

0107

BOX:

519

FOLDER:

4725

DESCRIPTION:

Mager, Charles

DATE:

04/20/93



4725

Witnesses:

Off Lang

Counsel,

W. H. S.

Filed, *20* day of *April* 189*3*

Pleads,

THE PEOPLE

vs.

B

Charles Wagon

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

April 24 93

DE LANSEY 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 *12th* 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 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

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

3
Chamberlain

Counsel,

Filed

12 day of *April* 1893

Pleas

Muller

THE PEOPLE

28

vs.

Labov

Joseph Trauer

Burglary in the Third Degree
[Section 498, 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.

11 3 1893 *MD*

A TRUE BILL.

Sam Wylie
Foreman.

12 - *May* 3, 1893

~~*12*~~

Pleas Petit Lancers

Pen 6 mos. B.M.

0111

0112

Police Court 5 District.

City and County } ss.:
of New York,

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

deposes and says, that the premises No. 1709 2nd 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 & Drilling
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 secured fastened the doors
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 defendant 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 18th day of April 1893 }

George H. Burke
 Police Justice

Richard Griffith

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
 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
 Police Justice.

I have admitted the above named
 to bail to answer by the undertaking hereto annexed.
 Dated _____ 1893
 Police Justice.

There being no sufficient cause to believe the within named
 guilty of the offense therein 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.

Witness, _____
 No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

\$ _____ to answer General Sessions.

0114

1877

CITY AND COUNTY }
OF NEW YORK, } ss.

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

27 Peach Point 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

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. 72nd St bet 1st 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 18th day of April 1897
[Signature]
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. Burke* 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
Joe Maur

Offense, *Burglary*

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

2.....

3.....

4.....

Dated, *April 18* 189 *3*

Burns Magistrate.

Lewis Officer.

P. O. 27 Precinct.

Witnesses.....

No..... Street.

No. *337* Street.

No..... Street.

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

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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 12th 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 *right* 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

Joseph Maurer

of the CRIME OF

Petit 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 *night* 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

[Large decorative flourish]

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.

0120

BOX:

519

FOLDER:

4725

DESCRIPTION:

Maloney, Roswell

DATE:

04/18/93



4725

0121

Witnesses:

Harry C. Sulack

Off Stewart

Counsel,

Filed

1893

day of April

Pleas,

Myself 19

THE PEOPLE

vs.

Rosevelt Maloney

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Jacob Dwyer

Foreman.

April 25/93

Fred J. Howsted.

Elmira Ref. P.M.

April 26/93

ed

out 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, and our house to the gas house. I had a two dollar bill and the gas bill with me; my hand was closed over the paper. Maloney asked me for the two dollar bill, and I knew that they were up to right away, because I know the eyes. I said, "I ain't got no bill;" the man that he was with, he called me a God damn liar." The first boy that he had another boy with him. I saw him standing on the corner, and he asked me to hold his middle, 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 arms 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 fist, I had my fist 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 trace of him. Carroll was with McInerney, they
ran together. What did you next see the day after?
court, the next morning. Did you hear him speaking
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 see him; only after the judge spoke to me,
I spoke to him. Have you seen the \$2.00 bill? Yes, up in
the Police Department, in the Sergeant's room.

THOMAS GILBERTSON:
"Did you go in directly after the trial with me to
see McInerney? I ran after him. I was at starting school that
day with four other boys; there was nobody else. I was
he ran through that lot at all; it was about a quarter or
10 minutes to 4 when the \$2.00 was found; I couldn't
tell the exact time. I do not play ball with McInerney; I
never associate with those boys; I am not allowed to associ-
ate with those boys."

THOMAS GILBERTSON, sworn and examined, testified:
I am connected with the 33rd precinct, and arrested the de-
fendant, McInerney, 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 other, and asked her, the lady store woman, for the \$2.00 bill I had seen 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 WASH. POST, APRIL 19, 1935.

LOUIS LEYER, 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 life. I picked up a \$2.00 bill, and I don't know if it was his or not. I gave it to him, and then he went away with it. I saw Gerlach and Andy Heberer was there when I got the bill; it 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 Mr. Maloney, and how much money did she give you, and this came some up; what did you do with the \$2.00 dollar bill, did she give 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 tables between 136th and 137th streets, between Alexander and Lincoln streets; there is an open lot there.

ANDREW NIGANKI, sworn and examined, testified:

I know the defendant Gerlach. I heard about it a bit on April. I was playing billiard with a friend with Haloney and Louis Meyer. What did Haloney say about this \$2.00. Louis Meyer picked up the \$2.00 bill, and held it up in his hand, and Haloney said "it, and it is Haloney's claim it. Where was Gerlach at that time? He was on third base; Haloney said, "I will get killed if I don't take that ball; I worked for it all day;" he said it was his. Meyer gave it to him. Meyer yelled out, "I found \$2.00." Gerlach was on third base with me, and he did not claim it. What did you have with the woman that Mrs. Haloney says 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 don't know what happened to it. What did Mrs. Haloney say to you when she saw 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 go to the witness; 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'NEAR, sworn and examined, testified:

I know McFarley and Galloway was "recollected" playing ball with them on the 11th of April. Did you see the \$2.00 bill picked up? Well what you saw? I was standing outside 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 Galloway when this took place? He was in the lots; he was with some of the boys at that or five days before. Galloway said that he didn't know where it was on 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 standing; I only heard Meyer say, "Who lost \$2.00?" I was going through the lots, going to get groceries. Right in the middle of some of the game-ball you heard Meyer calling, "I found two dollars?" Yes; that is all I heard. You didn't see Galloway come up and say the \$2.00 was his? I don't recall anything that, could I want to get it? No. Meyer said, "Come \$2.00 is this?" He put it up like that (showing) and I was not 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 near 4 o'clock. Name all the boys who were there over to me again? Meyer, McHarry, Farario, me, MacDonough, and McFarley. What about Carroll, was there a boy named Carroll there? Yes; Carroll was there. What was he doing of him; do you know where he has gone? No. Does Carroll or Galloway

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 the one, too. Do you know whether it was the 11th
 of April, or not? Yes. How do you know? I asked a boy,
 his name was; I asked him what was the day. Have you seen
 these boys play base ball after that day? That is where
 they usually play; is it not? Yes.

ROSWELL MALDEN, who was with the witness at the time, tes-
 tified:

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 would
 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

some. 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 this 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 where he is.

Q. Now, I understand:

A. Why didn't you divide this money up with the boy who found it, instead of the boy Carroll, who found it? I found it and I gave it to him; he is my partner. Never found it and gave it to me; I swear that Meyer found it and gave it to me. Carroll is a young loafer around those corners? He is a loafer. He is a slum 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 these 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 Carroll? 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-

gether. You heard Murray swear that when the bill was held up you said, "Give me that; I worked all day for it;" is that true? Or did he perjure himself? I don't know if he did or not; I said, "Give that bill to me," and he gave it to me. Did you tell him, as he swore, that you worked all day for it? No. Is it not true, also, that all this testimony of yours is all a lie? No, it ain't. And that that if I saw you, how low did you call - treated, and how the street, and Carroll was with you, was your name, or your name, and he would give it to you, and you told him you were a liar, and he said he said it? It is a lie. And Carroll gave it to me, and he said he said that the other bill out of it and he that was said? No; it is a lie. Were these other people all liars except you? They are not liars at all; we did not want; we said it's good that we got the money of him? The Gilbert's vehicle, "Here is the \$2.00?" I said, "I have got \$2.00 in my pocket. It is this that it was found, that a boy said it to me, and I said that up in the Zebra shop to the lady. I knew that the \$2.00 was not mine. I said it stole a day two or three months before I got this \$2.00. Do you remember stealing his hat and keeping it three hours, and telling him to send down his car together and you could check the stuff out of him? No; no such thing occurred. I know Mr. Decker, but I was not employed by him; he lives in 134th street and Third Avenue.

AN IR MALONEY, sworn and examined, testified:
 I work for Mr. Syrridge as cook. Do you know Mrs. Gaulton?
 I never seen her until she come to speak to me about her boy.

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

CROSS EXAMINATION:

I am a cook at a restaurant at 2663 First Avenue, for Mr. Surridge, for several months. I was not a waiter or a cashier, but independent entirely from Mrs. Harlow's boy. The boy works occasionally. He worked in a dry goods store for Harlow and Harlow, 27th Avenue, right across from where I work. He worked there three or four days before he was arrested. I know my own signature, and I believe this signature is his. Do you know that he told the judge, in Harlow, 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-

tively forget that you told me on Monday was for you, and
 that you is use it to go to your house, and that you give
 him fifty cents and told him to say not to come out there?
 No, that is not right; I never see him or hear of it; that
 little boy didn't tell the truth, if he said so; I never see
 the boy or hear of it; I saw my boy fifty years ago. If you
 gave him a collar he is istant? He told fifty years ago he
 lied; I never see him or hear of it. Do I know you,
 the father of that, that he was stole before from you?
 He would steal and so on. When he was in prison, or had
 been, that he did steal \$20.00, that is not true; is it?
 He didn't steal a cent or more. Do you know a man
 that is a pet? I don't know, but I will tell you he or boy
 it he heard; I don't know who keeps a restaurant at 355
 Alexander avenue, and don't know whether there is a restau-
 rant there or not. Is there a restaurant in the house
 where you live? No, there is not.

JOHN H. SURIDGE, sworn and examined, testified:

I keep a restaurant; Mrs. Maloney has been in my employ about
 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.

RELEVANT 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,"

when you saw him? He was standing on the corner of 137th street, with Maloney and Carroll. I came from 174th street up Alex. 3rd avenue; I came up to the other boys on the corner of 137th street and Alex used to wait. Were they sitting there? Yes, they were leaning up against a wall. Maloney spoke to me, and he said, "Say, would you like to see a rickie; will you?" I said, "Is it got a rickie."

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

I live at 165 Alex. 3rd avenue and I know the late Mr. 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. Have you heard other people speak of him; do you know what his reputation for honesty is; is it good or bad? It isn't very good. Did you hear anybody say anything about him? No, I did not. He was employed by you and ran away and you didn't expect it? Yes.

WILLIAM H. BREMER, 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 good? Yes, and I have heard of it. Counsel asks you who you heard speak of it? No, other than son; that is all I recollect. Do you know Mr. Stuart, the milkman? No, not personally.

JOHN STUART, owner of the milk business, testified: I live at 723 West 42nd Street, and am in the milk 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 the boy until 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 in 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 Madney

500 filed June
1893

500

0137

Police Court J District.

CITY AND COUNTY }
OF NEW YORK, } ss

of No. 546 E. 154 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 deponent 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's
care and custody.
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 Malme (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

day of 1883

Subscribed and sworn to before me this

Police Justice

when he and the said witness
 by them ran away together with
 said bill.
 Wherefore deponent charges this
 deponent and said witness
 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 deponent by force and
 violence.

Sworn to before me } Harry C. Gerlach
 this 12 day of April 1893 }
 C. 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
 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.
 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 19 day of April 1893
Edmund
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 A. ...

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 500 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 C. E. ... 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--- 2 --- District. 422

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Kamp Garlach
546 E 13th
1. *Edward Ferrara*
2. *Carroll*
3. *[Signature]*
4. *[Signature]*

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* 1893
Simpson Magistrate.
Dr. J. Martin Officer.
33 Precinct.

Witnesses *Edward Ferrara*
No. *178* *Lincoln Ave* Street.
J. Mathero Milkman
142 St. Louis Brook & Willing St
No. *142* Street.
Richard O'Connor *Carroll*
428 E 13th
No. *428* Street.
\$ *1000* to answer *G. S.*

CM

0142

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 Lancy Nicoll
District Attorney

0143

BOX:

519

FOLDER:

4725

DESCRIPTION:

Mangin, Thomas

DATE:

04/13/93



4725

Witnesses:

W. J. Swardby

187

Counsel,

Filed *12* day of *April* 1893

Pleads,

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.

A TRUE BILL.

Samuel Douglas
Foreman.

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 26
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. ...

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 yours and
concerning

Witnesses:

J. M. Guern

Counsel,

Filed

1893

Pleads,

THE PEOPLE

vs.

Mary Thum

John Thum

William Thompson

H. D.

DE LANCEY NICOLL,

District Attorney.

Apr 23

Fred M. Key
John J. Key

A TRUE BILL.

Samuel Dwyer

Foreman.

Apr 19 1893

Mr. J. M. Guern

No. 1 Pen. 2 yrs 6 mo

" 2 Inds acquitted

" 3 S.P. 4 yrs. 1893

Grand Larceny,
[Sections 528, 531, 532
Penal Code.]

733
743
W. J. Guern

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 outside. 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's work for over a year. I have told everything pretty much as I can remember. You were in the House of Detention? Yes; I did go to New York to get on a spree. I had 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 First 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, or 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 did you drink in New York until the time you met this woman? I don't, to the best of my opinion, get more than four or five small drinks of beer, 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 in to 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 out 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 K 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 with a chair while Thompson ran out with the money. What did you say to that? He said it was all right to 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 were ailed 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 you 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-

following 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 com-
 plainant 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 complainant, 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. Then 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 wanted to be a city man, and asked me if he could receive all of it; so of course I said if he intended to receive all of it 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 searched my clothes, and I found 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 neighbor; 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 here to see me. Did this man Thornton live there? No. Did he write you 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 cap. 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 E. 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. WILTRAY, sworn and examined, testified:

I am employed in Frow's Directory Company. I have known Thompson. He was employed in the business of advertising 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 DEFENDENTS, 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 would not say anything, and I noticed -- and I thought to myself, "May be he lost his money some time or the other." 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 she would not have 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 here, 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 Thomson; that letter 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 Poronoco; 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. I heard some loud talking and screaming 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 showed him 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 getting 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 man take the woman into the apartments, and about the time you thought he was in bed you and Thompson broke in to that room? No, I didn't see the complaint on the street at all.

JAMES McNEIL, 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 MANNING, recalled by counsel, testified:

Will you describe to the jury how and where you had hidden the \$25.00 that you found in the station house upon your person? In this skirt; I hadn't any pocket in it, so I stuck it in here, inside the lining. You haven't told me yet 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.

Testimony in the case
of John Hamilton and
vs Chapman

Filed April
1903

55-14

Testimony in the case
of John Thornton and
Mrs Thompson

filed April 1893

55-1A

0168

Police Court— District.

Affidavit—Larceny.

City and County of New York } ss.

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 Norton,

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 children Manning for the purpose of Manning's work with deponent 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 pocket-book which contains the said 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 some 7 or 8 up and dressed himself. He then discovered 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 Tibbitts 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 Tibbitts, Charles the said Manning, Tibbitts and unknown man with acting in concert with each other and feloniously taking stealing and carrying away the said property -
 Submitted to the Hon. James McJannet
 the 11th day of April 1893

Charles Tibbitts

Police Justice

0170

(1835)

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 her right to make a statement in relation to the charge against her; that the statement is designed to enable her if she see fit to answer the charge and explain the facts alleged against her that she is at liberty to waive making a statement, and that her waiver cannot be used against her 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 J. ...
Police Justice.

0171

(1885)

Sec. 198-200.

3

District Police Court

CITY AND COUNTY }
OF NEW YORK, } ss.

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 Maugie 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 *7th*
day of *April* 189*2*
Charles J. Smith

Police Justice.

0172

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 75th 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 *17* 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. ...

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---

3

408 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

HOUSE OF DETENTION CASE

William Thompson
John Thompson
William Thompson

Offense
Armed Robbery

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, *Sept. 11* 189*3*

John Thompson
James

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

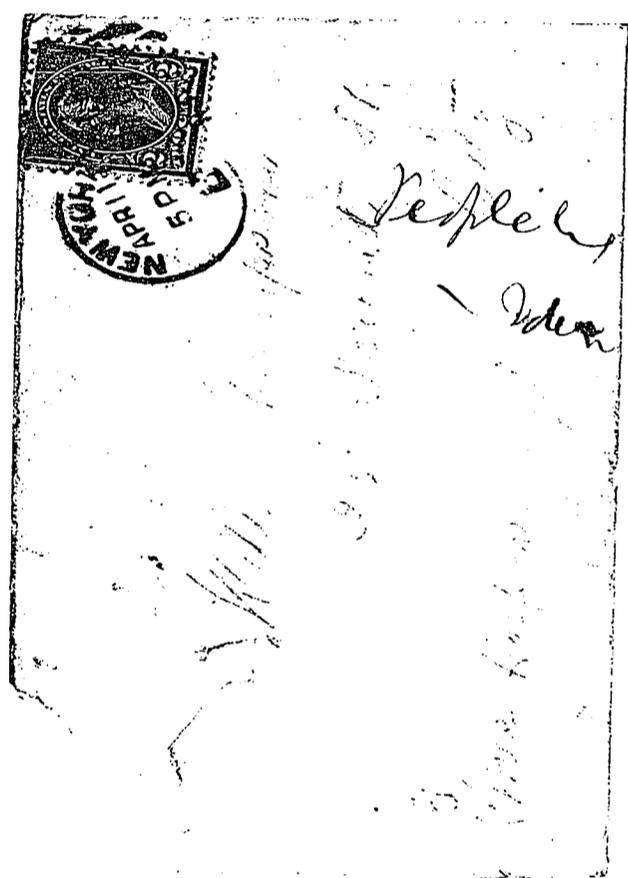
No. Street.

No. Street.

\$ *1000* to answer

no 3 Court

0175



Robert

Dear Will

I am excited
 and under the old Bill
 for \$45. I suppose I
 will go to the store
 now. I think for my
 things and I will
 also have a nice one
 will find a dollar
 and I can get the
 you will get it
 will be for something
 (you follow) the coal
 is bad but no prob-
 lem that I can take
 I will go and see Larry
 sure the time then

old one of a white
 that is white and
 is something like
 be more and make up
 something and by all
 can show as
 as you can see
 with your own eyes
 money that is all
 I will say for you

May



0180

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

James McGinnis

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

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

day of *April*, 189*3* hereunto annexed.

Sworn to before me, this *12* day of *April*, 189*3* } *James McGinnis*

Charles N. Linton POLICE JUSTICE.

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 Stewart
Police Justice.

Peter James

of the 14 Precinct Police, being duly sworn, deposes
and says that *James McGurk*

(now here) is a material witness for the people against
Murphy, Murray & John Thomas charged
with *Grand Larceny*.

As deponent has
cause to fear that the said *James McGurk*

will not appear in court to testify when wanted, deponent prays
that the said *James McGurk* 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

J

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.

0 184

BOX:

519

FOLDER:

4725

DESCRIPTION:

Mantell, John

DATE:

04/26/93



4725

Witnesses:

Off Grady

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

362

Counsel
Filed
Pleads,

De Paul
day of *April* 1893

THE PEOPLE

vs.

R

John Muntell

33
W. Muntell

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

David Dupke
Foreman.

May 1903

Henry J. ...

Pen 6 months

Police Court 2nd 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 sacking, of the value
of Twenty-six Dollars,

\$ 26⁰⁰/₁₀₀

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 (now here) from the fact, that, on the aforesaid date, after deponent left the above-named premises deponent missed the aforesaid property and is informed by Officer Brady of the Central office that the defendant admitted to him 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 sacking 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 March 1893
of John Mantell
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 13 day of April 1893 } Dennis Grady

John P. ... Police Justice.

0 188

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 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 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 Bowry, 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

day of *April* 189*7*

23

John W. ...

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 3 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. ⁴⁴

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Jessie Edwards
John Mantell

Offense
Mantell

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

Holloway Magistrate.
Officer.
Precinct.

Witnesses _____
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *1000* to answer *G. J.*

Coru



0191

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

0193

Witnesses:

Mary Wagner
Off. Secy

3579
Counsel,
Filed day of April 1893
Pleads, *Not guilty, May!*

THE PEOPLE

vs.

John Martin

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

[Signature]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]

Foreman.

May 4/93

[Signature]

S.P. H. 1933

0 1944

Police Court— 1st District.

Affidavit—Larceny.

City and County of New York, ss.

of No. 2553. Mrs. Mary Wagner Street, aged 36 years, occupation Housekeeper

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 goods and valuable merrchandise of the United States consisting of a bank note or bill and several 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 Hoffman (nowhere)

In the season of occurring to wit few 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 Hable of 280 Brodway 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 1899 day

Police Justice

0195

he pursued him and caused him to be
arrested and fully identifies him as
being the person he saw take back
of apartments dress and apartment charges
Charges paid defendant with the
society of as said

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

0196

1921

CITY AND COUNTY }
OF NEW YORK, } ss.

John Waker

aged *24* years, occupation *Process server* of No.

280 Broadway Street, being duly sworn, deposes and

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

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

Sworn to before me, this *16* day
of *February* 189 *9*

William Waker

John Ryan

Police Justice.

0197

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 his right to make a statement in relation to a 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 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 *March* 1889
John Warton
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.....

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 16* 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
3/55 St 3rd floor
John W. Hartman

Offense by [unclear] [unclear]

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

Ryan Magistrate.

Jay Officer.

4th Precinct.

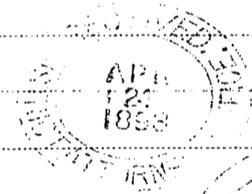
Witnesses *Ann Wheeler*

No. *250 Broadway* Street.

No. Street.

No. *1500* Street.

\$ *15.00* to answer *15.00*



C *9/1*

0200

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

one silver coin of the kind called quarters dollars 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 Trell, 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.

R
James Masterson

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

DE LANCEY NICOLL,
District Attorney.

W. G. Bennett

A TRUE BILL.

Wm. S. Dwyer
Foreman.

April 20 1893

Head of Jury 24

Elmira Ref. P.S.M.

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 sworn

deposes 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 dwelling
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 apartment

on 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
Paintbrushes, 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.

(\$100⁰⁰/₁₀₀)

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

Harold Masterson (working) & Harry
Smith not yet arrested

for the reasons following, to wit: That at about One O'clock
P.M. said date deponent securely locked
and fastened the said premises
that about 4³⁰ 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

0204

Deponent is informed by Officer David J. Mallon that he arrested the defendant Mustermann 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 in the defendant Mustermann and fully identifies them as his property and property taken from the said premises.

Deponent further says that he heard the defendant Mustermann 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
I am to be sworn
the 15th day of April 1843 } Angelo Ajimo

Charles Santor
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 _____ 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 _____
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; 2 1/2 months*

Question. What is your business or profession?

Answer. *Pedler*

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* 189*3*
Charles W. 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. ⁴¹⁸

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Angelo Aligno
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
Tantor Magistrate
Hock & Mallon Officer.
14 Precinct.

Witnesses *officers*
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *2000* to answer *Ed*

Ed

Buy 3x14
12

0208

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

i aged _____ 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 *15* day of *April*, 189*3*, *David J. Mallon*,

Charles A. Linton 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

0212

Witnesses:

Dear Raffale
Deft came in through
M. J. sentenced to 5 yrs
deal name's in bars
also been in Pen - also
"calls himself Myers" B.M.
The sentence here
imposed was through
error - and he should
serve every hour of the
time - Deft is a B.M.
man of bad character
& should have had abt.
5 yrs more - B.M.

Counsel,
Filed
Pleads,

7

day of

April

1893

Secretary in the
Second degree.
[Section 497, Art. 6, Ch. 2, Sec. 1, P.S.]

THE PEOPLE

vs.

Philip J. May

[Handwritten signature]
Deputy District Attorney

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Handwritten signature]
Foreman.
April 1 of 93
Heard by Jury Deft
S. P. 4 yrs & 6 mo.
B.M.

0213

Police Court 3rd District.

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

Oscar Raphael

of No. 60 Canal Street, aged 21 years,
occupation Bookkeeper being duly sworn

deposes and says, that the premises No. 60 Canal Street, 10th Ward

in the City and County aforesaid the said being a dwelling house

~~and~~ 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 premises

on the 4th 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 ⁶⁰/₁₀₀

dollars in money which was in the

pockets thereof also an overcoat

the property of deponent's father

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

Philip 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

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 Riegler who with the assistance of other officers arrested the defendant and found the pants and ~~underwear~~ in the defendant's possession.

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

Paul Raphael

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 hereunto 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, Sec.,
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 9th day of April 1893 Seager

Charles J. Seager Police Justice.

0216

Sec. 198—200.

3

District Police Court.

1883

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 Phillip May am not guilty of burglary.*

Taken before me this *7* 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 *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 20* 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.

0218

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Street

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Lucas Robert
Mary Mary

2

3

4

Offense

Burglary

Police Court,

District,

3

376

Dated, April 14, 1893

Magistrate

James Hunter

Officer

James Hunter

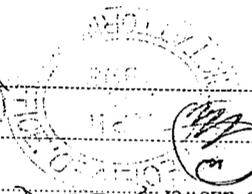
Witnesses

James Hunter

Street

No. 5, Richard King

No. 11, Peckham



to answer

\$ 1000

02 19

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

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,

[Handwritten flourish]

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 ~~Petty~~ ^{Grand} 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 ~~right~~ 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

0222

Witnesses:

Off. Carey

Counsel,

Filed, *[Signature]* 1893

Pleads,

THE PEOPLE

vs.

B

Henry R. McBride

April 17 93

DE LANGEY NICOLL,

District Attorney.

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

A TRUE BILL.

Samuel Dwyer
Foreman.

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 12th 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

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

Witnesses:

John W. ...

Counsel,

Filed,

day of *April* 189*3*

Pleads,

Myquet co

THE PEOPLE

vs.

B

Owen The Carthy

May 22 93

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

David ...

Foreman.

0226

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 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

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 *Henry Haker* 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 Purvis
Off. Sheriff 7th Precinct
Herman Stokes 7th Precinct

Upon an examination of this case I find that the complaining witness is not disposed to swear that the defendant is the person who committed the robbery as alleged in the indictment. Without positive identification I do not think a conviction can be had. I suggest that defendant be discharged upon his own recognizance.
Oct 19-1893
Wm. T. Wylie
Dep. Sec. Dist. Ct.

Judge M. E. Hardy

Counsel,
Filed 5 day of Oct 1893
Pleads, Guilty

THE PEOPLE

vs.

William D. Lacey

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

DE LANCEY NICOLL,

Complainant's father & call. District Attorney.

A TRUE BILL.

Wm. D. Wylie
Foreman.

Part 3. October 19, 1893
Def't 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 crime 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 desirous
of having a young man convicted of an offense as
serious 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-
sibly 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

Cont of Personal Services

The Peoples

vs

William C. M. Sloy

Amherst

0231

COURT OF GENERAL SESSIONS
For the City of New York.

-----X
People of the State of New York

vs.

WILLIAM C. MCCOY.
-----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 ^{would} ~~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. Mc Coy 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 Clerk
City of Chicago

Court of General Sessions.

People of the State of
New York.

vs.

William C. Mc Coy.

.....
Withdrawal of Charge.
.....

0233

0234

Police Court - 3 District.

CITY AND COUNTY OF NEW YORK, } ss

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 deponent 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 deponents 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 (Gorham) under the following circumstances, that at about 5 o'clock P.M. said date deponent was passing through Scammel street when the defendant caught hold of deponent's pocket and feloniously took five and carried away the said lawful money from the pocket of a coat that deponent then and there was wearing.

Subscribed and sworn to before me this 1st day of March 1883. Police Justice

0235

his person and the said watch and chain from a. pinnets hat which ~~the~~ deponents was then and there wearing by force and violence without deponents consent and against his will

Sworn 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

vs.

1
2
3
4

Offence—ROBBERY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

0236



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.

Framer

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. ...

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 Abner Deuel

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 1895, 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.

0238

Police Court, B District. 361

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Francis Burns
344 Madison
William McLeary

Offense
Robbery

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

2
3
4

Dated, Apr 1 1893

Cummins Magistrate.
Herrlich Officer.

Precinct 7

Witnesses *Wm Burns 344 Madison St.*

No *Mrs Kate Burns 344 Madison*
Fredrick Mackens 299 East Perry
lives property. Park Street.

No *Ellis Glazer Pawn Broker*
7 Monroe St.

No. *1000* Street. *GL*

answer
Law

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

0241

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. H. Doyle
District Attorney

[Signature]

Counsel,

Filed 12th day of April 1893

Plead: *Warrant* - 13

THE PEOPLE

vs.

B P

James Mc Donough

June 7/93

Indictment Dismissed

DE LANCEY NICOLL,

District Attorney.

May 2 May 2-93

Wm. H. Doyle

A TRUE BILL.

Samuel Doyle
Foreman.

May 29th 1893

off till Monday May 1st

June 7/93

0242

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

James M. Donough

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 so severely intoxicated and was brought about, ^{partly} by my own conduct, from the fact that before I was cut, I shoved the defendant away from me.

Dated New York May 15th 1872.

In presence of
Phil. McDermott

Peter Burke

0243

Police Court— 5 — District.

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

of No. 172 East 11th Street, aged 27 years,
occupation Driver being duly sworn

deposes and says, that on the 2 day of April 1887 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 3 day of April 1887.
C. E. Sumner Police Justice.

0244

5

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

James M. McDonough

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. McDonough*

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. McDonough*

Taken before me this

day of

April

189*3*

34

John J. Minnigh

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 500 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. Dunning 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. Dunning 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.

0246

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

~~2343~~ 386

Police Court, 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Peter Burke
172 E. 118th
James M. O'Rough
2
3
4
Arrested by
officer

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* 189 *3*

Simms Jr Magistrate.
Saml W. Hatch Officer.
29 Precinct.

Witnesses *Frank Hendrick*
No *174 E. 123rd* Street.

No. Street.
No. Street.

\$ *1000* to answer *G.S.*
Callan

0247

District Attorney's Office. 1600

Paul (712
J. M. Conroy
June 7/93
Personal Service

0248

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

Rec. vs.

James McManough

Part One

May 22/93

all issued to officer
Baile Peres.

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

James Mc Donough 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*

James Mc Donough 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 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. but witness
died & def. charged, BSM.

Witnesses:

Wm. Carey
Thos. H. Foley
Chas. Cappelle

[Signature]
Counsel,
Filed 19 day of April 1893
Pleadst. Magistry 20

26 THE PEOPLE
584 vs.
Labrad vs.
Edward Mc Govern,
18 530 W. Hand
Labrad
William Shannon

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

DE LANCEY NICOLL,
District Attorney.

[Signature]
A TRUE BILL.

[Signature]
Foreman.

May 1, 1893. (M)
Part 2 - May 9, 1893
Part 3 - May 20, 1893
Part 4 - May 30, 1893
Part 5 - May 31, 1893
Part 6 - May 31, 1893
Part 7 - May 31, 1893
Part 8 - May 31, 1893
Part 9 - May 31, 1893
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Part 97 - May 31, 1893
Part 98 - May 31, 1893
Part 99 - May 31, 1893
Part 100 - May 31, 1893

Police Court - 2nd District.

City and County of New York, ss.:

James H. Foley of No. 1195-11th Avenue -

Street, aged _____ years,

being duly sworn

deposes and says, that the premises No. 1195-11th Avenue

in the City and County aforesaid, the said being a

dwelling
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 show window of

and leaving said premises by opening

a door leading from the store into the street

on the _____ day of _____ 1883 in the night 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 are described - *(Signature)*

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 Johnson (both names)

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 being paid premium money

and he said he had given he went away, and at that

time the aforesaid parties had paid premiums,

and that deponent is informed by Frank Kelly

522 West 39th Street, that between the hours of 1 and

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

Company with paid the insurance man in West 39th

Street, and that each of the defendants

between 10 and 11 o'clock, and that each of the defendants

Company with paid the insurance man in West 39th

Street, and that each of the defendants

0255

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 St and 11th 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 shed 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

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

Joseph Reilly
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 11 day } *J. R. Reilly*
of June 1898

Wm. F. Brady Police Justice.

0257

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Willie 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. *Willie Shannon*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *530 West 45 Street - 2 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 1888
[Signature]
Police Justice

0258

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss. Edward M. Green

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. 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 - 49 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

Edward McGovern

Taken before me this 11 day of April 1885 by 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 M. J. 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

419

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas C. Foley
495. 11 ave
Edward M. Green
Mellian Shann

Offend [Signature]

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

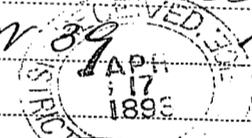
No. 3, by
Residence Street.

No. 4, by
Residence Street.

3
4
Dated *April 11* 18*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 *30th* 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 *certian 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* 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

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

[Large decorative flourish]

of the goods, chattels and personal property of one *Thomas W. Foley*

store *Thomas W. Foley*
in the dwelling house of the said _____

in the store
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.

0263

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 Edward 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]

17
Counsel, *[Signature]*
Filed *[Signature]* day of *[Signature]* 189*[Signature]*
Plends,

THE PEOPLE
vs.
Eugene A. McSwain
Grand Larceny, *[Signature]*
[Sections 628, 637, Penal Code.]
De LANCEY NICOLL,
District Attorney.
860 N. 11th St. Philadelphia, Pa.

A TRUE BILL.

[Signature]
Foreman.
[Signature]
[Signature]
Elmira [Signature]
Apr 15 1893

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 Grdn Insurater 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. O. Hollander & Co. of which
John DeForest is Agent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloni-
ously 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
the defendant took said property feloniously
and pawned it, and defendant gave of
the pawn ticket to deponent, said property
having been pawned at William Proppon, No
91 Park Row on ticket No 54914

Elmer R. Hollander

Sworn to before me, this

of March 1892 day

John DeForest Police Justice.

0267

CITY AND COUNTY }
OF NEW YORK, } ss.

1021

Georg A. Alonche

aged _____ years, occupation *Electrician* of No. _____

302 Mulberry Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Elmer H. Hobbler*

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* 189*3* } *George A. Alonche*

John K. Woodis Police Justice.

0268

City and County of New York, ss :

Eugen A. Mc Geau

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. Mc Geau

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. N. S.

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

Answer. 450 West 56 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. Mc Geau

Taken before me this

day of March 1899

J. M. [Signature]

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 *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 *March* 18 *99* *John McVicker* 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

351

Police Court--- 2 --- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Elmer R. Hollander
290 5th Ave
Eugen A. McLean

Officer
Lacey
ML

Dated March 29 1899
Voorhis
Magistrate.

James D. Hollander
C.O.
Officer.
Precinct.

Witnesses.....

No. Street.

No. Street.

No. Street.

\$ 1000
G.S.
Com
e

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 & Raised

Occup ^{Teacher} No

Single Yes

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