

1036

BOX:

162

FOLDER:

1661

DESCRIPTION:

Devos, Constantine

DATE:

01/07/85



1661

2512

Michael Walsh  
affirm

#5-2

Counsel, E. G. P. v.  
Filed 7 day of Jan 1880  
Pleads A. G. P.

THE PEOPLE

vs.

P

Constantine Deros

CONCEALED WEAPON.

(Section 410.)

RANDOLPH B. MARTINE,

~~JOHN McKEN~~

District Attorney.

A True Bill.

*[Signature]*

Foreman.

Feb 2/80

True & Requested

1037



1038

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 1<sup>st</sup> DISTRICT.

Michael Walsh

of No. 3<sup>rd</sup> Precinct Police Street, aged 39 years,  
 occupation Police Officer being duly sworn deposes and says,  
 that on the 1<sup>st</sup> day of January 1885

at the City of New York, in the County of New York, Constantine Sevast  
 (now here) did unlawfully have conceal  
 upon his person an instrument commonly  
 known as Metal Knuckles (here shown)  
 with the intent to use the same against an-  
 other in violation of section 110 of the Penal  
 Code of the State of New York

Michael Walsh

Sworn to before me, this 1<sup>st</sup> day of January 1885  
 Henry C. Kelly Police Justice.

1039

Sec. 198-200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Constantine Devost 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.

Constantine Devost

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

France

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

Answer.

188 Nooster St. 2 days

Question. What is your business or profession?

Answer.

Baker

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 had the knuckles in my pocket but did not intend to use them

Devos Constant

Taken before me this

day of

January 1885

Henry C. Hall

Police Justice.



1040

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 Constantine Devant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 5  
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 2 January 1885 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 h to be discharged.

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

1041

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

Michael Walsh

Stevedore & Sign

1 Constantine Devaet

2 \_\_\_\_\_

3 \_\_\_\_\_

4 \_\_\_\_\_

Dated 2 January 1885

Daniel O'Neill Magistrate.

Walsh Officer.

3 Precinct.

Witnesses \_\_\_\_\_

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

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

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

\$ 5.00 to answer

Wm

(13)

Officer (Carrying Wine)  
Weapon. . . . .



1042

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

*Constantine Deros*

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

*— Constantine Deros —*

of the CRIME OF CARRYING A CONCEALED WEAPON, committed as follows:

The said *Constantine Deros*, late of the First Ward of the City of New York in the County of New York aforesaid, on the *— first —* day of *January* in the year of our Lord one thousand eight hundred and eighty-*five* at the Ward, City and County aforesaid, with force and arms, feloniously did knowingly and secretly conceal upon his person a certain instrument and weapon of the kind known as *a metal rammer*, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

*— Constantine Deros —*

of the CRIME OF POSSESSING A CONCEALED WEAPON, committed as follows:

The said *Constantine Deros*, late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, feloniously did wilfully and furtively possess a certain instrument and weapon of the kind known as *a metal rammer*, with intent then and there feloniously to use the same against some person or persons to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE.

~~JOHN McLEON~~ District Attorney.

1043

BOX:

162

FOLDER:

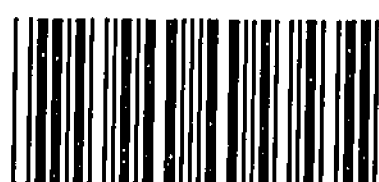
1661

DESCRIPTION:

DiCautia, Vincent

DATE:

01/19/85



1661



Witness  
Moto Lombardi

Chas B. McNamee  
621 Pearson

166  
Filed 19 day of Jan 1885  
Pleads Asks Jury to

THE PEOPLE  
vs.  
P  
Vincenzo Di Cantia  
271  
charged w. 1st degree  
Assault in the First Degree.  
(Firearms.)  
for 217 and 218

RANDOLPH B. MARTINE,  
JOHN MCKEON,  
District Attorney.

Pr 14 by 5/85  
Fred & Charles Case & Co  
A TRUE BILL with accom. to me

AWD  
Foreman.

S.P. 3 1/2 years

1045

Police Court—18<sup>th</sup> District.City and County { ss.:  
of New York, }of No. 5 9 1/2 Mulberry Street, aged 19 years,  
occupation Laborer being duly sworndeposes and says, that on 6 day of January 1885 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Vincenzo Di Bantia (now here),  
did wilfully and feloniously point  
aim and discharge a pistol loaded  
with powder and leaden balls at  
deponent's body one of said balls  
striking deponent on the right leg  
causing a painful wound  
said assault was committed

with the felonious intent to take the life of deponent, <sup>and</sup> 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 15 day  
 of January 1885.

Nicola X Colombo  
Mark

A. W. Patterson Police Justice.



1046

Sec. 198—200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Vincenzo Di Cautia* 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.

*Vincenzo Di Cautia*

Question. How old are you?

Answer.

*26 years*

Question. Where were you born?

Answer.

*Italy*

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

Answer.

*35 Mulberry St 3 years*

Question. What is your business or profession?

Answer.

*Laborer*

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

Answer.

*I am not guilty*

*Vincenzo Di Cautia*  
his  
Mark

Taken before me this

day of

1888

Police Justice.

TORN PAGE

1047

New Hospital,  
West Fifteenth Street,  
New York.

Jan 7<sup>th</sup> 1885

This is to certify that Aicalo  
Columbo was brought to this  
Hospital Jan 6<sup>th</sup> 1885 - said to have  
been shot. Patient's condition on  
admission was good. Examination  
showed a small round  
hole in the posterior part of  
thigh. Wound is not of a  
serious nature unless some  
unforeseen complication should  
arise

Respectfully  
E. H. Hutton  
House Surgeon



1048

City and County }  
of New York } ss

Michel Forbitsci  
of No 41 Mulberry Street aged 29 years  
Occupation scissors grinder. being  
duly sworn says that about the  
hour of 8.30 PM on the 6<sup>th</sup> day of  
January 1885 deponent was in  
premises No 59 1/2 Mulberry Street  
in said city. deponent heard the  
discharge of a pistol and saw said  
Vincenzo Di Cantia running through  
the hallway of said premises with  
a pistol in his hand and saw  
said Vincenzo Di Cantia hand said  
pistol to a man name unknown to  
deponent and said man disappeared  
from deponents sight.

Sworn to before me this 7<sup>th</sup> day of January 1885 Michel<sup>his</sup> Forbitsci  
M.A.

Samuel C. Bell  
Police Justice

1049

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, First DISTRICT.

of the 1st Premier Police Street, aged 28 years,  
occupation Police Officer being duly sworn deposes and says  
that on the 6th day of January 1885

at the City of New York, in the County of New York, who arrested the  
Vincenzo Di Cantia (nowhere) who  
did wilfully discharge a loaded revolving  
pistol loaded with powder and leaden balls  
at the body of Nicolo Colombo wounding said  
Colombo in the right leg thereby causing  
injuries from which the said Colombo is now  
confined in the New York Hospital and is  
unable to appear in Court and the said Nicolo  
Colombo identified Vincenzo Di Cantia in the  
presence of deponent as the person that inflicted  
said injuries

Sworn to before me this

188

day

Police Justice



1050

Wherefore Applicant prays the said  
Vincenzo Di Bantia may be held to  
await the result of said injuries

Sworn to before me Charles B. McManus

this 7<sup>th</sup> Day of January 1888

James O'Halloran  
Police Justice

Filed with the County  
Clerk

18-  
Police Court, 1<sup>st</sup> District.

AFRIDA VIT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles B. McManus

vs.  
Vincenzo Di Bantia

Dated Jan 7 1888

J. C. Reilly Magistrate.

McManus Officer.

Witness,

Disposition Committed to

await the result of

injuries



1051

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 *Vincenzo Di Buntia*

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

Dated *15 Jan* 188 *5 J. M. Patterson* 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 h to be discharged.

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



1052

Police Court

186 District. 69

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Nicolo Columbo  
59 1/2 Mulberry St.  
1 Vincenzo Di Lauro

Offence Felonious  
Assault

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated 15 January 1885

Jacob M. Patterson, Jr. Magistrate.

Charles B. McManus

6 Precinct.

Witnesses Michael Forbitoci

No. 41 Mulberry Street.

No. 676 Boston M. St. Street,

New York City

No. Street.

\$ 1000 to answer Sessions.

Com. 14

1053

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Vincenzo Di Cantia*

The Grand Jury of the City and County of New York, by this indictment, accuse *Vincenzo Di Cantia* —

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

The said *Vincenzo Di Cantia*, late of the City of New York, in the County of New York aforesaid, on the *Sixth* day of *January*, in the year of our Lord one thousand eight hundred and eighty *nine*, with force and arms, at the City and County aforesaid, in and upon the body of *Nicolo Colombo* in the peace of the said People then and there being, feloniously did make an assault, and to, at and against *him* the said *Nicolo Colombo*, a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which the said *Vincenzo Di Cantia* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge, with intent *him* the said *Nicolo Colombo*, thereby then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

## SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said *Vincenzo Di Cantia* of the Crime of assault in the second degree, committed as follows:

The said *Vincenzo Di Cantia*, afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Nicolo Colombo* then and there being, feloniously did, wilfully and wrongfully, make an assault, and to, at and against *him* the said *Nicolo Colombo*, a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *he* the said *Vincenzo Di Cantia* in *his* right hand, then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and there shoot off and discharge

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.

JOHN McKEON, District Attorney.



1054

BOX:

162

FOLDER:

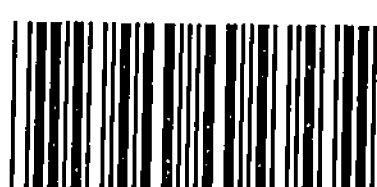
1661

DESCRIPTION:

Dickerson, James S.

DATE:

01/05/85



1661

**Witnesses:**

Edward Y. Evans  
John W. W. W.

5

THE PEOPLE

vs.

James S. Dickerson

Grand Larceny, 2<sup>nd</sup> degree

18  
Nov 20 1877

[Sections 528, 53 1, — Penal Code].

RANDOLPH B. MARTINE,

PEPPER B. O'LENY,

*District Attorney.*

# A True Bill.

*Wm. J. Little*

**Foreman**

Handa yuckly  
Ennis R. J.

1055



Police Court—

District.

## Affidavit—Larceny.

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

of New York, I Johnston N. Hegeman  
of No. 55 East 11<sup>th</sup> Street, aged 42 years,  
occupation Druggist being duly sworn

deposes and says, that on the 12<sup>th</sup> day of December 1884 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: \_\_\_\_\_

Two bills or notes good and lawful money  
of the United States each of the value and  
denomination of Five Dollars and bills  
and silver and nickel coins to the  
value, together, of Forty Dollars, in all  
of the value of Fifty Dollars

the property of defunct

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 James Dickerson, now here, from the following facts: Defendant is informed by Joseph B. Gehrny, a clerk in said store, that at twelve o'clock on the night of the 27<sup>th</sup> day of December he left said money in the cash drawer of defendant's drug store No 736 Broadway and said drawer was found open and empty on the following morning; and from the fact that said Dickerson admits and confesses that he took, stole and carried away said money as charged.

(over)

Sworn to before me, this 21 day  
of December 1884

David C. Kelly Police Justice

1057

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 41 years, occupation

Joseph B. Glenny  
Blent

of No.

10 51- Mart's Place

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Johnston N. Hegeman

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

Sworn to before me, this 29<sup>th</sup>  
day of December 1884

Joe B. Glenny

Sam'l C. Kelly  
Police Justice.

Dated 1884 Police Justice.

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

Dated 1884 Police Justice.

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

Dated 1884 Police Justice.

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

Hundred Dollars and he 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.

vs.

1  
2  
3  
4

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Sessions.



1058

Sec. 198-200.

2d

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

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

Question What is your name?

Answer James Dickerson

Question. How old are you?

Answer 18 years

Question. Where were you born?

Answer. Syracuse N.Y.

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

Answer. No 252 West 27 street; 3 months

Question What is your business or profession?

Answer Porter

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. I took the money. Joseph Mc Donough proposed it to me and was to have helped me. HE did not come and I took it alone.

James S. Dickerson

Taken before me this

29

day of December 1884

Samuel M. Kelly Police Justice.

1059

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

*James Dieterson*

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 December 29<sup>th</sup> 1884

*Samy O'Reilly* 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 h to be discharged.

Dated \_\_\_\_\_ 188

Police Justice.



1060

Police Court-- 2<sup>d</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Johnston St. Hegemay  
55 East 11 St

1 James Dickerson  
2  
3  
4

Office of  
James Dickerson

BAILED,

No. 1, by  
Residence Street.

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

Dated December 29 1894

O'Reilly Magistrate.  
Edward Gilgan Officer.  
15th Precinct.

Witnesses Joseph B. Glenn  
No 10 St-Martin Place

No. Street,

No. Street.

\$ 1000 to answer Sessions.

Com

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James B. Dickerson*

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

*James B. Dickerson*

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

The said *James B. Dickerson*,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *22<sup>nd</sup>* day of *December*, in the year of our Lord one thousand eight hundred and eighty *seven*, at the Ward, City and County aforesaid, with force and arms,

*two promissory notes for the payment of money, of the said James or United States Treasury notes, the same being then and there due and unsatisfied for the payment of and of the value of \$500 each, and several other promissory notes for the payment of money, of a number, kind and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of \$200 dollars, and several coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of twenty five dollars,*

of the goods, chattels and personal property of one *Johnston*

*W. Stegman,*

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.

*Randolph B. Martin*

*District Attorney*



1062

BOX:

162

FOLDER:

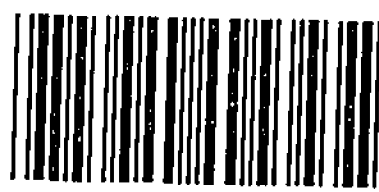
1661

DESCRIPTION:

Donlan, John

DATE:

01/08/85



1661

Witness

James H. Bennett  
844 2<sup>nd</sup> Ave

Filed 8 day of Jan 1885  
Pleads No. 19  
[Signature]

THE PEOPLE

vs.

I

John Donlan

RANDOLPH B. MARTINE

JOHN JACKSON

District Attorney.

Assault in the First Degree.  
(Firearms.)

A TRUE BILL.

[Signature]  
Foreman.

[Signature]  
Spec'd & Committed  
per Sheriff 12 day

Pen 3 y 4 mos.  
Jan 16 1885



1064

The People  
vs.  
John Donlan.

Court of General Sessions, Part I.  
Before Judge Cowing.

Monday, January 12, 1885.

Indictment for assault in the first degree.

James McDermott sworn. I live at 844 Second Avenue, I am a bar-keeper for Francis Eagan, I know the prisoner and saw him on the 5th of December; he came into the liquor store and he had some beer about three o'clock, he staid in the store until about six o'clock, I went up to tea and he was there, I came down about seven o'clock and he was still there. A poor old man came in looking for assistance, he asked the man to have a glass of beer and he would not take it and all he wanted was assistance, the prisoner took off the man's hat and poured the beer into it, I remonstrated with him for doing so, K told him he had no right to do that, I told him it was not my business to let him do that, then he took off the man's hat and danced on it, then I told him if he went on with that conduct any more I would put him out; he made two passes at me across the bar and I warded them off, he came behind the bar to assault me, I came and put him out from behind the bar, in doing so I tore his tie; the proprietor of the store came down, I told the prisoner to go home, he went home then and about eight o'clock he came back again. I was going off duty as bar-tender, he asked me for the breast-pin of his that he lost and I told the proprietor to hand it over to him, he handed the pin to him. I went out in the yard to tie up the dog for the night and the prisoner followed me out into the yard. He asked me what he <sup>me</sup> say to ~~him~~ and what did I put him out of the store for? I told him he said nothing to me, only what he done

1065

to the old man; he wanted to pick a quarrel up with me in the yard; he was standing the whole time with his hand in his pocket, I had a kind of a suspicion and I did not want to stay in the yard. I went in upstairs to go to bed and he followed me upstairs near the bed-room door. He said, you will want to mind yourself with me, that is I was to take care of myself, I asked him what did I do, he says, you tore my tie off. I said, if I tore your tie I will get you another one. I was going into the room and he took out a revolver and put it on my forehead, I threw up my hand to knock it out when the bullet went through my hat, he fired, the powder went into my eye, there is some of it there still, it blinded me so that I could not see for three or four minutes; the prisoner went away and took the revolver with him.

Cross Examined. I made no attempt to strike him at all before this happened, I was not in the act of assaulting him, I never said a single word, it is not a fact that I was in the act of assaulting him and that he held up the pistol like this and fired it in the air, the hat was on my head at the time, it is not a fact that he fired as straight as he could fire, the hole on the rim of the hat now shown is the bullet hole I speak of. I made no disrespectful remarks about his wife and I can produce a witness to that effect, there was a man standing at the bar the whole time he was there, I did not speak at all about his wife, I had been told before to-day about these remarks about his wife. I might have served him to four or five drinks that day, I did not serve him to more than that. He told me himself when I was putting him out from behind the bar that I tore his tie, this shooting took place about eight o'clock. There were two officers came



1066

to this place after the shooting and they saw the mark on the side of the wall, I felt the bullet under my foot when I was going out with the two officers about ten or fifteen minutes after the shooting, I handed the bullet to Officer Buckley, Officer Moran was with him.

John T. Guff sworn. I am a Detective officer, I got the bullet from Officer Buckley, I have been to the place where this shooting took place and saw the mark of the bullet on the wall, I got the bullet I should say about an hour after the shooting took place, the officer brought the complainant and the bullet to the Station House and he gave me the bullet. I arrested the prisoner on the 30th of December at 346 West 42nd Street, I had been searching for him, I went to the store the next day and made inquiries where he lived or where his wife lived and they told me they did not know, I had been looking for him about three weeks, I left word with the bar-tender and the proprietor of the place if his wife came there - How did you find him, by tracing his wife? By having a boy watch the wife and trace her from the store where she lived, I found the prisoner in his own room. What did he say if anything, about the affair? He said he was under the impression that McDermott would not make a complaint against him, his wife told him so and that he would get square with McDermott for doing so. He said this on the way to the Station House.

did not see

Cross Examined. I saw the mark on the ceiling, I looked on the side of the wall and saw it. I will not swear there were not dents in the ceiling.

1067

The Case for the Defence.

The Court said he would take the first count of the indictment from the jury and submit the case on the second count.

By consent of the District Attorney Counsel for the defendant introduced the following letter as proof of character. It was addressed to him by Silas Seymour, State Engineer and Surveyor.

" New York, January 7, 1885.

My dear Sir: I am exceedingly glad to learn that you are taking an interest in the case of John Donlan and hope that you will succeed in getting him out of his present difficulty. I have known Mr Donlan for several years; and have always regarded him as an honest, sober, industrious and peaceful citizen. He was with me in the State Engineer's office in Albany, two years and conducted himself with perfect propriety. What could have caused him to commit this recent offence is more than I can imagine unless he was laboring under a fit of temporary insanity.

Yours very truly, S. Seymour.

Hon. Charles S. Spencer, Attorney at Law, New York City

John Donlan sworn and examined. Are you a married man? Yes sir. Were you ever in any trouble before? No sir, never before. On this day in question were you in this grocery? Yes sir. Was anything done or said to you by this bar-tender? Yes sir. When I went in in the early part of the evening I was there alone with the bar-tender, there was no one there but the two of us in the saloon at the time. I was standing with him fooling at the upper

part of the bar and he says to me, Donlan did you get work yet? I says no. *He said, I was with a woman last night and paid her \$2.50.* He says, why don't you send your

wife out on the town and I will help you alone. So I

got mad at that and he went to serve some customer who came



1068

in and he finally went to supper, so I went home then and came back again as there was a party in that saloon trying to get me work, a young man who used to come in there and he told me that if he would get it for me he would see me there. When I came back there was an old man came in, I asked the man to have something, we got into some little scuffle and the bar-tender told me that he would put me out, I was very well acquainted with him and did not think there was going to be any trouble. With that he came from behind the bar and tore my tie and knocked the pin on the floor. There was a couple of friends in the place who came between us, I went home and got my supper and came back to see this party who was going to get me work. He the complainant, was out in the yard and I went out there to talk to him about what he said about my wife. He said he wanted to have no more to do about it that he would take it back. He went upstairs, and once or twice he asked me up to his room, we were going to the theater together, I did not know what night we were going. I asked him why he called my wife a hore? He said yes, she is a hore, I took out the revolver and fired it in the air so as to frighten him. Did you intend to hit him? No sir. He called your wife a hore before you fired at him? Yes sir. Your wife is here? Yes sir. I never meant any harm only to fire it so as to frighten him.

Cross Examined. What time did you first go to the liquor store? It was in the early part of the day about three o'clock. Had you been drinking before you went in there? No sir, I had not. How much did you drink while you were in there? I suppose I took six or seven glasses of whiskey from him, I was drunk. You knew very well what you were doing? I did when I was insulted, I did not know

1069

what I was doing then. When were you first insulted, what time? I think it was about five or half past five o'clock. The old man came in for assistance, I threw no beer on his hat I do not believe, I did not dance on his hat, I might have hit it fooling. Did you go around behind the bar, did you make a pass at him over the bar? No, I did not. After he made those remarks about your wife did not you make a pass at him? No sir, there was no trouble, I think it was about seven o'clock when the old man came in. What time was it he made remarks about your wife? About five o'clock. You stand from five until half past seven before you had any trouble? Yes sir. Why did you wait a couple of hours? I knew the bar-tender and the man that owns the place and I was expecting to see the man who was to get me work, I was waiting there to see him. Explain to this jury how it was after you hearing as you testify a most vile declaration against your wife, you remained with the bar-tender for two hours before you thought it necessary to avenge the difficulty? I did not think anything at all, he said he would take back the first insult. After he remarked if a customer came in for some beer and I talked with two or three people and I let it out of my head for the present time. I went out after him to the yard and asked him to take back what he said about my wife, I thought we would make friends again, I had the pistol all the time in my pocket and three chambers were loaded, I did not have my hand in the coat pocket, I had the pistol in the hand pocket. He said he would take back what he said about my wife when we went up stairs. He struck at me and said she was a whore, I pulled the pistol out and fired it into the air to scare him. This happened on the 5th and he did not have me arrested until



1070

the 30th. I was around the city, all over.

James McQuinn recalled. I heard the prisoner's statement, I did not call his wife a whore, he did not come into the yard and ask me to take it back, nothing at all passed about the wife, that is a perfect lie.

The jury rendered a verdict of guilty of assault in the second degree.

1071

Testimony in the case  
of John D. Larn

filed Jan. 1885



1072

Police Court— District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

of No.

1944 Avenue Street,

19 years old - *Benjamin* being duly sworn, deposes and says, that

on

the

day of

December

in the year 1884

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

he was violently and feloniously ASSAULTED and BEATEN by

*Donlan* Now present  
 That said Donlan did wilfully  
 And maliciously point and aim  
 a pistol loaded with powder  
 And lead <sup>at deponent</sup> and fired and discharged  
 said pistol while the same  
 was so pointed and aimed

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

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

Sworn to before me, this *31<sup>st</sup>* day  
 of *December* 188*4*

*de John*

POLICE JUSTICE.

1073

Sec. 198-209.

H District Police Court.

CITY AND COUNTY OF NEW YORK, ss

*John Donlan* 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

3

day of

December

1884

at New York

Police Justice.



1074

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 \_\_\_\_\_

(10) \_\_\_\_\_  
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 December 8 1884 \_\_\_\_\_ 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.

1075

\$1000 per day  
O.K.

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

Mrs. McDermott  
844 vs. 2<sup>nd</sup> av.

John Donleau

JAN 5 1885

Dated December 31 1884

Power Magistrate.

John T. Cuff Officer.

19 Precinct.

Witnesses \_\_\_\_\_

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

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

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

\$ 1000 to answer C. Session

CME



1076

# 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 Dondan*

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

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

The said *John Dondan*,

late of the City of New York, in the County of New York aforesaid, on the *27th* day of *December*, in the year of our Lord one thousand eight hundred and eighty *four*, with force and arms, at the City and County aforesaid, in and upon the body of *James Mc Dermott* in the peace of the said People then and there being, feloniously did make an assault, and to, at and against *him* the said *James Mc Dermott* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which the said *John Dondan* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge, with intent *him* the said *James Mc Dermott* thereby then and there feloniously and wilfully to kill, against the form of the Statute in such case made and provided. and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.

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

*John Dondan*

of the Crime of assault in the second degree, committed as follows:

The said *John Dondan*,

afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *James Mc Dermott* then and there being, feloniously did, willfully and wrongfully, make an assault, and to, at and against *him* the said *James Mc Dermott* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which *he* the said

*John Dondan*

in *his* right hand, then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, willfully and wrongfully then and there shoot off and discharge

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,

~~JOHN McKEON~~ District Attorney.

1077

BOX:

162

FOLDER:

1661

DESCRIPTION:

Donohue, Cornelius

DATE:

01/23/85



1661



1078

BOX:

162

FOLDER:

1661

DESCRIPTION:

Donohue, Lawrence

DATE:

01/23/85



1661

1079

BOX:

162

FOLDER:

1661

DESCRIPTION:

Parks, William

DATE:

01/23/85



1661



Witness  
David Cohen  
born Cohen  
residence to residence  
of Park Avenue  
of Lancy.

10th April  
Counsel, 243 Raffles  
Filed 23 day of May 1885  
Pleas for jury for

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

McKeon District Attorney.  
Ch. 3, 25/100, 3 day

A True Bill.  
Ch. 3, 25/100, 3 day  
W. M. McKeon

March 3, 1885  
Ch. 3, 25/100, 3 day  
W. M. McKeon

1081

Police Court First District.City and County }  
of New York, } ss.:of No. 98 Mott Street, aged 45 years,  
occupation Sailor being duly sworn.deposes and says, that the premises No. 98 Mott Street,  
in the City and County aforesaid, the said being a Transient dwelling  
home in the 6<sup>th</sup> Ward of said City  
and which was <sup>in part</sup> occupied by deponent as a dwellin<sup>g</sup> home and sailors ship  
and in which there was at the time a human being, by name Sarah CohenBarke and  
were BURGLARIOUSLY entered by means of forcibly opening the  
door of deponents bed room by breaking  
the lock securing the door, at about  
the hour of 1 o'clock P. M.on the 11<sup>th</sup> day of January 1885 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:Seven Fur coats, one black coat,  
three over coats, one light suit of  
gents clothing, one Sack coat, one  
ladies Sack one woolen wrapper,  
four pair of pants and three vests,  
the value of the value of the same  
and fifty dollarsthe property (being in the care and charge of deponent  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen, and carried away byCornelius Donohue, Lawrence Donohue  
and ~~James Donohue~~ Lawrence Donohue, all now here  
for the reasons following, to wit: That said property was stolen  
and carried away from said premises at  
the hour aforesaid and the door of said  
rooms containing said property broken open.  
That deponent is now being informed by  
deponents sons, Lewis Cohen, here present  
that he said Lewis saw all three of said  
defendants loitering in company together  
in the hall way of said premises at about



1082

The above said, and further that he, said  
 Louis Cohen saw the defendant Lawrence  
 Corcoran in the water closet of said  
 premises with a portion of said stolen  
 property in his possession.

That defendant is also informed by David  
 Cohen, now present, that she said David  
 saw the defendant Cornelius Corcoran  
 in the act of going out of the back  
 way of said premises with a bundle of  
 coats on his arm at a time between  
 the hour of 3 and 4 o'clock on the after-  
 noon of said day.

Given & before me this } 5 501  
 13<sup>th</sup> day of January 1885

J. W. Peterson Police Justice

Police Court	District.
THE PEOPLE, &c., ON THE COMPLAINT OF	
vs.	
Burglary	
Dated	188
Magistrate.	
Officer.	
Clerk.	
Witnesses:	
Committed in default of \$	
Bailed by	Bail.
No.	Street.

1083

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 15 years, occupation Button Hole Finisher of No. 47 Elizabeth Street, being duly sworn deposes and

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

Sworn to before me, this 12<sup>th</sup>  
day of May 188

} Dora Cohen  
J. M. Patterson  
Police Justice.



1084

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 22 years, occupation Sailor of No. 98 Mott Street, being duly sworn deposes and

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

Sworn to before me, this

day of January

188

Louis Cohn

J. M. Patton

Police Justice.

1085

CITY AND COUNTY { ss.  
OF NEW YORK, }

aged 15 years, occupation School Boy of No.

47 Elizabeth Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Wm. Cohen

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

Sworn to before me this  
day of May

188

Patrick Ford

J. M. Purcell

Police Justice.



1086

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 1 DISTRICT.

Davis Cohen

of No. 98 Mott Street, aged 45 years,  
occupation Tailor being duly sworn deposes and saysthat ~~under~~ <sup>juror</sup> ~~was~~

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

William Parks, now here, is one  
of the men who committed the  
Burglary and Larceny described in  
the foregoing Affidavit of Deposition.  
That deposition saw him in  
the rear way of said premises  
at the time of said Burglary and  
deposition is now here informed by  
Patrick Ford, here present, that he,  
said Ford, saw said Parks leave  
said premises with a bundle of

Subscribed before me, this

of

188-

day

Police Justice



1087

Police Court, District,

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness,

Disposition,

Coats on his arm at the time  
aforesaid as stated in depositions  
foregoing Complaint  
Given & before this 37th  
17th day of January, 1887

J. W. Patterson

Magistrate



1000

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

4 District Police Court.

*Cornelius Donohue* 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.

*Cornelius Donohue*

Question. How old are you?

Answer.

*24 years 9 age*

Question. Where were you born?

Answer.

*Virginia*

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

Answer.

*23 Forsyth St. about 7 months*

Question. What is your business or profession?

Answer.

*Baker*

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*

*Cornelius Donohue*  
*(signed)*

Taken before me this

day of

1885

*John M. McTear*

Police Justice.

1009

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

4 District Police Court.

Lawrence Donohue 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. Lawrence Donohue

Question. How old are you?

Answer. 28 years of age

Question. Where were you born?

Answer. Ireland

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

Answer. 4 Henry St. (near 2 years.)

Question. What is your business or profession?

Answer. Baker

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 Lawrence Donohue

Taken before me this

day of April

1888

J. M. P. Sullivan

Police Justice.



1090

Sec. 198-200

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Laurence Johnson* 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. *Laurence Johnson*

Question. How old are you?

Answer. *18 years of age*

Question. Where were you born?

Answer. *New York*

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

Answer. *21 Delancey St. 6 months*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty*  
*Laurence Johnson*

Taken before me this *1st*

day of *January*

188 *8*

*Wm. J. Patterson*  
Police Justice.

1091

Sec. 198-200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*William Parks*

Question. How old are you?

Answer.

*19 years of age*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*204 Mulberry St. 2 months*

Question. What is your business or profession?

Answer.

*Printer*

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

Answer.

*I am not guilty*

*William Parks*

Taken before me this

day of

188

Police Justice.



1092

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 *Cornelius Lemohue,*  
*Laurina Lemohue, and William Parks*

guilty thereof, I order that <sup>*each*</sup> ~~they~~ be held to answer the same and ~~they~~ be admitted to bail in the sum of *Seven*  
Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until ~~they~~ <sup>*he*</sup>  
give such bail.

Dated *January 17* 188 *W. M. Patterson* Police Justice.

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

Dated *January 17* 188 *W. M. Patterson* Police Justice.

There being no sufficient cause to believe the within named *Laurina Johnson*  
guilty of the offence within mentioned, I order ~~him~~ to be discharged.

Dated *January 17* 188 *W. M. Patterson* Police Justice.

1093

Police Court

82 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Wais Cohen*

*98 Holt St*

*Conelius Donohue*

*Laurena Donohue*

*Laurena Johnson*

*William Parks*

Office of the District Attorney

BAILED,

No. 1, by

*Charles Kealis*

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

*January 12*

188

5

*Natterson*

Magistrate.

*O'Brien & Lang*

Officer.

Precinct.

Witnesses

*Louis Cohen*

No.

*98 Holt*

Street.

No.

*Louisa Cohen*

Street.

No.

*47 Elizabeth*

Street.

No.

*Patricia Ford*

Street.

No.

*47 Elizabeth*

Street.

No.

*3 Discharged*

Street.

No.

*1, 2 & 4*

Street.

No.

*1000*

Street.

No.

*Each to Ans. G. B.*

Street.

No.

*1 Bailed*

Street.

No.

*2 & 4 Committed*

Street.



1094

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Cornelius Donohue  
Lawrence Donohue  
and William Carter*

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

*Lawrence Donohue and William Carter*  
of the CRIME OF BURGLARY IN THE *Second* DEGREE, committed as follows:

The said *Cornelius Donohue, Lawrence Donohue and William Carter*, *res* in late of the *Sixth* Ward of the City of New York, in the County of New York aforesaid, on the *seventh* day of *January*, in the year of our Lord one thousand eight hundred and eighty- *five* with force and arms, about the hour of *three* o'clock in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of *Sarah Cohen*

there situate, feloniously and burglariously did break into and enter,

whilst there was then and there some human being, to wit, one *Sarah Cohen*, within the said dwelling house, the said *Cornelius Donohue, Lawrence Donohue and William Carter* then and there intending to commit some crime therein, to wit: the goods chattels and personal property of *the said Sarah Cohen* in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

## SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*Fernandus Donahue, Lawrence*  
*Donahue and William Carter*  
 of the CRIME OF GRAND LARCENY IN THE ~~second~~ DEGREE, committed as follows:

The said *Fernandus Donahue*  
*Lawrence Donahue and*  
*William Carter, each* —  
 late of the Ward, City and County aforesaid, afterwards, to wit: on the said —  
*seventh* day of *January*, in the year of our Lord one thousand eight  
 hundred and eighty- *five*, at the Ward, City and County aforesaid, in the  
*day* time of said day, with force and arms,

*fifteen coats of the value*  
*of ten dollars each, three*  
*overcoats of the value of*  
*fifteen dollars each, five*  
*pairs of trousers of the*  
*value of six dollars each*  
*pair, four vests of the value*  
*of three dollars each, one*  
*sack of the value of*  
*five dollars, and one wrapper*  
*of the value of ten*  
*dollars,*

of the goods, chattels and personal property of one *Daniel Cohen*  
 — in the dwelling house of ~~the~~ *the*  
*said Daniel Cohen*, there situate, then and there being found  
 in the dwelling house aforesaid, then and there feloniously did steal, take and carry  
 away, against the form of the Statute in such case made and provided, and against the  
 peace of the People of the State of New York and their dignity.

*Randolph B. Martine*  
*District Attorney*