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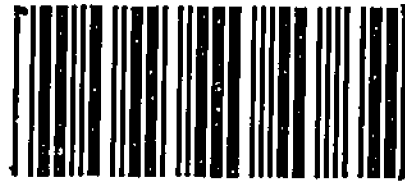
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DESCRIPTION:

McGrath, John

DATE:

04/26/86



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DESCRIPTION:

McGrath, Mary

DATE:

04/26/86



2133



POOR QUALITY  
ORIGINAL

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Witnesses

David Christie

Lulu Horlack

Jacob Frank

For reasons stated in  
annexed memorandum  
I recommend that debt  
May Mc Graw be dis-  
charged upon her own  
recognition.

May 27/87

Randolph B. Martine  
dist. atty.

Pr. Am. 1/87  
Disch'd by ch. on an  
own recog.

Filed day of April 1887

Plada, W. H. 1/37

IN THE PEOPLE

vs.

May Mc Graw  
May 18. 87  
Charged

SP 842

May Mc Graw  
May 1. 1887

ended by 1887 on my

District Attorney

May 17

A True Bill

James H. [Signature]

[Signature]

[Signature]

[Signature]

POOR QUALITY  
ORIGINAL

00 11

STENOGRAPHER'S MINUTES.

District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

VS.

BEFORE HON.

POLICE JUSTICE,

188

APPEARANCES:

For the People,

For the Defence,

188

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

James Horlacher  
John Dwyer  
Kate Gleason  
Officer Carmack  
Jacob Frank  
Mary McHarty  
John McHarty  
Mr. Kelly

1  
8  
12-13  
14-16  
17-18  
19 26 27  
28 29

M. J. Drancy  
Official Stenographer.



POOR QUALITY  
ORIGINAL

00 12

Q DISTRICT POLICE COURT. (1)

THE PEOPLE,

ON COMPLAINT OF

David Christie Examination had April 2 188 6  
Mary McMath Before Hon. Chas. Pease Police Justice.  
John McMath

M. J. Greacy Stenographer of the 2 District Police  
Court, do hereby certify that the within testimony in the above case is a true and correct copy of

the original Stenographer's notes of the testimony of Horegacher, Bowman,  
Hanson, Carmack, Frank and McMath  
as taken by me on the above examination before said Justice.

Dated April 2<sup>nd</sup> 188 6

Chas. Pease  
Police Justice.

M. J. Greacy  
Stenographer.



New York April 2<sup>nd</sup> 1886  
Declaratory District Police Court  
Hon Charles Felde - Presiding.

Assistant Dis. Attorney Ward, for  
The People.  
Counselor Stewart for Defendants

David Christie }  
John McGrath } Arson.  
Mary McGrath }

Lulu Horlacher being duly  
sworn deposes and says, that  
she is 74 years of age, a  
married woman and house  
keeper at 530 West 89<sup>th</sup> St.

Ques On  
this day in question, what  
time of the day was it that  
your attention was called to  
or attracted by smoke?

Ans About  
five minutes past three o'clock  
Ques Where did you go, when  
you saw smoke coming from  
some portion of the premises?

Ans In my Hall.  
Ques Was this fire in your  
house?

2

Ans No Sir. It was not. I  
smelled oil.

Ques Did you go  
to this house then?

Ans No Sir, I went  
down stairs and got my child,  
it took me half an hour,  
I did not discover the fire.

Ques When you got down  
who did you first see?

Ans My little Boy.  
Ques Did you meet William  
Bowman?

Ans I sent for him.  
Ques Did he come then?

Ans He came  
directly.

Ques Did you go with him  
anywhere?

Ans I did not go with  
him, I was there, when he  
came, I saw him go in  
the house, I met him as  
he was coming in.

Ques Did you  
see him go in where the  
fire was?

Ans I saw him break  
the door; the Hall door; the  
door was propped up with  
a stick

2



3

Ques How do you know, it was  
propped up?

Ans I heard it  
fall down and saw the  
stick afterwards. I heard  
something fall.

Ques Was it after  
the fall of this something  
that you got in the room?

Ans Yes Sir.  
Ques How long did it take to shove  
it in?

Ans It took a good many  
hard knocks. I cannot say  
whether the door was broken or  
not.

Ques Was it shoved open?

Ans I do not know,  
the smoke was so thick, I  
could not see the door, I  
saw the door after.

Ques Was the  
door broken then?

Ans I cannot  
tell, I did not examine it.

Ques How many blows  
did he give before the door  
gave away?

Ans There was my  
little boy and another, and  
Mr Bowman all knocking at  
the door before it broke in.



If

Ques Did you go in?

Ans Yes Sir.

Ques When you got in did you see any stick?

Ans I saw the stick lying there.

Ques You will not swear that it was against the door?

Ans No Sir.

Ques Will you swear there was any stick there?

Ans I will, I heard something fall. It did not sound like a weight.

Ques What time did you see these people in the morning?

Ans No Sir, I did not notice, I do not know them at all, I saw them going in and out.

Ques Do you know whether the door was locked or not?

Ans I know the door was locked.

Ques Do you know what entrance there is?

Ans The outside entrance to the store, I tried to raise the window to

5

Ques for air. How long were  
Ans you in the place altogether?

Ques The once I went  
Ans in and went out, - once.  
Ques How long did you stay  
Ans there?

Ans Over an hour; after-  
Ques wards I came out.

Ques Was the  
Ans smoke so thick then?

Ques No they broke the front door. I saw  
Ans the fire. Where?

Ans I saw a candle burning  
Ques in a place, and also a  
Ans fire in the kitchen; the  
wood was a fire.

Ques How far  
Ans from the door was that?

Ques How many doors are there.

Ans There are three  
doors leading out side  
I tried the three doors, the  
third one broke down. I  
tried the 2<sup>nd</sup> front door that  
leads into the Basement,  
I do not know that he  
occupied or used that  
part of the Basement

5-



Ques Will you tell me how many doors there are, leading into the store and dwelling?  
 Ans One into kitchen and one into the store.  
 Ques This is a hall way?  
 Ans Yes Sir.  
 Ques How many doors are there leading into the store?  
 Ans One.  
 Ques Which door was it you broke in?  
 Ans The hall door.  
 Ques How far did you go in before you saw the fire?  
 Ans Right to the kitchen.  
 Ques That is partitioned off?  
 Ans Yes Sir.  
 Ques Did Mr Downman go in?  
 Ans He came in ahead of me.  
 Ques It was then you saw the fire?  
 Ans Yes Sir, in the corner of the kitchen near the stove. There was no fire in the stove, I had my hands on it.  
 Ques How many doors are



Ans There inside the premises,  
A door leading  
into a sitting room, it is  
a double basement.

Mrs

Ans You try both of these doors?  
Yes Sir. I tried  
this one, and my boy tried  
this. I tried awful hard  
and "bunked" against it in  
every way, I tried both  
the doors. At

Mrs

Was there any  
door from the sitting room  
to the store?

Ans

He walked in,  
I do not know whether  
there is a door there or not

Given to before me } Mrs. Luke Harlacher  
This 2<sup>nd</sup> day of April 1886

Wm. B. B. Police Justice

William Downman being  
only sworn deposes and  
says that he is 38 years of  
age, a metal worker by  
trade and lives at 532  
West 39th.

Ques Do you recollect  
the time this fire took  
place?

Ans Half past 3 o'clock  
in the afternoon.

Ques Did you  
go to this door in the back  
basement?

Ans Mrs. Hanson sent  
for me and I came down.

Ques Do you know whether  
the door was locked or not  
when you went in?

Ans Of course the  
door was locked, the boy  
pushed the door open; he  
was eleven years of age.

Ques If there had been  
a large piece of wood  
against the door could the  
boy have pushed it back?

Ans I could not  
see, it was too dark. I  
do not know whether there  
was a stick against the  
door.



Q  
Mrs Can you swear whether  
the door was open or not?  
Ans Two pushes by the  
Boy, drove in the door.  
Mrs It is not true that  
you used all your force  
against the door, before it  
was broken?  
Ans No. I did not  
open the door, I gave two  
slight pushes and the door  
opened. Was Mrs Gleason  
standing by?  
Ans She was not  
there, I sent her for a  
lamp.  
Mrs And when Mr. Bow-  
man or Mrs Horlocker said  
that you broke the door with  
many strokes, that is not  
true?  
Ans I cannot say, it  
was too dark. I did not  
hear anything fall when  
the boy broke the door. I  
was in too much of a  
hurry.  
Q Did you see the  
fire when you got in?  
Ans Yes sir  
9



Ques How far from the door was it?

Ans About 20 feet.

Ques Did you see these people there (the Defendants)?

Ans Yes Sir, they were not at the fire; nobody was in. I saw them in the morning, I was in the store past seven o'clock.

Ques Did he or they tell you they were going to New Jersey?

Ans Yes Sir, the day before, she was in my room and said she was to transfer the property in New Jersey, over to her husband.

Ques Did she ask you to look after her property?

Ans No Sir.

Ques What did she say to you if anyone asked for her?

Ans She told me nothing. I know they were out at half past eight o'clock, I was on 9<sup>th</sup> at this time.

Ques Did you go back to the house after you

11.

Ans left the house?  
About 8 o'clock and  
returned before 9 o'clock.

Ques Was the door  
closed?

Ans I do not know.  
Ques You are friendly to the  
Defendants?

Ans I do not know  
them at all, they were twice  
in my room.

Ques You have no  
acquaintance with them?

Ans I am not  
interested nor acquainted  
with them. They were three  
times in my room. ~~When~~  
I am the Housekeeper. She  
was twice in my place  
with the rent.

Ques Did you ever  
know them to go to Jersey  
before?

Ans No Sir.  
Ques Did you ever know the  
store to be closed before,  
all day?

Ans No Sir.  
Ques Was this fire blazing?

Ans It was a big blazing  
fire.

Sworn to before me  
this 2nd day of April 1896

H. J. ... Police Justice



12

Kate Gleason being  
examined deposes and says  
that she is 30 years of age  
lives at 528 West 39th St  
and is a housekeeper by  
occupation, Where was she  
at the time of this fire?

Ques

When Mr Bowman came  
down?

Ans

I was in my home. I  
was not down stairs when  
Mr Bowman came  
down.

Ques

Did you see the door  
opened?

Ans

I saw the door broken  
open by Mr Bowman, and my  
boy and Mrs Hollick's boy.

Ques

Did you help to push  
in the door?

Ans

Yes Sir.

Ques

Do you mean to say that  
you were with Mr Bowman  
at the time the door went  
in?

Ans

He could not shove in  
the door, the door was forced  
in with a hatchet, I got  
the hatchet

12

13

Ques Did you go down  
stairs for a lamp?

Ans Bowman sent  
me for one when the door  
was opened.

Ques How long  
did it take to force the  
door open?

Ans A quarter of an  
hour.

Sworn to before me  
this 2<sup>nd</sup> day of April 1886

Mr. J. E. Gleason

W. H. Hinkle Police Justice



(14)

Stephens Carmack of the  
7th Precinct Police being  
only sworn deposes and  
says, that he found the  
insurance policy of the  
place on this man (the  
Defendant) (E. A.) when  
he came to the Station House  
There were other papers found  
in his possession.  
Ques Sir.  
Ares They not altogether, and  
were not the papers in  
reference to real estate; they  
were two deeds; Bond and  
Bank Book, and papers  
in reference to his character.  
Ques This Policy of  
Insurance was with the other  
papers?  
Ares Yes Sir.  
Ques What time  
did they come back to  
the house?  
Ares Twenty five minutes  
past Eleven, night time.  
Ques Did he talk to  
you in the Station House  
Ares Yes Sir.  
Ques What did  
he say?

13

Q I asked him, what time he left the house and he said 8 o'clock in the morning. I asked him if she had insurance, he said his wife attended to that.

Q Did she tell you that the insurance was transferred from 28" Street to this place?

A I do not think she did.

Q Did she tell you she had the insurance transferred when she moved?

A I do not remember.

Q Did they make any other statement to you?

A They denied any thing they were accused of in very strong language and were surprised there was a fire.

Q How soon did you take possession?

A A quarter to 6 (P.M.) o'clock I took charge.

13



(16)

Ques Do you know to what  
extent they had examined  
the many doors? by  
Ans Drawers The  
insurance Patrolman said  
he had examined the drawers  
and found 5 or 10 cents.  
I did not notice any other  
property. I only took a  
rough look. There did not  
seem to be much clothing.  
There was bed clothes and an  
empty trunk in the back  
bed room.

Ques Did you see  
any clothing hanging  
up anywhere?

Ans I did not.  
Ques Did that place look  
different from any other that  
people would leave for a  
short time?

Ans I cannot tell.  
I cannot say they took  
everything out of the place.

Sworn to before me  
this 2 day of April 1886  
Wm. Wade } Stephen Carmick  
Police Justice

114  
Jacob Frank being  
fully sworn deposed and  
says, I arrived at this  
place about 7.15 O'clock, I  
examined the house at  
once, and the contents,  
I found a very small  
stock, principally canned  
goods; in the first room  
was a sofa and looking  
glass, a Bureau and a  
few pieces of mens clothes,  
the drawers of the Bureau  
were empty. It has a

Me were empty. It has was  
 An the value, in your indignation  
 About two hundred  
 and fifty dollars, I judge,  
 from my standpoint; there  
 was food, canned goods,  
 They were not worth over  
 \$250.

Me There could have been  
bea there?

Q. You have never told any  
of these things?

Ans of these things: No Sir, but I  
know the value of my  
ordinary man. How  
many people had been in  
there, I do not know.



POOR QUALITY  
ORIGINAL

0030

18

I did examine the  
money drawer. The patrol-  
man found a few - 13  
cents in the drawer.

I sworn before me  
this 2<sup>nd</sup> day of ~~April~~ April 1886 } Jacob Frank  
M<sup>r</sup> Wade Police Justice

SP

19

Mary McBrath being  
only sworn deposes and  
says, that she is 42 years  
of age, lives at 528 Ches-  
ter St and is a housekeeper.  
Q On the day in question  
when did you leave, and  
at what time?

A About 8 o'clock  
Q Where did you go to?

A I went to the ferry, crossed the  
River, and took the train  
for Morristown New Jersey.  
I got there between ten and  
eleven o'clock. It took me  
15 minutes there; then I  
got two tickets to Dover  
New Jersey. I was there  
about half past twelve o'clock,  
from there to McKame, from  
there went to see my property  
I stayed there from two  
till 4 o'clock in the  
evening. I walked to  
"Socetaminy" about a mile;  
I left there about 4 o'clock  
night; we got to Dover  
about twenty minutes to  
8 o'clock, from there to  
Hoboken and got there

19



(20)

at half past ten o'clock  
crossed the ferry and  
went directly to 39<sup>th</sup> St, and  
got there about 11 o'clock.  
We went to the door and  
it was opened and we  
found two men and  
asked them if the place  
was broken in. They said  
no; they did not give  
us time to look around,  
but took us to the Station  
House. They charged us  
with setting fire, I said  
not. I do not know any  
thing of the fire, I had  
nothing to do with putting  
the wood there, nor oil, nor  
even a match. I know  
of no such thing being  
prepared. I know nothing  
of my own knowledge as  
to this fire. It is about 46  
miles to where I went in  
New Jersey from my store here.  
It takes 1 hour and 40  
minutes to Dover, if we  
take the way there. This  
policy is in my name,  
My first husband's name  
was Jennings. This

21

21

Insurance was placed  
on the house in 28<sup>th</sup> St.  
and transferred when we  
moved. When the Agent  
came around he said he  
would insure me for three  
dollars, he said it was  
better for me to be insured,  
that if Dick and Silford had  
a roll of paper burned they  
would get five or six  
thousand dollars. I never  
read the policy, but he  
said it was for one  
thousand dollars.

Cross Examination

Ques How long have you owned  
the property in New Jersey?  
Ans One year last  
September. I have lived  
in this place since  
Feb 15<sup>th</sup>.

Ques Who do you buy  
your kerosene oil, or did  
Ans buy it of?  
I think his  
name is Wilson. My  
husband buys the oil. I  
bought it before I was  
married.

21



22

The oil man comes to the door. I went to N. Jersey to have the name of my property changed from Jennings to McElvath, my present name. My property consists of two acres and a large house and 11 rooms. I went to the Court of Record. I was not born in New Jersey, I never lived there, I only went there for a week. My first husband was delicate and I bought the property.

Ques

Do you ever occupy this place?

Ans

No Sir.

Ques

How many times have you been there?

Ans

5 or 6 times since my husband died and twice before that. I went over to transfer the property from Jennings to McElvath. I saw the Clerk of the Court, He went to the Court House. I saw the Clerk and told him about the deeds of the property. The clerk is a man about 35 years of age, I told him I came to transfer the property

23

I had my deeds wrapped in a newspaper. I was never afraid of fire, but of thieves. The Insurance Agent said I ought to get insured. He said if Tom and Clifford would get 500 hundred dollars if they lost a roll of paper, but poor people never got insured.

Ques So you thought that if you were insured and met with a loss, you could recover?

Ans No Sir.

Ques You thought it?

Ans No Sir.

Ques Are you sure you went to my place about transferring this property?

Ans Yes Sir, I went to the Clerk's Office. I do not know what street it is. I did not take the name of it. He walked up from the Depot, the Court House is a large brick building. I think it is a brick building. There were two men in the Office, the Clerk of the Court was talking to another. He asked me what I wanted and

23



Q4

I called to my husband for  
the papers. I showed him  
what I wanted and he said  
no one could interfere with  
my property. Was he as old  
as I am, did he have a  
mustache or whiskers?  
Ans I do  
Mes not know. Were his eyes black  
or blue?  
Ans I do not know.  
Ques Did he have gray hair  
Ans I do not know.  
Ques Was he a  
stout man?  
Ans I decline to  
answer. I do not know  
for how long we were there.  
We were not over five minutes.  
Ques You had a good look  
at him?  
Ans I cannot give a  
description of him by talking  
to a man five or six minutes.  
Ques Had you ever been there  
before?  
Ans No Sir.  
Mes Where did you get the  
tickets for Morristown?

Q4

(25)

Ans At this side Hoboken, I  
went from Morristown to  
Dover. We were over there an  
hour.

Mrs You executed no Papers?  
Ans No Sir. I had them  
with me.

Mrs Did you know  
my Lawyer, or how did you  
get the title to the property?

Ans From Mr Ellis,  
he lives at "Doccerey" in Jersey.

Mrs Who searched the title?  
Ans Mr Meapen.

Mrs When you wanted to transfer  
this property, why did you  
not go to either of these?

Ans Mr Meapen  
wrote the Deeds. I went  
right over there, and to our  
property. He was there a  
while with the family. They  
pay 170 dollars a year, I  
own it, I have a Mortgage  
on the corner.

Mrs This is your  
second husband?

Ans Yes Sir.

Mrs How long have you been  
married?

Ans Since the 31<sup>st</sup> of Jan  
I was one year a widow.



26

I moved to my present residence on the 15<sup>th</sup> of Feb; I lived in 574 West 28<sup>th</sup> St I bought my Perseus of Murray, since I have been married, my husband bought it. I had not a quart of Perseus in the house; I did not sprinkle Perseus on Reading Wood.

Ques

How many times have you left the place closed up before?

Ans

Ques

Ans

Never. Who was to take care of the place?

I told the people we were to go, I took my husband with me. He left more than thirty cents in the answer. I did not make my husband close up the place. There is no stick against the door. There is a front and hall door and back door. The back door was fastened with a little clasp. I never fastened the door. I left everything to my husband.

26

(24)

Ques How many places  
have you owned in New  
York?

Ans. But one, I had 3  
The first one I sold when  
my husband died; then I  
took up the store in 28<sup>th</sup>  
St. I was always insured  
the first year, but never  
afterwards.

Ques Why did you  
insure only the first year?

Ans. I wanted to know  
whether it was a safe neigh-  
-borhood or not. I insured  
my life. Re-Arrival

Ques When you were insured, you  
were led to believe that if a  
fire occurred, and you  
lost twenty dollars, you  
would get twenty dollars?

Ans. Yes Sir, I cannot  
read nor write. I took  
no clothing with me when  
I went to New Jersey. I came  
home expecting to lay down.

Shown to before me } Mary H. Smith  
this 2<sup>nd</sup> day of April 1886 } mark  
Wm. H. H. Police Justice  
24



John McBrath age 34 years,  
residence 578 West 39th St,  
and blacksmiths helper by  
occupation;

Ques

On the day in  
question, tell us all you  
know, and what you did?

Ans

I left a little before 8 o'clock  
in the morning; we took the  
10<sup>th</sup> av cars and got out at  
the ferry; we waited for our  
tickets. We took the car for  
Morristown. It was about  
11 o'clock when we got there,  
I inquired of a man, where  
was the Court House. He  
went to the Court House.  
A young man was stand-  
ing at the door. My wife  
asked for the clerk of the  
Court. We were shown the  
Office. It was a brick  
building. There were two  
gentlemen. I had the papers  
in my pocket. I gave them  
to my wife and she picked  
up the paper she wanted.  
She told him she wanted  
to change the name of  
Jennings to McBrath. He  
said it was not necessary.  
As all the lawyers in

5

Morristown could not take  
it from her. We went there,  
to Dover, our return tickets  
took us to Morristown, we had  
to change for McKanesville.  
We were at our own place  
for an hour. We went to  
a friends and spent the  
rest of the day there. At  
8.40 we took the train for  
Hoboken and we came in  
about 7.5 minutes to Newark  
O'clock, night. We got home  
about 11 O'clock. To my  
great surprise when we got  
home, I went down the  
steps and said to my  
wife "Good God Mary the  
place is open. This officer  
was there. Then we were  
taken to the Mayor House.

Ques

Do you know any  
thing about the fire?

Ans

No Sir, no more  
than the dead in the grave,  
I am as innocent as the babe  
unborn.

Ques

How many miles  
is it from N.Y. City to where  
you were?

Ans

46 miles



3

Ques How many miles is it  
or how long will it take  
to go there?

Ans One hour and  
twenty minutes by express to  
Dover. He took the way  
train that day.

Ques How many  
doors were there in your store?

Ans Two off the store, and  
one in my bed room, and  
there is a back door, a place  
where I had a little partition,  
I put up an old door there.  
Half the front door is glass.

(Cross Examination)  
Ques Did you leave the house  
with your wife?

Ans Yes Sir. I locked up.

Ques Did you ever have more  
than two clocks in the house?

Ans Yes Sir, she left the  
clock where she bought it, to  
be repaired.

Ques Was that the  
most expensive clock?

Ans I do not know.

Sworn to before me  
this 6<sup>th</sup> day of April 1886

~~He~~

30 } M. H. H. M.  
Police Justice

POOR QUALITY  
ORIGINAL

0043

Recd Reply of ...  
Bond & ... Peter Henry  
to my ...  
June 17/84 May + ...

District Police Court.

David Christie  
John W. Smith  
Henry Mc ...

Arson

STENOGRAPHER'S TRANSCRIPT.

April 2nd  
188

BEFORE HON.

Charles ...

Police Justice.

My ...  
Official Stenographer.



POOR QUALITY  
ORIGINAL

0044

Fire Department

157 & 159 East 67<sup>th</sup> Street.

Office of Fire Marshal

New York 25<sup>th</sup> May 1887

Hon R D Martine

Dist Atty

Dear Sir,

It seems to  
me proper under existing  
circumstances that mercy  
should be extended to  
many M<sup>c</sup>Grath under indict-  
ments for arson, for which  
crime her husband has  
already been convicted.

The ends of justice  
having been practically  
served by his conviction

POOR QUALITY  
ORIGINAL

0045

Fire Department

157 & 159 East 67<sup>th</sup> Street.

Office of Fire Marshal.

New York \_\_\_\_\_ 188\_\_

I beg to suggest that he  
be allowed to depart upon  
his own recognizance.

Have the honor to be Sir

Very Resp<sup>ly</sup> Yours,

G. F. Hendon

Fire Marshal



**POOR QUALITY  
ORIGINAL**

0046

-----X  
The People

vs.

John and Mary McGrath

Arson.  
-----X

The defendants were jointly indicted, charged with committing the crime of arson second degree, committed by setting fire, in the day time, to the premises situated at . The indictment was filed in the and on a trial before his Honor Judge Gildersleeve, both the defendants were convicted. Upon an appeal to the general Term of the Supreme Court, the verdict of conviction was set aside upon the ground that errors of law had been committed at the trial. The defendants then elected to be tried separately; and the trial of the case against the defendant John McGrath was moved before his Honor Judge Cowing, in Part 2 of the general Sessions on John McGrath was convicted and sentenced to serve a term of eight years in State prison.

From a careful examination of all the testimony brought out upon both the trials it appears that John McGrath was the prime-mover in the crime. He was married but for about two months before its commission to the defendant Mary, a woman advanced in years, and, who, up to that time, bore an excellent character. It further appeared that upon the morning when the incendiary scheme was

**POOR QUALITY  
ORIGINAL**

0047

set in operation, that the defendant John McGrath, after he and Mary had left the premises, returned alone upon some excuse, for a short time, and there is a probability that it was when he was alone in the premises that the incendiary act was perpetrated.

In view of the good character of Mary McGrath and the fact that she has spent over fifteen months as a prisoner in the Tombs, and the further fact that whether guilty or innocent, it appears that she was under the complete control of her husband, and was a passive instrument in his hand,

I am of opinion that the ends of justice would not be served by further pressing the case against her, and I recommend, after consultation with Fire Marshal Sheldon, whose zeal and activity in this case cannot be too highly commended, that she be discharged upon her own recognizance.

*Randolph B. Martinez*  
*Dist. Atty.*



POOR QUALITY  
ORIGINAL

0048

THE PEOPLE OF THE STATE OF  
NEW YORK,

against

*John and Mary McGraw*

*(vs. etc.)*

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,  
NEW YORK CITY.

**POOR QUALITY  
ORIGINAL**

0049





**POOR QUALITY  
ORIGINAL**

0050



**POOR QUALITY  
ORIGINAL**

0051



CARDINAL McCLOSKEY.



POOR QUALITY  
ORIGINAL

0052

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Mc Grath, and  
Mary Mc Grath

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

John Mc Grath and Mary Mc Grath  
of the CRIME OF Arson in the second degree, -

committed as follows:

The said John Mc Grath,

late of the Twenty-fifth Ward of the City of New York, in the County  
of New York aforesaid, and the said Mary Mc  
Grath, late of the same place, -

on the twenty fifth day of March, - in the year of our Lord  
one thousand eight hundred and eighty nine, - at the Ward, City and  
County aforesaid, with force and arms, in the day time of the said day, a certain  
dwellg. house Edward Gleason  
then and there situate, there being then and there within the said dwellg.  
house some human being, -

feloniously, wilfully and maliciously, did set on fire and burn, against the form of the  
Statute in such case made and provided, and against the peace of the People of the  
State of New York and their dignity.

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

John Mc Grath and Mary Mc Grath  
of the CRIME OF Arson in the second degree, -

committed as follows:

The said John Mc Grath and Mary Mc Grath,

afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County  
aforesaid, with force and arms, in the day - time of the said day, a certain  
dwellg. house of one John Mc Grath,  
then and there situate, there being then and there within the said dwellg.  
house some human being, to wit: one

feloniously, wilfully, and maliciously did set on fire and burn, 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. Randolph B. Mathie,

DAVID G. HOLLIS, District Attorney.

0053

**BOX:**

216

**FOLDER:**

2133

**DESCRIPTION:**

McKeon, Bernard

**DATE:**

04/12/86



2133



0054

BOX:

216

FOLDER:

2133

DESCRIPTION:

McKeon, Bernard

DATE:

04/12/86



2133

Witnesses:

Maria Pover

Chas. Garrison M.D.

Frank J. Constance - Officer

No. 57.

W. H. K.

Counsel,

Filed, 12<sup>th</sup> day of April, 1886

Pleads, *Charging* (13)

THE PEOPLE

vs. *R*

R.A.P.E. (Sections 278 and 218, Penal Code.)

Bernard McKeon

H.D.

RANDOLPH B. MARTINE,

District Attorney.

Filed April 19/86

Pleads Asst. Sdy.

A True Bill.

*Wm. H. Brown*

Foreman

See Case year.

0055



POOR QUALITY  
ORIGINAL

0056

EXECUTION AGAINST THE PROPERTY.

The People of the State of New York,

To any Marshal of the City of New York, GREETING :

Whereas, judgment was rendered on the 23<sup>d</sup>, day of September one thousand eight hundred and eighty five by FREDERICK G. GEDNEY, Esquire, the Justice of the District Court in the City of New York, for the Eighth Judicial District, in an action in said Court, between

Mary Jennings, a domestic help  
John Jennings

Plaintiff

and

William Jennings  
in favor of the said Plaintiff against the said Defendant  
for the sum of Ten dollars costs

Defendant

And Whereas, the sum of \$10 00/100  
is now actually due thereon:

Therefore, we Command you, that you collect the amount due on said judgment out of the personal property of the said judgment Debtor, and pay the same to the said Plaintiff, and return this execution, within twenty days after its receipt by you, to the said District Court, with a certificate thereon indorsed, stating the manner in which you have executed the same.

Witness, FREDERICK G. GEDNEY, Esquire, Justice of said Court, at the City of New York,  
the 24<sup>th</sup>, day of September one thousand eight hundred and eighty five.

Carroll McChesney  
Clerk.

POOR QUALITY  
ORIGINAL

0057

VOL. 19      Fol. 247  
DISTRICT COURT,  
EIGHTH JUDICIAL DISTRICT

*Jennings*

against

*Jennings*

EXECUTION AGAINST THE PROPERTY.

Damages, - - - - - \$

Costs, - - - - -

Allowance, - - - - - 10.00

\$ 10.00

Poundage, - - - - -

Total, - - - - - \$

*Sept. 20th. 1885*  
*Rec'd Payment of*  
*the within Execution.*  
*J. W. Leman & Co. Cash*  
*at for Deft.*



POOR QUALITY  
ORIGINAL

0058

District Attorney's Office.

*Part 2*

PEOPLE

vs.

*Matthew Fagan*  
*et al*

*May 17*

*Issued*

*Bail & Counsel*

*May 13*

POOR QUALITY  
ORIGINAL

0059

Form 116.

Western Union Tele

Pay no Charges to Messenger unless written i

No.

7 P

A. H. Parker

Charges

Rd 32 Chambers  
Dist Atty's Off



**POOR QUALITY  
ORIGINAL**

0060

Court of General Sessions,  
CLERK'S OFFICE.

THE PEOPLE  
*vs.*

*John & Mary H. G. H. H.*

*I desire to examine*

*the* .....

*in the above-entitled action.*

Name *James Riley*

Address *303 Montfaucon St*

*J. C. L.*

*Please ask for this Slip when you return  
the above papers.*

**POOR QUALITY  
ORIGINAL**

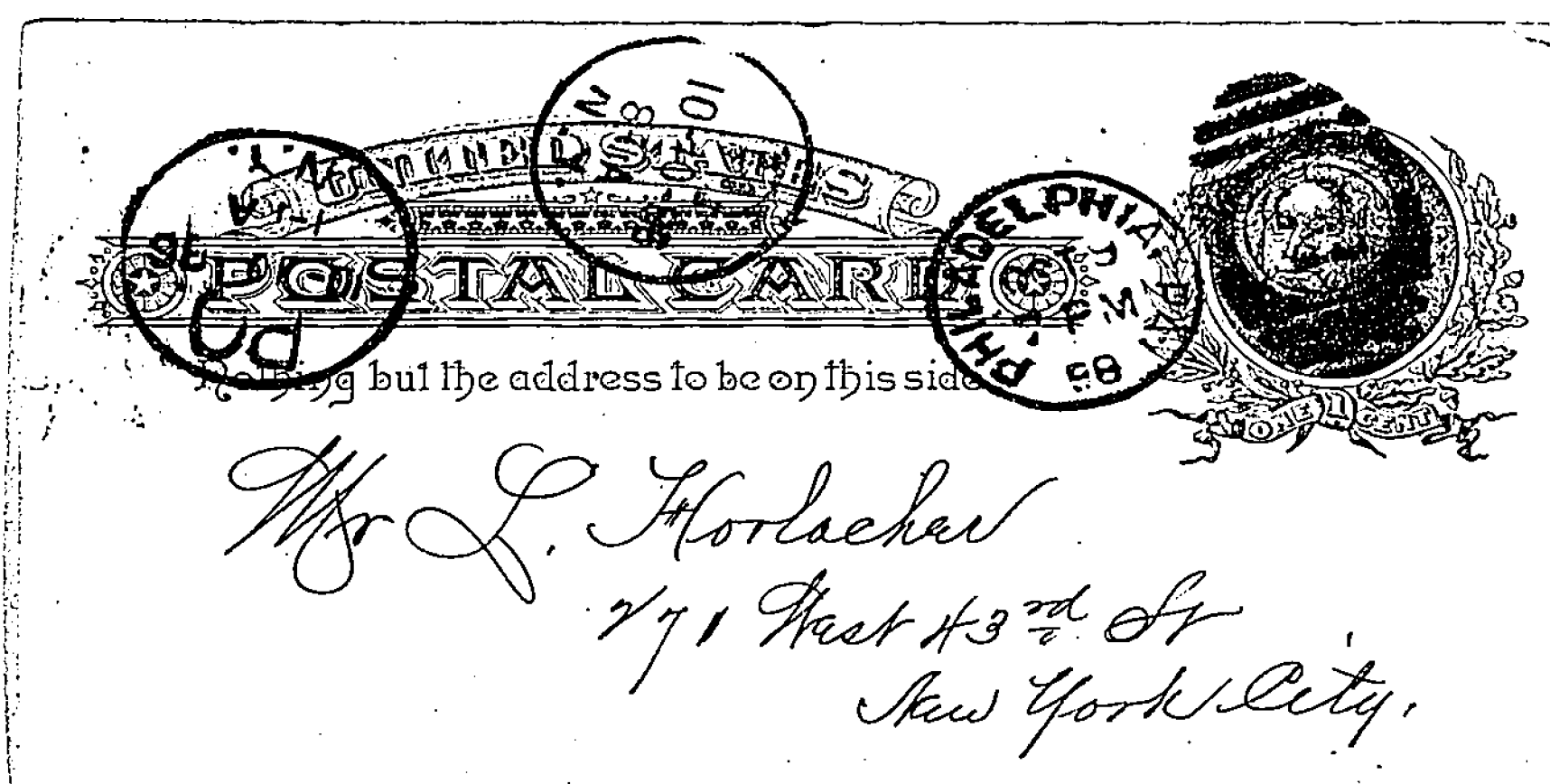
0061

INDICTMENT.....1.....  
COMPLAINT.....1.....  
CHECK.....  
DEMURRER.....  
MOTIONS.....  
ORDERS.....✓.....  
LETTERS.....1.....  
SUNDRY.....



**POOR QUALITY  
ORIGINAL**

0062



POOR QUALITY  
ORIGINAL

0063

Phila 10/9/86  
letter will reach him  
in an hour. *Yours*  
Oscar Engert  
1215 / 1215  
John H. Spooner



POOR QUALITY  
ORIGINAL

0064

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

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

THOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	REC'D BY	CHECK
7 P	ES	a	14 pd

Received at 10:50 AM Mar 6 188

Dated Phila Pa

To A D Parker Dist atty of  
32 Chambers St

Will leave on evening boat  
train with the way will see  
you this afternoon  
J A Frank

Re General Sessions

The People }  
Samuel L. Pound } Assessor

Please to take notice that  
we shall move before Hon  
Henry A. Gildersleeve Judge of the  
General Sessions holding Part  
I on Tuesday June 15, 1886 at  
11 o'clock in the forenoon for the  
discharge of the recognizance in  
the above criminal proceeding  
and for such further & other relief  
in the premises as to the Court  
shall seem just & proper

Dated June 14, 1886.

Yours &  
Hosea Sturges  
Counsel for Defs

To Randolph B. Martin  
District Attorney



POOR QUALITY  
ORIGINAL

0066

My General Loeiro  
The People

Samuel B. Ford

Police

Grace Deem

Amund for depth

87089 Center

my cat

The service here's

very admitts

June 14/86

Wm. L. Loeiro

Chaplain



POOR QUALITY  
ORIGINAL

0067

CERTIFICATE OF MARRIAGE.

CHURCH OF THE HOLY CROSS,

WEST 42d STREET.

New York, Jan 31<sup>st</sup> 1886

This is to certify that John Mc Gath and  
Mary Jennings were married at this Church, by  
the Rev. W. F. Brady on the 31<sup>st</sup> day of Jan 1886  
according to the rite of the E. C. Church, the witnesses being  
John Cannon and Mary Hackett as appears from  
the Marriage Registry of the Church of the Holy Cross.

Rev. Chas M. Coady Pastor.

Court of General Sessions of  
the Peace, held in and for  
the City and County of New York

The People vs

<sup>P.</sup>  
John McGrath and  
Mary McGrath

I, Henry A. Gildersleepe, Judge  
of the Court of General Sessions  
of the Peace, held in and for  
the City and County of New York,  
and before whom the defend-  
ants abovesaid were tried, do  
hereby certify that in my opinion  
there is reasonable doubt wheth-  
er the conviction of said defend-  
ants will stand.  
Dated July 1886..

Judge Court of ~~General~~  
Sessions.

POOR QUALITY  
ORIGINAL

0069

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

.....being duly  
sworn, says that he resides at No. ....Street, in the City of  
New York; that he is .....years of age; that on the .....day of .....  
18....., at Number .....in the City of New  
York, he served the within .....on .....  
the .....by leaving a copy thereof with .....

Sworn to before me, this  
day of

18

N. D. Supreme Court.

The People

Plaintiff,

against

John McBrath &

Mary McBrath  
Defendant.

Certificates

HOWE & HUMMEL,

Attorneys for

Deft.

87 & 89 CENTRE ST., New York City.

Due and timely service of cop of the within  
this day of hereby admitted  
18

Attorney.

To Motion for new  
trial denied.

July 12, 1886.  
G. D. H.



POOR QUALITY  
ORIGINAL

0070

Assuming the candle submitted  
was a whole candle, when lighted  
in the position in which it was  
found - the time required for its  
combustion in a closed room,  
would be of course 1.5 minutes.  
If burned in a room where the  
air circulated - the time  
would be 6 hours and 30 minutes.  
This was determined by actual  
test - to wit, burning a weighed amount  
of the candle in a given time. Dr. Holt



**POOR QUALITY  
ORIGINAL**

0071

By experiment I have determined  
1<sup>st</sup> that, the Candle submitted, be  
in a open room would be  
2<sup>nd</sup> of the

POOR QUALITY  
ORIGINAL

0072

District Attorney's Office.

~~People~~

PEOPLE

vs.

Mary McNaught  
vs.

Let left  
Mary McNaught  
be discharged  
upon her own  
recognizance

May 27/87 R.B.H.  
John Parker



POOR QUALITY  
ORIGINAL

0073

POLICE COURT—SECOND DISTRICT.

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

David Smadie age 59. ~~Defendant~~ *Builder*  
of 413 West 57<sup>th</sup> Street, being duly sworn, deposes  
and says, that on the 25 day of March 1886  
at the City of New York, in the County of New York,

John McGrath and Mary McGrath (Both now here)  
deposed, while in possession of and occupying as a  
grocery store and living apartment, the front  
half of the basement of the five story tenement-  
dwelling house known and designated as No  
528 West 59<sup>th</sup> Street in the City of New York,  
unlawfully, willfully and maliciously set fire  
to the same, in which house at the time to the knowledge  
of said John McGrath and Mary McGrath, there  
was a number of human beings, with intent to  
destroy the stock, fixtures and furniture of the front  
basement which was occupied by the defendants,  
as deponent is informed and for the following reasons  
verily believes -

That deponent has been informed by Anna Horbacher  
of No 530 West 59<sup>th</sup> Street; that about the hour of  
8 PM on the above date her attention was directed to  
smoke issuing from the window of the above described  
basement that she thereupon gave an alarm and  
in company with Kate Kassar, William Bowman  
and James Kelly, entered the above described basement  
after an entrance had been forced by burning open  
the back door, which was barred and fastened by  
means of a jolt, one end of which was fastened to  
the floor, and the other end to said door by nails  
driven in each; that on entering said apartment  
she saw in a room apparently used as a kitchen, and  
which was separated from the hallway by a wooden

partition, a bundle of kindling wood burning and  
partly burned, and the wooden partition which  
separated the said kitchen from the hallway, and the  
jam of the door leading from the kitchen, and the  
floor of the hallway between the said kitchen and  
a door which entered the stage from said hallway  
also on fire and burning. That on the outside of said  
partition was standing a barrel of small kindling  
wood, which ~~wood~~ was saturated with kerosene oil  
and standing in close proximity to said barrel, was  
a milk can with a quantity of kerosene oil, and  
on entering a sitting room which was directly in  
the rear of the said grocery store, she there saw a  
bundle of kindling wood with a lighted candle  
burning therein, and a paper bag saturated with  
kerosene oil partly under & touching said bundle of  
wood, and contiguous to a sofa which was pulled  
out from the wall. That she examined the windows of  
the said apartments, and found that the same were fastened  
down with nails in such a manner as to prevent ingress.  
That defendant is further informed by William H. Brown  
of No 552 West 39th St, that the said Henry M. Grath  
told him on the night previous to the discovery of the  
above described fire that she and her husband would be  
about from their apartments until 11 o'clock of that day  
night, and that he saw them both in the morning of that day. That  
defendant still further says, that he has been informed  
by Officer Stephen Carmichael of the 20th Precinct who that  
he searched the said Henry M. Grath after his arrest, and  
found upon his person papers, deeds and an insurance  
policy of the Niagara Insurance Company on the stock  
fixtures and furniture of the above described apartments for  
the sum of \$1000 - & that the defendants had admitted to him that through  
defendants left the premises off & A. A. of said date  
from to before me this

David Christie

27 day of March 1879

any Justice

John Justice

Committee for Ex. & P. W.  
Mar 27



POOR QUALITY  
ORIGINAL

0075

District Attorney's Office.

PEOPLE

vs.

John & Oliver all 2 brothers

Prison

May 3/17 P. 2 to the day

4 am. 1st day of trial  
to 2 am. 2nd day of trial  
1st 13 minutes of trial  
... (illegible) ...  
... (illegible) ...  
... (illegible) ...  
... (illegible) ...  
... (illegible) ...  
... (illegible) ...

POOR QUALITY  
ORIGINAL

0075

District Attorney's Office.

*Part Two*

PEOPLE

vs.

*John & Mary M. Smith*  
*Felony & Misdemeanor*

*In July 28/87, Ph  
J. Get order  
returning at Gen.  
Term.*



POOR QUALITY  
ORIGINAL

0077

Fire Department

157 & 159 East 67<sup>th</sup> Street.

Office of Fire Marshal.

New York 12<sup>th</sup> May 1887

Dear Sir,

Mr Frank has  
advised me by telegraph  
that the boy Spooner will  
return from Phil<sup>a</sup> with  
him this evening.

Very Truly Yours

G. H. Sheldon

Fire Marshal

W. R. Parker  
Chf. Clerk

**POOR QUALITY  
ORIGINAL**

0078

People

old chath.

green;



POOR QUALITY  
ORIGINAL

0079

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 24 years, occupation Wagon Driver of No.

530 West 89th Street, being duly sworn deposés and

says, that he has heard read the foregoing affidavit of David Christie

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

Sworn to before me, this

day of

27 March 1888 Wm Lulu Hartacker

Wm Omer

Police Justice.

POOR QUALITY  
ORIGINAL

0000

District Attorney's Office.

*Part One*

PEOPLE

*John McGrath*  
*June 14<sup>th</sup>*

*All issued*  
*June 7*  
*Counsel Not. pers*

*See List of*  
*Witnesses*  
*Pgs*



**POOR QUALITY  
ORIGINAL**

00001

*District Attorney's Office  
City & County of  
New York*

New York, May 11th, 1887.

Mr. John H. Spooner,  
1215 Filbert Street,  
Philadelphia.

Sir :

Your son Edward is an important witness for the prosecution, in the case of The People against McGrath, under indictment for Arson. I request that you will permit him to come to this City with Deputy Wire Marshal Frank, the bearer hereof, in order that he may be present at the trial of the case, which is set down for Tuesday next.

I agree to see that the boy's expenses for traveling and board, and his loss of time by absence from employment during his attendance upon the trial are all compensated, and I shall see that he is safely returned to your care after the trial is concluded.

Yours respectfully,

*Wm. H. Thompson*

District Attorney.

**POOR QUALITY  
ORIGINAL**

0002

Re-a

u

John & Mary old photo

John & Mary  
old photo  
of the

POOR QUALITY  
ORIGINAL

00003

People's List 116/86

List of Article in Mr. Mc Math's premises  
528 W 39th New York

✓ 1 Reclining Matras	3-
✓ 2 Feather Pillow	5-
✓ 1 old Spring Matras 1- one Sheet .50	1.50
✓ 1 Quilt 1.50. 1 Bedstead 6.	7.50
✓ 1 Coat 1- 1 P. Pants 1-	2.00
✓ 2 P. Cuffs. 2 Collars 1. Coat 3.	3.25
✓ 1 Box 2- 1 Mirror 6	8.00
✓ 1 Rocker 1- 1 Loung 5	6.00
Not paid for ✓ 1 Sewing Machine (new Singer)	
✓ 1 M. Top Table 5 Carpet 3	8.00
✓ 4 Old Calico Skirts 1- 3 old coats 1	2.00
✓ 2 P. Blankets old 1 Hat 50	3.50
Nothing in it ✓ 1 Trunk no Contents	6.00
Empty ✓ 1 Beams 6. 2 Pots & Pan .60	6.60
✓ 2 Chair 1- 1 Tea Kettle & Saucepan 75	1.75
✓ 1 Cooking Stove 5. 8 Plates .40	5.40
✓ 3 Knife 3 forks 75. 2 Spoon 25	1.00
✓ 4 Pictures 3. 2 Clocks 5	8.00
✓ 1 Oil Clock 1.50 1 Broken Tea Pot 10	1.60
✓ 1 Table 3. 1 Bowl 20	3.20
✓ 6 Goblets .30- 1 Pitcher 15	.45
✓ 5 Sauce .15 - 5 Lamp Churny 15	30
✓ 3 Pitcher to 1 Lamp 75	1.35
Total Value Household effects	\$ 88.40



POOR QUALITY  
ORIGINAL

00004

Perplem 116/86

List of article in Mr. Mc Math's premises  
528 to 59- New York

✓ 1 Bedding Matras	3-
✓ 2 Feather Pillow	5-
✓ 1 old Spring Matras 1- one Sheet .50	1.50
✓ 1 Quilt 1.50. 1 Bedstead 6.	7.50
✓ 1 Coat 1- 1 Pr Pants 1-	2.00
✓ 2 pr Cuff. 2 Collar 1. Coat 3.	3.25
✓ 1 Box 2- 1 Mirror 6	8.00
✓ 1 Rocker 1- 1 Loung 5	6.00
Not paid for ✓ 1 Sewing Machine (New Singer)	
✓ 1 Mr. Top Table 5 Comp 3	8.00
✓ 4 Old Calico Skirts 1- 3 old truss 1	2.00
✓ 2 pr Blankets old 1 Hat .50	3.50
Nothing in it ✓ 1 Trunk no Contents	6.00
Empty ✓ 1 Beamer 6- 2 Pots Pan .50	6.60
✓ 2 Chair 1- 1 Tea Kettle "Sandwich" 75	1.75
✓ 1 Cooking Stove 5. 8 Plates .40	5.40
✓ 3 Knife 3 forks 75. 2 Spoon 25	1.00
✓ 4 Pictures 3. 2 Clocks 5	8.00
✓ 1 Oil Clock 1.50 1 Broken Tea Pot .10	1.60
✓ 1 Table 3. 1 Bowl 20	3.20
✓ 6 Goblets .30- 1 Pitcher 15	.45
✓ 5 Sauce 15- 5 Lamp Churny 15	30
✓ 3 Pitcher 15 1 Lamp 75	1.35
Total value Household effects	\$ 88.40

0085

Steve Finkbeiner

✓	1- 11 foot Counter	8.00
✓	5 foot Back fixture	15.00
✓	3 feet Show Case	8.00
✓	1 Meat Bench	6.00
✓	2 " Saws & 1 Scale 2	2.60
✓	Small Scale & Weight- 1- Measure	1.50
✓	Two Cases & Jan	10.00
		<hr/>
		\$46.10

Stock

2 <sup>1</sup> / <sub>2</sub> Bush Barley '15 - 2 bush full blue	25	40
2 <sup>1</sup> / <sub>2</sub> bag Camp Mills '50 - 7. K.O.L. sacks	85	85
2. K. O. Camp Chung '10 - 35 fat-blue	105	115
1 bag to Fresh '50 - 3 paper bins	10	15
5 <sup>1</sup> / <sub>2</sub> Butter 1.20 - 3 <sup>1</sup> / <sub>2</sub> Candie	40	1.70
Raisins '70 Currants '70		1.40
Mustard <sup>3</sup> / <sub>4</sub> for '40 - 9 Apples	5	4.80
4 bags Hatels '3 - 3 paper 30 Cakes	2.00	2.53
Store Ralsh <del>55</del> '75 - 44 Ralsh	4.40	4.15
11 bush bays blue '22 - 1 Bk Onions	15	.37
<sup>1</sup> / <sub>2</sub> barrel Potatoes 1 - <sup>1</sup> / <sub>2</sub> bush Turnips	20	1.20
7 <sup>1</sup> / <sub>2</sub> - 1/2 bag Lysan '50 - <sup>1</sup> / <sub>4</sub> B. Pen	8	.58
3 <sup>1</sup> / <sub>2</sub> Green Tea 1 - 5 <sup>1</sup> / <sub>2</sub> B. Tea	1.00	2.50
1 <sup>1</sup> / <sub>2</sub> Cloves '50 - <sup>1</sup> / <sub>2</sub> B. Calmes	2	.52
6 <sup>1</sup> / <sub>2</sub> Apples '30 1 <sup>1</sup> / <sub>2</sub> B. Apples	30	.60
2 <sup>1</sup> / <sub>2</sub> Stand '12 - 2 <sup>1</sup> / <sub>2</sub> B. Bie	12	.24
40 <sup>1</sup> / <sub>2</sub> Coalfish - 2 - 77 bags Salt	231	4.31
33 handles Wood '33 - 9 <sup>1</sup> / <sub>2</sub> - 100	70	1.03
218 small bars Soap 6.04		13.08
70 " " Druegs " 6.04		
117 Carrots Tomatoes	8.19	8.19
7 " Corn '84 - 29 pack flour	5.22	6.06
26. pack Corn '84 - 106 - 12 fat Cakes	72	2.28
26 Small box Sausages 3.12 - 15 " "	90	4.02
12 box Blending '36 - 20 fat Sausage	1-	1.36
11 fat Sausage Oil 1 - 20 Can Salmon	2.40	3.40
1 Pt. Nutmegs 1-		1.00

463.52



POOR QUALITY  
ORIGINAL

0086

# Recapitulation

Value of House Furniture	\$ 85.40	Ins	\$ 400.
" " Store Fix & Fm	46.10	"	100.
" " Stock	63.52	"	500
	<u>\$ 195.02</u>		<u>\$ 1000</u>

Correct

attest Benjamin Lewis



POOR QUALITY  
ORIGINAL

00007

No. 13.

The People of the State of New York,

TO ALL TO WHOM THESE PRESENTS SHALL COME, OR MAY CONCERN,

Send Greeting:

Know Ye, That we, having inspected the Records of our  
Surrogate's Court, in and for the County of New York, do find that  
on the 17<sup>th</sup> day of November in the year  
one thousand eight hundred and eighty four by said Court Letters of  
Administration of the goods, chattels and credits of *John*  
*Emmings* late of the City of New York,  
deceased, were granted and committed unto

*Mary J. Emmings*  
*of said City*

and that it does not appear by said Records that said letters have  
been revoked.

In Testimony Whereof, we have caused the Seal of the Surrogate's Court  
to be hereunto affixed. Witness, DANIEL G. ROLLINS,  
Surrogate of our said County, at the City of New York, the  
17<sup>th</sup> day of November in the year  
of our Lord one thousand eight hundred and eighty four

*Asburn M. Robinson*  
Clerk of the Surrogate's Court

**POOR QUALITY  
ORIGINAL**

0000

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 45 years, occupation Scholar of No.

20<sup>th</sup> Street - New York Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of David Smith

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

Sworn to before me, this

day of

March 27 1886 Stephen Carmick

My Office

Police Justice.



POOR QUALITY  
ORIGINAL

0009

The Grate has been found  
up the back door leading cellar  
as it was a public passage for  
the removal of refuse & other  
waste & coal from street to cellar  
& that was the reason I did not  
put it up a door. — Lehnstee



POOR QUALITY  
ORIGINAL

0090

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 28 years, occupation Shutab-worker of No.

582 West 39'

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

David Christie

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

Sworn to before me, this

27

day of

March

1888

William Berman

Wm Berman

Police Justice.

POOR QUALITY  
ORIGINAL

0091

At a General Term of the Supreme Court  
of the State of New York, held in and  
for the first judicial district of  
said State, at the county Court House  
in the City of New York, on the 3<sup>rd</sup> day  
of December 1886.

PRESENT:

Hon. Noah Davis C.J.  
" John E. Brady &  
" Charles Daniels J.J.

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

Against

*John* McGrath and  
*Mary* McGrath Appellants

-----X  
This cause having been heretofore on the 20<sup>th</sup> day  
of ~~October~~ 1886, brought on for argument, and after  
hearing William F. Howe Esq. of counsel for defendant and  
McKenzie Sample Esq. Assistant District Attorney of  
counsel for the respondents, and the court having deliber-  
ated thereupon, it is

ORDERED and adjudged that the judgment of conviction  
entered in the above entitled action be reversed and  
that the said defendants *John* McGrath and *Mary*  
McGrath have a new trial which is hereby ordered; and it  
is further ordered that the proceedings herein be and  
the same are hereby remitted to the Court of General  
Sessions of the Peace in and for the City and County of

New York.

*J. E. Brady*  
*Charles Daniels*  
*all*



POOR QUALITY  
ORIGINAL

0092

*N. Y. Supreme Court  
General Term*

THE PEOPLE OF THE STATE OF  
NEW YORK,

*Reports,*

*against*

*John O'Connell*

*and*

*May O'Connell*

*Ordel*

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,  
NEW YORK CITY.

POOR QUALITY  
ORIGINAL

0093

District Attorney's Office.

PEOPLE

vs.

*John McGrath and  
Mary McGrath*

*Arson.*

*Received this 8th Sept-1880  
of John Sparks Esq  
the original Warrant and  
from England & wife to  
Mary Jennings of property  
in State of New Jersey now  
belonging to said McGraths  
and policy of Insurance  
on the same in said  
State of New Jersey.*

*William D. Worr,*

*Attorney for said*

*McGraths.*



POOR QUALITY  
ORIGINAL

0094

District Attorney's Office.

PEOPLE

vs.

McGarr

vs. the

Indictment

in this case, see

Sheppard v. People, 19 N.Y. 537

Decker v. People, 22 N.Y. 158-

Mason v. People, 26 N.Y. 200

Levy v. People, 19 Hun, 383

J. A. Lindsay

POOR QUALITY  
ORIGINAL

0095

Chief Saml. Campbell -  
Robt. Kerr

Lulu Horlacher -

Wm. Bowman

Kate Gleason

Rev. W. McCormack - 20 Truck

Good Luck Rev. Marshall

5-28-14 39<sup>th</sup>

March 25/86 - 3<sup>rd</sup>



POOR QUALITY  
ORIGINAL

0096

New York May 27/87

Mr Horve & Hummel  
Dear Sir I hope you will  
see Mrs Wilson for this  
Paul Callaghan as I have  
had a great deal of faith  
in you both and am sure you  
will not leave her destitute when  
she does get out I would  
like to see her have a nice  
home for her and trust you  
will see to it. I am going away  
in the morning and it breaks  
my heart to think of going away  
with a thing I know nothing

POOR QUALITY  
ORIGINAL

0097

The People  
of  
John M. Guth  
Arson

We were from your  
office  
John M. Guth  
Arson



POOR QUALITY  
ORIGINAL

0098

Katie Moss Gustafson's family  
not home. Thiel's family not  
home. Henry & Susan's family  
not home.  
Elder Gleason Thomas & Gleason  
State the absent families. Gleason  
& children.

Mr. Kate Gleason housekeeper  
living on 1<sup>st</sup> floor  
was in house at time of  
fire on 3<sup>rd</sup> floor showing heavy  
Pete Gleason <sup>Son of Kate</sup> - 11 yrs old in  
house. 1<sup>st</sup> floor -

~~Letter~~ Elder Gleason  
husband of Kate  
not at home -

POOR QUALITY  
ORIGINAL

0099

Isaac D. Grimes  
5th Floor Mary Dilsie Ellen  
Miss Catharine Dilsie.

5th Floor

Henry Lind Mary Dilsie  
Henry Dilsie Mary Dilsie  
Thomas Dilsie.

5th Floor

Frank Dilsie Ellen Dilsie  
Jimmy Dilsie Francis Dilsie  
John Dilsie.

4th Floor

Thomas Carroll Magie  
Maggie's daughter  
not home Johnson's family  
not home Dilsie's family not home

3rd Floor

David Dilsie Mrs Dilsie not  
home Sarah Dilsie Mrs Dilsie

POOR QUALITY  
ORIGINAL

0 100

DISTRICT ATTORNEY'S OFFICE

New York, ..... 188

Edward Spooner  
413. West 57<sup>th</sup> St  
% Mrs Horlocker

Peter. Abrason  
525 West 39<sup>th</sup> St

Chief Samuel Campbell  
4<sup>th</sup> Batt. (Engine House  
Canal St. Cor Allen  
or Headquarters)

Please subpoena above in the  
Mc Brath Arson Case

obblige  
Asst. Fire Marshal

Frank



POOR QUALITY  
ORIGINAL

0101

JAMES M. BRADY,  
COUNSELLOR AT LAW,  
280 BROADWAY,  
STEWART BUILDING.

NEW YORK,

April 23 1886

People }  
or } Arson  
McGrath }  
and ones }

Dear Sir

This will be handed  
to you by my clerk Mr. M.  
Laughlin to whom I wish  
you would give an order  
permitting Mrs. McGrath to  
go in custody of an officer  
with Mr. M. to her late residence as she  
is about to be dispossessed  
and wishes to make some  
safe disposition of her property.  
It is also absolutely necessary  
that we should inspect the  
premises in order to prepare  
a defense. I would also beg  
that you give him an order  
on Officer Carmack of Capt. Wash-  
burne's command for Mrs. Mc-  
Grath's bank book as without  
it my chance of a fee is more

**POOR QUALITY  
ORIGINAL**

0102

than misty. after making use  
of it in this landable way  
I will if you so desire  
at once return it -

Sincerely yours

James M. Brady

Hon R. B. Martine

**POOR QUALITY  
ORIGINAL**

0103

Miss Lizzie Bryan

528 N 28 St



POOR QUALITY  
ORIGINAL

0 104

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

*I am not guilty. I have no knowledge of the fire or how it originated in the place. The first that I knew of the fire was when I returned with my wife from New Jersey.*

*John M. Gratto*  
his  
mark

Taken before me this

day of *March* 188*6*

Police Justice.

POOR QUALITY  
ORIGINAL

0105

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

*Mary M. Grath* 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

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question What is your business or profession?

Answer

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

Answer.

*I am not guilty. I went with my husband on the morning of the 25<sup>th</sup> of March 1886 to Manhattan N.Y. for the purpose of having some property transferred and I left the house at a little before 8 o'clock. My husband returned to the store for a moment. He then came out and locked the door. He took the train from Hoboken, went to Manhattan and returned about 11 P.M. when I was informed that a fire had occurred in my apartment. I have no knowledge of how the fire was started nor was it by my connivance or procurement.*

*Mary M. Grath*  
her  
ma

Taken before me this

day of

1886

Police Justice.



POOR QUALITY  
ORIGINAL

0 105

The Grand  
Magistrate here

in my absence  
I have authorized  
to be sworn in with the  
determination to  
because of the  
absence of the  
BAILED, pursuant to  
subpoena

No. 1, by  
Residence  
Street

No. 2, by  
Residence  
Street

No. 3, by  
Residence  
Street

No. 4, by  
Residence  
Street

No. 5, by  
Residence  
Street

No. 6, by  
Residence  
Street

No. 7, by  
Residence  
Street

No. 8, by  
Residence  
Street

Police Court - 1 District.

THE PEOPLE & Co.,  
ON THE COMPLAINT OF

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

1. John W. H. H. H.  
2. John W. H. H. H.  
3. John W. H. H. H.  
4. John W. H. H. H.

It appearing 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

John W. H. H. H. and John W. H. H. H.

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifty 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 27 1886

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 1886

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order he to be discharged.

Dated 1886



POOR QUALITY  
ORIGINAL

0107

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

POLICE COURT, 1 - DISTRICT.

Fredrick Courtlander

of the 4th Precinct Police ~~Street~~, being duly sworn, deposes and says,

that ~~on the~~ day of ~~1886~~

~~at the City of New York, in the County of New York,~~ Maria Powers the

within married Complainant is a necessary and material against. Bernard McKen charged with a felony. That said Maria is a non resident and deponent asks that she give surety for her appearance to testify

Fred. J. Courtlander

Sworn to before me, this

of

April

1886

day

Samuel C. McNeill Police Justice.

POOR QUALITY  
ORIGINAL

0 1 0 8

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

POLICE COURT, / DISTRICT.

Maria Powers aged 30 years  
Jersey City  
of No. 201 East Third Street, being duly sworn, deposes and says,  
that on the 8 day of April 188 6

at the City of New York, in the County of New York, at the hour of 2 P.M.

✓ on said date deponent was walking along  
James Street in said City when Bernard  
McKeon (now here) and four others whose  
names are unknown came up to her.

✓ That said McKeon caught hold  
of deponent by the arm and throat and  
at said time saying to her if she  
hollered he would choke her dead  
and pushed her to in an alley way  
in said street and knocked her  
down and raised her clothes and got  
on top of her and unbuttoned his  
pantalons and took out his penis  
and placed the same in her private  
parts and had carnal intercourse. Deponent  
✓ says that when said McKeon was through  
with her, he held her down by placing  
his hand on her throat and mouth  
until one of said unknown persons  
✓ got on top of her and had carnal intercourse  
and said three other unknown persons  
acted in like manner and five  
persons in all having assaulted  
✓ her as aforesaid. Deponent says that she  
screamed when McKeon assaulted her  
and resisted all she could to prevent  
him from committing said act and  
that thereafter she was freed from the  
Exhibition and was powerless to resist

POOR QUALITY  
ORIGINAL

0109

Wherefore deponent charges said Bernard  
McKeon (now here) and said other unknown  
persons with violently making an  
assault upon her body ~~and~~ and  
against her will did then and there  
ravish and carnally know

Maria Powers

Sworn to before me

This 8<sup>th</sup> day of April 1886

Samuel C. Reilly Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, & C.,

ON THE COMPLAINT OF

vs.

Dated

188

Magistrate.

Officer.

Witness,

Disposition



**POOR QUALITY  
ORIGINAL**

0 1 10

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Bernard McKeen 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

Bernard McKeen

Question. How old are you?

Answer

19 years

Question. Where were you born?

Answer.

New York

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

Answer.

311 Water St 3 mos

Question. What is your business or profession?

Answer

News Dealer

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 Bernard McKeen

Taken before me this

day of

August

1886

Samuel McKeen Police Justice.

POOR QUALITY  
ORIGINAL

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court / 402 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Marion Jones

vs.

Bernard McKeen

Offence Rape

Dated

April 8 1886

1886

Daniel O'Reilly

Magistrate.

Southwarden

Officer.

4 Precinct.

Complainant committed

to the House of Detention

in amount of \$100 to appear

No. C. M. Jones Street.

Charles H. Hooper

No. Street.

\$2500 to answer

Benjamin

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 250 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 8 1886 Daniel O'Reilly Police Justice.

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

Dated 1886 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 1886 Police Justice.

**POOR QUALITY  
ORIGINAL**

0112

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Demand McLean*

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

*Demand McLean*

of the CRIME OF RAPE, committed as follows:

The said *Demand McLean*

late of the City of New York, in the County of New York aforesaid, on the  
*eight* day of *April*, in the year of our Lord one thousand  
eight hundred and eighty-*six* —, at the City and County aforesaid,  
with force and arms, in and upon one *Maria Powers*,  
then and there being, willfully and feloniously did make an assault, and her the said  
*Maria Powers*, then and there, by force and with  
violence to her the said *Maria Powers*, against her  
will and without her consent, did willfully and feloniously ravish and carnally know,  
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

*Demand McLean*

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

The said *Demand McLean*

late of the City and County aforesaid, afterwards, to wit, on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon her  
the said *Maria Powers*, willfully and feloniously did  
make an assault, with intent her the said *Maria Powers*,  
against her will, and without her consent, by force and violence, to then and there  
willfully and feloniously ravish and carnally know, 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.

**RANDOLPH B. MARTINE,**

District Attorney.



0113

**BOX:**

216

**FOLDER:**

2133

**DESCRIPTION:**

McLoughlin, Kate

**DATE:**

04/06/86



2133

POOR QUALITY  
ORIGINAL

0114

No. 8-

Witnesses:

Carrin Lammert  
W C Thompson - Officer  
Compt. Press Sept  
has lived with  
her as a domestic  
for 15 years  
during which  
time she has  
been honest.  
She always  
kept. I say he was  
improperly received

11

Counsel,

Filed

1886

Pleas

THE PEOPLE

vs.

Mate McLoughlin

Grand Larceny, 2nd degree  
[Sections 528, 531 Penal Code]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

W. H. Brown

Foreman.

Geo. C. Dyer  
Juryman



POOR QUALITY  
ORIGINAL

0115

Police Court—5 District.

Affidavit—Larceny.

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

Garrie Tannenbaum  
of No. 446 East 121<sup>st</sup> Street, aged 37 years,  
occupation Housekeeper being duly sworn  
deposes and says, that on, the 20 day of March, 1886 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 of the  
United States Consisting of  
One Fifty dollar bill and  
of the value of Fifty dollars  
(50.00/100)

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 Kate M. Loughlin (nowhere)  
from the fact that the said property  
was in a closet in the parlor in  
the rear of the first floor of the  
above named premises, and the  
deponent missed the aforesaid property  
on or about the above date. Deponent  
saw defendant drop a key from  
her pocket on the evening of April  
1<sup>st</sup> 1886 and deponent picked  
said key up and has since  
tried and found said key fitted  
said closet. Defendant has  
since admitted to deponent that  
she took the said property and

Sworn to before me, this

188

day

Police Justice



POOR QUALITY  
ORIGINAL

0116

gave it to, Mary Bailey of No 457  
East 121<sup>st</sup> street said City. Dependent  
is further informed by the said Mary  
Bailey that on March 29<sup>th</sup> 1886 said  
defendant came to her house and  
stated that she had been paid some  
back wages and showed the said  
Mary Bailey a fifty dollar bill and  
loaned the said Mary Bailey  
ten dollars out of the said fifty dollars.

Dependent is further informed by  
Officer Bernard C. Thompson of the  
12<sup>th</sup> Precinct that the said defendant  
admitted to him in the presence of  
Maris S. Tannenbaum Dependent's husband  
that she took the said property.

Wherefore Dependent Charges the said  
Kate McLoughlin with feloniously  
taking, stealing and carrying away the  
aforesaid property.

Sworn to before me this 29<sup>th</sup> day of May 1886  
Carrie Tannenbaum

Dated 1886 Police Justice

guilty of the offence within mentioned, I order he to be discharged.

There being no sufficient cause to believe the within named

Dated 1886 Police Justice

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 1886 Police Justice

of the City of New York, until he give such bail.

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—LARCENY.

1  
2  
3  
4

Dated

1886

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer

Sessions.

POOR QUALITY  
ORIGINAL

0117

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 39 years, occupation Jeweller of No. 446 East 121 Street, being duly sworn deposes and

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

Sworn to before me, this 28 day of April 1886 } Morris S. Tannenbaum

J. Humphord  
Police Justice.

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 38 years, occupation Police Officer of No. the 172 Precinct Street, being duly sworn deposes and

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

Sworn to before me, this 2 day of April 1886 } Bernard C. Thompson

J. Humphord  
Police Justice.



POOR QUALITY  
ORIGINAL

0118

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 26 years, occupation

Mary Bailey  
Housekeeper of No.

457 East 121

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Carrie Tannenbaum

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

Sworn to before me this

2

day of

April 1888

Mary Bailey

J. Henry Ford

Police Justice.



POOR QUALITY  
ORIGINAL

0119

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

*Kate M. Laughlin* 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

*Kate M. Laughlin*

Question. How old are you?

Answer

*25 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*446 East 121<sup>st</sup> St about 11 months*

Question. What is your business or profession?

Answer.

*Domestic*

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*

*Kate M. Laughlin*  
*mark*

Taken before me this

day of *April* 188*8*

*J. M. Murphy*

Police Justice.

POOR QUALITY  
ORIGINAL

0120

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Carrie Jackson Brown*

*446 East 121st*

*John M. Loughlin*

Offence

*Grand Larceny*

Dated *April 20* 188*6*

*J. Henry Smith* Magistrate

*Thompson* Officer.

*121st* Precinct.

Witnesses *Mary Bailey*

No. *45rd E. 121st* Street.

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

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

\$ *500* to answer *Y. G.*

*Carrie*

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 \_\_\_\_\_

*Kato M. Loughlin*

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 20* 188*6* *J. Henry Smith* 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.

POOR QUALITY  
ORIGINAL

0121

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*State vs. Sanzolin*

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

*- State vs. Sanzolin -*

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

The said

*State vs. Sanzolin,*

late of the First Ward of the City of New York, in the County of New York aforesaid on the *thirtieth* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*six* -, at the Ward, City and County aforesaid, with force and arms,

*one* Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as *United States Treasury Notes*, of the denomination of *fifty* dollars, and of the value of *fifty* dollars,

*and one* Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as *Bank Note*, of the denomination of *fifty* dollars, and of the value of *fifty* dollars,

of the goods, chattels and personal property of one

*Ramirez Samandram,*

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.

*Ramirez Samandram,*  
*Attorney*



0 122

**BOX:**

216

**FOLDER:**

2133

**DESCRIPTION:**

McMullen, Charles J.

**DATE:**

04/12/86



2133

POOR QUALITY  
ORIGINAL

0123

Witnesses:

Barbara Henry  
Capt. Thos. Kellula

Upon the statements  
of Capt. Kellula that  
the complaint herein  
was returned to Henry  
and cannot be produced  
I conclude that a finding  
be discharged upon his  
own recognizance

*[Signature]*  
And so it is

Counsel,

Filed *[Signature]* 1886

Pleads *[Signature]*

THE PEOPLE

vs.

*[Signature]*  
Charles J. McMillen

[Section 552, 553, 554, Penal Code]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*[Signature]*  
Mr. Brown  
Mr. June 14/86 Foreman  
Left all on her  
own recognizance  
described



Police Court, 4<sup>th</sup> District.

City and County } ss.  
of New York,

of No. 513 West 45<sup>th</sup> Street, aged 44 years,  
occupation Married woman being duly sworn deposes and says,  
that on the 7<sup>th</sup> day of March 1888 at the City of New  
York, in the County of New York, ~~she~~ Charles J. McMullen

did wilfully, ~~and~~ and  
unlawfully, and against the  
will of deponent ~~deponent~~, deprive  
and receive from deponent the  
sum of Three dollars from the  
following facts and circumstances  
to wit: that upon said date said  
McMullen entered deponent's premises  
and stated to deponent that he  
McMullen had been sent to  
deponent by Captain Thomas Kilbuck  
of the 22<sup>nd</sup> Precinct to obtain the  
sum of Ten dollars as hush money;  
and that he (McMullen) threatened  
that if deponent did not give him  
(McMullen) said sum of money  
he McMullen would arrest deponent  
for a violation of the Excise Law  
deponent at the time keeping a  
Saloon in said premises, and  
deponent believing said McMullen  
to be an Officer and that he had  
been sent from said Captain Kilbuck  
and believing she would be  
arrested and that influenced by  
such fear of arrest gave up  
the possession of said McMullen  
the said sum of Three dollars  
and that he McMullen then departed  
with said money.

Subscribed and sworn to before me this

20 day of March 1888  
Charles J. McMullen

Police Justice



POOR QUALITY  
ORIGINAL

0 125

Sec. 198—200.

CITY AND COUNTY { ss  
OF NEW YORK,

4 District Pol

*Thomas J Mc Mullen* being duly examined,  
signed, according to law, on the annexed charge: and being informed that it is  
make a statement in relation to the charge against *him*; that the statement is  
enable *him* if he see fit to answer the charge and explain the facts alleged against  
that he is at liberty to waive making a statement, and that *his* waiver cannot be us  
against *him* on the trial.

Question What is your name?

Answer

*Thomas J Mc Mullen*

Question How old are you?

Answer

*23 years*

Question Where were you born?

Answer

*NY*

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

Answer

*580 W 45, 8 years*

Question What is your business or profession?

Answer

*Carpenter*

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

Answer

*I am not guilty*

*Charles J Mc Mullen*

Taken before me this

*20*

day of

*March*

*1888*

*Charles J Mc Mullen*

Police Justice.

POOR QUALITY  
ORIGINAL

0126

BAILED

No. 1, by *William P. Brewster*

Residence *501 1/2 St. 46*

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

Residence \_\_\_\_\_

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

Residence \_\_\_\_\_

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

Residence \_\_\_\_\_

No. 48  
Police Court  
1st District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Richard Henry*  
*503 West 4th St.*  
*Thomas J. McManis*

2  
3  
4  
1886

Offence \_\_\_\_\_

Dated *March 20* 188

*Magistrate*  
*Officer*  
*22 Precinct*

Witness

No. *112* *Deane*

*William H. Miller*

No. *212* *Deane*

*Appld 903*

*to answer*

*the reason that the*  
*complaint was made*  
*March 27, 1880. The*  
*complaint was made*  
*by*  
*Henry*

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

*Thomas J. McManis*

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

Dated *March 20* 188 *Andrew J. White* Police Justice.

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

Dated *March 27* 188 *Andrew J. White* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

0127

Police Court 4 District.

City and County of New York, ss.:

THE PEOPLE.

vs.

On Complaint of

For

Thomas J. McMullen

Barbara Henry  
Petit Larceny

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

Dated March 29 188 6

Charles J. McMullen

Police Justice.



POOR QUALITY  
ORIGINAL

0128

Sec. 192.

4<sup>th</sup> District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }  
OF NEW YORK, } ss.

An information having been laid before Andrew J. White a Police Justice  
of the City of New York, charging Thomas J. McCallum Defendant with  
the offence of Station

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

We, Thomas J. McCallum Defendant of No. 530  
West 4<sup>th</sup> St Street; by occupation a Carpenter  
and William P. Ruskhoff of No. 653-10<sup>th</sup> Avenue  
Street by occupation a Salon Keeper Surety, hereby jointly and severally undertake that  
the above named Thomas J. McCallum Defendant  
shall personally appear before the said Justice, at the 4<sup>th</sup> District Police Court in the City of New York,  
during the said examination, or that we will pay to the People of the State of New York the sum of Five  
Hundred Dollars.

Taken and acknowledged before me, this 20<sup>th</sup>  
day of June 1886.

Andrew J. White POLICE JUSTICE.  
Charles J. McCallum  
William P. Ruskhoff

POOR QUALITY  
ORIGINAL

0129

CITY AND COUNTY } ss.  
OF NEW YORK, }

Sworn to before me, this  
1886  
Police Justice.

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

*legitimate store situate at No. 653 -*  
*40<sup>th</sup> Avenue, north Furman and*  
*Dollars. W. P. Ruckhoff*

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Underlying to appear  
during the Examination.

Taken the day of 188

Justice.

POOR QUALITY  
ORIGINAL

0130

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 J. McMillen

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

Charles J. McMillen  
of the CRIME OF Extortion, —

committed as follows:

The said Charles J. McMillen, —

late of the First Ward of the City of New York, in the County of New York afore-  
said, on the seventh day of March, in the year of our Lord  
one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid,

with force and arms, did unlawfully  
and extortionately detain from one  
Barbara Hervey, with her con-  
sent, certain property, to wit: the  
sum of three dollars in money, of  
the value of three dollars, and  
consent Hervey then and there to  
give the said Charles J. Mc-  
Millen, induced by a wrongful  
use of force on the part of her  
the said Barbara Hervey, and  
such fear Hervey by him then and  
there induced by a threat which  
the said Charles J. McMillen  
then and there made to her the





POOR QUALITY  
ORIGINAL

0132

licensed as a place for the sale of  
strong and significant liquors, wine,  
ale and beer, certain property, to wit:  
the sum of three dollars in money,  
of the value of three dollars, and  
consent being then and there for  
him the said Charles J. Miller,  
induced by a moneyed man of the  
on the part of her the said  
Maria Fleming, to wit: that he induced  
her a threat then and there for  
him the said Charles J. Miller  
made to her the said Maria  
Fleming, to accuse her of the crime  
of not doing and receiving food  
on the said day (the same being  
the first day of the week, commonly  
called and known as Sunday) the  
said place, not licensed as provided  
against the form of the Statute in  
such case made and provided, and  
against the laws of the People of  
the State of New York, and their  
disgrace.

Randolph C. Martin,

District Attorney.

0133

BOX:

216

FOLDER:

2133

DESCRIPTION:

McPike, Frank

DATE:

04/08/86



2133



POOR QUALITY  
ORIGINAL

0134

Witnesses:

Counsel,  
Filed 8 day of April 1886  
Pleads Not Guilty

THE PEOPLE

vs.

Frank McPike

MISDEMEANOR.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Park III, April 18/87  
Pleads Guilty

J. H. Bacon

Foreman.

Wm. J. J.

**POOR QUALITY  
ORIGINAL**

0135

157  
A. D.,  
Consulting Chemist,  
122 BOWERY,

New York, Mch 30<sup>th</sup> 1886

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, No. 945; Frank M<sup>c</sup>Pike, 31 Catharine St, N.Y. Mch 26<sup>th</sup> '86  
Received from B. F. Van Valkenburgh per Wm N. Ferrel  
on Mch 26<sup>th</sup> 1886.

THE SAMPLE CONTAINS:

WATER,	-	-	-	..9.23%
ANIMAL AND BUTTER FAT,	-	8.6.7.0.%		
CURD,	-	-	-	..0.46%
SALT,	-	-	-	..3.61%

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	-	93.28%
SOLUBLE " "	-	..1.61%
SPECIFIC GRAVITY OF THE FAT		
AT 100° F.,	-	0.9059

This sample is composed mainly of animal fat, and was not produced from unadulterated milk, or cream from the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter, the product of the dairy; and it is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same. This sample contains about 30% butter

Respectfully yours,

E. G. Lorr, Ph. D.

Mr. B. F. Van Valkenburgh

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

On the thirtieth day of March in the year  
one thousand eight hundred and eighty-six  
E. G. Lorr to me known, and known to me to be the individual  
described in, and who executed the foregoing instrument, and  
acknowledged that he executed the same.

Joseph E. Ketchum  
Notary Public  
(N.Y.) N.Y.C.

POOR QUALITY  
ORIGINAL

0136

CHEAPEST STORE IN NEW YORK.

New York, *Mch 17* 1886

*Mr Ferrie 205 W 20 St*

Bought of FRANK McPIKE,

Agent for the Bucephalus

TEA & COFFEE CO.

Wholesale Grocers, and Jobbers in Butter, Eggs and Cheese.

31 CATHARINE STREET.

1	Box Crystal Lake		
	4.50 = 38	2.60	\$7.85
1	Case Peas <i>Justa Brand</i>		3.10
10	lb Gro Coffee	18	1.80
			\$11.68
			\$14.78

155  
15  
170



**POOR QUALITY  
ORIGINAL**

0137

*J. M. J. Love*  
*March 26 1886*

*J. M. J. Love*

City of New York

William H. Ferre

being duly sworn says that on or about the 17<sup>th</sup> day of March 1886 the deponent bought of Frank McPike of 31 Catherine Street New York City one tub of an oleaginous substance containing about thirty eight pounds that the same was sold to deponent by said McPike as ~~crystal Lake Creamery~~ <sup>creamery</sup> butter that deponent ordered butter from said McPike and received the said substance in the belief that the same was butter as represented and sold to deponent by said McPike. That the order was given by deponent to one J. McWilliams the agent servant and representative of said McPike and that deponent has bought goods a number of times previously of said McPike through the said J. McWilliams

Acting as his agent servant  
and representative and paid  
the said Mr Pike for such  
goods so bought as aforesaid  
of him through the said J. M. Williams  
so acting as aforesaid.

Done before  
me this 26th day of March 1886  
James Doyle  
Commissioner of Deeds  
New York City

That on the 26th day of  
March 1886 a sample was  
taken from the said  
sub & sealed up in a  
bottle & delivered by me  
to E. G. Love chemist for  
analysis

Wm H. Love

M. W. Wells  
Solicitor General



POOR QUALITY  
ORIGINAL

0140

STATE OF NEW YORK  
County of New York

ss.: 350 Washington Street

Charles Seave, being duly sworn, deposes and says:  
That he resides in the town of Chinatown in the County of  
Orange and State of New York, and is 37 years of age,  
and is an Expert, appointed by JOSIAH K. BROWN, New York State Dairy Commissioner;  
That on the 17th day of March, 1886, in the  
of 31 Catherine street, in the City  
of New York in the County of New York  
and State of New York, one Frank McPike, against the  
form and statutes in such cases made and provided, and in violation thereof, and against the peace of the  
people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadul-  
terated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not  
Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with  
and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of  
animal fats, or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or  
Cream; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter,  
the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter,  
the product of the Dairy; that the said Frank McPike

offered said substance, product, manufacture and compound for sale as and for  
Butter made from unadulterated Milk or Cream at such time and place, with intent to sell the same as and for Butter  
made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, thirty  
eight pounds as and for Butter, the product of the Dairy, and represented the same to be Butter at such time  
and place; that the said substance, product and compound was not natural Butter produced from pure unadulterated  
Milk, or Cream of the same, and was not Butter, the product of the Dairy, and was not made exclusively from Milk or  
Cream, or both; that it contained some substance for the purpose and with the effect of imparting thereto a color  
resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from  
pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow  
Butter, and was in semblance of natural Butter; that the same was a substance known as Oleomargarine; that it had  
been made, manufactured and rendered out of some animal fat, or animal or vegetable oils, not produced  
from unadulterated Milk, or Cream of the same, in imitation and semblance of natural Butter, produced from pure un-  
adulterated Milk, or Cream of the same, by mixing, compounding with and adding to a small quantity of Milk, Cream  
or Butter, a large quantity and proportion of some animal fats or animal or vegetable oils not produced from Milk or  
Cream, with design and intent to render, make and produce an article, substance and human food in imitation and  
semblance of natural Butter.

That the tub in which the same was contained did not have the words "Oleomargarine Butter"  
upon the top or side thereof, and such words were not burned in or painted thereon with permanent  
black paint, in a straight line not less than one half inch in length, where deponent could see such brand;  
that no printed label, bearing the words "Oleomargarine Butter" was delivered therewith to the purchaser thereof.

Deponent further says that on said 17th day of March, 1886  
as deponent is informed by William  
H. Farn and verily believe to be  
true the said William H. Farn  
of New York City bought of the  
said Frank McPike one  
tub containing about thirty eight

pounds of an oleaginous  
 substance which said Mc  
 Pike represented to be  
 butter the product of the  
 dairy that the said William  
 H. Ferre ordered the order  
 to A. Mc Williams the  
 agent servant and rep-  
 resentative of the said McPike  
 for one tub of creamery butter  
 and the said Ferre  
 Mc Pike thereupon <sup>on said March 17, 1886</sup> delivered  
 to deponent the tub aforesaid  
 containing thirty eight pounds  
 of said oleaginous substance  
 for which the said Ferre was  
 to pay to said Mc Pike  
 as mutually agreed upon the  
 sum of twenty six cents per  
 pound and said McPike  
 delivered with said substance  
 on said day to said Ferre a  
 bill for said substance at the  
 price aforesaid and in said  
 bill described the substance  
 as crystal lake ~~that is to~~  
~~say creamery butter~~  
~~the market~~ and the said  
 substance was sold to said

POOR QUALITY  
ORIGINAL

0142

*June 4 found McPike as  
and for butter.*

that, as deponent believes and charges, the said *Frank McPike* at the time  
of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as  
hereinbefore stated; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not  
Butter, the product of the Dairy; that deponent saw the tube in which the said Oleomargarine was contained, and no  
printed label bearing the words "Oleomargarine Butter," was delivered by said *Frank McPike*  
to deponent with the Oleomargarine sold to him; that on  
*March 26* 1886, deponent delivered a sample of such Oleomargarine, so  
purchased by him as aforesaid, to *Edward G. Lane* a chemist of  
the city of *New York* N. Y., and caused the same to be analyzed by  
such chemist, as shown by the annexed certificate of such chemist.

Wherefore, deponent prays that a warrant may issue for the arrest of the said *Frank  
McPike* and that he may be dealt with as the law directs.

Sworn to before me this *April* 1886, *Charles Sears*  
day of *April*, 1886, *John Justice*  
Justice.



POOR QUALITY  
ORIGINAL

0143

Prof. A. J. Davis  
Grant

People

Frank McKee

Campbell

Applicant

Charles J. Davis  
350 Washington St.

Witness

Wm. W. Meester  
350 Washington St.

William H. Fears

205 W. 20<sup>th</sup> St.

Edward G. Gore

122 Broadway

POOR QUALITY  
ORIGINAL

0144

POLICE COURT 2 DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

*Frank M. Pike*

vs.

On Complaint of

For

*Amable -  
Adulteration of Food*

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

Dated

*June 3* 188

*W. A. Hook*

Police Justice.

*Frank M. Pike*

POOR QUALITY  
ORIGINAL

0145

Sec. 108-200.

2.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

day of

Taken before me this

11th

of

1888

at

the

City

of

New

York

Police Justice.



POOR QUALITY  
ORIGINAL

0146

Sec. 151.

Police Court 2 District.

CITY AND COUNTY  
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Charles Sears

of No. 350 Washington Street, that on the 17 day of March 1886 at the City of New York, in the County of New York, my Frank McPike did at premises, no 31 Catherine St said City sell to one William H Ferre, one tub of Oleomargarine, about thirty eight pounds, for butter made from pure cream in violation of Chapter 183. Laws of 1885;

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring him forthwith before me, at the 2 District Police Court, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 2 day of April 1886  
Wm. H. McPike POLICE JUSTICE.

Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles Sears

vs

Frank McPike

Warrant-General.

Dated April 3 1886

Wm. H. McPike Magistrate.

Campbell Officer.

The Defendant Frank McPike taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

William Campbell Officer.

Dated 1886

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, April 3 1886

Naive of See

Age, 27

Sex, Male

Complexion, Dark

Color, Black

Profession, Shaver

Married, Yes

Single, Yes

Read, Yes

Write, Yes

31 Catherine St

POOR QUALITY  
ORIGINAL

0147

BAILED  
No. 1, by Edw. J. McDonald  
Residence 218. McDonald Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

W 456  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Charles Alvan  
350 Madison  
1 Frank M. Rile  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence Adulteration  
of Food.

Dated April 2 188 6  
Wells Magistrate

Witnesses  
Wm. J. Jones Precinct.  
No. 122 Broadway Street.  
Wm. J. Jones  
No. 205 N. 20 Street.  
Wm. J. Jones  
No. 350 Madison Street.  
Edw. J. McDonald  
to answer Charles

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

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

Dated April 3 188 6 Ph. A. Jones Police Justice.

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

Dated April 3 188 6 Ph. A. Jones 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.



**POOR QUALITY  
ORIGINAL**

0148

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Frank McEder*

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

*Frank McEder*

(Chap. 458, Laws of  
1885, § 3.)

of a Misdemeanor, committed as follows:

The said

*Frank McEder*

late of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the City and County aforesaid, *thirty eight pounds* of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more particular description of which said substance and compound, and of the ingredients and matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now be given), unlawfully did sell, and cause and procure to be sold to one *William H. Sere*, for butter, the product of the dairy; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SECOND COUNT: (Chap. 246, Laws of 1882, § 1.)

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

*Frank McEder*

of a Misdemeanor, committed as follows:

The said

*Frank McEder*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one *William H. Sere*, *thirty eight pounds* of a certain substance, not butter, commonly called oleomargarine, and did then and there falsely represent the same to the said *William H. Sere*,

to be butter; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.



0149

**THIRD COUNT:** (Section 430, Penal Code.)

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

of a Misdemeanor, committed as follows:

The said

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one

*John W. Lane*, as an article of food, 38 pounds of a certain substance in imitation of a certain article of food, to wit: butter, without disclosing such imitation by a suitable and plainly visible mark or brand; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FOURTH COUNT: (Chap. 238, Laws of 1882, § 3.)

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

of a Misdemeanor, committed as follows:

The said

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain ~~parcel~~ <sup>tin</sup> containing ~~of a certain article and substance in semblance of butter, not the legitimate product of the dairy, and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of ~~retail sales in~~ <sup>any tin</sup> ~~parcels, to be sold from a tin, tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law, to deliver to the purchaser, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line,~~ unlawfully did then and there sell and cause and procure to be sold at retail to one~~

resistance, from a certain ~~not being~~ which was not then and there stamped, branded or marked as aforesaid, and did then and there unlawfully omit to deliver therewith to the said ~~a label of the kind and description aforesaid~~, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

**POOR QUALITY  
ORIGINAL**

0 150

FIFTH COUNT : (Chap. 215, Laws 1882, § 2.)

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

*Eranda m. Edge*

of a Misdemeanor, committed as follows :

The said

*Eranda m. Edge,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

*William H. Xene, District Attorney*

of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SIXTH COUNT : (Chap. 458, Laws of 1885, § 2.)

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

*Eranda m. Edge*

of a Misdemeanor, committed as follows :

The said

*Eranda m. Edge,*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

*William H. Xene, District Attorney*

of a certain article, substance and compound in imitation and semblance of, and designed to take the place of natural butter produced from pure, unadulterated milk, or cream of the same the said article, substance and compound, so sold as aforesaid, being rendered and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the <sup>30th</sup> ~~thirteenth~~ day of April, in the year of our Lord one thousand eight hundred and eighty-five (a more particular description of which said article, substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

**RANDOLPH B. MARTINE,**

**District Attorney.**

0 15 1

BOX:

216

FOLDER:

2133

DESCRIPTION:

McQuade, Arthur

DATE:

04/13/86



2133



0152

*Certified Copy*

**Counsel,**

From apartment  
Chas. B. Waile

Filed, 13<sup>th</sup> day of April 1886.

Pleads, *Ned Guppy* May 7 1896

921 Car 68 E.H.

THE PEOPLE

Arthur J. H. [unclear]  
 7th St. S. P. O. 5000 [unclear]  
 Dec 20 1886

**BRIBERY.** [Section 72 Penal Code, and Section 58 Consolidation Act of 1882.]

RANDOLPH B. MARTINE,

District Attorney.

Dec 15/86

100  
Tried & convicted / Sent  
to prison and  
conviction and  
100

**A True Bill.** Indged & reversed by  
Court of Appeals Oct. 27-1888.

Dr. H. Brown

Nov 24/86 Foreman.

Fried. X. Barry dis agree

9 per cent -

(over)

Original indent sent  
to Clerk of Saratoga Co  
(Edw. F. Fiske) with  
copy order of change of  
venue by Just. Brennan  
Sup. Ct. copy of order  
renewing former commitment  
& copy of recognizance  
March 22 1889

POOR QUALITY  
ORIGINAL

0153

**The Acquittal of McQuade.**

BALTIMORE, July 20.—District Attorney Fellows, speaking of the acquittal of McQuade, said that the result was expected by the people. The air was pregnant with sympathy for McQuade, which could not be kept out of the jury box. The trial lasted ten days, and the expenses footed up \$4,000, which is less than half the expense of the trial when had in New York. Mr. Fellows said that he could not tell as yet what he should do with the other boodle cases. He will remain in Baltimore until he has settled all bills, and then he will return to the city and decide upon the course to be followed.

After the Judge had pronounced him free, McQuade returned to the hotel and joined his family, and there was a scene of great rejoicing. McQuade said he felt that he had been a much abused man, and that a great wrong had been done him. He will return to the city and try to regain what he has lost.

July 21 1889

Certified Copy

Comd of General Sessions July 1, 1889  
By Motion of District Atty. General  
that this indictment be read to the  
Court of Cyren & Terrence now in session  
there to be determined according to law  
Witnesses: Extract from the minutes

Counsel,

Filed, 17<sup>th</sup> day of April 1886.

Pleds Not Guilty May 7 1886

THE PEOPLE

vs.

BRIBERY.  
[Section 72 Penal Code, and Section 55 Consolidation Act of 1882.]

Arthur J. McQuade

7 yrs. 9 m. & \$5,000 fine  
Dec 20 1886 F.D.

RANDOLPH B. MARTINE,

District Attorney.

22 Dec 15/86  
Trial & Convicted 1<sup>st</sup> Court  
Conviction and  
Sentence

A True Bill. Copies of Appeals Oct 2 1888.

Wm H. Brown

Nov 24/86 Foreman.

Tried & Jury disagreed

4 per. A —

(over)

Original indictment sent  
to Clerk of Saratoga Co.  
(Chas. F. Grose) with  
Copy order of change of  
venue by Just. of Sup. Ct.  
Sup. Ct. & Copy of order  
removing former conviction  
& Copy of recopying same  
March 22 1889



POOR QUALITY  
ORIGINAL

0154

Saratoga County Clerk's Office.

EDWARD F. GROSE, Clerk.

Ballston Spa, N. Y., March 23, 1889.

John Sparks, Esq.

Clerk Civil Sessions, &c.

Dear Sir:

Indictment and orders  
in case of The People vs. Arthur J.  
McQuade received this day.

Yours, &c.

E. F. Grose  
Clerk



## Saratoga County Clerk's Office.

Vol. 1.

At a Special Term of the Supreme  
Court of the State of New York, held  
at the Court House in the City  
of New York on the 25<sup>th</sup> day of  
Oct 1889.

Present -

Howe Morgan J. O'Brien  
Justice

The People of the State of New York;

- vs -

Arthur J. McQuade

On reading and filing the affidavit of Arthur J. McQuade verified and the notice of motion - thereto annexed, with proof of the due and timely service of said affidavit and notice of motion on the District Attorney of the County of New York; and after hearing Mr R. J. Newcombe of counsel for the defendant in support of said motion and Mr John R. Fellows, District Attorney of the City and County of New York, assenting thereto -

It is ordered that the above criminal action prosecuted by indictment against the defendant be removed from the Court of Oyer and Terminer of the County of New York to the Court of Oyer and Terminer of the County of Saratoga in the State of New York; and that the trial be had in said last mentioned County -

A Copy  
Edmund F. Kelly  
Clerk

LS  
a c n e

POOR QUALITY  
ORIGINAL

0156

N.Y. Supreme Court

The People of the State of  
New York

—agoth—

Arthur J. McCune

Order

removing criminal action  
to Queen's County  
of County of Saratoga

Wendell Newcombe & Cardozo

Attys for Def

Schenck & Co.

90 Broadway  
N.Y.

Filed March 20 1879

POOR QUALITY  
ORIGINAL

0 15 7

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Arthur J. McQuade*

The Grand Jury of the City and County of New York, by this indictment  
accuse *Arthur J. McQuade*  
of the CRIME OF Bribery, committed as follows:

Heretofore, to wit, on the twenty-ninth day of August, in the year of our Lord one thousand eight hundred and eighty-four, at the City of New York, in the County of New York aforesaid, a certain petition and application of the Broadway Surface Railroad Company, a corporation duly organized and incorporated under and by virtue of the laws of the State of New York, before then duly presented to the Common Council of the City of New York, praying and making application to the said Common Council for its consent and permission to construct, maintain, operate and use a street surface railroad for public use in the conveyance of persons and property in cars upon and along the surface of certain streets, avenues and highways in the said city, together with the necessary connections, switches, turnouts, turntables, sidings and suitable stands for the convenient working of the said road, was duly pending before and under the consideration of the said Common Council.

And the said petition and application having been so as aforesaid made and presented to the said Common Council, and being so pending and under its consideration as aforesaid, the said *Arthur J. McQuade*, late of the City and County of New York aforesaid, being then and there a public officer, and a person executing the functions of a public office, to wit, an alderman and a member of the board of aldermen of the City of New York, and as such, being then and there a member of the Common Council aforesaid, afterwards, to wit, on the said twenty-ninth day of August, in the year aforesaid, and whilst the said petition and application was yet pending before and under the consideration of the said Common Council, contriving and intending the duties of his said office, and the trust and confidence thereby reposed in him, to prostitute and



**POOR QUALITY  
ORIGINAL**

0158

betray, at the city and county aforesaid, with force and arms, unlawfully, wickedly and corruptly, did feloniously ask and agree to receive the sum of

*Twenty thousand* Dollars in money, and a promise and agreement therefor, from *a certain person whose name is to the Grand Jury aforesaid as yet unknown*

upon an agreement and understanding that the vote, opinion, judgment, action and official proceeding of him, the said *Arthur J. McQuade*

as such member of the Common Council aforesaid, upon and concerning the said petition and application of the said Broadway Surface Railroad Company, so pending before and under the consideration of the said Common Council as aforesaid, should be thereby influenced, and that his vote, opinion, judgment, action and official proceeding as such member of the Common Council aforesaid upon and concerning the said petition and application, should be in favor of the granting and giving by the said Common Council of the consent and permission so as aforesaid in and by the said petition and application prayed and applied for; 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

*Arthur J. McQuade*

of the CRIME OF **Bribery**, committed as follows:

Heretofore, to wit, on the twenty-ninth day of August, in the year of our Lord one thousand eight hundred and eighty-four, at the City of New York, in the County of New York aforesaid, a certain petition and application of the Broadway Surface Railroad Company, a corporation duly organized and incorporated under and by virtue of the laws of the State of New York, before then duly presented to the Common Council of the City of New York, praying and making application to the said Common Council for its consent and permission to construct, maintain, operate and use a street surface railroad for public use in the conveyance of persons and property in cars upon and along the surface of certain streets, avenues and highways in the said city, together with the necessary connections, switches, sidings, turnouts, turntables and suitable stands for the convenient working of the said road, was duly pending before and under the consideration of the said Common Council.

**POOR QUALITY  
ORIGINAL**

0 159

And the said petition and application having been so as aforesaid made and presented to the said Common Council, and being so pending and under its consideration as aforesaid, the said

*Arthur J. McQuade*

late of the city and county aforesaid, being then and there an alderman and a member of the board of aldermen of the City of New York, and as such, being then and there a member of the said Common Council, afterwards, to wit: on the said twenty-ninth day of August, in the year aforesaid, and whilst the said petition and application was yet pending before and under the consideration of the said Common Council, contriving and intending the duties of his said office, and the trust and confidence thereby reposed in him, to prostitute and betray, at the city and county aforesaid, with force and arms, unlawfully, wickedly and corruptly, did

feloniously accept from *a certain person whose name is to the Grand Jury aforesaid as yet unknown* a promise and agreement to give and furnish to him, the said *Arthur J. McQuade*

the sum of *Twenty thousand*

dollars in money, and an undertaking to give and furnish the said sum of money to the said

*Arthur J. McQuade*

under an agreement and understanding that the vote, opinion, judgment and action of him, the said

*Arthur J. McQuade*

as such member of the said Common Council, upon and concerning the said petition and application of the said Broadway Surface Railroad Company, so pending before and under the consideration of the said Common Council as aforesaid, should be influenced thereby, and that his said vote, opinion, judgment and action should be given in the cause, matter and proceeding of, upon and concerning the said petition and application, in favor of the granting and giving by said Common Council of the consent and permission so as aforesaid in and by the said petition and application prayed and applied for; 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.

**RANDOLPH B. MARTINE,**

**District Attorney.**

0160

BOX:

216

FOLDER:

2133

DESCRIPTION:

Melville, Frank

DATE:

04/22/86



2133



Witnesses:

C. J. Goffe  
Wm. Flynn - Officer

110-188

Counsel,

Filed 22<sup>nd</sup> day of April 1886

Pleads

Not Guilty

THE PEOPLE  
vs.  
R  
Frank Melville  
Grand Larceny, 2<sup>nd</sup> Degree.  
(From the Person.)  
[Sections 528, 531, Penal Code.]

RANDOLPH B. MARTINE,

May 4/86 District Attorney.

Not Guilty.

A True Bill.

S. P. 3 year.

J. H. Brown

Foreman.

May 4/86

0161

POOR QUALITY  
ORIGINAL

0162

Police Court—1st District.

Affidavit—Larceny.

City and County } ss.  
of New York, }

of No. 56 Maiden Lane Street, aged 34 years,  
occupation Clerk being duly sworn

deposes and says, that on the 19th day of April 1883 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and

person of deponent, in the day time, the following property viz:

A single-cased silver watch  
valued at Six Dollars  
6.00  
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 Frank Melville (now known)

for the reasons following, to wit:  
at the hour of 2 O'Clock P.M.  
on said date as deponent was  
standing in a crowd on Courtlandt  
Street having at the time the said  
watch to which was attached a  
chain; the said watch being in  
the left pocket of the vest then  
worn by deponent as a portion  
of his daily clothing. Having  
viewed the said watch deponent  
is informed by William Flynn  
an officer attached to the 27th  
Precinct that he Flynn saw

Subscribed and sworn to before me this 19th day of April 1883

Police Justice



the said defendant place his hand  
in the said pocket and take there-  
from the said watch. Said inform-  
ant seized hold of defendant  
by the throat and saw the said  
defendant throw the said watch  
on the ground.

Deponent has since  
seen the said watch and having  
identified the same charges the  
said defendant with taking,  
stealing and carrying away the  
afore said property from his  
possession and person.

Sworn to before me }  
this 19<sup>th</sup> day of April 1888 } Charles G. Goffe

Sam'l Whalley Police Justice



POOR QUALITY  
ORIGINAL

0164

CITY AND COUNTY } ss.  
OF NEW YORK,

aged 43 years, occupation Police Officer of No. 27th St. Peter Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of

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

Sworn to before me this

day of

19  
April 1886

Clarence J. Goffe

Samuel C. Bull  
Police Justice.

POOR QUALITY  
ORIGINAL

0 165

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

*Frank Melville* 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

*Frank Melville*

Question. How old are you?

Answer

*25 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*144 Chrysestept. 1 year*

Question What is your business or profession?

Answer

*Carpenter*

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

Answer.

*I am not guilty*

*Frank Melville*

Taken before me this

day of

*April 1888*

*David M. Melville*  
Police Justice.

POOR QUALITY  
ORIGINAL

0166

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

Police Court District

THE PEOPLE, &c,  
ON THE COMPLAINT OF

*James M. McNeill*  
*56 Madison Ave*  
*188*

Dated *April 19* 188  
Office *Arcey from prison*

*Magistrate*

Witnesses *Call the office*  
No. \_\_\_\_\_  
Street \_\_\_\_\_

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

No. *1000* to answer *W*  
Street \_\_\_\_\_

*Committed*

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 *10* 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 19* 188 *Sam'l C. Bedell* 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.



POOR QUALITY  
ORIGINAL

0 167

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Franka Melville*

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

*Franka Melville*

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

The said

*Franka Melville,*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *April*, in the year of our Lord one thousand eight hundred and eighty-*six*, in the *day* time of the said day, at the Ward, City and County aforesaid, with force and arms,

*one watch of the value of*

*six dollars.*

of the goods, chattels and personal property of one  
on the person of the said

*Clarence S. Feltz.*

then and there being found, from the person of the said

*Clarence S. Feltz.*

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.

*Randolph B. Martin,*  
*District Attorney*

0168

BOX:

216

FOLDER:

2133

DESCRIPTION:

Melville, Thomas

DATE:

04/20/86



2133

Witnesses:

Amelia Harris

Maggie Clarkson

No 154

A

Counsel,

Filed, 20

1886

Pleads,

vs. THE PEOPLE

vs.

R.A.P.E.

(Sections 278 and 218, Penal Code.)

Thomas McBride

RANDOLPH B. MARTINE,

District Attorney.

Ordered to Court of Oyer  
and Terminer for trial

April 26 1886

A True Bill.

W. W. Moore

April 29, 1886 Foreman.

Tried and convicted.

offence charged in the third count.

with strong recommendation to mercy.

Admitted to App. for year

May 7

POOR QUALITY  
ORIGINAL

0169



POOR QUALITY  
ORIGINAL

0170

POLICE COURT—SECOND DISTRICT.

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

*Amelia Arac* age 15 Years  
as *Defendant* *Notified* *flavor* of *207* Street, being duly sworn, deposes

and says, that on the *13* day of *April* 188*6*

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

Thomas Melville (now here) did commit  
an act of sexual intercourse with Catharina  
Arac, Dependent's sister, who is an invalid  
and imbecile of unsound mind and a deaf  
mute, against her will and without her  
consent, and her ravish and carnally know,  
as Dependent is informed and for the following  
reasons Dependent believes—

That Dependent is informed by Maria Arac,  
Dependent's aunt, that about the hour of 10 o'clock  
on the above date, while she was in their apart-  
-ments which consists of two <sup>adjoining</sup> rooms in the  
attic or 8 floor of No. 207 Street that, the  
Defendant came to the door and by signs  
and motions lead the said ~~Amelia~~ <sup>the</sup> ~~Arac~~ <sup>language</sup> Arac  
who does not understand English, to believe  
that he was a physician, and had come to  
examine and treat the said Catharina  
Arac, Dependent's imbecile sister, who was  
alone with the said Maria Arac and in her  
care; that she ~~thereupon~~ admitted the  
Defendant to the room. That the defendant  
immediately after being admitted to the room  
examined the said Catharina's pulse, and  
felt of her head, and then taking her into an  
adjoining room in which there was a bed  
undressed the said Catharina, and removed  
all of her clothing and placed her naked on the

POOR QUALITY  
ORIGINAL

0171

bed; that the defendant then undressed him-  
self, removing all his clothing except his shirt,  
and getting into bed with said Catharina  
defendant's intimate sister, got on top of her and  
had connection with her.

Defendant further says, that about the hour of 12...  
at, on said date she came home & on entering  
her apartments as above described, she saw  
the defendant undressed with nothing on  
but his shirt as above described, in the said  
bed and on top of her intimate sister Catharina  
who was gratified, whereupon defendant called  
Officer James Mahoney of the 15<sup>th</sup> Precinct Police  
and caused his arrest.

Whereupon defendant charges the said Thomas  
McBride with committing an act of sexual  
intercourse with the said Catharina, a female  
defendant's intimate sister who was incapable  
of giving consent and prays that he may be  
committed to answer and dealt with according  
to law.

Melia Rezi

Subscribed before me  
this 18 day of May 1886

J. P. DeLoach  
Justice

Police Court—Second District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Offence,

Dated,

188

Justice.

Officer.

Witnesses,

Committed in default of \$

Bailed by

No.

Street.



POOR QUALITY  
ORIGINAL

0172

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

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

Question What is your name?

Answer.

Thomas McNeill

Question. How old are you?

Answer

Twenty-Six years

Question. Where were you born?

Answer.

Pittsburgh

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

Answer.

No 113 Macdonald Street; About one week

Question What is your business or profession?

Answer

Salesman

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

Answer.

I was passing along the street when my  
attention was attracted to the upper part of a  
house, which I intended on going up stairs  
I paid an old woman a dollar to have  
connection with a girl. I knew nothing  
further until I was awakened in bed by the  
officer.

Thomas McNeill

Taken before me

day of March 1887

Police Justice



POOR QUALITY  
ORIGINAL

0173

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

Police Court-1 District.

525

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Amelia D. Pratt*

*207 3rd St*

*Thomas M. M. M.*

*1*

*2*

*3*

*4*

Offence *Wager*

Dated *April 15* 188*6*

*J. J. J.* Magistrate

*J. J. J.* Precinct Officer

*157 1st St*

Witnesses *Thomas M. M.*

No. *207* Street *3rd*

No. *207* Street *3rd*

No. *157* Street *1st*

No. *157* Street *1st*

No. *157* Street *1st*

No. *157* Street *1st*

No. *157* Street *1st*

No. *157* Street *1st*

No. *157* Street *1st*

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 \_\_\_\_\_

*Thomas M. M.*

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 *April 15* 188*6* *J. J. J.* 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.

POOR QUALITY  
ORIGINAL

0174

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

of No. 51 West 9th Street, aged 44 years,  
occupation Police Surgeon being duly sworn deposes and says,  
that on the 13 day of April 1886  
at the City of New York, in the County of New York, he was called to

examine Catharina Varas at No 207  
Hogans Street; that on examining the said  
Catharina Varas deponent found that she  
was a deaf mute, a paralytic and an imbecile.  
On examining her private parts he found the  
Vulva swollen, the hymen ruptured, and some  
blood around the entrance to the Vagina, and  
tenderness on introducing his finger.  
Deponent further says, that he examined the  
defendant Thomas Heville after his arrest  
and while at the 15th Street Station house

Sworn to before me, this

13

Police Justice.

POOR QUALITY  
ORIGINAL

0175

and found him apparently under the influence of  
liquor, and an examination of his private parts  
discovered blood on his penis and spots  
of blood upon the front-bowl of his shirt -  
brought before me,  
this 18 day of April 1886 John W. Davis

Police Justice

Police Court, District,

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFRIDA VIT.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,



POOR QUALITY  
ORIGINAL

0176

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 75 years, occupation No Occupation of No.

207 Greene Street, being duly sworn deposes and  
& explained says, that he has heard read the foregoing affidavit of Amelia Parae

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

Sworn to before me, this

day of

13  
April 1886

Amelia Parae  
answ  
Police Justice.

POOR QUALITY  
ORIGINAL

0177

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 Melville*

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

*- Thomas Melville -*

of the CRIME OF RAPE, committed as follows:

The said *Thomas Melville*,

late 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 eighty-*six* —, at the City and County aforesaid, with force and arms, in and upon one *Katharina Narae*, then and there being, willfully and feloniously did make an assault, and her the said *Katharina Narae*, then and there, by force and with violence to her the said *Katharina Narae*, against her will and without her consent, did willfully and feloniously ravish and carnally know, 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

*- Thomas Melville -*

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

The said *Thomas Melville*,

late of the City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said *Katharina Narae*, willfully and feloniously did make an assault, with intent her the said *Katharina Narae*, against her will, and without her consent, by force and violence, to then and there willfully and feloniously ravish and carnally know, 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.

**RANDOLPH B. MARTINE,**

**District Attorney.**

POOR QUALITY  
ORIGINAL

0178

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 Melville*

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

*Thomas Melville*

of the CRIME OF RAPE, committed as follows:

The said *Thomas Melville*,

late of the City of New York, in the County of New York aforesaid, on the *thirteenth* day of *April*, in the year of our Lord one thousand eight hundred and eighty-*six* —, at the City and County aforesaid, with force and arms, in and upon one *Katharina Narae*, then and there being, willfully and feloniously did make an assault, and her the said *Katharina Narae*, then and there, by force and with violence to her the said *Katharina Narae*, against her will and without her consent, did willfully and feloniously ravish and carnally know, 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

*Thomas Melville*

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

The said *Thomas Melville*,

late of the City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon her the said *Katharina Narae*, willfully and feloniously did make an assault, with intent her the said *Katharina Narae*, against her will, and without her consent, by force and violence, to then and there willfully and feloniously ravish and carnally know, 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.

**RANDOLPH B. MARTINE,**

**District Attorney.**



POOR QUALITY  
ORIGINAL

0179

Third COUNT.

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

Thomas Melville  
of the CRIME OF Rape,  
committed as follows:

The said Thomas Melville  
late of the Ward of the City of New York, in the County of New York, on the  
thirteenth day of April, in the year of our Lord one thousand  
eight hundred and eighty-nine, at the Ward, City and County aforesaid, with force and arms,  
in and upon one Katharina Karsa, who  
was then and there of incapable  
soundness of mind and permanently  
incapable of giving consent,  
feloniously did make an assault, and  
with her the said Katharina Karsa,  
being so incapable of giving consent as  
aforesaid, did then and there intentionally  
intentionally perpetrate an act of sexual  
intercourse, 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.

Randolph B. Smith

District Attorney

0 180

**BOX:**

216

**FOLDER:**

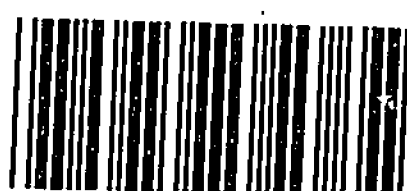
2133

**DESCRIPTION:**

Metzger, Andrew

**DATE:**

04/30/86



2133

POOR QUALITY  
ORIGINAL

0181

11-271  
J. R. R.

Witnesses:

Lang Maudrich

Counsel,  
Filed 20 day of April 1886  
Pleads *Verdict* May 2/87

THE PEOPLE  
vs.  
Andrew Metzger  
A.D.  
Assault in the Second Degree.  
(Section 218, Penal Code.)

RANDOLPH B. MARTINE,  
May 11/87: District Attorney.  
*Speedy Verdict of*  
*Verdict 3 day.*  
A True Bill.  
Per 30 days  
J. H. Brown  
Foreman.

May 6/87  
May 11/87, 8 P.M.  
J. H. R.



POOR QUALITY  
ORIGINAL

0 182

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

POLICE COURT, \_\_\_\_\_ DISTRICT.

Charles O. Davis

of the 37th Precinct Police Street, being duly sworn, deposes and says,

that ~~on the~~ \_\_\_\_\_ day of Franz Hgudrich 188  
~~at the City of New York, in the County of New York,~~

(now here) is a necessary and material witness for the prosecution. Dependent says that said Hgudrich is an unwilling witness he expressing a desire not to prosecute and dependent asks that he said Hgudrich give surety for his appearance to testify

Charles O. Davis

Sworn to before me, this \_\_\_\_\_ day

26

of \_\_\_\_\_

Sept

188 6

Donald W. McNeill Police Justice.

POOR QUALITY  
ORIGINAL

0 183

Police Court—First District.

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

Frank Mandrich  
of No. 45 Washington Street, aged 25 years,  
occupation Painter being duly sworn  
deposes and says, that on 24 day of April 1886 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Andrew Metzger  
who wilfully and maliciously struck deponent  
twice on the head with a Slung Shot-  
over his shoulder cutting him severely

with the felonious intent ~~to take the life of deponent,~~ 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 dealt with according to law.

Sworn to before me, this 26 day }  
of April 1886. } Frank Mandrich

Samuel C. Kelly Police Justice.

POOR QUALITY  
ORIGINAL

0184

Sec. 198-200.

District Police Court.

CITY AND COUNTY {  
OF NEW YORK, } ss

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

Question What is your name?

Answer Andrew Metzger

Question. How old are you?

Answer 25 years

Question. Where were you born?

Answer. Germany

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

Answer. 45 Washington St 4 mcs

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 guilty of striking him  
with the Spring Shot

Andrew Metzger

Taken before me this

26

day of

April

188

6

James C. Kelly Police Justice.



POOR QUALITY  
ORIGINAL

0185

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

Police Court 1 District. 611

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Frank Maudsack  
1886

Andrew Helgen

2  
3  
4

Offence Assault

Dated Apr 26 1886

J. O. Reilly Magistrate  
Charles Davis Officer

27 Precinct.

Witnesses Officer

North Street Shot-  
Complaint committed  
to Court of Sessions in default  
of \$100 to appear

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

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 10 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 Apr 26 1886 Samuel C. Kelly 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.

**POOR QUALITY  
ORIGINAL**

0 186

The People  
vs.  
Andrew Metzger.

Court of general sessions, Part I.  
Before Judge Cowing.

May II, 1886.

Indictment for assault in the second degree.

Franz Mandrech sworn and examined. I live at 44 Washington Street and was in the city of New York on the 24th of April last, I saw the prisoner on that day, he hit me with this instrument. (Pointing to a slung shot.) He hit me twice on the top of the head and caused the blood to flow, I was not under a physician's care, I am sure the prisoner is the man who did it.

Cross Examined. What day was this?

It was on a Sunday. Where did this take place? In the place where I live, in front of the door 45. Do you live with this man? We have always been friends together and we boarded in the same place. Were not there a number of people in the room in that house that day? Yes, about fifteen men. Were they drinking there altogether? I did not drink, the prisoner was drinking, he drank some cider, I drank in the morning but not in the afternoon, in the afternoon there was lager beer brought in but I did not drink it. What was the cause of the quarrel between you and this man? I was playing with a countryman of mine, fooling around and he was drunk at the time and we had some dispute; we were calling bad names to each other. I hit him in the nose and it commenced to bleed, then the prisoner objected to that and he commenced to be angry because I hit the other man in the nose, he told me, that is not the way to do, he did not tell me to get out of the room, I left the room and he came after me and hit me with the slung shot. When he hit me I hit him back and then

I

**POOR QUALITY  
ORIGINAL**

0 187

he hit me again and then the policeman came and had us arrested, I gave the prisoner a black eye, the first I saw of the slung shot it was in his hand, I did not see him take it out of his pocket.

Charles O. Davis sworn. What precinct do you belong to? The 27th. Were you on duty on the 24th of April and did you see the complainant and the prisoner on that day? Yes sir. What was the condition of the complainant when you came up? The complainant was very much excited and bleeding at the head when I went up to him, blood running down his head. Did you arrest the prisoner and search him? Yes sir. What did you find on him? I found that slung shot. In what portion of his clothing? In his coat pocket.

Cross Examined. Where did you arrest him? In 45 Washington Street, I arrested him in the house. Do you know what time it was? Yes sir, 5.45, I seen them fighting together in the street and they were both running in the house as I came up. Did you ask him why he struck the man? No sir. Did you see the prisoner strike the complainant? I seen them both in a fight on the sidewalk. What was it you said to the prisoner when you first saw him in the house before you arrested him? I asked him what was the matter, he could not speak English, I could not get much satisfaction out of him, he was excited, the people round about said, search him, he hit a man with a slung shot. I searched him, he did not offer any resistance. I do not remember what he said the next day in Court when he was charged with striking this man. The complainant appeared as if he had been drinking a little.



**POOR QUALITY  
ORIGINAL**

0188

Otto Brill sworn and examined for the Defence, testified. I was present at the time of the quarrel between the complainant and the defendant, the complainant hit another man in the face so that he was bleeding there were fourteen or fifteen persons in the room, the prisoner took the part of the man who was hit and then they commenced to quarrel, the complainant called the prisoner bad names and challenged him into the street to fight, then they clinched and I separated them and the policeman came and arrested both, the complainant hit the prisoner first and he was somewhat intoxicated, I had not been drinking, I did not see the slung shot used by the prisoner.

Andrew Metzger sworn. I live at 45 Washington Street and am working in a sugar refinery at 21 Washington Street, I have been in the country four years and a half and have never been arrested. He was fooling with another man and fighting and I told him, that is not right, then he insulted me and challenged me to go outside and when I came outside he hit me immediately and then I hit him back once with a slung shot. This is a boarding house. About five minutes before I used the slung shot a man left it there, it was in a corner near the fire-place I did not have it in my pocket but picked it up, I struck the complainant to get even with him and put it in my pocket when I saw the policeman.

Charles Hall sworn. I am foreman of a sugar and syrup factory at 21 Washington Street, I know the prisoner four years and he is a quiet man.

The Jury rendered a verdict of guilty of assault in the third degree.

**POOR QUALITY  
ORIGINAL**

0189

*Testimony in the  
case of  
H. Andrew Metzger*

*Filed April 1886*

0190

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Andrew Metzger

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

— Andrew Metzger —

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

The said

Andrew Metzger,

late of the City and County of New York, on the ~~fourth~~ day of  
— April —, in the year of our Lord one thousand eight hundred and  
eighty ~~six~~, with force and arms, at the City and County aforesaid, in and upon one

— Frank Mandrich —

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

Andrew Metzger

with a certain ~~gun~~ — shot which he, the said

— Andrew Metzger —

in his right hand then and there had and held, the same being then and there a  
— weapon — likely to produce grievous bodily harm, ~~him~~,  
the said ~~Frank Mandrich~~, then and there feloniously  
did wilfully and wrongfully strike, beat, — 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.

—

— District Attorney —



0 19 1

BOX:

216

FOLDER:

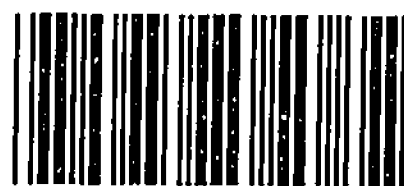
2133

DESCRIPTION:

Miller, Frank

DATE:

04/19/86



2133

0 1922

10-146

Witnesses:

Chas. Marsland  
John McMahon - sworn  
Deputy officer  
and Constable

Deputy officer  
and Constable

Counsel,  
Filed 19 day of April 1886  
Pleads

THE PEOPLE  
vs.  
Frank Miller  
Grand Larceny in the  
(MONEY)  
(Sec. 528 and 530, Penal Code.)

RANDOLPH B. MARTINE,  
District Attorney.

A True Bill.

W. H. Brown  
April 19/86  
Foreman.  
Pleads by Jury  
J. M. & W. C. P.  
April 19/86

POOR QUALITY  
ORIGINAL

0193

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Dennis McMahon*  
aged \_\_\_\_\_ years, occupation *retiree* of No. *191 Sub Street*  
Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *Charles. Mansluk*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this *13*  
day of *April* 183 *1* *Dennis McMahon*  
*Arthur White*  
Police Justice.



POOR QUALITY  
ORIGINAL

0 194

Police Court—

4 District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No.

occupation

deposes and says, that on the

day of

188

being duly sworn

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 night time, the following property viz:

One gold cased watch and gold chain. One lady's chain and locket and good money of the value of twenty two dollars all together of the value of One hundred dollars

the property of

deponent

and that this deponent

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

Frank Miller (now here) from the fact that said Miller was in the employ of deponent and that upon said date left deponent where said property was missed from deponent's premises. Deponent is now informed by Officer Denis McMahon of the 19<sup>th</sup> Supremacy that he arrested said Miller and found on his person pawn tickets representing said property and that upon said tickets said property was obtained. That deponent has seen said property thus obtained and fully identifies it as that which was stolen from him.

Charles Mouchlik

Sworn to before me, this

day

188

Police Justice.

POOR QUALITY  
ORIGINAL

0195

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss

*Frank Miller*

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

Question. What is your name?

Answer.

*Frank Miller*

Question. How old are you?

Answer.

*28 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*No house*

Question. What is your business or profession?

Answer.

*Modeler*

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

Answer.

*I took the money and  
jewelry because Maunlik  
owed me three weeks  
pay and would not  
pay me*  
*Frank Miller*

Taken before me this

day of

188

Police Justice.



POOR QUALITY  
ORIGINAL

0 196

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

Police Court 4 District 519

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Charles Mawbuck*

*Frank Miller*



*Larson*

Dated April 13 1888

*Magistrate*  
*19th Precinct*

Witnesses

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

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

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

\$ 1000 to answer *Ed* Street \_\_\_\_\_

*Ok*

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 *1000* 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 13* 1888 *Andrew Smith* 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.



POOR QUALITY  
ORIGINAL

0 197

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against  
*Franka Ritter*

The Grand Jury of the City and County of New York, by this indictment accuse  
*Franka Ritter*  
of the crime of GRAND LARCENY IN THE *First* DEGREE, committed as follows:  
The said *Franka Ritter*,

*Franka*  
late of the ~~First~~ *Fourth* Ward of the City of New York, in the County of New York, aforesaid, on the  
*ninth* day of *April*, in the year of our Lord one thousand  
eight hundred and eighty-~~nine~~ *six*, at the Ward, City and County aforesaid, with force and arms,  
in the *night* - time of the same day, *one* -  
promissory note for the payment of money, being then and there due and unsatisfied (and of the  
kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value  
of twenty dollars - ; *two* promissory notes for the payment of money, being  
then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the  
denomination of ten dollars, and of the value of ten dollars *each* ; *four* promissory  
notes for the payment of money, being then and there due and unsatisfied (and of the kind known as  
United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars  
*each* ; *ten* promissory notes for the payment of money, being then and  
there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomina-  
tion of two dollars, and of the value of two dollars *each* ; *ten* promissory notes for  
the payment of money, being then and there due and unsatisfied (and of the kind known as United  
States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each* ;  
*one* promissory note for the payment of money (and of the kind known as bank notes),  
being then and there due and unsatisfied, of the value of twenty dollars - ; *two*  
promissory notes for the payment of money (and of the kind known as bank notes), being then and  
there due and unsatisfied, of the value of ten dollars *each* ; *four* promissory notes for  
the payment of money (and of the kind known as bank notes), being then and there due and unsatis-  
fied, of the value of five dollars *each* ; - divers coins, of a number, kind and  
denomination to the Grand Jury aforesaid unknown, of the value of *Twenty two*  
*dollars, one note of the value of*  
*thirty five dollars, two chains of*  
*the value of twenty dollars each, and*  
*one watch of the value of ten dollars.*

of the proper moneys, goods, chattels, and personal property of one *Charles Mondino*,  
*in the dwelling-house* on the person of the said *Charles Mondino*, then and there being  
found, from the *person of the said dwelling-house* *Charles Mondino*, 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.

RANDOLPH B. MARTINE,  
District Attorney.

0198

BOX:

216

FOLDER:

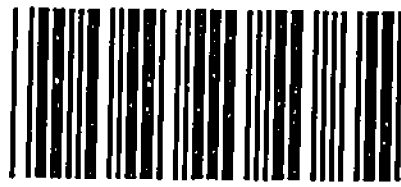
2133

DESCRIPTION:

Miller, John

DATE:

04/30/86



2133

0199

BOX:  
216

FOLDER:  
2133

DESCRIPTION:  
Stewart, John

DATE:  
04/30/86



2133



Witnesses:

Wm A C Brown - Officer

Chas Blumack

Wm H Parmer

Upon an Examination  
of the evidence against  
Gerald Brown and on  
the facts developed  
in the trial of Miller  
I do not think any  
conviction of Brown  
could be obtained and  
consent to his discharge  
upon his own recognizance

James F. H. H. H.  
Arch. H. H. H.

No 265

Excellence

Counsel,

Filed 20 day of April 1886

Pleas City of Chicago - May 1st 1886

Plaintiff in Error

THE PEOPLE

3d. 3d. vs. R

John Miller

and

John Stewart

RANDOLPH B. MARTINE,

Mr May 1st/86 District Attorney

Not tried (convicted) (with ray)

A True Bill.

Mr May 1st/86 No 2. Dismissed by Mr. H. H. H.

James F. H. H. H.

Foreman

Wm A C Brown

Chas Blumack

POOR QUALITY  
ORIGINAL

0200

0201

**DOCUMENT IS  
A BLUEPRINT**

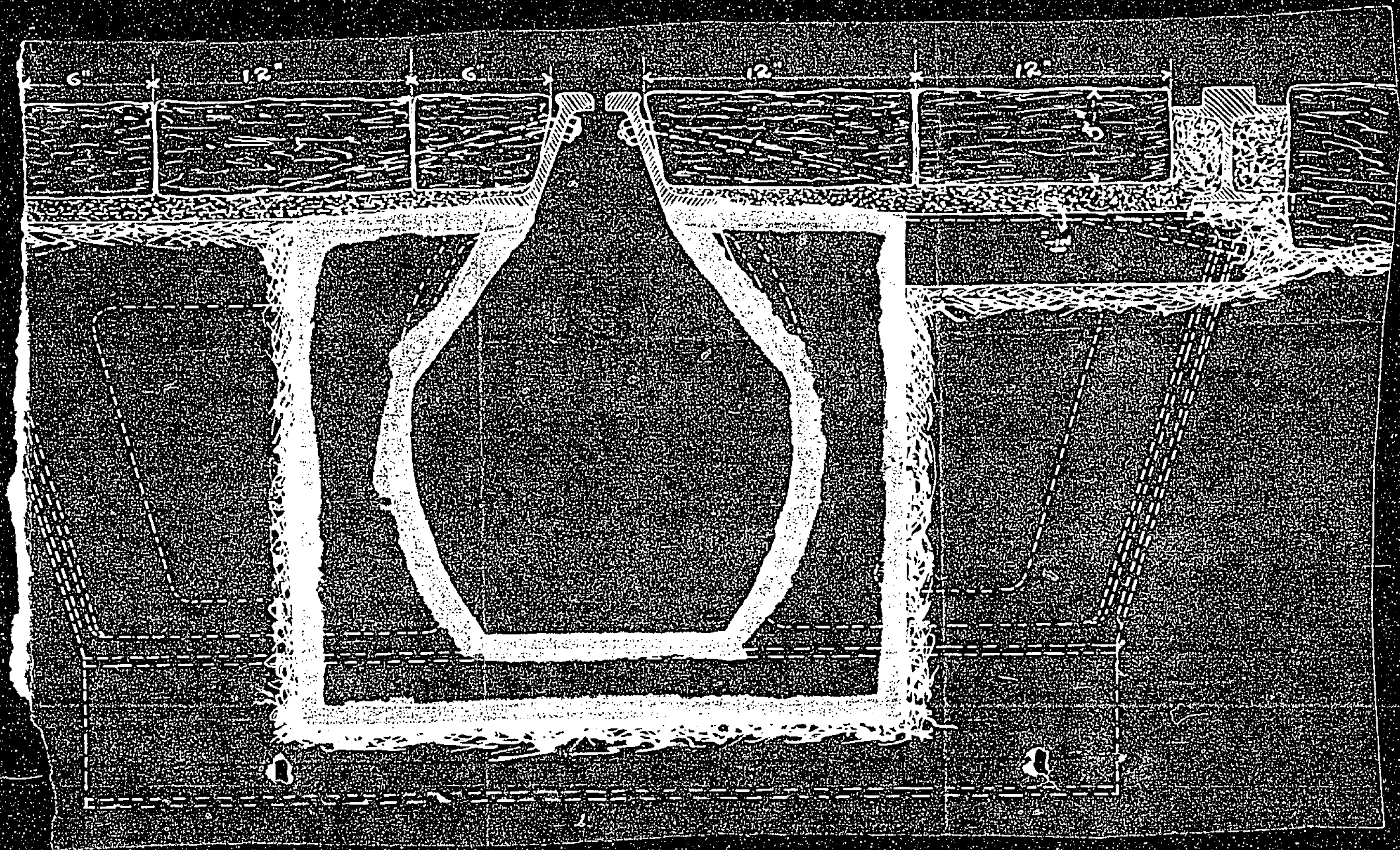
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POOR QUALITY  
ORIGINAL

0202





**POOR QUALITY  
ORIGINAL**

020

30  
111  
432  
240  
144  
3 1/6

30  
458 on 10" line  
458; 574 on 125" line  
458 (123  
1160  
716  
1440  
571

5  
33  
114

Police Court, 5 District.

City and County  
of New York, ss.

of No. 100 William A. Merin  
Street, aged 37 years,  
occupation Police Officer - being duly sworn, deposes and says,  
that on the 26th day of April 1886 at the City of New  
York, in the County of New York,

John Miller and John Stewart  
both now here have acting in concert  
together did unlawfully, wickedly,  
willfully and maliciously -  
place any obstruction upon the  
track of the South Brooklyn Cable  
Railroad operated by steam  
cars upon any through route  
overland in the City of New York  
in the transportation of passengers  
with the intent to endanger  
the safety of passengers upon  
said railroad - and injure  
the cars of said railroad -

That deponent saw the said  
Miller and Stewart in company  
with each other walking upon  
the track of said railroad -  
near 131<sup>st</sup> Street. That deponent  
saw the said Miller pick up  
a stone from the roadway of 10<sup>th</sup>  
Avenue and place it into  
the slot rails of said railroad  
track through which the grip  
of the cars run to attach to the  
cable. In which said slot rails  
deponent there are brays that the  
said deponent may be dealt  
with as the law directs.

Deposition taken before me -  
this 27th day of April 1886

Wm. A. Merin  
Deponent

This 27th day of April 1886 Wm. A. Merin  
Justice



POOR QUALITY  
ORIGINAL

0205

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss

District Police Court.

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

Question. What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer

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

Answer

Question. What is your business or profession?

Answer

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

Answer

Taken before me this  
day of *March* 19*27*

Police Justice.



POOR QUALITY  
ORIGINAL

0206

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer. *John Stewart*

Question. How old are you?

Answer. *37 Years -*

Question. Where were you born?

Answer. *New York*

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

Answer. *71 21st. 7th Avenue - 2 Years -*

Question. What is your business or profession?

Answer. *Car 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 Stewart*

Taken before me this

day of *April* 188*8*

*M. J. [Signature]*  
Police Justice.

POOR QUALITY  
ORIGINAL

0207

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this  
day of *Sept* 188*8*

*John Stewart*  
Police Justice.



POOR QUALITY  
ORIGINAL

0200

William  
C. C. Williams  
1688-8-10

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

Police Court District 5-1613

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William C. Williams  
Prosecutor  
1 John A. Hall  
2 John A. Hall  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence *Malicious  
Officer - Violation  
635 Penal Code*

Dated April 29 1886

Magistrate  
Officer  
Precinct

Witnesses

No. 1 Jack 12007 Street  
No. 2 A. Davis

No. 3 C. Williams Street  
No. 4 1688-8-10 Street

No. 5 to answer  
No. 6 J. A. Hall  
No. 7 J. A. Hall  
No. 8 J. A. Hall  
No. 9 J. A. Hall

2500. Bail (over)

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

guilty thereof, I order that *he* be held to answer the same and *he* be admitted to bail in the sum of *Twenty 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 29 1886 *M. A. Hall* Police Justice.

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

Dated \_\_\_\_\_ 1886 \_\_\_\_\_ 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 \_\_\_\_\_ 1886 \_\_\_\_\_ Police Justice.







POOR QUALITY  
ORIGINAL

0210

~~Mr. Fuller - Grocery~~

Clark Fuller - Green & 27 1/2

Quinn H. Keller

Louis Stetson

Alfred Menet

James W. Brown

James W. Brown

George W. Barber

William H. Holmes

Benjamin F. Wood

Emmet M. Lower

Harry H. Carpenter

Robert A. Hutchinson

Def  
1111111

**POOR QUALITY  
ORIGINAL**

0211

*W. Graham*

On the 21st when you are present  
in court

Before the Judge was you & Mr. L.  
working on the one car -



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 Miller and  
John Stewart

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

John Miller and John Stewart  
of the CRIME OF placing an obstruction upon  
the tracks of a railway.

committed as follows:

The said John Miller and John  
Stewart, both -

late of the ~~South~~ Ward of the City of New York, in the County of New York afore-  
said, on the ~~twenty-sixth~~ day of ~~April~~, in the year of our Lord  
one thousand eight hundred and eighty- ~~five~~, at the Ward, City and County aforesaid,

with force and arms, did unlawfully  
place a certain obstruction, to wit: a  
certain stone, upon the tracks of a  
certain railway there, operated by  
steam and horses, and commonly  
called the Third Avenue Railroad,  
and being a railway maintained, operated  
and used by a certain corporation  
called the Third Avenue Railroad  
Company, whereby the safety of  
divers persons whose names are to the  
Grand Jury aforesaid unknown, was  
then and there endangered, against  
the form of the Statute in such  
case made and provided, and against

**POOR QUALITY  
ORIGINAL**

02 13

The people of the People of the State  
of New York, and their signatures  
Randolph B. Martin,  
District Attorney.

02 14

BOX:

216

FOLDER:

2133

DESCRIPTION:

Miller, William H.

DATE:

04/30/86



2133



POOR QUALITY  
ORIGINAL

0215

11-55 J. M. Smith

Counsel,  
Filed, 20 day of April 1836.  
Pleads, *Magistrate's Office*

THE PEOPLE

vs. B

William H. Miller

BRIBERY.  
[Section 72 Penal Code, and Section 58 Consolidation Act  
of 1832.]

RANDOLPH B. MARTINE,  
District Attorney.

A True Bill.

*J. H. Brown*  
Judge of the Court of Sessions  
New York City  
his Honor advised on  
motion before section  
March 20, 1836

Witnesses:

~~Chas. B. Smith~~  
Chas. B. Smith

*Guarled by*

Adeline Woods  
303 Gate Ave  
Brooklyn  
James B. Miller

244 West 4th St  
Joseph B. Miller  
407 Bank St

Adeline Woods  
14 Leroy Street  
Mary DeLombard  
1854 Lexington Avenue,

N.Y. General Sessions

The People

vs

William H. Miller

City of County of New York

William H. Miller  
the above, named defendant being duly  
sworn says that on the 20<sup>th</sup> day of April,  
1886. He was indicted for the crime of larceny.  
That he was arrested and gave bail to answer  
the charge. That on the 7<sup>th</sup> day May 1886. He  
interposed a plea of not guilty to the  
said indictment. That the trial of said  
indictment has never been postponed  
upon the application of this defendant

Sworn to before me  
this 28<sup>th</sup> day of July  
1890

Immanuel  
Carrick Reed  
nfl

William H. Miller

N.Y. Gen. Sessions

The People

vs

William H. Miller

Please take notice that  
on the 3<sup>rd</sup> day of March next at the opening of  
the Court on that day or as soon thereafter  
as counsel can be heard. I shall <sup>move</sup> this Court  
that the indictment against the said  
defendant be dismissed for want of  
prosecution. That such motion will be founded  
on the affidavit of the defendant and certify  
the same to the Court in said matter



POOR QUALITY  
ORIGINAL

0217

To John R. Fellows Esq  
Supt. Attorney }  
Seated, July 28<sup>th</sup> 1890.

James M. Smith  
Atty for Defendant



POOR QUALITY  
ORIGINAL

0218

March 3rd 1890  
This Defendant was not  
of the thirteen who were  
announced the "Cimbria"  
as such, as "No. 10000".  
James. There has been  
been named against him  
which named party. The  
People in bringing him  
trial. But further, he  
has been accused  
occasions as witness for  
the People in the bribery  
cases and is entitled  
to have that fact con-  
sidered. Document  
the disappearance of the book.  
J. H. Hollows  
Dist. Atty.

dictated  
as memoranda  
above given  
J. H. Hollows  
March 3/90

Ch. of General Sessions Court.

The People

PLAINTIFF,  
against

William H. Smith

DEFENDANT.

Appointed & retained  
of counsel.

JAMES M. SMITH,  
Attorney for Defendant.  
280 BROADWAY,  
(STEWART BUILDING.)  
NEW YORK CITY.

To

J. H. Hollows  
Attorney

Due service of a copy of the within  
is hereby admitted.

Dated, New York, July 28, 1890

J. H. Hollows  
Attorney for Plaintiff

City and County }  
of New York } ss.

Randolph B. Martine,

being duly sworn, deposes and says:

I am the District Attorney of  
the County of New York.

Upon information and belief  
I charge William St. Viller  
with having committed the  
crime of Bribery, in this: that  
heretofore, to wit: on or about  
the fifteenth day of December,  
1884, the said William St.  
Viller, being a public officer,  
and a person executing the  
functions of a public officer,  
to wit: an Alderman and a  
member of the Board of  
Aldermen of the City of New  
York, and as such being then  
and there a member of the  
Common Council of the City  
of New York, did, as I am  
informed and verily believe  
at the City and County of New York,  
of his own free will and agree to  
receive a large sum of money  
and a promise and agreement  
heretofore, from some person



inducement to me, upon an agreement and understanding that the vote, opinion, judgment, action and official proceedings of him the said William H. Miller, as such member of the Common Council aforesaid, upon and concerning a certain petition and application of the Shirley Fourth Street Railroad Company, before then duly presented to the said Common Council, and then pending and under its consideration for the consent of the said Common Council and its permission to construct, maintain, operate and use a street surface railroad for public use in the convergence of persons and property in cars upon and along the surface of certain streets, avenues and highways in the said City, should be thereby influenced.

I therefore pray that a warrant may issue for the



POOR QUALITY  
ORIGINAL

02221

arrest of the said William H.  
Miller and that he be dealt  
with according to law.

Given to the

me this 21st day

of June 1884

Randolph B. Martine

John H.  
Rees

~~Dietrich~~

## ON THE COMPLAINT OF

29.

*Offence,*

188-

**Clerk.**

**Street,**

**Street.**

**Street,**

### Sessions.

It appearing to me by the within depositions and statements that the crime therein mentioned has been

**POOR QUALITY  
ORIGINAL**

0223

**Court of General Sessions of the Peace**

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*William H. Miller.*

The Grand Jury of the City and County of New York, by this indictment  
accuse *William H. Miller*  
of the CRIME OF **Bribery**, committed as follows:

**Heretofore**, to wit, on the twenty-ninth day of August, in the year of our Lord one thousand eight hundred and eighty-four, at the City of New York, in the County of New York aforesaid, a certain petition and application of the Broadway Surface Railroad Company, a corporation duly organized and incorporated under and by virtue of the laws of the State of New York, before then duly presented to the Common Council of the City of New York, praying and making application to the said Common Council for its consent and permission to construct, maintain, operate and use a street surface railroad for public use in the conveyance of persons and property in cars upon and along the surface of certain streets, avenues and highways in the said city, together with the necessary connections, switches, turnouts, turntables, sidings and suitable stands for the convenient working of the said road, was duly pending before and under the consideration of the said Common Council.

**And** the said petition and application having been so as aforesaid made and presented to the said Common Council, and being so pending and under its consideration as aforesaid, the said *William H. Miller*, late of the City and County of New York aforesaid, being then and there a public officer, and a person executing the functions of a public office, to wit, an alderman and a member of the board of aldermen of the City of New York, and as such, being then and there a member of the Common Council aforesaid, afterwards, to wit, on the said twenty-ninth day of August, in the year aforesaid, and whilst the said petition and application was yet pending before and under the consideration of the said Common Council, contriving and intending the duties of his said office, and the trust and confidence thereby reposed in him, to prostitute and



**POOR QUALITY  
ORIGINAL**

0224

betray, at the city and county aforesaid, with force and arms, unlawfully, wickedly and corruptly, did feloniously ask and agree to receive the sum of \_\_\_\_\_  
*Twenty thousand* \_\_\_\_\_ Dollars in money, and a promise and agreement therefor, from *a certain person whose name is to the Grand Jury aforesaid as yet unknown,* \_\_\_\_\_ upon an agreement and understanding that the vote, opinion, judgment, action and official proceeding of him, the said *William H. Miller* \_\_\_\_\_ as such member of the Common Council aforesaid, upon and concerning the said petition and application of the said Broadway Surface Railroad Company, so pending before and under the consideration of the said Common Council as aforesaid, should be thereby influenced, and that his vote, opinion, judgment, action and official proceeding as such member of the Common Council aforesaid upon and concerning the said petition and application, should be in favor of the granting and giving by the said Common Council of the consent and permission so as aforesaid in and by the said petition and application prayed and applied for; 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 \_\_\_\_\_ *William H. Miller* \_\_\_\_\_ of the CRIME OF *Bribery*, committed as follows :

*Heretofore*, to wit, on the twenty-ninth day of August, in the year of our Lord one thousand eight hundred and eighty-four, at the City of New York, in the County of New York aforesaid, a certain petition and application of the Broadway Surface Railroad Company, a corporation duly organized and incorporated under and by virtue of the laws of the State of New York, before then duly presented to the Common Council of the City of New York, praying and making application to the said Common Council for its consent and permission to construct, maintain, operate and use a street surface railroad for public use in the conveyance of persons and property in cars upon and along the surface of certain streets, avenues and highways in the said city, together with the necessary connections, switches, sidings, turnouts, turntables and suitable stands for the convenient working of the said road, was duly pending before and under the consideration of the said Common Council.

**POOR QUALITY  
ORIGINAL**

0225

And the said petition and application having been so as aforesaid made and presented to the said Common Council, and being so pending and under its consideration as aforesaid, the said William H. Miller

late of the city and county aforesaid, being then and there an alderman and a member of the board of aldermen of the City of New York, and as such, being then and there a member of the said Common Council, afterwards, to wit: on the said twenty-ninth day of August, in the year aforesaid, and whilst the said petition and application was yet pending before and under the consideration of the said Common Council, contriving and intending the duties of his said office, and the trust and confidence thereby reposed in him, to prostitute and betray, at the city and county aforesaid, with force and arms, unlawfully, wickedly and corruptly, did

feloniously accept from a certain person whose name is to the Grand Jury aforesaid as yet unknown a promise and agreement to give and furnish to him, the said William H. Miller

the sum of Twenty thousand

dollars in money, and an undertaking to give and furnish the said sum of money to the said

William H. Miller  
under an agreement and understanding that the vote, opinion, judgment and action of him, the said William H. Miller

as such member of the said Common Council, upon and concerning the said petition and application of the said Broadway Surface Railroad Company, so pending before and under the consideration of the said Common Council as aforesaid, should be influenced thereby, and that his said vote, opinion, judgment and action should be given in the cause, matter and proceeding of, upon and concerning the said petition and application, in favor of the granting and giving by said Common Council of the consent and permission so as aforesaid in and by the said petition and application prayed and applied for; 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.

**RANDOLPH B. MARTINE,**

**District Attorney.**