

0128

BOX:

113

FOLDER:

1201

DESCRIPTION:

McCormick, William

DATE:

09/11/83



1201

0129

104 R. 12. 12. 12.

Counsel,
Filed *Sept 11* day of *1883*
Pleads

THE PEOPLE
vs.
William
McConnick
of
John
JOHN McKEON,
District Attorney

A True Bill.
Mr. J. W. W. W.
Sept 11/83
Foreman.
I Plead Guilty
Pen one yr

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

William McCormick

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

William McCormick

of the CRIME OF Petit Larceny, committed as follows:

The said William McCormick

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the fourth day of September in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms three gold coins of the kind commonly called Sovereigns, of the value of five dollars each, and divers silver coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of five dollars

of the goods, chattels and personal property of one Mrs. Fenton

unlawfully 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.

John McKeon
District Attorney.

0131

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court No. 111 District.

THE PEOPLE, &c.,
vs. THE COMPLAINANT OF

Michael O'Brien
William McEwen
Lancaster

Offence _____

Dated September 6 1888
J. J. White Magistrate.
David Mulvey Officer.
3100, Precinct.

Witnesses
No. _____ Street _____
No. _____ Street _____

No. _____ Street _____
to answer _____
C. J. C.

RECEIVED
CLERK'S OFFICE
SEP 6 1888

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

Dated September 6 1888 Charles J. White Police Justice.

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

Dated _____ 1888 _____ Police Justice.

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

Dated _____ 1888 _____ Police Justice.

POOR QUALITY
ORIGINAL

0132

Sec. 199-200

CITY AND COUNTY }
OF NEW YORK, } ss.

101 District Police Court.

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

Question. What is your name?

Answer.

William McCormick

Question. How old are you?

Answer.

56 Years

Question. Where were you born?

Answer.

Brooklyn

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

Answer.

25 Paul St - 2 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.

Not Guilty

William McCormick
mark

Taken before me this

day of

188

Police Justice.

0133

District Police Court

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. 341. West Street,

being duly sworn, deposes and says, that on the 7th day of September 1888

at the _____ City of New York,

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

of the deponent, with the intent to deprive the true owner of
the use and benefit thereof

Three Gold Sovereigns of the British
Empire, and Silver Coin of the
Realm of Great Britain in
all of the value of Nineteen Dollars
Lawful Money of the United States

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 William M. McCormick

(now here) who promised deponent
employment, and obtained said sum
from deponent by means of the
representations made by defendant to
deponent in regard to such employment

That deponent relying upon and
believing said representations so made
by defendant, parted with and gave
to defendant the property above
described —

Myles Gordon

Police Justice,

Sworn before me this

day of September 1888

0134

BOX:

113

FOLDER:

1201

DESCRIPTION:

McCoy, William

DATE:

09/12/83



1201

0135

BOX:

113

FOLDER:

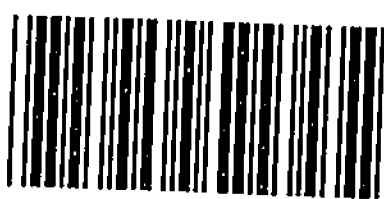
1201

DESCRIPTION:

Brennan, Thomas

DATE:

09/12/83



1201

No 182

Counsel,
Filed *Sept 1883*
Pleads *Not guilty (1st)*

THE PEOPLE

vs.

B

William Mc Coy

and P

Thomas Brennan

John L. 14

Assault in the Third Degree.
(Section 219).

JOHN McKEON, District Attorney.

22 Sept 19/93

*Not 12th discharged
Not 12th discharged by the Court
A True Bill.*

Mr. McKee

Foreman.

POOR QUALITY
ORIGINAL

0136

0137

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William McCoy
and
Thomas Brennan

The Grand Jury of the City and County of New York by this indictment accuse
William McCoy and Thomas
Brennan

of the CRIME OF ASSAULT IN THE THIRD DEGREE, committed as follows;

The said *William McCoy and Thomas*
Brennan

late of the First Ward of the City of New York, in the County of New York afore-
said, on the *Second* day of *September* in the year of our Lord one
thousand eight hundred and eighty-*three* at the Ward, City and County
aforesaid, in and upon the body of *Patrick McGowan*
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and *kill* the said *Patrick McGowan*
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said *Patrick McGowan*. 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.

JOHN McKEON, District Attorney.

0138

Dated 188 *Police Justice.*

POOR QUALITY
ORIGINAL

0139

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK } ss.

District Police Court.

Thomas Brennan being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is h h right to
make a statement in relation to the charge against h h; that the statement is designed to
enable h h if h h see fit to answer the charge and explain the facts alleged against h h
that he is at liberty to waive making a statement, and that h h waiver cannot be used
against h h 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
1883
Police Justice.

POOR QUALITY
ORIGINAL

0140

Sec. 194-209

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

William McCoy
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.

Complainant struck me first

William McCoy

Taken before me this
day of *September*
188*9*

James J. Smith
Police Justice.

POOR QUALITY
ORIGINAL

0141

Police Court—1st District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK } SS

of No. 21 West Street,

on Friday the 2d day of September

in the year 1889, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by

Thomas Brennan
and William McElroy (both nowhere)
who each struck deponent several
blows on the head. and afterwards kicked him
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 the above assault, &c, and be dealt with according to law.

Sworn to before me, this

day of September 1889

Patrick McGowan
James White POLICE JUSTICE.

People against
William Doyle and
Thomas Brennan
Recommendations of
the complainant

0142

0143

New York General Sessions.

PEOPLE ON MY COMPLAINT,

VERSUS

Wm McLoag
Jus Merriam

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. The facts are as follows: I was drinking at 192 Canal Street with the two above named defendants and others, and all were under the influence of liquor. A fight ^{and I was beaten} ensued, ~~and~~ the police arrested the defendants, and ^{the} made ^{me} make a charge against ^{them}. I now ask the Court to dismiss the indictments as I believe we were all about equally to blame.

Patrick McLoag

Sworn before me this
42th day of Sept. 1885

Jos. J. Demery, Notary Public, N. Y. County.

0144

BOX:

113

FOLDER:

1201

DESCRIPTION:

McElroy, Peter

DATE:

09/13/83



1201

0145

BOX:

113

FOLDER:

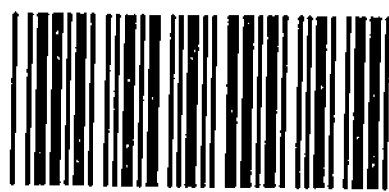
1201

DESCRIPTION:

Bunny, John

DATE:

09/13/83



1201

POOR QUALITY
ORIGINAL

0146

No 143

For Sept 28/83

Day of Trial,

Counsel,

Filed

3

day of

Sept

1883

Plead

Wm H. McHenry

THE PEOPLE

vs.

Peter McElroy
and
John Bunnay

Assault in the Second Degree.
(Resisting Arrest.)

[3218]

JOHN McKEON,

District Attorney.

22 Oct 3/83

Bill filed & acquitted.

A True Bill.

Wm H. McHenry

Foreman.

Sept 28/83

at New

0147

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Peter McElroy
and
John Bummy

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

Peter McElroy and John Bummy

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

The said Peter McElroy and John

Bummy

late of the City and County of New York, on the thirtieth day of
August in the year of our Lord one thousand eight hundred
and eighty three at the City and County aforesaid, with force and arms feloniously
made an assault in and upon one William F. Boyle

then and there being a patrolman of the Municipal Police of the City
New York, and as such patrolman being then and there engaged in the lawful
apprehension of the said Peter Mc
Elroy for some crime so the Grand
Jury aforesaid and the said Peter McElroy and John Bummy him, the said

William F. Boyle

then and there feloniously did beat, strike, wound and otherwise ill-treat, with intent
then and there to prevent and resist the lawful apprehension
of the said Peter McElroy as aforesaid,
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.

JOHN McKEON,

District Attorney.

0149

Sec. 198-200

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

John Bunning

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

New York City

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

Answer.

43rd Street, near 2nd Avenue

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.

John Bunning
mark

Taken before me this

day of August

1883

Police Justice.

0150

Sec. 198-200

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Peter M. Elroy 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.

Peter M. Elroy

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New York City

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

Answer.

43rd Street. near 3rd Avenue. 15 years

Question. What is your business or profession?

Answer.

bricklayer

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 of
the charge preferred against me*

P. M. Elroy

Taken before me this

13/1

day of *August* 188*3*

Wm. C. Elroy

Police Justice.

0151

Police Court—4th District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } SS

of the 10th Precinct Police, aged 24 years William F. Boyle Street,
being duly sworn, deposes and says, that
on Thursday the 30th day of August
in the year 1883, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by Peter M. Elroy and John Runney
(now present), while deponent was in the discharge of
his duty as an officer, that while deponent was in
the act of arresting the said M. Elroy the said Runney
seized hold of deponent and at the same time said
M. Elroy also seized deponent, and both of them attempted to
throw deponent down 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 the above assault, &c, and be dealt with according to law.

Sworn to before me, this

day of August

1883

Wm F Boyle

City, County

POLICE JUSTICE.

0152

BOX:

113

FOLDER:

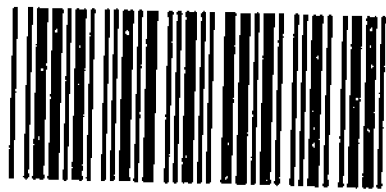
1201

DESCRIPTION:

McGee, John

DATE:

09/25/83



1201

Dep't. Comm'r of
F. A. & M. Sent to
V.P.

No 294

Counsel,

Filed 25 day of

1883.

Pleads

Wm. G. Kelly & Co.

THE PEOPLE

vs.

ms.

John McKeon

INDICTMENT.

Grand Jurors in the 1st degree.

JOHN McKEON,

District Attorney.

Read & L. 2dy.

A True Bill.

Wm. G. Kelly

Foreman

Wm. G. Kelly & Co.

POOR QUALITY
ORIGINAL

0153

0154

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 Mc Gee

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

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

The said *John Mc Gee*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *Eighteenth* day of *September* in the year of our Lord one thousand eight hundred and eighty-*three*, at the Ward, City and County aforesaid, with force and arms, *in the night time* of *said day*, one watch of the value of *ten dollars*

of the goods, chattels and personal property of one *Joseph Nichols* on the person of the said *Joseph Nichols* then and there being found, from the person of the said *Joseph Nichols*

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.

JOHN McKEON, District Attorney.

POOR QUALITY
ORIGINAL

0156

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

John McGee District Police Court.

John McGee 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.

I am not guilty of the charge
John McGee

Taken before me this
day of *Sept* 188*8*
John McGee
Police Justice:

0157

First

District Police Court.

(Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK } ss.

of No. 148 West 4 Street, 32 years old, Manufacturer
being duly sworn, deposes and says, that on the 18th day of Sept 1888

at the Night time at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent. And from Deponent's person
the following property, viz :

A Silver Watch of
the value of ten 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

John McGee now present
that about 9.30 O'clock P.M. on said
day deponent was standing on the
outside of a crowd in Broadway the
defendant at the time was standing
beside deponent when he felt a tug
at the chain & looking down saw that
it was detached from the watch which was
taken then and then from a pocket of the
best deponent took. That deponent took hold
of the defendant and as he did so he
saw him pass his hand toward another
person who was standing beside him. Deponent
believes he gave the watch to Joseph Micheli

Sworn before me this

day of Sept

1888

Police Justice,

0158

BOX:

113

FOLDER:

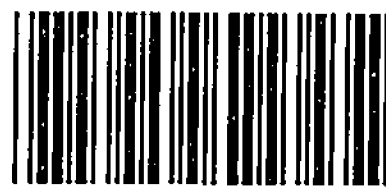
1201

DESCRIPTION:

McGovern, John

DATE:

09/14/83



1201

No 157

Counsel,

Filed 4 day of

Pleads

1883

THE PEOPLE

vs.

R

John

The Govern

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

JOHN McKEON,

Public 18783 District Attorney.

His charged by the Court on
his application for a
A True Bill.

Geo. B. Broun

Foreman.

0 159

0160

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 McGovern

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

John McGovern

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

The said John McGovern

late of the City and County of New York, on the 29th day of
September, in the year of our Lord one thousand eight hundred and
eighty-three with force and arms, at the City and County aforesaid, in and upon one

James D. Young

in the peace of the people of the said State then and there being, feloniously did
willfully and wrongfully make an assault: and the said

John McGovern

with a certain knife which he the said

John McGovern

in his right hand then and there had and held, the same being then and there an
instrument likely to produce grievous bodily harm, him,
the said James D. Young then and there feloniously
did willfully and wrongfully strike, beat, stab, cut, 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.

John McKeon

District Attorney.

0151

No 157 715
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Young
305 W. 7th St.

John McGovern

Offence: Felonious
Assault & Battery

BAILED,

No 1, by

Residence

Street.

No 2, by

Residence

Street.

No 3, by

Residence

Street.

No 4, by

Residence

Street.

Adm'd to Depot. 9/6/83
at 9 1/2 A.M.

Dated

Sept 6, 1883

Magistrate.

Officer.

Precinct.

Witnesses

No.

Sept 6/10 P.M.
Sept 7/10

No.

Adm'd.
9 1/2 A.M. Sept 8/83

No.

Sept 6/10 P.M.
Sept 7/10

No.

Sept 6/10 P.M.
Sept 7/10

No.

Sept 6/10 P.M.
Sept 7/10

No.

Sept 6/10 P.M.
Sept 7/10

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

John McGovern

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 Sept 6 1883 J.M. Patterson Police Justice.

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

Dated 1883 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 1883 Police Justice.

0162

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss.

2 District Police Court.

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

Question. What is your name?

Answer. *John McGovern.*

Question. How old are you?

Answer. *15 Years.*

Question. Where were you born?

Answer. *New York City.*

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

Answer. *307 Seventh Avenue. 3 Years.*

Question. What is your business or profession?

Answer. *Office Boy.*

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 of the charge.*
John McGovern

Taken before me this

day of

September 1935

John McGovern Police Justice.

0163

Police Court—W District.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. 305 Seventh Avenue Street,

April 16. Messenger being duly sworn, deposes and says, that
on Wednesday the 5th day of September

in the year 1883 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John

McGovern. Nowhere & Whom McGovern
Cut and stabbed deponent
on the left wrist with a knife.
Then and there held in the hand
of the said McGovern.

deponent.
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 6th day
of September 1883.

James H. Young

J. M. Patterson POLICE JUSTICE.

0164

BOX:

113

FOLDER:

1201

DESCRIPTION:

McNamara, Charles

DATE:

09/27/83



1201

POOR QUALITY
ORIGINAL

0165

No 334

Counsel, *K. S. [unclear]*
Filed *27* day of *Sept* 1883
Pleads *Not Guilty*

THE PEOPLE

vs. *F*

Charles

McNamara

9-10-83

JOHN McKEON,

Oct 7/83. District Attorney.

Heard J. J.

A True Bill.
Accl. 8 1/2 1883 Cu. Six ms

Mrs. [unclear]

Foreman.

Part 1

Oct 3 1883

INDICTMENT.
Grand Larceny in the second degree.
[9452845531]

0166

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 McNamara

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

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

The said Charles McNamara

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

one horse of the value of fifty dollars, one wagon of the value of thirty five dollars, one set of hammers of the value of ten dollars, and a sum of money, to wit the sum of eight dollars in money, lawful money of the United States of America and of the value of eight dollars

of the goods, chattels and personal property of one

~~on the person of the said~~

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

George Fox

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.

JOHN McKEON, District Attorney.

POOR QUALITY
ORIGINAL

0157

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

No 884 to 697
Police Court- 14th District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

George F. O'Neil

1126 3rd St

Charles McNamee

Offence Larceny

Dated August 31st 1883

Magistrate.

Officer.

18th Precinct.

Witnesses _____

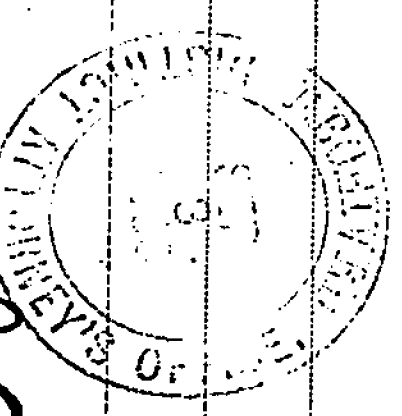
No. _____ Street _____

No. _____ Street _____

No. 588 Street _____

\$ 500 to answer _____

Leona



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 Charles McNamee

(5) 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.

or he legally discharged

Dated August 31 1883 _____ 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.

0168

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

4th District Police Court.

Charles Monamara

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 me; that the statement is designed to
enable h me if h see fit to answer the charge and explain the facts alleged against h me
that he is at liberty to waive making a statement, and that h is waiver cannot be used
against h me on the trial.

Question. What is your name?

Answer. Charles Monamara

Question. How old are you?

Answer. 23 years,

Question. Where were you born?

Answer. New York City

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

Answer. 1089 1st Avenue, 20 years

Question. What is your business or profession?

Answer. Vendor

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 got drunk
and don't know what I did

Taken before me this

day of August

1883

31st

Police Justice.

0169

Fourth

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK

ss.

George Fox, aged 22 years,
of No. 1126 Third Avenue

being duly sworn, deposes and says, that on the 20th day of August 1883

at the day time at the

City of New York,

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

of deponent, with the unlawful intent to deprive the true owner
of the following property, viz:

A certain Living Horse, One Wagon,
one set of Harness all of the value
of ninety five dollars and eight
dollars, ~~in the County of New York~~
all being of the value of one hundred
and three dollars,

the property of complainant

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 Charles Mc Namara (nowhere)

from the fact that said defendant was
engaged to sell a load of Goods for deponent
that he took paid money to purchase a
load of Potatoes, and also took with him
the Horse Wagon and Harness with which
he never returned, deponent therefor
charges the said defendant with taking
and stealing said property

George Fox

Sworn before me this

31st day of August 1883

Police Justice.

0170

BOX:

113

FOLDER:

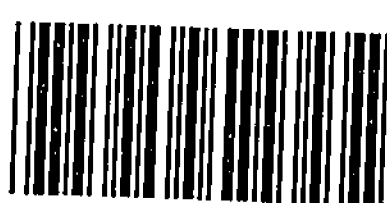
1201

DESCRIPTION:

McNamara, Maurice

DATE:

09/13/83



1201

POOR QUALITY
ORIGINAL

0171

177
Counsel
Filed 13 day of Sept 1883
Pleads Chotquief (no)

THE PEOPLE

vs.

P

Maurice

McNamara

Jo 54

W.

JOHN McKEON,
District Attorney

A True Bill.

Mrs. Wilcox

Foreman.

October 16, 1883

Spied & Committed

and Assault 3 days
Pen: And 1 year and
fine \$300. Expenses
must be paid for each
dollar not in General

Manila
the first degree
1888 and 189

0172

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Maurice Mc Namara

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

_____ Maurice Mc Namara _____
of the CRIME OF manslaughter in the first degree
committed as follows:

The said Maurice Mc Namara _____

late of the City and County of New York, on the twenty ninth — day of
August ——— in the year of our Lord one thousand eight hundred and eighty-three
with force and arms, at the City and County aforesaid, in and upon the

body of one John Smith, in the peace of the
People of the said State then and there being,
willfully and feloniously did make an
assault; and the said Maurice Mc Namara,
thru the said John Smith, with a certain
dangerous weapon, to wit: with a certain club,
which he the said Maurice Mc Namara, in
his right hand then and there had and
held, in and upon the head of thru the
said John Smith, then and there willfully
and feloniously did strike, beat, bruise, wound
and fracture, thereby giving unto thru the
said John Smith, then and there with the
club aforesaid, in and upon the head
of thru the said John Smith, one mortal
wound and fracture, of the length of
four inches, and of the breadth of one
inch, of which said mortal wound and
fracture he the said John Smith, then and

0173

there did die.

And so the Grand Jury aforesaid, do say that he the said Maurice Mc Namara, slain the said John Smith, in the manner and form, and by the means aforesaid, on the day and in the year aforesaid, at the City and County aforesaid, wilfully and feloniously did kill and slay, 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.

John McKeon

District Attorney.

Fine remitted.
W. J. G.
Apr. 9th 1883.

J. J. General Sessions of the Court.

THE PEOPLE
Of the State of New York

vs.
Maurice M. Manna

October 22nd 1883

PENITENTIARY.

One Year

And to pay a fine of.....

Twenty hundred Dollars.

And to stand committed until the same be paid,
or be imprisoned for *500*..... days.

AFFIDAVIT

OF
DEFENDANT

Of Inability to Pay Fine.
Manna M. M. 1883

fine remitted by Court
(over)

0174

0175

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK,

ss.

Maurice McManus being duly sworn, deposes and says that he was convicted of

Assault in the third degree
at the court of *General* Sessions of the Peace, and on the *22nd* day of *October*, 18*83*.

was sentenced by *Hon. Harry A. Childers* to confinement in the New York Penitentiary for the term of *One* year and *—* month and fined *Five hundred*

Five hundred dollars, and in default of payment thereof to be held in custody for the further term of *Five hundred* days or until the same be paid: *and that he was received at said Penitentiary on the 23d day of October 1883*

And he further deposes and says that he is credibly informed and verily believes that his Excellency the Governor of the said State did—upon the report of the Warden of the said Penitentiary, that he had complied with the requirements of the act passed February 20, 1875—direct a deduction of *Two* months from the term of his sentence, whereby the said term expired on the *22nd* day of *August*, 18*84*.

And he still further deposes and says that he is entirely without money, property or means of any kind, and that he is utterly unable to satisfy and pay the said fine of *Five hundred* dollars, for the non-payment of which he has been since the *22nd* day of *August*, 18*84*, and is now held in custody at the Penitentiary aforesaid.

Sworn and subscribed before me this *11th* day of *March*, 18*85*

D. J. Hamburg
Notary Public N.Y.C.

Maurice McManus

I hereby certify that the facts set forth in the above written affidavit as to the date and term of sentence—as well as to the time of the expiration thereof—of the above affiant *Maurice McManus*

and the deduction from the term of said sentence directed by the Governor of the State of New York are true. *He has been faithful and obedient to the rules of the Penitentiary during his imprisonment.* *John M. Frost*

Blackwell's Island, New York City, *March 31st*, 18*85*
Warden of the New York Penitentiary.

U. S. General Sessions of the Peace,

THE PEOPLE

Of the State of New York

vs.

Maurice McManus

October 22 1883

PENITENTIARY.

One Year

And to pay a fine of.....

Five hundred Dollars.

And to stand committed until the same be paid,
or be imprisoned for *30* days.

AFFIDAVIT

OF

DEFENDANT

Of Inability to Pay Fine.

March 31 1884

0176

0177

STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK,

} ss.

Maurice McManis being duly sworn, deposes and says that ..he was convicted of

Assault in the third degree
at the court of *Hungar* Sessions of the Peace, and on the *29th* day of *October*, 18*83*.

was sentenced by *Hon. Henry A. Alderson, Judge* to confinement in the New York Penitentiary for the term of *One* year and *Five hundred*

dollars, and in default of payment thereof to be held in custody for the further term of *Five hundred*

days or until the same be paid, *and that he was received at said Penitentiary on the 1st day of October 1883*

And ..he further deposes and says that ..he is credibly informed and verily believes that his Excellency the Governor of the said State did—upon the report of the Warden of the said Penitentiary, that ..he had complied with the requirements of the act passed February 20, 1875—direct a deduction of *Two* months from the term of his sentence, whereby the said term expired on the *22nd* day of *August*, 18*84*.

And ..he still further deposes and says that ..he is entirely without money, property or means of any kind, and that ..he is utterly unable to satisfy and pay the said fine of *Five hundred*

dollars, for the non-payment of which ..he has been since the *22nd* day of *August*, 18*84*, and is now held in custody at the Penitentiary aforesaid.

[Empty lines for additional deposition]

Sworn and subscribed before me this *31st* day of *March*, 18*85*.

Maurice McManis

J. S. Hambury
Notary Public N.Y.C.

I hereby certify that the facts set forth in the above written affidavit as to the date and term of sentence—as well as to the time of the expiration thereof—of the above affiant *Maurice McManis*

and the deduction from the term of said sentence directed by the Governor of the State of New York are true. *He has been faithful and obedient to the rules of this Penitentiary during his imprisonment.*

J. M. R. D.
Warden of the New York Penitentiary.

March 31st 1885
Blackwell's Island, New York City,

POOR QUALITY
ORIGINAL

0178

Testimony in the
Case of
Marine McNamee

Filed Sept.
1883.

0179

428
People
vs. Maurice McCarra { Court of General Sessions. Part 7
Before Judge Gilderoleere.
October 12. 1883. Indictment
for manslaughter in the first degree.
Jury empanelled and the Court adjourned.
Monday, October 15. 1883.

William A. Conway sworn. I live at 13,
East Broadway and am a physician; I was
called on the morning of the 30th of August
to conduct an autopsy upon the body of
John Smith, the morning after he received
injuries. On opening the head there was
found a fracture of the skull through the
occipital bone extending into the base of the
skull. There was an extensive hemorrhage
at the base of the brain which was the cause
of death. There was also a scalp wound on
the top of the head about the junction of the
parietal and occipital bones. The other
organs did not disclose anything particular.
Some external violence produced the hem-
orrhage. The cause of death resulted from
shock and fracture of the skull caused
by some external violence. Whatever viol-
ence was inflicted was on the back of the
head. Cross Examined. The occipital bone
is the bone forming the back part of the
skull. The skull of the deceased was rather

0180

Bridget Carney sworn. I live at 122 Mulberry st. On the evening of the 29th of Aug about 7 or 8 o'clock I came down to the door and saw a young man lying on the step of the door. The prisoner McNameara took him off the step of the door; he was in uniform. I did not afterwards see the body. Cross examined. I saw McNameara take the man by the arm. The officer was across the street and when I saw the man lying across the step of the hallway I went to him, and the officer came across the street. I did not see him use his club on the man. I was standing beside him and it was light enough to see. The man seemed to be asleep, he was lying down. I live with my family in that house. I never saw the man before. There was no trouble between the officer and the man as he walked away. I do not remember hearing the man say anything to McNameara. I went up stairs. I could not say any more about it. I had a pail in my hand at the time. When I first saw the man he was apparently asleep. I could not tell; when the officer came over he seemed to be asleep. I don't know what the officer said to him; he took him up by the arm and took him away.

0181

Mary Thompson sworn live at 121 Mulberry St. I saw Officer McNamara on the night of the 29th of August when he came to arrest John Smith on the door step of 121 Mulberry St. the house in which Bridget Farney lives; he was sleeping right on the door step; his head was inside and his feet were outside; he was lying on his back when the officer came over; he clubbed him on the soles of his feet and then across the calf of his leg. Smith sat up and he went just like that, with his head down and he made some remark. I did not hear what it was; then McNamara smacked him in the face with his hand. Then Smith got up and went with him. I did not see him make any resistance; he went with him cheerfully and willingly. I saw them go from the house only as far as the grocery store next door. Cross Examined. I was sworn before the Coroner; it seems they did not put down all I said, I suppose they made it short. I did say all I said here today although it is not down. Mrs. Farney came down with a pail of water, flung the pail of water into the street and came back and kicked Smith twice I guess it was across the feet. That she kicked him.

0182

It did not wake him up. It was only a very ordinary kick that she gave him. I suppose she did not kick hard enough to hurt him. She did not kick hard enough under ordinary circumstances to awaken him. Then she went across the street after McNamara; she stood there until he got up off the step and then went right up stairs. He hit him twice on the soles of the feet and it did not bring the man up. Then he struck him on the calf and he stood up. I did not think he hit very hard. I did not think the officer hit him harder than was necessary to wake him up. He stood up, he was drowsy, he was not quite awake; he said to the officer, "Go fuck yourself." Then the officer struck him in the face with his hand and then the man walked off with him.

Nannah Sullivan sworn. I am 13 years old and live at 121 Mulberry st. and was there on the 29th of Aug. I saw Officer McNamara about 20 minutes after 7 that evening and I saw John Smith. When I was going in from work Smith was lying with a coat over his knee with his head bent sitting at the stoop in the front hall. My mother told me to go after my brother and

0183

me and another girl as we were going out of the hall I saw Officer McNamara and Mrs. Carney coming over. Smith was sitting at the stoop as I saw him when I was going in. McNamara came over and struck Smith two or three times on the sole of the shoe with his club and then afterwards he smacked him on the side of his cheek with his bare hand and then Johnny Smith said a bad word and McNamara took him up and walked him down as far as 111th St. When I got to the lamp post I heard two blows of the club, and as I turned my head I saw McNamara had his hands around the deceased stooping him down against the iron railings. There was an Italian man there at the time. Smith was carried away & as I understood it you heard two blows. You turned around, and you saw Smith sinking down and the officer with his arms about him. I went to where he was and a big crowd came around. I could not tell whether Smith was alive or dead at that time his head was down. Cross Examined. I could not tell whether Smith struck his head upon the sidewalk or not.

0184

Smith walked straight down I think he had a coat on his arms and wore a blue flannel shirt. I did not see Smith throw his coat in the middle of the street. That was before I looked towards the corner. The officer made a rap for assistance and another officer came. At the time that man came he was sitting up. I think there was a young boy fetched a stretcher and I went home.

James Murphy sworn. On the 29th of Aug. I was living at the Portman house on the corner of Canal and Mulberry St. I am a brass finisher; on the night of Aug. 29 I saw McNamara and a man with him. I did not know who it was, something about my size and build. I saw him on the sidewalk after I went over very near the corner of Mulberry and Canal St. I do not know 128 Mulberry, I am not acquainted round there at all. I should judge it was up towards Hester St. I was I guess about 35 or 40 feet from them. I was sitting in front of the house in company with Mr. Lusby and Sheedy on the Mulberry St. side. I saw the officer coming down on the opposite side with a prisoner (Smith).

0185

who was walking in front; the officer ~~passed~~ ~~by~~ was poking him in the back with the club. And as he (Smith) got to the camp post there was a man passing him, it seemed to be an Italian, and he threw his coat - this deceased Smith - at this Italian that way passing; and as he threw his coat he turned and the officer struck two blows that way across the neck with a big large club. The man threw up his hands and fell to the sidewalk with his head facing the curbstone. He laid there a few minutes and McNamara raised him up and the crowd commenced to gather. McNamara rapped a very faint rap for assistance and I told him to rap loud. I saw a man passing over to come to his assistance with a white Derby hat. I since found that he was a Tomb's officer. Then he poked him up and got him alongside the railing. McNamara had him underneath the arm and said, "Get up, get up", you are not hurt bad, I did not hit you hard." I waited around

0 186

there for a few minutes; they came with a stretcher and carried him away. I should judge he was dead; he laid there about 15 minutes. (A man rose in Court) It was that tall man with the mustache whom I saw passing. I never saw him before that night. At the time I first saw Smith and the officer he (Smith) was not resisting the officer in any way. He seemed to be going along peacefully walking in front of the officer. The only thing I saw him do was to throw his coat to the Italian and that was immediately followed by these two blows. He threw up his arms and fell back with force. Cross Examined. His whole body struck with a thud. I cannot say that his head struck the curb with a thud. I have no knowledge that he knew the Italian. I think he had his coat on his left arm, he had it off. He threw his coat at the Italian and in throwing the coat he turned towards the officer. All I can say is that he threw the coat in the direction of the man who was passing; it was a quick turn. The officer was two feet from him.

0187

The officer was near enough to him when he threw away his coat to strike him with his fist if he had seen fit. I did not hear him say anything at that time. I was about 35 feet at an angle from where I was sitting. I have seen a great many "musses" in that neighborhood.

Frank Thompson sworn. Live at No 100 Mulberry St. and on the night of the 29th of August I saw McNamara and Smith. While I was sitting at the door step of 100 Mulberry St. about 7 1/2 I saw three parties coming down on the opposite side of the street. McNamara was towards the railing on the right hand side, the deceased was towards the gutter, and there was a party walking about twelve feet ahead, he seemed to be an Italian. The deceased had his coat on his left arm, and as he got ~~opposite~~ the railing he took it in his hand and he threw it forward to the man in front of him, and as he did he like staggered into the officer and his head dropped the officer exclaimed, "Go on," and as the deceased was falling he struck him in the neck. While he was going down he struck him twice and a party walked between me and the man.

0188

and I did not see him fall. I saw the officer strike him with his club; they were walking down towards Canal St. and the deceased was about half a foot ahead. From the time you first saw them up to the time you saw these blows struck did you see any exhibition of violence on the part of the deceased or any resistance to the officer? No sir Cross Examined. The officer and Smith walked in my sight about fifteen feet; they were in my view during that time. It was not light that evening at 7 1/2 o'clock, because it occurred under the gas lamp. I did not see the officer poke him with his club; they were 25 to 30 feet away from me at that time. I saw the deceased throw away his coat. I cannot swear to anything more than he threw the coat in the direction of the Italian; he turned like as if it was from the force of the throw; he did not turn quickly. I could not tell you how hard he threw the coat away; the policeman was half a foot away. Mc Namara has never ordered me off the corner. I saw Smith struck but I did not see him fall; there was somebody passed and obstructed my view.

0189

Frank Lusby sworn. On the 29th of August I was living at the Warren house corner of Elizabeth and Canal sts. I was with Murphy the previous witness at about 7:12 o'clock sitting on the north-east corner of Canal and Mulberry sts. I saw Smith, since dead, and McNamara. I first saw them about 35 feet on the opposite side of me diagonally across the street; when I saw them they were walking side by side. I saw Smith throw a coat towards ^a man about twelve feet ahead of him, and as he threw it the officer took the club and poked him in the ribs. ^{etc} as he poked him the man turned and as he turned the man raised the club and hit him. I think the officer hit him in the soft part of the ~~neck~~ ^{back} for there was no sound from the blow. I walked over and I saw the officer get him under the arm; he said to him, "Get up, you aint hurt, I did not hurt you hard." Then I walked away from the crowd and walked towards the corner of Canal and Mulberry sts. I did not hear Smith make any remark. I saw him when the officer had him under the arms raising him up; his head hung on his breast. I did not see him show ~~any~~ ^{any} signs of life after he sank to the pavement. I merely went over to see if I knew him. I saw I did not and walked away.

0190

13

At the time the officer struck this man with a club on the neck ~~Smith~~ was not offering any violence to him. I did not see him do anything but throw the coat to the man ahead of him. I never saw the man before Cross Examined. I saw the officer and Smith walk about twelve feet together. I did not see McNamara touch him with his club while they walked that distance, but I did not see the man turn till the officer poked him with the club. I saw McNamara on that beat about six weeks. I never spoke to him to my knowledge; he never gave me any order.

James Murphy recalled. You have described these blows and hearing the deceased fall with a thud, after that did you hear any other remarks made by the prisoner now at the bar? No sir, no more than there was some party in the street spoke to him and said that they would fix him tomorrow, something like that, and he said something to them, and in a minute officer Fin from the Police Court came across to his assistance. The injured man never spoke; his head dropped down.

0 19 1

Maurice Finn, sworn. I am a police officer and am on duty at the First District Police Court. On the night of the 29th of August I saw McNamara with his uniform and club on; it was what they call a "night club" that he carried, which is about 32 inches long and 1 1/2 inch thick of locust wood; it is a heavy club. I saw John Smith, who is since dead, that night too, the first I saw of him was in Officer McNamara's hands he having his both arms under him trying to get him on his feet; this was in front I think of 111 Mulberry St. where the railing was; it was about 7 1/2 o'clock. McNamara was standing behind him taking him from the curb in towards the iron railing. I assisted him in trying to get the man on his feet. I saw the man would not stand and brought him in by the railing. I saw that the man was very drunk or hurt some way and said to the officer that he had better go to the corner and rap for more assistance and go to the station house for a stretcher. I thought the man was severely hurt. I could not see any blood or marks on him. In the mean time there was a crowd there; he lay down

POOR QUALITY
ORIGINAL

0192

15

and opened his eyes; he had a flannel shirt on him; he was not dead then. I felt his heart and pulse; they were beating. I asked the officer how the trouble came about how the man came to be in that condition. He said this man Smith went to turn on him and he pushed him against the railing and he fell from the railing backwards out against the curb. After Smith was removed to the station house a small boy came along handed me the coat and I brought it to the station house. Smith did not appear to me to have been drinking; he was about five feet six inches and weighed 140 pounds; he was only moderately heavy. He died five minutes after he was brought to the station house. I assisted in taking him there. I was present when an examination was made of him. I was not present when he was searched. I could not say anything about ~~what~~ what was found upon his person. I made an examination of him on Mulberry st. I felt of his clothes and pockets. I did not see any weapon with him. I was not present at the post mortem but was present before the coroner at the inquest held upon the body of Smith. He was the same person I saw that night and that I

0193

assisted to the station house. I gave evidence in that case. Cross Examined. I have been on the police 17 or 18 years. I am acquainted with the character of the neighborhood in which this transpired for the last 25 or 30 years. Every time we have occasion to go there to make an arrest we bring two or three officers; it is dangerous for an officer to perform his duty. I have known frequent cases where it has required a good many officers to pull a man out of that neighborhood. I have known of officers having been hurt in that street. I saw no evidences of danger on the part of McNamara when I first saw him with this man. I did not hear any conversation after I got there. Redirect Examination. I have been on duty in that neighborhood. About a year ago I had a warrant for the arrests of three men. We had to bring out nearly all the Court officers we could spare and we could not get one of them from there right in that very block. I know McNamara; he did not appear to be much heavier than Smith. I believe McNamara's weight is 175 or 180 pounds. I have said that Smith weighed about 140. McNamara's appearance in the street would not indicate that much. McNamara undoubtedly

0 194

17

is the heaviest man. I did not see Smith resisting the officer. At the time the man was down he was lifting the man up. There was a turbulent crowd there; it was noisy and disorderly, I had to drive them back myself. I did not hear the people shouting that the officer had killed a man. I drove the crowd back. Some of them were speaking against the officer and more against Smith. How much of a crowd? Two or three hundred. You drove them all back? I done a good deal of it.

Jeremiah Petty sworn. I am in command of the Sixth precinct and was there in Aug. last; the prisoner Mc Namara was under my command and was on duty in Mulberry st. on the 29th of Aug. My attention was called to the trouble in which he was engaged that night; the officer brought the deceased into the station house. I imagined that Smith's heart beat. I felt two beats of the heart after he was brought there; there were no weapons found upon him. Smith was much smaller than Mc Namara. I think the night club which officers carry is 22 inches long. I came into the office 2 minutes after the deceased was brought in. I asked Mc Namara how this happened and he said that the

0195

pushed the man with the club, that he fell against the railing on the back of his head and then fell to the ground. I did not send him back on that post but to another. I asked him why? He said the people were excited there and he was afraid of his life. I had no evidence then that he committed any wrong. I did not see any mark on Smith any more than the back of his neck was colored. I have been on the police since 1887. The policeman's club in its ordinary use is not a dangerous weapon, but it can be made so if used improperly, but policeman's clubs do not rank in the same category as knives, pistols, slung shots and brass knuckles. Policemen's clubs can be used with sufficient force to knock a man down, to fracture his skull and to take his life.

James Gingley sworn. I saw Smith after his death in Earl St. at Mr. Kennedy's the undertaker's. I recognized him. I was in this Court when Smith was tried and convicted of a homicide. [On motion of District Attorney this answer was stricken out.] Smith was only a young boy when I saw him last 18 years ago; previous to that I had known him for ten years, his reputation was to drink, be messy and troublesome and he would steal.

0196

19

I never knew anything in his character that would justify a policeman in killing him wherever he found him.

Edward Hall sworn. I am deputy clerk of this Court, the paper I hold in my hand is an indictment against John Smith and a record of conviction of the same for manslaughter upon the complaint of Drigley; he was indicted Sept. 22. 1879 and convicted Oct. 16. 1879.

Robert A. Tighe sworn. I have been an officer of police about six years. I know the neighborhood well where the homicide of Smith took place. The neighborhood is very bad. I was assaulted there and had my head opened.

Phillip E. Dublin sworn and examined by Mr. ~~Doyle~~ ^{Doyle}. I am a surgeon and physician and have been Coroner's physician for nearly four years. I have been called upon frequently to hold autopsies. I was in Court part of the time while Dr. Curway was giving his testimony. Dr. Curway testified in substance that he found a fracture four inches long extending to the internal and external tables of the head, a fracture of the occipital bone extending through the occipital protuberance; he also testified that the skull of the deceased was unusually thick. I desire to ask you whether you regard it possible that a fracture of the base of the

0197

skull of that character could be inflicted by a blow from a club in the hands of a police officer? Yes, it is possible. I do not regard it probable. The occipital or back part of the head is usually fractured by a fall. If you were to ask me what result might proceed from two blows on the back of the neck I could answer it better; it might be a fracture of the cervical vertebrae. I heard the testimony of Dr Conway that the vertebrae was intact in this case. In answer to a long hypothetical question the doctor said that most probably he would attribute the death of the deceased to a fall rather than to the blows received.

Cross Examined. Look at that club. Suppose on the person of a man weighing 140 pounds at the most and about 5 feet six inches in height at the most a police officer with the vigor required by a police officer on duty weighing 180 pounds and something considerably taller than the deceased should strike a blow on the back of the head with that instrument, is it possible for such a man striking such a blow with such an implement to fracture the skull? It is. Not at all difficult is it doctor? I should judge not.

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

POOR QUALITY
ORIGINAL

0198

Police Department of the City of New York,

Precinct No. 6

New York, Aug 1883

Witnesses in the Mc Namara Case Aug 29 1883

- + 1 Bridget Carney 121 Mulberry St Called the Officer ✓
+ 2 Julia Lyon 73 Mulberry St or at Halsenbug & Goldsmiths
25 Wooster St. Saw from beginning and followed Officer. Saw
him strike Smith twice on the back of neck +
+ 3 Frank Luster 100 Mulberry St. Saw the Officer strike
Smith twice. Threw up his hands and fell to the sidewalk.
+ 4 Jas Murphy Portman House Cor Canal & Mulberry St
Saw Officer strike Smith, and fall, Reported Officer
+ 5 Frank Thompson 100 Mulberry St? corroborate Luster
+ 6 Frank Sheedy 100 " " } + Murphy
+ 7 Hannah Sullivan 121 Mulberry St (near)
8 Mary Thompson 121 " "
9 Patrick Sullivan 128 Leonard St.
Maggie Doyle 120 Mulberry
Michael Donoghue 110 Mulberry St
Francis Delitto 112 Mulberry St
Henry Storer

0199

DISTRICT ATTORNEY'S OFFICE,

New York, 188

In the case of McManis
Served the following with
Subpoenas
• Coroner Kennedy
• Dr. Conway ✓
Mary Thompson ✓
Frank Luby ✓
Frank Thompson had been here will be ✓
Michael Donohue ✓
Francis Delite ✓
Murphy

0200

List of Witnesses in the McGowan
Case and how served
Francis Delito Person

Hannah Sullivan "

Frank Sheedy Left with all English
Landlord

Frank Thompson "

James Murphy "

Mary Thompson Mother

Michael Donofrio Tenant

John McKenna Mother

Bridget Carney Off. English 6

Frank Suley Landlord

John Carney Off. English 6

Edna Syon Not found

John Munk "

POOR QUALITY
ORIGINAL

0201

Bail fixed at
\$500 to answer
action of grand jury
Sept 10 1883.
Leveaux

BAILED.

No. 1, by _____

Residence _____

No. 2, by _____

Residence _____

No. 3, by _____

Residence _____

No. 4, by _____

Residence _____

No 117
Police Court District.

THE PEOPLE, &c.,

vs. ~~John Smith~~
John Smith

25.

1 Maurice McManus

2 _____

3 _____

4 _____

Offence Murder

Dated September 3rd 1883

1883

J. H. White
Magistrate.

Officer.

Precinct.

Witnesses Philip Carey

No. 121 attending Street.

with

No. 121 attending Street.

No. 121 attending Street.

No. 121 attending Street.

No. 121 attending Street.

No. 121 attending Street.

No. 121 attending Street.

No. 121 attending Street.

No. 121 attending Street.

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 Maurice McManus

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 to be committed to the Warden and Keeper of the City Prison of the City of New York, to answer the said charge and to be dealt with according to law.

Dated Sept 8th 1883 J. H. White Police Justice.

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

Dated _____ 1883 _____ 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 _____ 1883 _____ Police Justice.

POOR QUALITY
ORIGINAL

0202

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

100 District Police Court.

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

Question. What is your name?

Answer. *Maurice McNamara*

Question. How old are you?

Answer. *30 Years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *557 West 57th St 12 Years*

Question. What is your business or profession?

Answer. *Police Officer*

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*
Maurice McNamara

Taken before me this

day of

188

Police Justice

POOR QUALITY
ORIGINAL

0203

Coroner's Office.

TESTIMONY.

Bridget Carney 121 Mulberry st being sworn says, I live at 121 Mulberry st. On Aug. 29th 83 about 7 or 8 P.M. I was going down stairs with a slop pail and saw deceased lying across the floor of the hallway. I called the Officer who is here in Court to remove him. He did so taking him by the arm and leading him out. I know nothing more about the case I don't whether he was drunk or sober. He had on a jumper.

Bridget ^{her} Carney
mark.

Celia Lyon being sworn says, I live at 73 Mulberry. I work at suspenders. On Aug. 29th 1883. About 7 P.M. I was going across Mulberry st and at 121 Mulberry st I saw Officer M. E. Namara hitting John Smith on the soles of his feet with a club, and the young man got up but he was so drunk he was not able to walk. He had not his coat and vest, and when he gone some distance I picked up his coat & vest and laid it on the railing near vest and he took and threw them in the middle of the street. He had on a blue flannel shirt - laid up the front, and M. E. Namara took his club and hit him twice on the back of his head across the upper part of his neck. I was right behind him.

Taken before me,

this 3^d day of Sept. 1883.

William J. Kennedy CORONER.

John Lyons me the 29th of September 1883
William J. Kennedy
Dea Justice

0204

TESTIMONY.

Taken before me, Belici Lyons
this 3^d day of September 1883

William F. Kennedy CORONER

POOR QUALITY
ORIGINAL

0205

3

Coroner's Office.

TESTIMONY.

Frank Lusby being sworn says, I live at 100 Mulberry & am brass finisher. On Aug 29/83 about 7:00 P.M. I was sitting on ^{N.E.} corner of Canal & Mulberry st and on opposite side of street I saw M. Namara the deceased and a man about 12 feet ahead of him. The prisoner had his coat in his hand and he fired it at the man ahead of him. With that the Officer hit the man a poke or a blow in the small of the back and with the blow the man staggered and he hit him again on the soft part of the neck, I think as I heard no sound from it. He then fell to ground and I heard his head strike the sidewalk. The man seemed dead. I saw the Officer lift him up and heard him say you ain't hurt. A citizen assisted him and they rested him against the railing. The Officer who struck him and some other officers came with stretchers and took him away. I did not see anyone on the sidewalk except the three men before mentioned. I know nothing more of the case. I was about 30 or 35 feet away from the Officer and on other side of the street. I never knew M. Namara by name before I never had any trouble with him.

Taken before me,

Frank Lusby

this

3^d

day of

Sept.

1883

CORONER.

Taken before me this day of Sept. 1883
Charles J. Smith
Deputy Justice

POOR QUALITY
ORIGINAL

0206

Coroner's Office.

TESTIMONY.

James Murphy being sworn says, I live at Portman House, Muelberry cr. Canal St. I am brass finisher. On Aug. 29/83 about 7:30 P.M. I was ~~then~~ sitting on railing with Lusby & Shuely on Muelberry St side of Portman House. I saw McHamara walking behind deceased and as they got near the lamppost deceased threw his coat at a man who was 4 or five feet in front of him and seemed to be an Italian. Then the Officer shoved him along with his left hand and poked him in the back with his club which was in his right hand. He staggered and as he did so the Officer struck him on the side or back of his neck. I heard no sound from the blow. The man threw up his hands and fell back with his ~~hands~~ head towards the gutter. I heard a heavy thud as he struck the sidewalk. The girl who testified to day was on the sidewalk when I got over. ~~to the scene of the~~ The Officer said, I did not hit you hard. Set up. You ain't hurt. He asked for assistance and a young man helped to lift him up. A man with a white derby came across and waited until the body was taken to the Station House by McHamara and other officers. I did not know McHamara & never had trouble with him.

Taken before me this day of September 1883

James Murphy

day of James Murphy

CORONER.

POOR QUALITY
ORIGINAL

0207

Coroner's Office.

TESTIMONY.

5

Frank Thompson being sworn says, I live at 100 Mulberry St and am an Umbrella maker. On Aug. 29/83 about 7³⁰ P. M. I was sitting on door step at 100 Mulberry, I was sitting with Murphy, Sheedy and Lusby and saw three men going down Mulberry St. I said to my friends there is another arrest, for one of men was a Police Officer who had hold of a man by the right shoulder. The other man was about 12 feet in front of the officer & his prisoner & seemed to be an Italian. He ceased took his coat in his left hand and threw it towards the Italian in front of him. He staggered as he did so and the Officer struck him as he fell towards him on the back of the neck two blows. I could see no more at that time as some one passed between me and deceased. I went over and when I got there the man was half raised from the sidewalk. The Officer said in reply to some one who said you have killed him. "I did not hit him hard enough to hurt him. He is only stunned." Some one with white derby hat, told us to disperse & I went over to the corner. I do not know his name and have had no trouble with him. I do not know Smith.

Taken before me

this 3^d

day of

September 1883

Frank Thompson

William J. Casey CORONER.

I appear before me this day of September 1883
John J. Justice

POOR QUALITY
ORIGINAL

0208

Coroner's Office.

TESTIMONY.

X
Frank Shedy being sworn says, I live at 100 Mulberry st, and am a Varnisher. On Aug. 29/83 about 7³⁰ P.M. I was with Murphy, Lustig and Thompson on corner. When Thompson said "see the Officer strike that young fellow!" I looked across the street and saw a police officer shove a young fellow in the back with his club. The young man turned half towards the Officer who struck him then one blow across the back of his neck. He threw up his hands and fell backwards to the sidewalk with a heavy thud. I did ^{not} hear any blow when the officer hit him. Deceased was lifted up and seemed to be dead. I saw three little girls a short distance up the street. The deceased was taken away by M^r. Namara and two others. I do not know either M^r. Namara or Smith. I never had any trouble with M^r. Namara about standing on the corner.

Frank Shedy

Taken before me,

this 3^d day of Sept 1883

William H. [Signature] CORONER.

POOR QUALITY
ORIGINAL

0209

Coroner's Office.

TESTIMONY.

Hannah Sullivan being sworn says,
~~I was on the sidewalk~~ On Aug 29/83
about 7:30 P.M. I ^{was} coming out of my house
121 Mulberry st and saw Officer Mc
Namara tap deceased on soles of his
feet and strike him with his open hand
a slight tap across his face to wake
him up. He took Smith down the
street and near the corner while
my head was turned I heard two
blows and looking round saw deceased
in a sitting posture with M. E. Namara
hands under his arm pits. I saw deceased
sitting on the doorstep when I went
home from work about 6 P.M. with
some clothes across his knees. The deceased
walked without assistance. I know Celia
Lyons by sight and saw her standing in
the middle of the street and ^{heard} her say
"Oh! You brute."
Hannah Sullivan

I am before you this 3rd day of September 1883
Hannah Sullivan
The Jurors

Taken before me,

this 3^d day of September 1883

William J. Connelley
CORONER.

POOR QUALITY
ORIGINAL

0210

Coroner's Office.

TESTIMONY.

Mary Thompson being sworn says,
I live at 121 Mulberry st and live with
my aunt. On Aug. 29/83 about 7³⁰ P.M.
I saw M^r Hamara wake up Smith
and take him away. He went willingly
with the officer. I did not see
anything more of the transaction.

Mary Thompson.

Francis Delio being sworn says, I live
at 112 Mulberry st and keep a grocery store
at that number. I know nothing of the
affair at all as I was in my store all
the time.

Francis Delio
Mark

at 110 Mulberry. Michael Donofria being sworn says, I live
On August 29/83 about 7³⁰ P.M. I was
walking ^{behind} ~~in front of~~ an officer who had
a man arrested in Mulberry st near Canal.
The man was unruly and seemed to be
unwilling to go. I passed in front of him
and when I was ~~about~~ a few feet in front
of the prisoner he threw his coat and vest
at me striking me with them on the
back. I turned and saw the officer strike
the prisoner once on the head and prisoner
fell on sidewalk on back of his head. I went
to help raise him up but found he was dead and left him.
The prisoner did not strike the officer while I was walking
Taken before me, behind.

this 3^d Day of Sept. 1883.

CORONER.

POOR QUALITY
ORIGINAL

0211

81

Coroner's Office.

TESTIMONY.

*Given before me the
Deputy Sheriff
at 110 Mulberry St
Sept 3rd 1883*

Mary Thompson being sworn says,
I live at 121 Mulberry st and live with
my aunt. On Aug. 29/83 about 7:30 P.M.
I saw M. E. Hamara wake up Smith
and take him away. He went willingly
with the officer. I did not see
anything more of the transaction.

Mary Thompson.

Francis Delio being sworn says, I live
at 112 Mulberry st and keep a grocery store
at that number. I know nothing of the
affair at all as I was in my store all
the time.

Francis Delio
Mark

at 110 Mulberry

Michael Donofria being sworn says, I live
On August 29/83 about 7:30 P.M. I was
walking ~~in front of~~ ^{behind} an officer who had
a man arrested in Mulberry st near Canal.

The man was unruly and seemed to be
unwilling to go. I passed in front of him
and when I was ~~about~~ a few feet in front
of the prisoner, he threw his coat and vest
at me striking me with them on the
back. I turned and saw the officer strike
the prisoner once on the head and prisoner
fell on sidewalk on back of his head. I went
to help raise him up but found he was dead and left him.
The prisoner did not strike the officer while I was walking
Taken before me, behind.

this 3^d day of Sept. 1883.

William H. [Signature] CORONER.

POOR QUALITY
ORIGINAL

02 12

Coroner's Office.

TESTIMONY.

(9)
John Monks being sworn says, I live
at 36 Cherry St. ^{I am a laborer} On Aug. 28/83 at
7:30 P.M. I was standing with two friends
bet. 118 & 120 Mulberry. I saw McPherson
wake up Smith in hall way of
121 Mulberry st and followed him down
the street. Smith was swearing all
the way down and seemed to be resisting
arrest. Smith when near the corner
threw his coat and vest at a man
in front of him. The Officer poked
him twice in the side with his club
and the prisoner turned round and
fell against the railing striking his
head on the back, then fell to the sidewalk striking
the back of his head. I went over and
saw him as he lay on the sidewalk. He
seemed dead. McPherson and some
officers took him away on the stretcher.
I swear positively that the officer did
not hit him on the head with the club.
John Monks

Taken before me,

this

3^d

Day of September 1883

William J. Connelley

CORONER.

POOR QUALITY
ORIGINAL

02 13

Coroner's Office.

TESTIMONY.

(10)

X
John McKenna being sworn says, that I live at 200 Hester st and am a wire mattress maker. I saw the whole ^{transaction} and swear positively that Officer Mc Namara did not strike deceased on the head with his club. He poked him in the back ~~once~~ ^{twice} with his club as described by Monks. I fully corroborate all Monks' testimony which I have heard him give in court. I know Mc Namara but do not know Smith.

X
John Corey being sworn says, I live at 200 Hester st and am a licensed vendor. I saw Smith fire his coat & vest at a man in front of him and try to break away from Policeman. Policeman poked him in the back ^{twice} with his club and he fell against the railing then to sidewalk striking the back of his head. The officer did not let go of his prisoner and had his hand on him all the time. I was first man who helped to lift up deceased. I know Mc Namara ^{by sight} but do not know Smith.
John Corey

Taken before me,

this 3rd day of Sept. 1883

William J. Hickey

CORONER.

POOR QUALITY
ORIGINAL

02 14

Coroner's Office.

TESTIMONY.

(17)

Maurice Finn being sworn says I am
detailed Officer at Tomb's Police Court.
On Aug. 29/83 about 7³⁰ P.M. I heard
a rap of a club while in West
near Mulberry and went to Mulberry
near Canal where there was a crowd.
I made my way through the crowd
and saw M. E. Kamara raising deceased
from the sidewalk. I found the man
was badly hurt and advised Mr.
Kamara to rap for help. Smith
was not dead when I reached him
as his heart ^{was} beating. Deceased was
removed to Station House on a stretcher.
M. E. Kamara told me that he was
arresting Smith when he ^{turned on him} resisted, and
Smith he pushed him throwing him
to the sidewalk.

Maurice Finn.

Taken before me,

this 3^d

day of

September 1883

William H. H. H.

CORONER.

POOR QUALITY
ORIGINAL

0215

Coroner's Office.

TESTIMONY.

12.

Maurice M. Hamara after being cautioned by the Coroner not to make a statement unless of his own free will and consent. being sworn say,

On Aug. 29/83 About 7³⁰ P.M. I was called by a lady at 121 Mulberry St. to arrest a man on the stoop. She said he has been around here all day drunk. I told her I thought he lived in the house. She said no he did not. I went over and found Smith sitting on the door step with his heels on the ground and toes up. I slapped the soles of his feet with the club. He laid his feet on the ground. He half roused himself and said "So, fuck yourself" and dropped his head. I wrung his ear and slapped him in the jaw with my open hand, and used the same expression as before adding "You son of a bitch" I said to him "I'll have to lock you up" I caught him between the two shoulders as he had blue flannel shirt on and I could not take him by the collar. I pushed him forward and he kept saying "you'll lock me up you son of a bitch will you" until we came opposite the place. ^{of the difference} He called to a man

Taken before me,

this 3^d day of September 1883,

William H. Harsany CORONER.

POOR QUALITY
ORIGINAL

02 16

13

Coroner's Office.

TESTIMONY.

named Pete whom I do not know and threw his coat & vest at a man in front. I don't know whether the clothes hit the man or not. With that he loosed my grasp from his neck and turned round on me full face and I quickly turned him around taking hold of him by the arm so that his back was again towards me. He staggered and I pushed him with the stick. He fell against the railing and afterwards on the back of his head on the sidewalk. I did not ~~hit~~ hit him on the neck or head I will swear positively. I picked up the man not thinking he was hurt and when Officer Finn came up I went to rap for assistance and when it came took the stretcher and brought deceased to Station House. When I first went to the Station House to get the stretcher I asked the Sergeant to send for an Ambulance but it was not sent for until Smith's body was brought in. The Ambulance surgeon said there was a breath of life in him when he came, but he died before many minutes. I saw Delia Lyon in the crowd after I came back but I did not see her at the time of the occurrence.

Taken before me,

this 3^d day of September 1883

William J. Kennedy

CORONER.

POOR QUALITY
ORIGINAL

0217

Coroner's Office.

TESTIMONY.

Wm A. Conway M.D. being sworn says, On August 31st/83 I made an autopsy about 7³⁰ A. M. at 470 Pearl st on the body of John Smith. I found on external examination of the body a scalp wound about the junction of the parietal and occipital bones on the right side a little to the ~~left~~ right of the sagittal suture. On removing the scalp this wound was found to be a slight one not having penetrated to the skull. But about an inch or an inch and a half below, there was an extravasation of blood beneath the scalp evidently caused by some external violence at that point. On removing the calvarium a fracture of the occipital bone was found commencing about an inch above and a little to the right of the internal occipital protuberance and extending obliquely downwards to the lower portion of the left cerebellar fossa through the occipital protuberance. The fracture was about four inches long through both external and internal tables. There was extensive hemorrhage at the base of the brain and along the spinal cord at the upper portion for two or three inches from the seat of the fracture.

The other organs of the body were normal except that the liver was enlarged and there were some adhesions on the left side, the result of an old pleurisy.

The cause of death in my opinion was Hemorrhage of the Brain from fracture of the skull caused by some external violence.

Taken before me

this 3rd day of September 1883

William A. Conway

CORONER.

POOR QUALITY
ORIGINAL

02 18

John Smith

POOR QUALITY
ORIGINAL

02 19

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK, } SS.

Maurice Mc Namara being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz. :

Question—What is your name?

Answer—

Maurice Mc Namara

Question—How old are you?

Answer—

30 years

Question—Where were you born?

Answer—

Ireland

Question—Where do you live?

Answer—

557 W. 54th St

Question—What is your occupation?

Answer—

Policeman.

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

I am not guilty.

Maurice Mc Namara

Taken before me, this 3^d day of Sept, 1883

William H. Mc Namara

CORONER.

POOR QUALITY
ORIGINAL

0220

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the ~~house of~~ *Coroner's Office*
No. 13 and 15 *Chatham Street* in the *4th* Ward of the City of
New York, in the County of New York, this *3^d* day of *September*
in the year of our Lord one thousand eight hundred and *eighty three* before
Wm H. Kennedy Coroner
of the City and County aforesaid, on view of the Body of *John Smith*

440, Pearl st lying dead at
eight Upon the Oaths and Affirmations of
good and lawful men of the State of New York, duly chosen and
sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said
John Smith came to his death, do
upon their Oaths and Affirmations, say: That the said *John Smith*
came to his death by

Fracture of the skull
caused by a blow from a club in the
hands of Officer Maurice M. Ramara
in Mulberry st near Canal on Aug. 28th 1883
about 7³⁰ P.M.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition
set our hands and seals, on the day and place aforesaid.

JURORS.

J. J. Johnston
377 = 6th Avenue.
J. Wagnahan.
457-6 Avenue
Thomas H. Lee
363 Sixth Avenue

Edward Owens
347 54th Ave.
F. J. McManis *364 6th Ave.*
John Whitt *491 6th Ave.*
L. H. Mathison *372 6th Ave.*
Olin C. Titus *534 6th Ave.*

William H. Kennedy
CORONER, N. Y.

POOR QUALITY
ORIGINAL

0221

The People of the State of New York, on the Com-
plaint of

vs.

List of Witnesses.

Morice McNamee

NAMES

RESIDENCE

William Conway M.S.	Coroner Office	
Off Maurice Fieri	Louis Police Court	
+ John McKenna	200 Hester St.	✓
John Gorey in City Prison	" "	✓
John Monks Not found	36 Cherry	not found
James Murphy	Portman House Mulberry St.	not found
Helia Lynn N.Y.	73 Mulberry	not found
Frank Luby	100 "	✓
Frank Thompson	" "	✓
Frank Sherry	" "	✓
Michael Sonofrio	110 "	✓
Francis Delitto	112 "	✓
Kannah Sullivan	121 "	✓
Mary Thompson	" "	✓
Bridget Carney	" "	✓

0222

BOX:
113

FOLDER:
1201

DESCRIPTION:
Miller, Charles

DATE:
09/07/83



1201

POOR QUALITY
ORIGINAL

0223

No 55

Counsel,

Filed

7 day of

Sept. 1883

Pleads

THE PEOPLE

vs.

Charles

D. Miller

JOHN McKEON,

District Attorney

A True Bill.

Wm. H. Woolery

Foreman.

Sept. 7/83.

Wm. H. Woolery

S. P. 4 year.

POOR QUALITY
ORIGINAL

0224

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 D. Miller

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

Charles D. Miller

of the CRIME OF GRAND LARCENY in the second degree, committed as follows:
The said Charles D. Miller

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
16th ~~on the~~ day of August in the year of our Lord one thousand eight hundred and
eighty-three, at the Ward, City and County aforesaid, with force and arms
seven promissory notes for the
payment of money of the
kind commonly called
United States Treasury notes
the same being then and there
due and unsatisfied for the
payment of and of the value
of five dollars each, and seven
other promissory notes for the
payment of money of the
kind commonly called Bank
notes the same being then and
there due and unsatisfied, for
the payment of and of the
value of five dollars each.

of the goods, chattels and personal property of one George C. Parker
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. John McKeon
District Attorney

0226

No 55
Police Court 5th District.
6/4

THE PEOPLE, &c.,
ON THE COMPLAINT OF

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Charles Paulsen
Con. Court at St. Louis
Charles H. Miller
Offence Grand Larceny

Dated August 24th 1883

Thos. J. Morgan Magistrate.

John Watkins Officer.

33rd Precinct.

Witnesses: Henry Schumaker

33rd Precinct -

No. 33rd Precinct

Henry Schumaker

33rd Precinct

No. 33rd Precinct

Street,

\$ 1000

Street,

Street,

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 Charles Miller

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 August 24th 1883 R. L. Morgan 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.

0227

Sec. 198-200

5th

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles H. Miller

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. *Charles H. Miller*

Question. How old are you?

Answer. *18 years of age*

Question. Where were you born?

Answer. *Connecticut*

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

Answer. *333 East 119th St. 4 months*

Question. What is your business or profession?

Answer. *Sailor*

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 the charge*

Charles H. Miller

Taken before me this

24

day of August 1883

W. L. Morgan Police Justice.

0228

113 5th District Police Court. Affidavit—Larceny.

CITY AND COUNTY }
OF NEW YORK, } ss

of George Parker George Parker
153rd Street, aged 47 years, occupation Book Keeper
being duly sworn, deposes and says, that on the 16th day of August, 1883

at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, with intent to deprive the true owner of his property
the following property, viz:

Good and lawful money of the issue of
the United States government consisting
of seven bills of the denomination and
value of five dollars each together and
in all of the value of thirty-five 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 Charles H. Miller (now here) from

the fact that since the commission of said
offense the said Charles H. Miller acknowledged
and confessed to deponent and in open court
that he did on said day feloniously take
steal and carry away the above described
property

George Parker

Sworn before me this 24th day of August, 1883
Police Justice.

0229

BOX:

113

FOLDER:

1201

DESCRIPTION:

Mitchell, Sylvester

DATE:

09/11/83



1201

0230

Elmwood Reg. Sep 25/13.

25-

POOR QUALITY
ORIGINAL

0231

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Syvester Mitchell

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

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

The said *Syvester Mitchell*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *28th* day of *June* in the year of our Lord one thousand eight hundred and eighty *three*, at the Ward, City and County aforesaid, with force and arms, in the night time of

said day, one parcel of the value of two dollars and fifty cents, one promissory note for the payment of money of the kind known as United States Treasury notes, the same being then and there due and unsatisfied for the payment of and of the value of two dollars, and one other promissory note for the payment of money of the kind known as United States Treasury notes, the same being then and there due and unsatisfied for the payment of and of the value of one dollar

of the goods, chattels and personal property of one *Annie Madden* on the person of the said *Annie Madden* then and there being found, from the person of the said

Annie Madden

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.

JOHN McKEON, District Attorney.

POOR QUALITY
ORIGINAL

0232

New York Sep 23rd

I certify that Charles Lth
Mitchell has been in my employ-
ment for 4 years, & found
him faithful sober and
Honest

And left my employ of
his own accord
& never heard any thing dishonest
about him before now

Wm Hines
324 West 40th St.

0233

Testimony in care
of
Sylvester Mitchell.

Filed Sept.

1883

0234

The People
 Sylvester Mitchell } Court of General Sessions. Part I
 Indictment for grand larceny in the first degree. Before Judge Cowing. Sept. 20. 1883.
 Annice Waddon, sworn. Some day in June, I cannot remember if it was the 28th I was walking on Seventh Ave. between 28th and 29th sts. Between 8 and 9 or 9 and 10 o'clock at night. I had an alligator satchel in my hand containing a two dollar bill and two ones and some small change, belonging to me. I held the satchel, which was worth two dollars in my hand. I met the prisoner as I was walking up town; he was standing in the middle of the block; there were two lamp posts there, so that I saw his face. He ran right across from me and snatched the satchel out of my hand and then ran away. I stood for a little while. I did not know what to do, I was scared. I turned back again to Twenty Eighth st. and a man came along and asked me what was the matter. I told him a fellow snatched a satchel out of my hand and that I would know him. A couple of days afterwards I saw Officer Phelan and told him and never thought anything more about it, I thought I would let it go. Then a couple of weeks afterwards the same fellow, the prisoner, met me

0235

in the day time. I came across from
Thirty Second st. down Seventh ave. and
he came over and he kicked me, then
afterwards he threw an oyster shell or
a cracker at my face; he wanted to kick
me when a lady friend was with me;
at that time the officer came over and
took him. Cross Examined. I know this
happened in June, but I do not remember
the day. I am positive the prisoner is the
one took the satchel because I knew him
before. The reason why I did not have him
arrested when he took the satchel was be-
cause there was no officer around and
I thought he had some friends around
him that would harm me. I did not like
to scream and make an outcry when
he snatched the satchel; the officer saw him
insult me and he ran across. The
prisoner wore dark clothes and a straw
hat. It was not so very dark at the time
It was between two street lamps and I
saw him by their light. and I saw him
on three different occasions afterwards
kicking me; on the last occasion I was
walking with a lady of the name of Carey.
She said, "what do you want to kick her for?"
By that time the officer came over.

0236

Satchel.

John Carey sworn. I am a policeman and arrested the prisoner on the morning of the 28th of August about 1/4 past 12 on the corner of Thirty Second st. and Seventh Ave.; we had been looking for him since the morning of the 26th of Aug.; he got up from sitting at a telegraph pole. I ~~threw~~^{saw} him throw something at the complainant and I went over and arrested him. The complainant was there with another woman. I know nothing of the robbery of the

Michael Phelan sworn. About two nights before the arrest the complainant made a complaint to me against the prisoner at the corner of Thirty Second st. and 7th Avenue. I was looking for him. I set officer Carey looking for him.

Sylvester Mitchell, sworn and examined in his own behalf testified. I am 18 years old. My father and mother are in Chicago. I was boarding with Mrs. Shields in 30th st. near 8th Ave. Have been working steadily in New York for three years and a half at lathing. I heard what the complainant swore to. At Jefferson Market she swore it was the 28th of June I stole her pocket book. I never saw the woman before in my life. About two

0237

weeks before I got arrested I treated her twice. I did not steal her satchel and pocket book. I know nothing about it; she would stop and talk with me after the 28th of June. I work for Dennis Hines, a boss lather. Cross Examined. I did not meet the complainant on the 28th of June. Dennis Hines is not here. I treated her to a glass of beer two weeks before I was arrested. I was introduced to her by a girl I used to keep company with.

John Grey recalled. I saw the prisoner sitting by a telegraph pole. I could not say if he had anything in his hand. When he got up and crossed 32nd st. the down town corner I saw him make a motion with his hand hitting the woman as if he was throwing something. Annie Waddon recalled. The prisoner never treated me. The first time I saw him was when he took the satchel. I helped a poor woman and her daughter and she told me she knew the prisoner. I am a dress maker. I was employed in the Parry hotel at Coney Island. I have not been working for three weeks. The jury rendered a verdict of guilty. The prisoner was recommended for sentence.

0238

96 688

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Hadden
256 West 16th St
Apartment 25

BAILED,
No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Dated *Aug 28* 188
Magistrate *John Leahy*
Officer *29*
Precinct _____

Witnesses
No. _____
Street _____
No. _____
Street _____

No. _____
Street _____
to answer _____
Street _____

John Hadden
83 83 83
CLERK'S OFFICE

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 *Clayton Mitchell* 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 *Aug 28* 188 *[Signature]* 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.

0239

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

2 District Police Court.

Sylvester Mitchell 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^{im}; that the statement is designed to
enable h^{im} if h^e see fit to answer the charge and explain the facts alleged against h^{im},
that he is at liberty to waive making a statement, and that h^{is} waiver cannot be used
against h^{im} on the trial.

Question. What is your name?

Answer.

Sylvester Mitchell

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

New York

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

Answer.

254 W 30 St (resided there 2 mos)

Question. What is your business or profession?

Answer.

Lather

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

Sylvester Mitchell

Taken before me this

228

Police Justice.

0240

2 District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }
OF NEW YORK, } ss

of No. 159 West 27th Street,

being duly sworn, deposes and says that on the 28 day of June 1883

at the City of New York,

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

of deponent, *and from her person in the*
the following property, viz.

one satchel value two dollars
and fifty cents containing
one two dollar bill and
two one dollar bills, gold
and lawful money of the
United States

together of the value Six ⁵⁰/₁₀₀ dollars
the property of *Complainant*

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 *Sylvester Mitchell*

(now present) from the fact
that whilst deponent was
walking on ¹⁴ avenue between
28 & 29 streets said Mitchell
came up to her, and
snatched from her right
arm the satchel as above
described containing the
four dollars and ran away
with the same

Annie G. G.

Sworn before me this

day of

1883

Police Justice.

0241

BOX:

113

FOLDER:

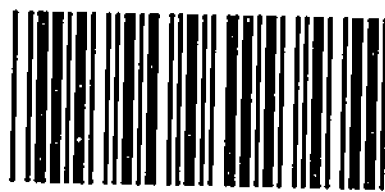
1201

DESCRIPTION:

Monroe, James

DATE:

09/18/83



1201

James
Counsel,
Filed *18* day of *Sept* 188*3*
Pleads

U.S.

James
B

Travel

JOHN McKEON,

District Attorney

A True Bill.

Miss Barber

Foreman,

Ch 3/22

Please Reply. Oct 4/03
 Reply to Respond.
 M.H.G. 4

4.
old

4.

0242

0243

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 Murrel

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

James Murrel

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

The said James Murrel

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 23rd day of July in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms two coats of the value of thirty dollars each

of the goods, chattels and personal property of one Mamel Oliver 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.

John McLean
District Attorney

0244

LAW OFFICES

OF

P. G. Duffy,

Rooms 15 & 16,

25 CHAMBERS STREET,

NOTARY PUBLIC.

New York, *October 2nd 1883*

Hon Henry A. Gildersleeve

Dear Sir:

A young man by the name of James D. Monroe, lately married, and the son of a very reputable citizen, who holds an official position in this city, will plead guilty before you to-morrow of Harboring. I believe this is the young man's first offence, and if not inconsistent with your sense of justice, a suspension of sentence, will in his case, with a reprimand, would answer the ends of justice

POOR QUALITY
ORIGINAL

0245

and save his relatives from
the great disgrace his im-
prisonment would cause
them.

Respectfully yours

P. G. Druff

0246

No 200 100
Police Court 5th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Michael J. O'Brien
12 St. 172 No.
1 James Monroe St.
2
3
4
Offence Grand Larceny

BAILED,
No 1, by George Hendricks
Residence 358 West 18th St.
No 2, by
Residence
No 3, by
Residence
No 4, by
Residence
Witnesses John B. Hayes M.D.
12th Avenue 1724 Street.
No. Street.
No. Street.
\$1000 to answer B.S.
Committed

Dated July 30 1883
Henry Murray Magistrate.
Geo. H. Hayes Officer.
32 Precinct.

RECEIVED
JUL 30 1883
CLERK'S OFFICE

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 Monroe

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 July 30 1883

Henry Murray 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.

0247

Sec. 198-200

5 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Monroe 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 Monroe*

Question. How old are you?

Answer. *21*

Question. Where were you born?

Answer. *New York*

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

Answer. *473. Henderson St Jersey City 3 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 have nothing to say*

James Monroe

Taken before me this *30*
day of *July*
18*81*
James Monroe
Police Justice.

0248

CITY AND COUNTY }
OF NEW YORK, } ss.

John B Hayes M D
aged 37 years, occupation Physician of No.
12th Avenue 172 Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Mequid J Oliver
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this _____
day of _____ 188

John C. Camp
Hurray
Police Justice.

0249

571

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }
OF NEW YORK, } ss

of No. 12th Avenue 172^d Street,

Miguel J. Oliver

being duly sworn, deposes and says, that on the 23rd day of July 1883

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

the following property, viz:

Two coats of the value of Sixty dollars

the property of Manuel Oliver deponent's father
deponent is 18 years old

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 Munroe (now here)

Deponent says that he is informed by
John B. Hayes that he found
two pawn tickets representing said
Coats in the possession of said
defendant and that said defendant
acknowledged and confessed that he
took stole and carried away said
property & pledged the same thereafter
and deponent identifies said property

Miguel J. Oliver

Police Justice

1883

30 day of July

Sworn before me this

0250

BOX:

113

FOLDER:

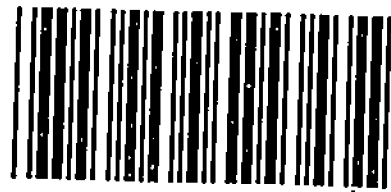
1201

DESCRIPTION:

Mooney, William

DATE:

09/07/83



1201

0251

BOX:

113

FOLDER:

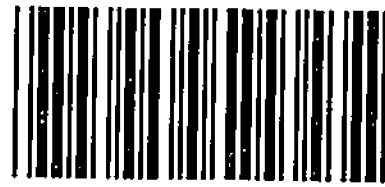
1201

DESCRIPTION:

Jones, Sidney

DATE:

09/07/83



1201

POOR QUALITY
ORIGINAL

0252

Counsel,

Filed

day of

1883

Pleads

13. THE PEOPLE

vs.

William Moore

and

Sidney Jones

JOHN McKEON,

Att. Gen. 12/18/83 District Attorney

Not guilty

A True Bill. S. P. Two yrs.

Mrs. Wood

Discharged on her

own recognizance on

Dec 17/83

James L. Ryan

Grand Larceny, Burglary, and
Receiving Stolen Goods.

R

vs.

0253

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Mooney
and
Sidney Jones

The Grand Jury of the City and County of New York, by this indictment, accuse
William Mooney and Sidney Jones

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

The said William Mooney, and
Sidney Jones

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
22nd day of July in the year of our Lord one thousand eight hundred and
eighty-three, at the Ward, City and County aforesaid, with force and arms
twelve bottles of wine of the value of twelve
dollars each bottle, twelve other bottles
of wine of the value of one dollar and
fifty cents each bottle, five gallons of
whiskey of the value of five dollars each
gallon, one demijohn of the value of one
dollar, and one basket of the value of one
dollar

of the goods, chattels and personal property of one Alexander C.
Sherman 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. John McKeon
District Attorney.

0254

PART 2.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To *Alexander Sheaman*

of No. *150 East 42* Street,

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *12* day of *Sept* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

Hen. Murney et al
in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *sept* in the year of our Lord 188*3*

JOHN McKEON, District Attorney.

0255

Dr. J. A. McCREERY,
356 Lexington Ave.,

OFFICE HOURS:
9 TO 10 A. M.
2 TO 3 P. M.
7 TO 8 P. M.

New York, Sept. 12 1883.

This is to certify that Alexander C. Sherrin, of 150 E. 42nd St., has been confined to his bed for the last four days with a severe attack of malarial fever. Although he is much better in days, he will not be able to do more than sit up for a little while, and it would be almost impossible for him to go to court. I do not think it will be safe for him to go out of the house at all this week.

J. A. McCreery M.D.

0256

Sub

People

in

W. Mooney et al

0257

BAILED.
No. 1, by _____
Residence _____ Street,
No. 2, by _____
Residence _____ Street,
No. 3, by _____
Residence _____ Street,
No. 4, by _____
Residence _____ Street,

65 188
Police Court 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alexander Sherman
150 E. 42 St.

1 William Mooney

2 Sidney Jones

3 ~~William Mooney~~

Offence Grand Larceny

Dated August 29, 1883

M. J. Conner Magistrate.

Richard Matlack Officer.

21 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street,
1883

No. _____ Street,

\$ 1500 to answer _____

James

No. 2, not arrested

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

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

Dated August 29 1883 Wm. J. Conner 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.

0258

Sec. 198—200

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

William Mooney 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 *him*; that the statement is designed to
enable h *him* if h see fit to answer the charge and explain the facts alleged against h *him*
that he is at liberty to waive making a statement, and that h *is* waiver cannot be used
against h *him* on the trial.

Question. What is your name?

Answer. *William Mooney*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *230 East 46th Street, 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 of the
charge preferred against me
William Mooney*

Taken before me this

day of *August* 188*7*

Henry Cassy Police Justice.

0259

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

Alexander C. Sherman

of No. 150 East 42nd Street, Hotel Keeper

being duly sworn, deposes and says, that on the 22nd day of July 1883

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 Basket containing One dozen bottles
of Champagne of the value of
thirty six dollars -
One demijohn containing a quantity
of Whiskey of the value of twenty five dollars
One dozen bottles of Claret wine of the
value of eighteen dollars -
all of the value of seventy nine 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 William Mooney, (now present),

and Sidney Jones. ~~John Jones~~ (not arrested)

with the felonious intent to deprive the owner
of said property from the fact that previous
to said larceny the said property was

on the Barge Roberts lying at the foot of
37th Street in the East River and this deponent

saw said William Mooney, Sidney Jones, and
~~John Jones~~ take, steal and carry

away said property from the possession of
deponent Alexander C. Sherman

Sworn before me this

29th day of August 1883

Police Justice,