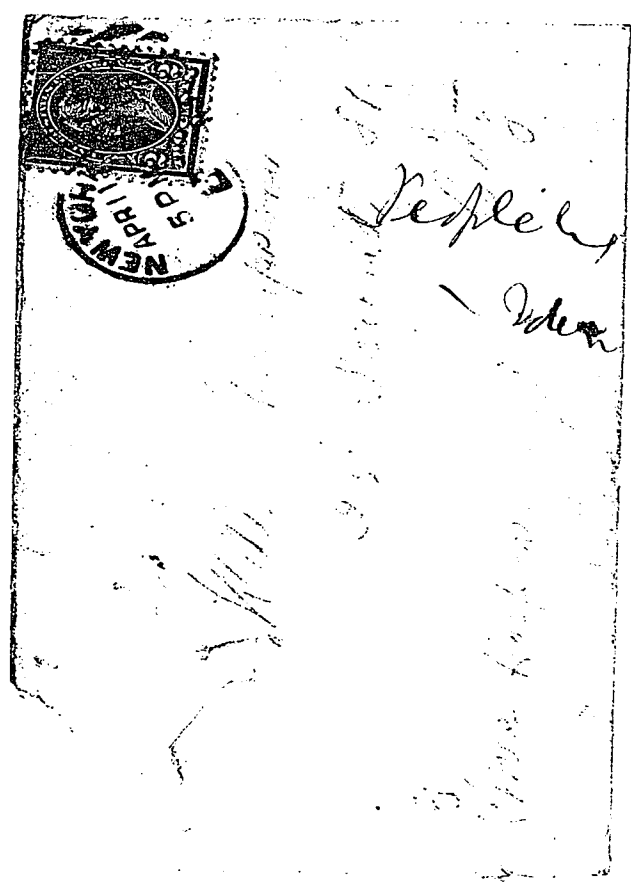
No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ *1000* to answer

*no 3 Court*

0175





0176

[illegible]



0177

wasn't here I am, I wish  
you would let me know  
how soon I can see you.  
The same of Henry & Maria.  
I would like to say well  
but am too nervous.

2601

[illegible]

Reply I

Dear Will

I am awfully  
and under the Bill  
for \$45. I suppose I  
will go to the same  
room. I think for every  
thing and for the  
rest of the money I  
will find a solution  
and I can put the  
you will not get it  
if you are not  
(from falling) the coal  
is bad but no prob-  
lem that I can be  
trouble and I can be  
happy. I will go  
will go and see Lancy  
and the other things.

old one of a child  
 that is quite new  
 is something better  
 be sure and pick up  
 something and try and  
 come down on it  
 as you can find it  
 with your own money  
 money that is all  
 I will say for now

May





0180

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

of No. Porter St. N.Y. Street, being duly sworn, deposes and says,

that William Thompson (now present) is the person of the name of William named and described as the unknown man mentioned in deponent's affidavit of the 11

day of April, 1893 hereunto annexed.

Sworn to before me, this 12

day of April 1893

James McGuire

Charles N. Linton

POLICE JUSTICE.



0181

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT, 3 DISTRICT.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Sworn to before me this  
day of 1893

Charles H. Stanton  
Police Justice.

14 Peter James  
of the Precinct Police, being duly sworn, deposes  
and says that James McQuinn  
(now here) is a material witness for the people against  
Mun, Mun, E. J. Thomas charged  
with Grand Larceny. As deponent has  
cause to fear that the said James McQuinn  
will not appear in court to testify when wanted, deponent prays  
that the said James McQuinn be  
committed to the House of Detention in default of bail for his  
appearance.

Peter E. James

Court of General Sessions of the Peace  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against  
*Mary Manning, John Thornton and William Thompson*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Mary Manning, John Thornton and William Thompson*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said *Mary Manning, John Thornton and William Thompson, all*

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

*the sum of sixty-five dollars in  
money, lawful money of the United  
States of America, and of the value  
of sixty-five dollars, and one pocket-  
book of the value of one dollar*

of the goods, chattels and personal property of one

*James Mc Guire*

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

## SECOND COUNT—

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

*Mary Manning John Thornton and William Thompson*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Mary Manning, John Thornton and William Thompson, all*

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 sum of sixty-five dollars in money, lawful money of the United States of America, and of the value of sixty-five dollars and one pocketbook of the value of one dollar*

*[Signature]*

of the goods, chattels and personal property of one

*James Mc Guire*

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 Mc Guire*

unlawfully and unjustly did feloniously receive and have; the said

*Mary Manning John Thornton and William Thompson*

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.

DE LANCEY NICOLL,

*District Attorney.*



0184

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Mantell, John

**DATE:**

04/26/93



4725



Witnesses:

*Off Grady*

.....  
.....  
.....  
.....

3622

Counsel,

Filed

Pleads,

*De* day of *April* 1893

THE PEOPLE

vs.

*R*

*John Mantell*

*33*  
*March 14*

*Grand Larceny, second Degree.*  
[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*Samuel Dyer*  
Foreman.

*May 1903*

*Henry J. J.*

*Pen 6 months*

0186

Police Court 2<sup>nd</sup> District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

Jessie Edwards  
 of No. 1668 Third Avenue Street, aged 21 years,  
 occupation actress being duly sworn,  
 deposes and says, that on the 31 day of March 1893 at the City of  
 New York, in the County of New York, was feloniously taken, stolen and carried away  
 from the possession of deponent, in the day time, the following property, viz:

One cloth sacque, of the value  
of Twenty-six Dollars,

\$26<sup>00</sup>/<sub>100</sub>

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by John Mantell (nowhere)  
 from the fact, that, on the aforesaid date,  
 after defendant left the above-named premises  
 deponent missed the aforesaid property and  
 is informed by Officer Brady of the Central  
 office that the defendant admitted therein  
 that he stole said property and that he had  
 pawned the same at Silverstein's loan office  
 in Broome Street, this city. That deponent  
 went to said loan office and there and there  
 identified a sacque pawned on the date alleged  
 by defendant as the missing property. Wherefore  
 deponent charges the defendant with having stolen  
 said property and prays that he may be dealt with  
 according to law Jessie Edwards.

Sworn to before me, this 23 day of April 1893  
John J. McLaughlin Police Justice.

0 187

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged 7 years, occupation Police Officer of No. Central Office Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Jessie Edwards  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 23 day of April 1893 } Dennis Grady

John McBoehis Police Justice.

0188

City and County of New York, ss:

John Mantell being duly examined before the undersigned 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.

John Mantell

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

I.S.

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

Answer.

41 Boring,

2 years

Question. What is your business or profession?

Answer.

Cook

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 guilty.  
John Mantell.

Taken before me this

23

day of April 1892

John W. O'Connell

Police Justice.



0189

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 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, April 23 189

John H. Wood Police Justice.

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

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

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

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

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

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

0190

Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Jessie Edwards  
John Mantell

447  
Offense: Grand Larceny

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated, Apr 23 1893

Wentworth Magistrate.

Holloway Officer.

C. J. Precinct.

Witnesses \_\_\_\_\_

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ 1000 to answer.

(Com)

0191

505

Court of General Sessions of the Peace  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*John Mantell*

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

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

The said

*John Mantell*

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

*one sackage of the value of  
twenty-six dollars*

*[Large flourish]*

of the goods, chattels and personal property of one *Jessie Edwards*

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.

*De Lancey Nicoll*  
*District Attorney*



0192

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Martin, John

**DATE:**

04/26/93



4725



Witnesses:

Mary Wagner  
Off. Secy

Counsel,

Filed

Pleads,

day of April 1893

at New York City, N.Y.

THE PEOPLE

vs.

John Martin

Grand Larceny,  
(From the Person)  
[Sections 828, 829, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Samuel Dwyer

Foreman.

May 4/93

Heard in Court

S.P. 4-14-93

0193

0194

Police Court— / 4 District.

1912

Affidavit—Larceny.

City and County of New York, ss.

of No. 2553 Third Avenue Street, aged 36 years, occupation Housekeeper being duly sworn, deposes and says, that on the 25th day of February 1899 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of person of deponent, in the day time, the following property, viz:

One pocket book containing gold and lawful money of the United States consisting of a bank note or bill and silver coins together of the value of Ten 30/100 Dollars

the property of Dependent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by John W. Fortin (nowhere)

for the reason following to wit: On the afternoon of said day deponent had said property in the dress pocket of a dress she had on and was in Ann Street and she felt a hand leaving said pocket and missed said property and no other person was near her excepting defendant who ran away and deponent is informed by William Mahler of 280 Broadway that on said day he was in Ann Street and he saw said defendant place his hand in the pocket of the dress deponent had on and take the same therefrom and run away.

Subscribed before me, this 189 day of

Police Justice

0195

he pursued him and caused him to be  
arrested and fully identified him as  
being the person he saw take back  
of defendant's dress and defendant therefore  
charges him defendant with the  
larceny of dress

Presented to before me 1893 }  
this 16th day of February }  
John Ryan }  
Police Justice

0196

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged 34 years, occupation Process server of No.

280 Broadway Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Harry Wagner

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

Sworn to before me, this

of

189

at

William Mahle

John Ryan

Police Justice.



0197

Sec. 198-200.

1882  
District Police Court.

City and County of New York, ss:

*John Warton* being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is h<sup>4</sup> right to make a statement in relation to a charge against h<sup>4</sup>; that the statement is designed to enable h<sup>4</sup>, if he see fit, to answer the charge and explain the facts alleged against h<sup>4</sup>; that he is at liberty to waive making a statement, and that h<sup>4</sup> waiver cannot be used against h<sup>4</sup> on the trial.

Question. What is your name?

Answer. *John Warton*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *113 Mott 4 years*

Question. What is your business or profession?

Answer. *Podder*

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 Warton*

Taken before me this

day of

*John Warton*  
*John Warton*

Police Justice.

0198

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

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

Dated, *July 76* 189..... *John A. Ryan* Police Justice.

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

Dated,..... 189..... Police Justice.

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

Dated,..... 189..... Police Justice.

0199

Police Court---

448 District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*Mary Wagner*  
*255 3rd St*  
*John W. Martin*  
2  
3  
4  
Offenses committed by *John W. Martin*

BAILED,

No. 1, by.....

Residence ..... Street.

No. 2, by.....

Residence ..... Street.

No. 3, by.....

Residence ..... Street.

No. 4, by.....

Residence ..... Street.

Dated, *February 26* 1893

*Reyn* Magistrate.

*Jay* Officer.

*Ann Wheeler* Precinct.

Witnesses *Ann Wheeler*

No. *250 Broadway* Street.

No. .... Street.

No. .... Street.

\$ *15.00* to answer *15.00*

*C* *9/1*



# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Martin*

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

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

The said

*John Martin*

late of the City of New York, in the County of New York aforesaid, on the *25th* day of *February* in the year of our Lord one thousand eight hundred and ninety-*three*, in the *day* time of the said day, at the City and County aforesaid, with force and arms,

*one* promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of *ten* dollar *one*; *one* promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *ten* dollar *one*; *one* United States Gold Certificate, of the denomination and value of *ten* dollar *one*; *one* United States Silver Certificate, of the denomination and value of *ten* dollar *one*;

*one* silver coin of the kind called quarters dollar of the value of twenty five cents and three silver coins of the kind called dimes of the value of ten cents each

of the goods, chattels and personal property of one *Mary Wagner* on the person of the said *Mary Wagner* then and there being found, from the person of the said *Mary Wagner* 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.

*De Lancey Trecoll,*  
*District Attorney.*



0201

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Masterson, James

**DATE:**

04/19/93



4725

0202

Witnesses:

A. Alvin

Counsel,

Filed

Pleads,

19 day of April 1893

749 X

THE PEOPLE

vs.

James Masterson

Burglary in the Third Degree  
[Section 498, of 1892 Code]

DE LANCEY NICOLL,  
District Attorney.

Confession

A TRUE BILL.

April 20/93

Foreman.

April 20/93

Heads of Jury 2deg

Elmira Ref. PS 14

0203

Police Court— 3rd District.City and County { ss.:  
of New York,of No. 173 Avenue A. Angelo Alino Street, aged 31 years,  
occupation Fruit being duly sworndeposes and says, that the premises No. 173 Avenue A Street, 17 Ward  
in the City and County aforesaid the said being a four story brick building,  
second floor rear rooms  
and which was occupied by deponent as a dwellling  
~~and in which there was at the time a human being, by name~~were **BURGLARIOUSLY** entered by means of forcibly forcing  
open the door leading in to  
the said apartmenton the 14 day of April 1893 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:Two Gold watches, One Razor, Two  
Coats and vests, Four Pair of  
Pantaloons, Four Gold Rings, One  
Revolver, Good and lawful money of the United  
States to the amount of sixteen dollars, Two  
Columbian Badges, and several foreign  
coins all together of the value  
of One hundred dollars.(\$ 100 <sup>00</sup> <sub>00</sub>)the property of deponentand 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 byJames Masterson (now known as Harry  
Smith not yet arrested

for the reasons following, to wit:

that at about One O'clock  
P.M. said date deponent secured, locked  
and fastened the said premises  
that about 4<sup>30</sup> O'clock P.M. deponent  
returned to the said premises and  
discovered that said premises had  
been broken into as aforesaid and  
the said property stolen, deponent  
then notified the police

Deponent is informed by Officer  
J. Mallon that he arrested the defendant  
Musterson. when searching him he found foreign  
coins and a pawn ticket for a razor  
in his person.

Deponent further says that he has  
since seen the foreign coins found on  
the defendant Musterson and fully identifies  
them as his property and property taken from  
the said premises.

Deponent further says that he  
heard the defendant Musterson acknowledge  
and confess that he while in company  
and acting in concert with the said Smith  
(not yet arrested) had burglariously  
entered the said premises as aforesaid  
on the 15th day of April 1843

Charles Laintor  
Police Officer

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  
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 188  
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.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

vs.

1  
2  
3  
4

Offence—BURGLARY.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses.

No. Street.

No. Street.

No. Street.

\$ to answer General Sessions.



0205

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

*James Masterson*

Question. How old are you?

Answer.

*27 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*356 Bowery; ~~Since~~ months*

Question. What is your business or profession?

Answer.

*Peddler*

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 guilty  
J. Masterson*

Taken before me this

*15*

day of *April*

*1893*

*Charles W. T. Hunter*

Police Justice.

0206

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 *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 *April 15* 188*3* *Charles N. Linton* 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.

0207

Police Court 3 District. <sup>418</sup>

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Angelo Aliquo  
173 Ave A.  
James Masterson  
2  
3  
4  
Offence Burglary

BAILED.

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated April 15 1893

Tanitor Magistrate

Hock & Mallows Officer.

14 Precinct.

Witnesses officers

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ 2000 to answer Ch

Ch

Buy 3x14  
12



0208

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged 3 years, occupation Police Officer of No.

14 Breunel Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Angelo Abino

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

Sworn to before me, this

of

Apr 15 day  
1893

David J. Mallon

Charles A. Linter Police Justice.



0209

Court of General Sessions of the Peace  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

James Masterson

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

James Masterson

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

The said James Masterson

late of the 17th Ward of the City of New York, in the County of New York aforesaid, on the  
fourteenth day of April in the year of our Lord one  
thousand eight hundred and ninety-three, with force and arms, in the day - time  
of the same day, at the Ward, City and County aforesaid, the dwelling house of one

Angelo Alaimo

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 Angelo  
Alaimo 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.

## SECOND COUNT—

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

*James Masterson*  
 of the CRIME OF *Grand LARCENY in the second degree*, committed as follows:  
 The said *James Masterson*

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 *day* — time of said day, with force and arms, the sum of sixteen dollars in money, lawful money of the United States of America, and of the value of sixteen dollars, two watches of the value of twenty dollars each, one razor of the value of two dollars, two coats of the value of eight dollars each, two vests of the value of four dollars each, four pairs of trousers of the value of four dollars each pair, four finger rings of the value of five dollars each, one pistol of the value of five dollars, two badges of the value of one dollar each and ten coins of a ~~new~~ kind and denomination to the Grand Jury aforesaid unknown of the value of twenty-five cents each

of the goods, chattels and personal property of one *Angelo Alaimo*

in the dwelling house of the said *Angelo Alaimo*

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.

*De Lancey McCall,*  
*District Attorney*

0211

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

May, Philip

**DATE:**

04/07/93



4725

Witnesses:

Oscar Raffale

Left Cmar. internal

M. J. sentenced to 5 yrs

deal name's in bars.

also kept in Pen - also

calls himself Myers

RS.M.

The sentence here

imposed was through

error - and he should

serve every hour of the

time - Left is a

man of bad character  
& should have had abt.  
5 yrs more - RS.M.

Counsel,

Filed

Pleas,

day of

1893

THE PEOPLE

vs.

Philip J. May

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Samuel A. Dwyer

Foreman.

April 10/93

Heads of Jury Dwyer  
S. D. 4 yrs & 6 mo.  
RS.M.

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

0212



0213

Police Court—3<sup>rd</sup> District.City and County } ss.:  
of New York,of No. 60 Canal Street, aged 21 years,  
occupation Bookkeeper being duly sworndeposes and says, that the premises No. 60 Canal Street, 10<sup>th</sup> Ward  
in the City and County aforesaid the said being a dwelling house  
~~the~~ apartments on the second floor of  
~~and which~~ was occupied by deponent as a dwelling  
and in which there was at the time a human being, by name Abraham Raphael  
and others,were **BURGLARIOUSLY** entered by means of forcibly opening the  
window leading into said premiseson the 4<sup>th</sup> day of April 1888 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:A pair of pantaloons and fifteen <sup>60</sup>/<sub>100</sub>  
dollars in money which was in the  
pockets thereof also an overcoatthe property of deponent's fatherand 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 byPhilip May (now here)for the reasons following, to wit: that deponent and the  
other members of deponent's family  
were asleep in said apartments  
and the doors and windows were  
securely locked fastened and closed  
and said property was in the room  
deponent awoke about four a.m.  
and said window was open and  
said property was stolen and carried

02 14

away Deponent is informed by Samuel Siegel (now here) that at about the hour of three o'clock a.m. he was in the yard of said premises and saw the defendant coming down from the fire escape and he notified officer Frederick Ringler who with the assistance of other officers arrested the defendant and found the paulatons ~~and~~ ~~over~~ ~~on~~ in the defendant's possession.

I swear to before me }  
this 4<sup>th</sup> April 1893 }  
Charles K. Laintor }  
Police Justice }

Samuel Siegel }

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 \_\_\_\_\_ 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 \_\_\_\_\_ 1893 \_\_\_\_\_  
I have admitted the above named \_\_\_\_\_  
to bail to answer by the undertaking hereto annexed.  
Dated \_\_\_\_\_ 1893 \_\_\_\_\_  
There being no sufficient cause to believe the within named \_\_\_\_\_  
guilty of the offence within mentioned, I order he to be discharged.  
Dated \_\_\_\_\_ 1893 \_\_\_\_\_  
Police Justice.

Police Court, \_\_\_\_\_ District,

THE PEOPLE, &c.,  
on the complaint of

vs.

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence—BURGLARY.

Dated \_\_\_\_\_ 1893 \_\_\_\_\_

Magistrate.

Officer.

Clerk.

Witnesses,

No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_

\$ \_\_\_\_\_ to answer General Sessions.

02 15

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged 23 years, occupation Painter of No.

5 Orchard Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Oscar Raphael  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 23 day  
of April 1893 Seager

Charles J. Linter Police Justice.



02 16

Sec. 198—200.

3

District Police Court.

1882

City and County of New York, ss:

*Philip May* 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.

*Philip May*

Question. How old are you?

Answer.

*32 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*128 Park Row St 2 months*

Question. What is your business or profession?

Answer.

*Seegar 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  
The window was open and I went in and  
took the things but I Philip May  
am not guilty of burglary.*

one

Taken before me this *12*  
day of *April* 189*3*  
*Charles W. Swartz*  
Police Justice.



0217

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 *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, *April 22* 189 *Charles N. Linton* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.



02 19

463

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Philip May*

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

*Philip May*

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

The said

*Philip May,*

late of the *10th* Ward of the City of New York, in the County of New York aforesaid, on the *fourth* day of *April* in the year of our Lord one thousand eight hundred and ninety-*three*, in the *night*-time of the same day, at the Ward, City and County aforesaid, the dwelling house of one *Oscar Raphael*

there situate, feloniously and burglariously did break into and enter, there being then and there a human being within the said dwelling house, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said *Oscar Raphael*

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away,

*7*

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

*Philip May*  
of the CRIME OF ~~Robbery~~ LARCENY ~~in the first degree~~, committed as follows:

The said

*Philip May*

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,

*the sum of fifteen dollars and  
sixty cents in money, lawful money  
of the United States of America, and  
of the value of fifteen dollars and  
sixty cents, one pair of trousers  
of the value of eight dollars and  
one overcoat of the value of  
twenty dollars*

of the goods, chattels and personal property of one

*Oscar Raphael*

in the dwelling house of the said

*Oscar Raphael*

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.

*De Lancey Nicoll*  
District Attorney



0221

BOX:

519

FOLDER:

4725

DESCRIPTION:

McBride, Henry R

DATE:

04/13/93



4725

Witnesses:

Off. Carey

Counsel,

Filed,

Pleads,

THE PEOPLE

vs.

B

Henry R. McBride

Apr 17 92

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Samuel Dwyer

Foreman

VIOLATION OF THE EXCISE LAW.  
Selling, etc., on Sunday.  
[Chap. 401, Laws of 1892, § 32.]

1892

Filed, April 1893

0223

# Court of General Sessions of the Peace

2967

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Henry R. Mc Bride*

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

*Henry R. Mc Bride*

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

*Henry R. Mc Bride*

late of the City of New York, in the County of New York aforesaid, on the 12<sup>th</sup> day of March in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

~~and~~ to certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

## SECOND COUNT—

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

*Henry R. Mc Bride*

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

*Henry R. Mc Bride*

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

*Richard J. Carey*  
and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0224

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

McCarthy, Owen

**DATE:**

04/07/93



4725



0225

Witnesses:

*Ap. Maher*

Counsel,

Filed,

7 day of April 1893

Pleads,

*Myers & Co*

THE PEOPLE

vs.

B

*Owen Mc Carthy*

*May 22-93*

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*Samuel Dwyer*

Foreman.

VIOLATION OF THE EXCISE LAW.  
Selling, etc., on Sunday.  
[Chap. 401, Laws of 1892, § 32.]

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*Owen Mc Carthy*

The Grand Jury of the City and County of New York, by this indictment, accuse  
— *Owen Mc Carthy* —  
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

*Owen Mc Carthy*

late of the City of New York, in the County of New York aforesaid, on the *twenty-sixth*  
day of *March* — in the year of our Lord one thousand eight hundred and  
ninety-*three* —, at the City and County aforesaid, the same being Sunday, certain strong  
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill  
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,  
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spiritu-  
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and to certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, against  
the form of the statute in such case made and provided, and against the peace of the People of  
New York and their dignity.

## SECOND COUNT—

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

*Owen Mc Carthy*

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,  
WINES, ALE AND BEER, committed as follows:

The said

*Owen Mc Carthy*

late of the City and County aforesaid, afterwards, to-wit: on the day and in the year aforesaid, the  
same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of  
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one  
gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of  
a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and  
expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the  
form of the statute in such case made and provided, and against the peace of the People of the State  
of New York and their dignity.

DE LANCEY NICOLL,

*District Attorney.*

0227

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

McCoy, William

**DATE:**

04/05/93



4725

0228

Witnesses:

Francis Burns  
Off. Merick 7th Precinct.  
Herman Stork 7th Pm.

Upon an examination of  
this case I find that the com-  
plaining witness is not disposed  
to swear that the defendant is the  
person who committed the robbery al-  
leged in the indictment. Without  
positive identification I do not  
think a conviction can be had.  
Suggest that defendant be dis-  
charged upon his own recognizance  
Oct 19-1893  
Wm. T. Whyte  
Dep. Sec. Dist. Ct.

Counsel,

Filed

day 6<sup>th</sup>

1893

Plead,

THE PEOPLE

vs.

William D. Whyte

Robbery, Degree,  
(Sections 224 and 225, Penal Code.)

DE LANCEY NICOLL,

Complainant's father to call. District Attorney.

A TRUE BILL.

John D. Whyte  
Foreman.

Part 3. October 19<sup>th</sup> 1893

Def. discharged on his  
verbal recognizance

R. Sept 13. 1893. md



New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

William P. McCoy

City & County of New York ss.

As complainant in the above case, I beg to recommend the  
defendant to such leniency and clemency as the Court and District  
Attorney may see fit to show; but I expressly assert that my reasons

for so doing are not controlled by any advantage to myself. That at  
the time I lost my property I felt confident  
that the defendant was the party who committed  
the offense and so stated in Essex Market Police Court  
on the day of the examination judging me at that time  
that I was making no mistake, but since the  
defendants incarceration in the Tombs I have seriously  
thought over the possibility of my having been mis-  
taken in my identification and not being dis-  
satisfied as the one for which he is indicted and  
upon my identification, I feel that I cannot  
conscientiously swear that the William P. McCoy  
indicted on my complaint is the person who  
robbed me of the property which was taken  
from me. I do not feel that I can pos-  
itively swear to the identification of said per-  
son, as the one who took my property and  
feel that a conviction could not be had on my  
identification and would ask that the defendant  
be discharged.

Sworn & before me  
this 7 day of September 1893

Francis Burns

James A. Donegan  
Commissioner of Deeds  
N. York & Co

0230

Cont of General's claims

~~~~~

The People

12

William C. M. Story

~~~~~

Amherst

~~~~~

0231

C O U R T O F G E N E R A L S E S S I O N S  
For the City of New York.

-----X  
People of the State of New York  
: : : : :  
vs.  
: : : : :  
W I L L I A M C. M C C O Y.  
-----X

CITY AND COUNTY OF NEW YORK, SS:

Charles Burns, being duly sworn, deposes and says, that he is the father of Francis Burns, the complainant herein; that at the time of the arrest of William C. Mc Coy, deponent believed from the statements made to him by his son that the defendant William C. Mc Coy was guilty of the crime of which he stands charged; that deponent's said son appeared positive of the identity of the defendant, and for that reason this deponent made an effort to have said Mc Coy punished; that since deponent wrote the letters to the District-Attorney his son has informed him that he does not think that he could swear positively that William C. Mc Coy is the person who committed the crime, and that he is not sure as to his identity; that said son informs him that he has seen recently another boy from the neighborhood who greatly resembles the person who committed the offense, and for that reason <sup>would</sup> ~~he~~ be unable positively to identify the defendant; that deponent by reason of these facts, and more particularly by reason of the inability of his said son to positively identify the defendant, he would ask and recommend

0232

that William C. McCoy be discharged as deponent does not feel that upon the statements of his son as to the identity of the defendant, and upon his inability to positively to swear to his identity, he would not desire the defendant to be found guilty of the crime and sentenced to prison when the son is not sure as to the defendant's identity. He therefore asks and recommends that the prisoner be discharged from custody.

Sworn to before me, this

14th day of September 1893.

: Charles Burns

James A. Douglas  
County of Deeds  
City of Chicago



Court of General Sessions.

People of the State of  
New York.

vs.

William C. McCoy.

Withdrawal of Charge.

0233

0234

Police Court-- District.

CITY AND COUNTY } ss  
OF NEW YORK,

Francis Burns.  
of No. 344 Madison Street, Aged 11 Years  
Occupation School boy being duly sworn, deposes and says, that on the  
31 day of March 1883, at the 7th Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money to the  
amount of five dollars and  
seven cents and one silver and  
gold plated chain

of the value of Thirty five DOLLARS,  
the property of deponent's father Charles Burns  
and that this deponent has a probable cause to suspect, and does suspect, that the said property was  
feloniously taken, stolen, and carried away, by force and violence as aforesaid by

William McCoy. (Grown up)  
under the following circumstances,  
that at about 5 o'clock P.M.  
said date deponent was passing  
through Canal Street when  
the defendant caught deponent  
hold of deponent's back deponent  
against a railing and  
feloniously took from deponent and  
carried away the said lawful  
money from the pocket of  
a coat that deponent then  
and there was wearing upon

day of March 1883.

Subscribed and sworn to before me this

Notary Public

his person and the said watch and  
chain from defendants hat which ~~was~~  
defendants was then and there wearing by  
force and violence without  
defendants consent and against  
his will  
Sum to before me } Francis Burns  
this 14 day of April 1893 }

Charles N Linton

Police Justice

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  
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 1888 Police Justice

I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888 Police Justice

There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1888 Police Justice

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—ROBBERY.

1.  
2.  
3.  
4.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

0236

Sec. 198—200.

1882  
District Police Court.

City and County of New York, ss:

William McCoy 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.

William McCoy.

Question. How old are you?

Answer.

16 years.

Question. Where were you born?

Answer.

New York.

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

Answer.

198 East Broadway.

Question. What is your business or profession?

Answer.

Freder.

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  
William McCoy

Taken before me this

day of

189

Charles J. Lawrence  
Police Justice.



0237

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

Alford guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 200 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, April 1 1892, Charles N. Linton Police Justice.

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

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

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

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

to answer.....

Sam

0239

**Court of General Sessions of the Peace**  
**OF THE CITY AND COUNTY OF NEW YORK.**

THE PEOPLE OF THE STATE OF NEW YORK  
against  
*William McCoy*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*William McCoy*  
of the CRIME OF ROBBERY in the *second* degree, committed as follows:

The said *William McCoy*

late of the City of New York, in the County of New York aforesaid, on the *31st*  
day of *March* in the year of our Lord one thousand eight hundred and  
ninety-*three*, in the *day*-time of the said day, at the City and County aforesaid,  
with force and arms, in and upon one *Francis Burns*  
in the peace of the said People then and there being, feloniously did make an assault; and  
*the sum of five dollars and*  
*seven cents in money, lawful*  
*money of the United States of*  
*America, and of the value of*  
*five dollars and seven cents, and*  
*one chain of the value of thirty-five dollars*

of the goods, chattels and personal property of the said *Francis Burns*  
from the person of the said *Francis Burns* against the will  
and by violence to the person of the said *Francis Burns*  
then and there violently and feloniously did rob, steal, take and carry away,

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

*De Lancey Nicoll,*  
*District Attorney*



0240

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

McDonough, James

**DATE:**

04/12/93



4725



Witnesses:

Peter Burke

In this case the complainant  
admits having assaulted  
the defendant first, he  
has signed a withdrawal  
which the evidence of  
the People is not sufficient  
to convict, I suggest that  
the indictment be dismissed

June 7, 1893  
Wm. W. Phelps  
District Attorney

Counsel,

Filed

1893

day of

Plead

THE PEOPLE

vs.

J. P.

James Mc Donough

June 7/93

Indictment Dismissed

DE LANCEY NICOLL,

District Attorney.

June 2, May 2, 93

Wm. W. Phelps

A TRUE BILL.

Samuel Cooper  
Foreman.

May 29, 1893

off till Monday May 15

June 7/1893 J. P.

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

0241

0242

## New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

James M. McDonough

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. I am personally acquainted with the defendant for the past three years and so far as I know the defendant was never before charged with the commission of any crime. He is a hard working young man and heretofore has been always regarded as a quiet and peaceable citizen. At the time of the alleged assault, the defendant was somewhat intoxicated and was brought about <sup>partly</sup> by my own conduct, from the fact that before I was cut, I shoved the defendant away from me.

Dated New York May 15<sup>th</sup> 1872.In presence of  
Phil. McDermott

Peter Burke

0243

Police Court—3 District.

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

of No. 172 East 11th Peter Burke Street, aged 27 years,  
occupation Driver being duly sworn  
deposes and says, that on the 2nd day of April 1888 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

James  
McDonough (now dead) who  
did wilfully and maliciously  
cut and stab deponent in the  
palm of the left hand with the  
blade of a knife he deponent  
held in his hand and said  
assault was committed

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

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

Sworn to before me, this

of

3rd day of April 1888

C. E. Sumner Police Justice.

0244

Sec. 198—200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*James M. Donough*

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 sees fit, to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

*James M. Donough*

Question. How old are you?

Answer.

*28 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*2418 First Ave - Two weeks*

Question. What is your business or profession?

Answer.

*Laborer*

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

Answer.

*I Am Not Guilty - James M. Donough*

Taken before me this

day of

*April* 189*3*

*1968*

Police Justice.



0245

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 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, April 3 1893 C. E. Simmons Police Justice.

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

Dated, April 5 1893 C. E. Simmons Police Justice.

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

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

0246

\$1000. Exm Apr 4/93. P. Ave

~~P 343~~ 386  
5 District

Police Court, District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Peter Burke  
172 E. 118th  
James M. O'Rourke  
of ms. Assault & battery

BAILED,  
No. 1, by Edmund Callan  
Residence 1896 7th Ave Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated, April 3rd 1893  
Simms Jr. Magistrate.  
Sam'l W. Hatch Officer.  
29 Precinct.  
Witnesses Frank Hendrick  
No 174 E. 123rd Street.

No. \_\_\_\_\_ Street.  
No. \_\_\_\_\_ Street.  
\$ 1000 to answer

G.S.  
Bailey

0247

District Attorney's Office.

1690

Paul (712  
Jat M. Donough.  
June 7/93  
Personal service



0248

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

Rec. vs.

James McKenough

Part One

May 22/93

all issued to officer  
Bail Pers.

May 15/93

R.



# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*James Mc Donough*

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

*James Mc Donough*

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

The said *James Mc Donough*

late of the City and County of New York, on the - *second* - day of  
- *April* - in the year of our Lord one thousand eight hundred and  
ninety - *three* -, at the City and County aforesaid, in and upon one

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

*James Mc Donough*

with a certain *knife* which *he* the said

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

SECOND COUNT—

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

*James Mc Donough*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *James Mc Donough*

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, in and upon the said

*Peter Burke*

in the peace of the said People then and there being, feloniously  
did wilfully and wrongfully make another assault; and the said *James Mc Donough*  
the said *Peter Burke*  
with a certain knife

which *he* the said *James Mc Donough*

in *his* right hand then and there had and held, in and upon the  
*hand* of *him* the said *Peter Burke*  
then and there feloniously did wilfully and wrongfully strike, beat, *cut, stab*  
~~bruise~~ and wound, and did then and there and by the means aforesaid, feloniously, wilfully  
and wrongfully inflict grievous bodily harm upon the said *Peter Burke*  
to the great damage of the said *Peter Burke*  
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.

DE LANCEY NICOLL, *District Attorney.*

0251

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

McGovern, Edward

**DATE:**

04/19/93



4725

0252

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

Shannon, William

**DATE:**

04/19/93



4725



No. 1 El. Ref.  
" 2. Answered by witness  
died & deft. charged, BSM.

Witnesses:

Geo. Carey  
(Thos. H. Foley)  
Chas. Chapelle

*Wm. J. [Signature]*  
Counsel,  
Filed 19<sup>th</sup> of April 1893  
Pleadst. May 20

26<sup>th</sup> THE PEOPLE

vs. Edward Mc Govern,  
18 30 W. H. and  
Labourer  
William Shannon

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

DE LANCEY NICOLL,  
District Attorney.

For off. of the Court  
A TRUE BILL.

*Samuel [Signature]*  
Foreman.

May 15, 1893. [initials]  
Part 2 - May 9, 1893  
Both dead Aug. 3<sup>rd</sup> Dec  
for the Pen. - May 18 5mo. BSM.

0253

Police Court - District.

City and County of New York, ss.:  
of No. 495-11<sup>th</sup> Avenue -

deposes and says, that the premises No. 495-11<sup>th</sup> Avenue being duly sworn

in the City and County aforesaid, the said being a

and which was occupied by deponent as a

and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking a

pane of glass in the door window of

and leaving said premises by opening

a door leading from the place into the street

on the day of 1883 in the month of time, and the

following property feloniously taken, stolen and carried away, viz:

a quantity of cigars and cigars in

all of the amount and value of

which five dollars -

the property of

deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

BURGULARY was committed and the aforesaid property taken, stolen, and carried away by

Edward M. Brown - William Shannon (both now living)

And on this not yet ascertained, and while acting in concert with each other

for the reasons following, to wit: That about the hour of one o'clock

of said date after deponent seeing said premises peeped

about and finding he went away, and at that

time the aforesaid parties were in said premises,

and that deponent is informed by Frank Kelly,

522 West 39<sup>th</sup> Street, that between this hour of 1 and

2 o'clock a fire of said date, he saw the defendants in

Company with said other male persons in West 39<sup>th</sup> Street

between 10 and 11<sup>th</sup> Avenue, and that each of the defendants

with said other unknown man, had a bottle of whiskey  
in their possession - and that about ten minutes  
later said Reily saw the defendant Shannon  
and said unknown man standing on the corner  
of 39<sup>th</sup> Street and 11<sup>th</sup> Avenue, and in close  
proximity to defendant's store, and that said  
Shannon asked said Reily - to look out for  
the Cops - and that he then saw the door  
leading from the street into defendant's store  
open - Defendant therefore asks that the defendant  
may be held to answer

Sworn to before me this } Thos. H. Foley  
11 day of April 1893 }  
Thos. H. Foley  
Police Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No.

Street.



0256

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged 15 years, occupation Set's Factory of No. 502 West 39

Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Thomas W. Foley  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this

of

April 11 day  
189

John P. Kelly  
Police Justice.



0257

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

2

District Police Court.

*William Shannon*

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. *William Shannon*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *530 West 45th Street - 3 months*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty*

*Willie Shannon*

Taken before me this 11th day of April 1887  
*John J. Brady*  
Police Justice.

0258

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK.

District Police Court.

*Edward M. Green*

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. *Edward M. Green*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *578 West 38 Street - 4 Months*

Question. What is your business or profession?

Answer. *None*

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

Answer.

*I am not guilty**Edward McGovern*

Taken before me this

day of

188

at

New York

City

Police Justice.

0259

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, such and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated April 11 18 93 W. H. Brady 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.



0260

Police Court--- District. 419

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thomas C. Foley  
495. 11 ave  
Edward M. Green  
William Shannon

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

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

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

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

3 \_\_\_\_\_  
4 \_\_\_\_\_  
Dated April 11 93

Grady Magistrate.  
Chapman Officer.  
24 Precinct.

Witnesses Joe Reilly  
No. 502 W 39 Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$ 1000 each to answer

\$1000 & Apr 13. 1893



0261

**Court of General Sessions of the Peace**  
**OF THE CITY AND COUNTY OF NEW YORK.**

THE PEOPLE OF THE STATE OF NEW YORK

against  
*Edward Mc Govern*  
and  
*William Shannon*

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

*Edward Mc Govern and William Shannon*

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

The said

*Edward Mc Govern and*  
*William Shannon, both*

late of the *30<sup>th</sup>* Ward of the City of New York, in the County of New York aforesaid, on the  
*third* day of *April* — in the year of our Lord one  
thousand eight hundred and ninety-*three*, , with force and arms, in the *right*-time  
of the same day, at the Ward, City and County aforesaid, ~~the dwelling-house of one~~  
*certain building there situate, to wit:*  
*the store of one Thomas W. Foley —*

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 *Thomas*  
*W. Foley* <sup>*building*</sup> 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.

0262

SECOND COUNT—

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

Edward Mc Govern and William Shannon

of the CRIME OF Petit LARCENY

committed as follows:

The said Edward Mc Govern and William Shannon, both

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 said day, with force and arms,

fifteen bottles of liquor of the value  
of one dollar each bottle and  
two hundred cigars of the value  
of five cents each

of the goods, chattels and personal property of one

Thomas W. Foley

in the ~~dwelling house~~ <sup>store</sup> of the said

Thomas W. Foley —

in the store

there situate, then and there being found, ~~from the dwelling house~~ aforesaid, then and there felon-  
iously did steal, take and carry away, against the form of the statute in such case made and pro-  
vided, and against the peace of the People of the State of New York and their dignity.

## THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Edward McGovern and William Shannon*  
 of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Edward McGovern and William Shannon, both*

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,

*fifteen bottles of liquor of the  
 value of one dollar each bottle  
 and two hundred cigars of the  
 value of five cents each*

of the goods, chattels and personal property of

*Thomas W. Foley*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said *Thomas W. Foley* —

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

*McGovern and William Shannon*

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.

DE LANCEY NICOLL,

*District Attorney.*

0264

**BOX:**

519

**FOLDER:**

4725

**DESCRIPTION:**

McGraw, Eugene

**DATE:**

04/03/93



4725



Witnesses:

C. A. Hollander.

*[Handwritten signatures]*  
Lumpkin

Counsel, *[Signature]*

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

Eugene A. McSwain

Grand Larceny, *[Signature]*  
[Sections 628, 637, Penal Code.]

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*[Signature]*  
Foreman.

Aug 4/93

*[Signature]*  
H. C. ...

Elmira ...  
Sept 5/93

0266

Police Court 2 District.

Affidavit—Larceny.

City and County }  
of New York, } ss:Elmer R. Hollander

of No. 290 Fifth Avenue Street, aged 22 years,  
 occupation Org. Goods Inspector being duly sworn,  
 deposes and says, that on the 3d day of March 1892 at the City of  
 New York, in the County of New York, was feloniously taken, stolen and carried away  
 from the possession of deponent, in the day time, the following property, viz:

One  
blue melton overcoat of the value of  
about the value of forty dollars.

\$ 40.

the property of L. P. Hollander & Co. of which  
John Deponent is Agent

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 Eugene A. Mc Graw.

(nowher) The defendant was employed as a  
 clerk by the said firm, and he had access  
 to said property, and he confessed to deponent  
 and Detective George A. Aboule now her that  
 L. defendant took said property feloniously  
 and pawned it, and defendant gave of  
 the pawn ticket to deponent. Said property  
 having been pawned at William Proppert No  
 91 Park Row on ticket No 54914

Elmer R. Hollander

Sworn to before me, this  
1st day of March 1892  
John P. Hollander Police Justice.

0267

CITY AND COUNTY }  
OF NEW YORK, } ss.

1021

Georg A. Alonch  
aged \_\_\_\_\_ years, occupation Religion of No. \_\_\_\_\_

300 Mulberry Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Elmer H. Hobbs  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this 29 day of March 1893 } George A. Alonch

John K. Wood Police Justice.

0268

Sec. 198—200.

1882

District Police Court.

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

*Eugen A. McLean*

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. *Eugen A. McLean*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *N. Y.*

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

Answer. *450 West 58 St - 1 month*

Question. What is your business or profession?

Answer. *Clerk*

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 guilty**E. A. McLean*

Taken before me this

day of

189

*John W. Allen*

Police Justice.



0269

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

*Eugene A. Mc Graw*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *One* 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 *March* 18 *99* *John McArthur* 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.

0270

Police Court 2 District. 351

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Elmer R. Hollander  
290 5th Ave  
Eugen A. M. Giau

Lacey  
ML  
Officer

Dated March 29 1899  
Voorhis Magistrate.  
Norman D. Hollander Officer.  
C.O. Precinct.

Witnesses \_\_\_\_\_  
No. \_\_\_\_\_ Street.  
No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.  
\$ 1000  
Com  
98

BAILED.

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

0271

Eugene McGraw

Born & Reared

Occup <sup>Teacher</sup> ~~225~~

Single YC

Residence 360 W 117 St

Parents Mother



0272

Court of General Sessions of the Peace  
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against  
*Eugene A. McGraw*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*Eugene A. McGraw*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said *Eugene A. McGraw*

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

*one overcoat of the value of  
forty dollars*

of the goods, chattels and personal property of one *Louis P. Hollander*

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.

*De Lancey Nicoll*  
*District Attorney*