

0693

BOX:

544

FOLDER:

4951

DESCRIPTION:

McCormack, Christopher

DATE:

12/05/93



4951

0694

1st offence R.B.M.

10.

X

Witnesses:

Frank A. Knight
officer John Jones

Counsel,

Filed

Pleas,

5 day of Dec 1893

Guilty

THE PEOPLE

19 East End ave
1625 ns.
Lickley

Christopher Mc Cormack

Grand Juror, Degree.
[Sections 528, 534, Penal Code.]

DE LANCEY NICOLE

District Attorney.

Part 3, Dec 8/93

Pleads Petit Larceny

Sentence suspended
A TRUE BILL.

R. Lockwood

Foreman.

0695

(1895)

Police Court—5 District.

Affidavit—Larceny.

City and County } ss.
of New York, }

of No. 253 E. 89th Street, aged 33 years,
 occupation Rep^t Manhattan Electric Light Co being duly sworn,
 deposes and says, that on the 19 day of November 1893 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the Day time, the following property, viz:

A quantity of Electric Light
 wire of the value of thirty eight
 dollars.

the property of Manhattan and Harlem Electric
Light Co. and in deponent care and
Custody

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen
 and carried away by Christopher W. Cormack (numbered
and another man not arrested. From
the fact that at about the hour of 2.30
o'clock P.M. said date. deponent saw the
defendant and said man not arrested
together and in company with each other.
and saw them feloniously take steal
and carry away said wire from the
depot at the South west Corner of Ave
B. & 80th street.

F. A. Knight

Sworn to before me, this 24 day
 of Nov 1893

John J. Lawrence Police Justice.

0696

Sec. 198-200.

1882

District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

Christopher McCormack

Question. How old are you?

Answer.

19 yrs

Question. Where were you born?

Answer.

New York

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

Answer.

1625 Ave B - 1 yr

Question. What is your business or profession?

Answer.

Brick layer

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**Christopher McCormack*

Taken before me this

day of *March* 1889*John J. Stevens*

Police Justice.

069

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

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

Dated, Nov. 24 189 3 Thos. J. Miller Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0698

Ser 25 Whippoor
9 am. \$1000 bail

BAILED,

No. 1, by.....

Residence.....Street.

No. 2, by.....

Residence.....Street.

No. 3, by.....

Residence.....Street.

No. 4, by.....

Residence.....Street.

P36.

1258

Police Court,

5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frank A. Knight
353 E. 8th St.

Christ W. McCormick

2.....

3.....

4.....

Dated, Nov. 24 1893

Feitner Magistrate.

Jose Officer.

27 Precinct.

Witnesses J. J. Quinn

W. S. O. Hunt & Co. B. Street.

No. Street.

No. Street.

\$ 1000 to answer G. S.

Chy 9th



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

THE PEOPLE OF THE STATE OF NEW YORK

against

Christopher McCormack

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

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

The said

Christopher McCormack

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

*seven hundred feet of wire of
the value of twenty cents each
foot*

of the goods, chattels and personal property of one - *a certain corporation*
known as the Manhattan Electric Light Company (Limited)

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.

Dehancey Nicoll
District Attorney

0700

BOX:

544

FOLDER:

4951

DESCRIPTION:

McCormack, John

DATE:

12/11/93



4951

0701

Witnesses:

Notary John C. Coleman
10 Wall St. My two
days in advance of the
Will produce witnesses

Dated Dec 12

by Frank Falk

312 W. 145th St

FILED DEC 13

1890

70K 176

13th Dec 11/
2104/93

COURT OF OYER AND TERMINER.

Counsel,

Filed,

Pleads,

11 day of *Dec* 189 *3*
Myndt 17

THE PEOPLE

vs.

John Mc Cormack

General Sessions

Dec 11 to 23

DE LANCEY NICOLL,

District Attorney.

SUPREME COURT PART 1,

December 22 1899

A TRUE BILL

INDICTMENT DISMISSED.

R. V. Cross

Foreman.

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

0702

NUMBER 11.

Premises: Southwest corner 81st Street and Columbus Avenue.
Licensee: John McCormack.

McCully and Briggs entered premises Sunday October 22, 1893, 8.30 P. M. Five men in premises. McCully and Briggs bought whiskey; paid twenty-five cents for same; have sample of whiskey.

0703

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

6131

THE PEOPLE OF THE STATE OF NEW YORK

against

John McLomack

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

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

The said

John McLomack

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

at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to *one R. B. Mc*

Curry, J. W. Briggs

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

SECOND COUNT—

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

John McLomack

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

The said

John McLomack

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

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

DE LANCEY NICOLL,

District Attorney.

0704

BOX:

544

FOLDER:

4951

DESCRIPTION:

McCutchen, John

DATE:

12/08/93



4951

Witnesses:

Thos Duffey
Joseph J. Reilly

Counsel,

Filed

day of

1893

Pleads,

Dec
Guilty

THE PEOPLE

vs.

John McButcher
Dec 19/93
Discharged on his
own recognizance

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Thos Harris Foreman.

I have examined
the return case and
am satisfied. The
Pro. cannot connect
the Defendant with
close with the
crime to justify
a finding of Guilt.
She seems to have
been simply the
opportunity assisting
to commit the offense.
The Defendant should
be discharged upon his own
Recognizance
Dec. 19/93 Robert J. Ford
District Atty.

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

0706

1900

CITY AND COUNTY OF NEW YORK, ss:

POLICE COURT, DISTRICT.

Joseph J. Reilly

of No. 430 West 18th Street, aged 21 years,
occupation Liquor being duly sworn, deposes and says,
that on the 19th day of November 1899
at the City of New York, in the County of New York, he caused

Sworn to before me this
19th day of November 1899

day

Police Justice

the arrest John McButcher (witness) upon
a charge of having in lawfully taken
stolen and carried away property of
department of the value of three hundred
dollars. Defendant asks that the
defendant be detained to enable
department to get further evidence
and substance

Joseph J. Reilly

Police Court, N District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

207

vs.

John McLeuchan

AFFIDAVIT.

Rec'd

*Remanded for
Examination
Nov 20th 1893*

3 P.M. [Signature]

Ex Nov 21st 1893

10³⁰ A.M.

[Signature]

Ex 2nd pm Nov 21

Dated, Nov 19 1893

[Signature] Magistrate.

[Signature] Officer.

Witness, _____

Disposition, _____

0708

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Thomas Duffy
Butcher
aged *32* years, occupation *Butcher* of No. *430 West 18th*

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

Sworn to before me, this *21*
day of *March* 189*3* } *Thomas H. Duffy*
L. Hogan
Police Justice.

0709

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Kate M. Miller
aged 52 years, occupation Married Woman of No.
430 West 18th Street, being duly sworn, deposes and

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

Sworn to before me, this

day of

21
March 1893

Kate M. Miller

J. J. Reilly
Police Justice.

Police Court 2 District. Affidavit—Larceny.

City and County
of New York, ss:

of No. 430, West 18th Street, aged 21 years,

occupation Legum being duly sworn,

deposes and says, that on the 13 day of November 1893 at the City of

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

from the possession of deponent, in the day time, the following property, viz:

Two gold watches on gold
locher, good and useful many
to the amount of one hundred
and fifteen dollars, one revolver
one fifteen and one pocket knife
all. Together of the value of three
hundred dollars.

the property of deponent

and that this deponent

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

for the following reasons, to wit: that

deponent and one Thomas H. Duffy

occupied a room in the premises

430 West 18th Street that on and

date deponent retired about one

o'clock A.M. that the said Duffy was

then there in that the said Duffy

was in deponent's room that the

defendant had the key of said ~~room~~ premises

for the purpose of waking the said

Duffy up that deponent is informed

by the said Thomas Duffy that

about 5:10 o'clock A.M. said date

the defendant came into deponent's

Sworn before me this

1893

Notary Public

room in the said premises and awoke him. Duffy that about 5-40. O'clock a.m. he Duffy and the defendant left the said premises together with the defendant then gave him Duffy the key. he Duffy had given to the defendant that he Duffy saw the letter which is part of the stolen property in the room where he left the said premises.

Defendant further says that when he awoke about 10. O'clock a.m. he discovered that the said property was missing that he then was informed by the said Duffy that the defendant ~~had~~ had his Duffy keys to enter the said premises for the purpose of awaking him and that he the defendant should not ~~need~~ need the keys of defendant for the purpose of entering the said premises as the defendant had stated.

Defendant further says that the defendant previous to said larceny was in the habit of lounging about his defendant's place of business at No 95 North Avenue that the defendant has failed to put in an appearance in the neighborhood of defendant's place of business since the said larceny.

Wherefore defendant charges the defendant with feloniously taking, stealing and carrying away the said property and prays that he be held and dealt with as the law directs.

Given to the jury
this 2nd day of Nov 1893

Joseph J. Reilly
District Attorney

07-12

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

2
District Police Court.

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

Question. What is your name?

Answer. *John Mc. Cutchem*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *428 N. 1st St - 2 Weeks*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty*

John Mc. Cutchem

Taken before me this
day of *March* 189*3*

Police Justice.

0715

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

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

Dated November 21 1893 [Signature] Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0714

Exp Nov 28th 1893

10³⁰ A.M. at reg

of defendant Joseph J. Kelly

2³⁰ p.m. Nov 29th

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

For the defendant

Laverne Kamm

69 Broadway

John G. Williams

57 W 10th St

Police Court

District.

THE PEOPLE, s/c,
ON THE COMPLAINT OF

John M. Cullen

2
3
4

Dated

November 21

1893

Hoy

Magistrate.

Jayrell

Officer.

Thomas Duffy

Precinct.

Witnesses

No.

430 W 18th

Street.

No.

Mrs. Miller

Street.

No.

430 W 18th

Street.

No.

333 W 17th

Street.

No.

Call the Officer

\$

500 - 45

to answer

Call



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 Cutchen

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

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

The said

John Mc Cutchen

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

*the sum of one hundred and fifteen
dollars in money, lawful money
of the United States of America, and
of the value of one hundred and fifteen
dollars, two watches of the value
of seventy-five dollars each, one locket
of the value of twenty-five dollars,
one revolver of the value of ten
dollars, one ulster of the value of
twenty dollars and one pocket knife
of the value of one dollar*

of the goods, chattels and personal property of one

Joseph J. Reilly

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.

*Dehancey Nicoll,
District Attorney.*

0716

BOX:

544

FOLDER:

4951

DESCRIPTION:

McFadden, William

DATE:

12/13/93



4951

0717

Witnesses:

259
COURT OF OYER AND TERMINER.

Counsel,

Filed,

13 day of Dec 1893

Pleads,

THE PEOPLE

Transferred to the Court of Special Sessions for trial and final disposition.

Part 2. *De M. B. 13*

William Inc Fadden

General Sessions
Dec 13 93
of the County of New York
in the Matter of

DE LANCEY NICOLL,

District Attorney.

VIOLATION OF THE EXCISE LAW.
Unlawful Hours.
[Chap. 401, Laws of 1892, § 32.]

FILED DEC. 15
1896

A TRUE BILL.

R. J. Cross Foreman.

0718

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Mc Fadden

The Grand Jury of the City and County of New York, by this indictment, accuse
William Mc Fadden
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, BETWEEN ONE O'CLOCK AND FIVE O'CLOCK IN THE MORNING, committed as follows:

The said

William Mc Fadden

late of the City of New York, in the County of New York aforesaid, on the *16th* day of *August* in the year of our Lord one thousand eight hundred and ninety-~~the~~ (the same not being Sunday), between one o'clock and five o'clock in the morning of the said day, at the City and County aforesaid, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~

and to certain other persons whose names are to the Grand Jury aforesaid unknown, without having a special license therefor as required by law, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT.—

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

William Mc Fadden

of the CRIME OF OFFERING AND EXPOSING FOR SALE STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, BETWEEN ONE O'CLOCK AND FIVE O'CLOCK IN THE MORNING, committed as follows:

The said

William Mc Fadden

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid (the same not being Sunday), between one o'clock and five o'clock in the morning of the said day, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, without having a special license therefor as required by law, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0719

BOX:

544

FOLDER:

4951

DESCRIPTION:

McFarland, Bernard

DATE:

12/22/93



4951

*Copy furnished to Det. [illegible]
by [illegible] 12/24/93*

Witnesses:

*Henry Wildenbrand
Michael F. Blake
Patrick J. Scully
Wm S. Young*

*Bailed Dec. 24/93
by Wm. H. Walker
6 St. Luke's Place.*

Court of Order and Term

1893

Counsel,

Filed *22* day of *Dec* 189*3*

Pleads, *Not Guilty (2)*

THE PEOPLE

vs.

B
Bernard McFarland

Unlawful Electromagnet

[Section 411, sub 4, Penal Code.]

DE. LANCEY NICOLL,

District Attorney.

Ordered to the COURT of

General Sessions of the COUNTY of NEW YORK

(Entered in the Minutes)

Dec 24 1893

A True Bill.

*June 9/99.
Indictment Dismissed*

R. J. Cross

Foreman.

*sentenced on another
indictment*

COURT OF OYER AND TERMINER
Of the City and County of New York.

THE PEOPLE OF THE STATE OF NEW:
YORK,
against
BERNARD M^CFARLAND.

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment accuse Bernard McFarland of the crime of
unlawful electioneering on Election Day, committed as
follows:-

Heretofore, to wit: on Tuesday the seventh day of
November, 1893, there was held a general election -
throughout the State of New York, and in the said City
and County, and on said Election Day the said Bernard
McFarland, late of the City and County aforesaid, at
the City and County aforesaid did unlawfully electioneer
within the polling place of the Twenty-sixth Election
District of the Eighth Assembly District of the said City
and County by then and there within the said polling
place, unlawfully soliciting divers of the voters of the
said election district, whose names are to the Grand
Jury aforesaid unknown, and attempting to induce such
voters to cast their ballots at the said election in
favor of the persons who had been nominated by the

Democratic party of said State and by the political organization commonly known as Tammany Hall, for the offices to be voted for at the said Election in the said Election District by the electors thereof; and by divers exhortations, persuasions and other means, attempting to further the election of the said persons; 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.

DeLancey Nicoll,

DISTRICT ATTORNEY.

0723

PI June 1894

Court of Oregon and Terminus

Witnesses:

Chas. McFarland
Michael F. Blake
Peter McFarland
Wm. Young

Bailed Dec. 24/93.
by Wm. H. Walker.
6 St. Luke's Place

Counsel,

Filed 22nd day of Dec 1893
Pleads, Not Guilty (27)

THE PEOPLE

McFarland & McFarland
[Section 41 Ky. sub. 4, Penal Code.]

38
10
Bernard McFarland
(2 cases)

DE LANCEY NICOLL,

District Attorney.

A True Bill.

Written pleading filed

R. J. C. Foreman.

Feb 27. 1894
Pleads Guilty
fine \$250
fine paid in open court

0724

OFFICE OF GRAND COMMANDER AMERICAN LEGION OF HONOR.
1 Broadway, N.Y.City.

New York, Feb . 27th, 1894.

Hon. George C. Barrett,

Justice of the Supreme Court.

I take the liberty of calling your attention to the following facts in the case of Mr. Bernard McFarland, who has been indicted for a violation of the election laws. I have known him for a long time, and have been intimately associated with him in the discharge of my duties as Grand Commander of the American Legion of Honor. Mr. McFarland has long been the Treasurer of the Peter Cooper Council, and in the discharge of his duty he has been the custodian of sums ranging into the thousands of dollars. I have always found his accounts kept in excellent shape, and found him zealous and efficient in the discharge of his duties in connection with this Order, which is largely of a philanthropic nature. His services to this Order have been entirely gratuitous, and have been the cause of much benefit to his fellow citizens. Every dollar that Mr. Farland ever received has been promptly accounted for.

I am also well acquainted with his family life. His wife died about four years ago, leaving him with three children, one of them an infant, to take care of. He has brought these children up in a manner very creditable to himself, and his oldest girl is now fourteen years of age, and is a pupil in the Normal College. Mr. McFarland has worked zealously and faithfully to give his children the benefits of a good education, and to make amends as far as possible for the loss they sustained in the death of their mother.

He has been all his life employed by H.B.Claflin & Co. and by Hilton, Hughes & Co., and I believe the members of these

2.

Firms will also testify to his excellent character. This is the first time that Mr. McFarland has been charged with any offense whatever.

I am moved to make this strong appeal to you, because I was a member of the Extraordinary Grand Jury which indicted Mr. McFarland. I never dreamt that the person mentioned in the indictment was my friend Mr. McFarland. I have no doubt that any offense Mr. McFarland may have committed was due rather to an unintentional error of judgment rather than any desire on his part to violate the laws, as it is hard to believe that a man whose whole life up to the present time has been blameless, would be guilty of any intention al wrong.

Believing that he has been sufficiently punished and that sufficient disgrace has been cast upon him by the indictment which has been found against him, I appeal to you to suspend sentence in his case. If he is sent to prison, his children will be entirely destitute of support, and will become burdens on the County, as these children have not a relative in the world, and no one to take care of them but their father.

Trusting that your Honor will excuse the impulse which impels me to plead for this man whom I know is guiltless in his heart of any intention of wrong,

I remain,

Your most obedient servant,

J. D. Kniff Crook
Grand Commander.

0726

German Apartment
WILLIAM SOHMER.
Manager.
9 Third Ave.

STENOGRAPHIC.

Niagara Fire Insurance Company

135 & 137 Broadway,

New York,

FEB 27 1894

189

To Whom it May Concern:

This is to certify that I have known Bernard McFarland for a considerable time and have had considerable business transactions with him. It gives me great pleasure to testify to his high character, his good reputation, and his honesty and integrity as a man and citizen.

Respectfully,

J. Schwankoff
Supt. Branch Office
Niagara Falls, N. Y.

0727

WILLIAM H. WALKER,
BUTLER
108 LEROY STREET.

New York Feb. 27th 1894

To whom it may Concern.

This will introduce to you
Mr. Bernard McFarland whom I
have known for the past fifteen years
as an honest upright citizen, a man
of unblemished character, and one
in whom I have the utmost con-
fidence in every respect.

Yours Truly,
William H. Walker.

0728

Keenan & Co.
Foreign & Domestic
Woolens and Tailors' Trimmings,
28 Howard St. and 1 & 3 Crosby St.

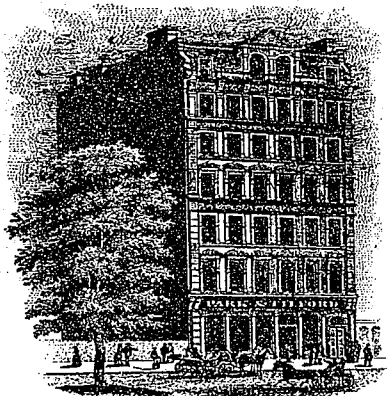
TELEPHONE 1173 SPRING.

New York, Feb 26 1894

To whom it may concern

I have known Mr. Bernard
McFarland for about fourteen (14) years.
and during that period I have always
found him to be an upright and
conscientious man and a man whose
habits were such as to beget respect
and inspire absolute confidence in him
as a man and a citizen

Patrick H. Keenan



PARK & TILFORD,

Fifth Avenue & 59th Street.

NEW YORK.

Feb 26 1894

To whom it May Concern
 This is to Certify that I
 have known Bernard M.
 Farland well for a number
 of years. I know him to be a
 thoroughly upright - Man;
 a Man of the strictest
 integrity and a Man in wh
 ose honesty and fidelity
 to principle I repose
 the utmost - Confidence

Yours Very truly
 R. J. Kennedy

0730

MANHATTAN
LIGHTERAGE & TRANSPORTATION CO.,
104 WALL STREET,

H. L. JOYCE,
Manager.

TELEPHONE 799, Cortlandt-104 Wall St.
CALLS, 302, Spring, New Pier, 37, N. R.

NEW YORK,

Feb. 26

1894

To whom it may concern.

I have known Mr. Bernard M. Garland, for a period of 16 years, and it gives me great pleasure to testify to his high character, his unquestioned integrity, and respectability. The manner in which he has brought up, and is educating his three young motherless children is indeed commendable. Mr. M. Garland is a good citizen, and a good man, and I am sure that those who know him as well as I do, both in business, and in home life, must agree with me that he is incapable of intentionally committing a wrong or dishonorable act.

Very respectfully,
H. L. Joyce.

0731

JOHN CLAFLIN, PRESIDENT.
EDWARD E. EAMES, 1st VICE-PRES.

DANIEL ROBINSON, 2ND VICE-PRESIDENT.
HORACE J. FAIRCHILD, 3RD VICE-PRESIDENT.

DEXTER N. FORCE, TREASURER.
GEORGE E. ARMSTRONG, SECY.

THE H.B. CLAFLIN COMPANY,

Dress Goods Department.

NEW YORK: Church St. Worth St. and W. Broadway,

MANCHESTER: 123 Portland Street,

PARIS: 5 Passage Saulnier.

TELEGRAMS
"CLAFLIN" New York.

NEW YORK,

Dec 9th 1892

*This is to Certify that Bernard
McFarland has been in our
employ and the employ of
our predecessor ^{H.B. Claflin & Co} about 15 years
as Entry Clerk, and has discharged
his duties as such to our entire
satisfaction. He is sober, reliable
and a willing worker we cheerfully
recommend him to any one in
need of his services.*

The H.B. Claflin Co

per L. Gorman

Manager Entry Dept

0732

Hilton, Hughes & Co.

SUCCESSORS TO

A. T. STEWART & Co.

(WHOLESALE.)

Broadway Fourth Ave., 9th & 10th Sts.

New York

BOSTON, 78 Chauncy St.

PHILA., 1020 Chestnut St.

LONDON, 165 Queen Victoria St. E.C.

PARIS, Rue Bergère 18.

LYON, Quai St. Clair 11.

CHEMNITZ, Theater-Strasse 14.

New York Feb 26th 1894

To whom it may concern.

This is to certify that Mr. Bernard M. Farland has been in my employment for the year 1893. and during that period I have found him to be temperate honest & industrious and worthy of confidence.

*Yours Resp'y
Evan Markine*

0733

State of New York } JS
City and County of New York }

Dennis Murphy being duly sworn, says: I am Superintendent of the American Bank Note Company and that I have been a member of Peter Cooper Council, American Legion of Honor, ^{for eleven years} and during that period have been Commander of the Council for four years; and that by reason of my position as Commander, I know that Bernard McFarland has been Treasurer of Peter Cooper Council for a period of ten consecutive years and is the Treasurer of Peter Cooper Council at the present time: And during that time he has received, handled and disbursed over Two Hundred Thousand Dollars and that on numerous occasions he has had in his possession as much as Seven Thousand Five Hundred Dollars at one time, and that, without furnishing a bond of any kind. There has not been a time when his accounts have been examined by the Auditing Committee of the order that they were not found correct to a cent. And further that the Council of which he is a member, reposing absolute confidence in his integrity as a man, has never exacted from him a bond securing responsibility for the trust reposed in him.

Sworn and subscribed to before me
this 26th day of February 1894

Geo. W. O'Brien

Cour. & Records

N.Y.C.

J. Murphy

0735

1
Oyer & Terriner

The People vs
against
Bernard M. Terland

filed Feb. 27. 1894

COURT OF OYER AND TERMINER
Of the City and County of New York.

THE PEOPLE OF THE STATE OF NEW
YORK,

against

BERNARD McFARLAND.

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment accuse Bernard McFarland of the crime of
unlawful electioneering on Election Day, committed as
follows:-

Heretofore, to wit: on Tuesday the seventh day of
November, 1893, there was held a general election
throughout the State of New York, and in the said City
and County, and on said Election Day the said Bernard
McFarland, late of the City and County aforesaid, at
the City and County aforesaid did unlawfully electioneer
in a public manner, in the public street there known
as Bedford Street, within one hundred and fifty feet of
the polling place of the 26th Election District of the
Eighth Assembly District of the said City and County,
by then and there in the said public street and within
such distance of the said polling place, unlawfully and
in a public manner soliciting divers of the voters of
the said election district, whose names are to the

Grand Jury aforesaid unknown, and attempting to induce such voters to cast their ballots at the said election in favor of the persons who had been nominated by the Democratic party of said State and by the political organization commonly known as Tammany Hall, for the offices to be voted for at the said Election in the said Election District by the electors thereof; and by divers exhortations, persuasions and other means, attempting to further the election of the said persons; 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 .

DeLancey Nicoll,

DISTRICT ATTORNEY.

0738

An indictment for like offense was filed on same day against this same defendant, and to which defendant plead guilty, & thereupon sentenced. It was then intimated that such sentence should operate as a disposition of this indictment, and I personally know that such was the understanding. To clear the record I respectfully recommend that this indictment be now dismissed.

My June 8/99 Henry Rogers
att. atty.

PI June 9 1899

0739

BOX:

544

FOLDER:

4951

DESCRIPTION:

McGarry, John

DATE:

12/22/93



4951

0740

Witnesses:

AC Neitheimer

Supra affix
+ Compl for
28th

Complet as to
for currency
on ap of wipm
wipm children
By

Particulars known

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

30
431 W. 52^d
part.

vs.

John McGarry
Part 2 - Dec. 26, 1893
Pleads Petit Larceny

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

1/2 Lockwood

60 days Pen. Foreman.
Dec 28/93

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

28

Police Court _____ District.

Affidavit—Larceny.

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

Albert C. Westheimer
of South West corner 6th ave + 15th Street, aged 42 years,
occupation dealer in dry goods being duly sworn,
deposes and says, that on the 15 day of October 1893 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the pos-
session of the deponent, in the day time, the following property, viz:

A piece of Silk valued at about
Thirty five dollars

the property of Zimmer & Co - of which firm
deponent is a copartner

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 McGarry now here
for the following reasons the defendant was
in deponents employ as night watchman
deponent missed said property
and defendant admitted and confessed
that he had stolen said property and
had pawned it at Leopold Levy's Pawn
Shop - 772 - 9th Avenue -
deponent accompanied by Detective Sergeant
McClokey of 300 Mulberry Street visited
said Pawn Shop and there saw said
piece of silk which deponent fully
identified as his property that was stolen

Albert C. Westheimer

Subscribed and sworn to before me, this _____ day of _____ 1893
John J. Sullivan
Police Justice.

0742

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

John McGarry 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 McGarry*

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. *431-N-52-ST 4 months*

Question. What is your business or profession?

Answer. *Watchman*

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

Answer. *I am guilty*
John McGarry

Taken before me this

Day of

189

Police Justice

0743

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

Alfred J. [Signature]
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 200 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Dec 19 1893 [Signature] Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated _____ 189 _____ Police Justice.

There being no sufficient cause to believe the within named

_____ guilty of the offence within mentioned. I order h to be discharged.

Dated _____ 189 _____ Police Justice

0744

59.
Police Court--- District. 1361

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Albert C. Westheimer
S.W. 6 Ave & 15th
John McGarry

Offence *Larceny*

BAILED.

No. 1, by _____

Residence _____ Street

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated Dec 19 189 3

Mark _____ Magistrate.

McCloskey & Crowley
C.O. Precinct.

Witnesses *Capt McCloskey*

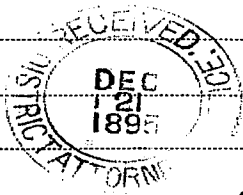
No. 300 Mulberry Street.

No. _____ Street.

No. _____ Street.

to answer

Committed



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 McGarry

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

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

The said

John McGarry

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

*one piece of silk of the
value of thirty-five dollars*

of the goods, chattels and personal property of one

Albert C. Westheimer

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

De Lancey Nicoll
District Attorney

0746

BOX:

544

FOLDER:

4951

DESCRIPTION:

McGunniness, James

DATE:

12/15/93



4951

0747

Witnesses:

Officer John Duane
20th Precinct

Seen in House of
Correction Mass -

1893
Counsel, *JB*

Filed

day of

1893

Pleads, *Guilty*

THE PEOPLE

vs.

P
James Mc Guinness

*76
457 73ⁿ
Foster*

DE LANCEY NICOLL,

District Attorney.

Assault in the First Degree, etc.
(Sections 217 and 218, Penal Code.)

A TRUE BILL.

B. Lockwood

Foreman.

Dec 21/93
Thos Smith 2d

S.P. 5 years.

0748

Police Court—2nd District.City and County { ss.:
of New York,

of No. 20th Precinct John Duane Street, aged 28 years,
 occupation Police officer being duly sworn
 deposes and says, that on the 19th day of November 1883 at the City of New
 York, in the County of New York,
 he was violently and feloniously ASSAULTED and BEATEN by

James McGunniss (nowhere)
 from the fact that deponent was called
 to arrest the defendant on the complaint
 of the father of defendant. That defendant
 did draw a Razor from his pocket and
 attempt to cut deponent with said razor—
 thereby cutting deponents coat in two
 places

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 20th day
 of November 1883

John Duane
E. J. [Signature] Police Justice.

0749

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

James McGinness 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 McGinness*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *No home*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I am not guilty*
James McGinness

Taken before me this *20*
day of *November* 189*3*

Police Justice.

0750

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
him 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 Nov 20 1893 J. J. [Signature] Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

1246

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John D. ...
James W. ...
Defendant committed
to default of \$1000 bail
for his good behavior
for six months

Assault
Offence

Dated *Nov 20* 18*93*

Hyman Magistrate.

Davies Officer.

20 Precinct.

Witnesses

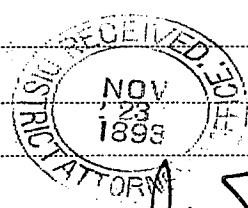
No. Street.

No. Street.

No. Street.

\$ *1000* to answer

Com



*ackd
at 11:45*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0752

Clerk and Termmer
Court of ~~General Sessions of the Peace~~
OF THE CITY AND COUNTY OF NEW YORK.

1723

THE PEOPLE OF THE STATE OF NEW YORK

against

James Mc Guinness

The Grand Jury of the City and County of New York, by this indictment, accuse
James Mc Guinness
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *James Mc Guinness*
late of the City of New York, in the County of New York aforesaid, on the *nineteenth*
day of *November* in the year of our Lord one thousand eight hundred and
ninety-*three* - , with force and arms, at the City and County aforesaid, in and upon
the body of one *John Aluane* in the peace of the said People
then and there being, feloniously did make an assault, and *him* the said
John Aluane with a certain *razor*

which the said *James Mc Guinness*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously *attempted to* strike, beat, cut, stab and
wound,

with intent *him* the said *John Aluane*
thereby then and there feloniously and wilfully to kill, against the form of the statute in
such case made and provided, and against the peace of the People of the State of New York and
their dignity.

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said
James Mc Guinness
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *James Mc Guinness*
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, with force and arms, in and upon the body of the said
John Aluane in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and *him* the said *John Aluane*

with a certain *razor*
which the said *James Mc Guinness*
in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully
and wrongfully *attempted to* strike, beat, cut, stab 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.

Al Lancy Nicoll,
District Attorney.

0753

BOX:

544

FOLDER:

4951

DESCRIPTION:

McKenney, Edward

DATE:

12/08/93



4951

B. 328 2. C.

Coroners * Office, New York County.

INQUEST INTO THE DEATH

- of -

JOSEPH CAREY.

Before
HON. JOHN B. SHEA,
and a Jury.

New York, November 16th, 1893

A p p e a r a n c e s : Mr. Martine, representing
the District Attorney, appears for the People;
the prisoner is not represented by counsel.

-----000-----

OFFICER JAMES F. THOMPSON, duly sworn:

I am attached to the 15th precinct; I don't know
anything about the case only I saw the deceased lying on
the street.

BY THE CORONER:-

Q State to the jury what you know about it? A That ^(Bloodgood)
evening after ten o'clock I was on post, and a young man
came to me and told me there was a man stabbed; I went
opposite No. 2 Minetta Street, and I found the deceased
lying down the street, and I summoned an ambulance and when
the ambulance got there he was dead.

Q Did you arrest anybody? A No, sir; not at the
time.

Q Did you subsequently? A In company with Officers
Gilhooley and Hanley, we arrested Edward McKenny.

Q Did you take him to a Police Justice's Court?

A Officers Hanley and Gilhooley did.

-----000-----

OFFICER THOMAS F. GILHOOLEY, duly sworn:

I am attached to the 15th precinct, I am detailed as precinct detective. I heard about it about half past ten Saturday evening.

BY THE CORONER:-

Q Did anybody tell you who assaulted Carey?

A Yes, sir; when I arrived there at the scene.

Q Who told you that McKenny had assaulted him?

A Officer Thompson.

Q Did you make the arrest of McKenny? A Yes, sir; accompanied by Officer Hanley, and we took him before a Police Magistrate.

Q Did they have an examination there? A No, sir; the Magistrate remanded him to await the action of the Coroner.

Q Do you know who killed Carey? A From information and belief, yes, sir.

Q You don't know anything about the assault?

A No, sir; I inquired among witnesses and one Kate Post, told me they had a quarrel on the street; she saw McKenny strike Carey and he fell to the street.

BY MR. MARTINE:-

Q Did you arrest McKenny? A Yes, sir.

Q Did he make any statement? A No, sir.

Q Did he say anything to the Police Justice?

A No, sir; he made no statement at all.

Q Did you question him? A Yes, sir.
 Q What was his response? A He had nothing to say.

-----000-----

KATE POST, duly sworn:

I live No. 7 Minetta Street.

BY THE CORONER:-

Q were you near the corner of Bleecker and Minetta Streets that night? A Yes, sir.

Q Did you see the quarrel? A Yes, sir.

Q Tell the jury what you saw. Did you know Joseph Carey? A No, sir.

Q He was a stranger to you? A Yes, sir.

Q Did you know this man over there? (indicating to prisoner)

A I don't know either one that done it, only that night.

Q Tell the jury what you saw? A I seen the two men coming out fighting and the man that is dead was kicking this fellow here, when he got down to the corner; and this fellow cursed, and he said when he got to the corner, "Touch me again and I will kill you."

Q Who said that? A That gentleman there. He said, "I have taken enough from you, I will take no more; touch me again and I will kill you."

Q Where were you coming from at the time? A Coming from the baker at the time.

BY MR. MARTINE:-

Q What happened after that? A This fellow here struck him on the side and pushed him right over, and the man that is dead fell right in the gutter.

Q What did McKenny do after that? A He run away;
he turned right around and went away.

Q The other man lay on the ground? A Yes, sir; until
the ambulance came.

-----000-----

MOSES JAFFE, duly sworn:

BY THE CORONER:-

Q Where do you live? A 208 East Broadway.

Q What is your business? A Custom peddler.

Q Were you in the neighborhood of Minetta Street on
the night of this assault? A Yes, sir; I was there
at the same time at Carey's; I was over to ask him for
money; he paid me two dollars Saturday nights, every
Saturday night. I knew Carey. After that when he went
over with him to his house Carey pushed him; after that
I don't know anything about it.

BY MR. MARTINE:-

Q Where did you leave them? A I left them not far
from the corner of Minetta and Bleecker Streets.

BY THE CORONER:-

Q Why did you leave them? A I did you anticipate there was
going to be a quarrel between them? A I don't know.

Q Why did you go away from them? A I went back -

Q Why did you do it, did you get through transacting
your business with Carey? A He told me I should come
after and he would pay me.

Q You didn't know they were going to quarrel?

A No, sir.

Q You did not see Carey push this man? A Yes, sir;
I seen Carey push him near his house.

BY MR. MARTINE:-

Q Do you know whether there was any bad feelings between these two men prior to that night?

A I don't understand English enough to know that.

Q What was the reason, you said one pushed the other when they came out of the house, what was the reason of that? A I don't know what was the reason for it.

Q Did he put his hand out and push him without any provocation? A He pushed him in front of his house.

-----000-----

Colp.
JOSEPH KALB, duly sworn:

I keep a drug store at the corner of Minetta and Bleecker Streets.

BY THE CORONER:-

Q That is the corner where this took place?

A I don't know anything about it.

Q Were you in your drug store at that time?

A I was inside.

Q Did you notice any quarrel on the corner between the two men? A No, sir.

Q Did you know Carey in life? A Yes, sir.

Q Did you know this man here, the prisoner?

A No, sir.

Q Never seen him? A No, sir.

Q Do you know how he came to his death? A I seen him standing on the ^{liquor store} corner when he was in the street and he walked about a dozen paces and staggered; I thought he

was going in the side room to get a drink; I went over to see what was the matter with him and I asked him what was the matter; I seen a cut in his shirt, I did not see any blood; I seen his shirt cut.

Q You don't know of any quarrel? A No, sir; when I went over to see what was the matter with him, I knew he fell, and I went to see how much he was hurt. I stooped over him and I seen this cut in his shirt; I thought his head was cut and I might do something for him.

BY MR. MARTINE:-

Q What did this cut look like? A It was a straight cut about an inch long or two inches; then I walked in to the store and I told a boy to get an ambulance, and the ambulance came after that.

Q Where did you leave Carey? A I left him in the street with a crowd of people around.

Q On the ground? A On the ground.

BY A JUROR:-

Q Whereabouts on the body was the cut?

A Right in this location, in his chest about an inch long.

Q Was he dead when the ambulance came? A I don't know anything about that; I didn't stay long enough; I simply summoned an ambulance and went into the street.

Q He was unable to speak when you saw him?

A Yes, sir; I asked him three or four times who done it and he couldn't talk.

-----000-----

JOSEPH COPELAND, duly sworn:

I live No. 21 Minetta Lane;

BY MR. MARTINE:-

Q Did you know Carey in life? A Yes, sir.

Q Did you know McKenny? A Not personally.

Q You knew him by sight? A Yes, sir.

Q Did you see them on that evening? A Yes, sir.

Q Were you with them? A Yes, sir.

Q Where did you meet them? A At 4 Minetta Street where Carey lived.

Q Did you go out from there? A I didn't go; they went out, he went out first, this gentleman.

Q McKenny went out first? A Yes, sir; and Carey followed in five or six minutes afterwards.

Q Where did you go? A I staid where I was.

Q Did you go out afterwards?

A After I heard of Carey's death; I heard he was killed.

Q By whom? A By this man.

Q Who told you that? A I heard it from the crowd around there, they all hollered it out.

Q Did you see McKenny after that? A I didn't see him until Sunday morning in Jefferson Market.

Q Did you see the crowd around the corner there at the drug store? A Yes, sir.

Q Was Carey there? A Carey was on the side walk.

Q Was he alive? A He was not.

Q Was there a cut or anything in his clothing?

A Only a stab in the breast.

Q On the left side? A On the left side.

BY THE CORONER:-

Q I understand you to say you and McKenny and Carey were together in Carey's house? A Yes, sir.

Q Did he keep a saloon? A A kind of a sporting place. We all gathered there about once a week.

Q A sort of a club room? A yes, sir.

Q When you were there in Carey's place was there any quarrel or words took place between McKenny and Carey?

A McKenny came in Joe's place and he ordered him out and he was slow going, and he put him from the room and out in the hall.

Q Did you ever see McKenny in Carey's place before?

A I have.

Q He was a frequenter of his place? A Yes, sir.

Q Carey must have known him? A Yes, sir; Carey and him worked together for years.

Q When McKenny came in Carey ordered him out of the place and he went slowly along? A Yes, sir.

Q Carey went out after that, how long after?

A Five or six minutes.

Q This man had disappeared from the door?

A yes, sir.

Q And you remained in? A Yes, sir..

Q You couldn't see what transpired outside?

A No, sir.

Q (BY MR. MARTINE) Were there any threats made byb McKenny in that room? A I did not hear any.

Q What was the interval of time McKenny went out and Carey went out? A Five or six minutes.

Q Do you know the cause of the quarrel?

A Only Carey told me he was too drunk, he didn't want him in there.

-----000-----

The jury then retired and brought in the following verdict:

VERDICT: W E, find that the said JOSEPH CAREY, came to his Death by stab wound of the heart, inflicted by Edward McKenny, at the corner of Minetta and Bleecker Streets, November 11th, 1893.

-----000-----

Coroners' Office, City and County of New York.

AUTOPSY.

An Autopsy performed on the body of Joseph Carey
 at 225 Spruign on the 12th day of Nov 1893
 at 3:15 o'clock P M., 16 1/2 hours after death, by

Edward J. Roulin M. D., Coroner's Physician, revealed

Inspection Body apparently well nourished
 An incised wound of thorax about
 7/8 of an inch long, situated about 2 1/2 inches
 to the right and 1 1/2 inches above the
 left nipple. A small contused and
 lacerated wound of scalp on back of
 head.

Thorax On opening thorax I found the cartilage
 of 3rd rib on left side, about one inch
 to left of sternum completely cut through;
 the pericardium perforated and a deep
incised wound of ^{right side of} heart penetrating into the
 right ventricle. These wounds were
 continuous with external wound of
 thorax. The pericardium contained
 about 4 oz of semi fluid blood.

Lungs The left pleura was filled with about
 one and a half pints of semi coagulated
 Cause of Death, blood.

M. D., Coroner's Physician.

Sworn to before me this _____ day of _____ 189

Coroner.

Coroners' Office, City and County of New York.

AUTOPSY.

An Autopsy performed on the body of

at _____ on the _____ day of _____ 189

at _____ o'clock _____ M., _____ hours after death, by

M. D., Coroner's Physician, revealed

There were pleuritic adhesions at apex
of both pleura.Apices of both lungs showed well
marked tubercular deposits and
consolidation of lung tissue. The
consolidation more extensive at
apex of right lung

Liver: Normal

Stomach: Slightly congested

Kidneys: Right kidney normal in size. There
was a small cyst about size of a small pea
on convex surface. Capsule non adherent:
Slightly congested: Markings fair.
Left kidney same as right with the exception
of cyst. Vermiform appendix normal

Brain: Slightly congested, otherwise normal

Cause of Death, Exhaustion and hemorrhage
from stab wound of heart

E. J. Doulin

M. D., Coroner's Physician.

Sworn to before me this 12th day of 2 189

J. B. Shea

Coroner.

TESTIMONY.

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

residing at

age , occupation , being duly sworn, says :

I identify the deceased lying at

on the day of 189 as

my ; he

was years months days of age, occupation

nativity color civil bonds and resided

at ; he died on the day of 189

at ; he

Sworn to before me

this

day of

189

J B Shea Coroner.

0768

33 yrs?

N.S.

22nd Spring Ln Nov 12th 1893

died in street cor Black &
Mumeta Sts about 10th pm
Nov 11th 1893

J. B. S.

Wm. M.
Sp. 508
C. Quar.

1893.

AN INQUISITION

On the VIEW of the BODY of

Joseph Carey

218

Wm. M. Sp. 508

Inquest taken on the, *16* day
 of November 189*3* before

JOHN B. SHEA, Coroner.

✓ 508

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK, } ss.

Edward McKenney 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—

Edward McKenney

Question—How old are you?

Answer—

44 years

Question—Where were you born?

Answer—

Louisia Co Virginia

Question—Where do you live?

Answer—

40 W. 67th St

Question—What is your occupation?

Answer—

Porter

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

Nothing to say
Edward McKenney

Taken before me, this

16th day of November 1893

J B Shea

CORONER.

0769

MEMORANDA

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported	
33	Years	Months	Days	U.S.	225 Springer	Nov 2 1893

0770

1217
4th Quar 508 - 1893
HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

Joseph Carey

whereby it is found that he came to
his Death by the hands of

Edward Mackenny

Inquest taken on the 16th day
of November 1893.

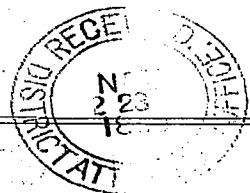
before *Jno. B. Shea* Coroner.

Committed

Bailed

Discharged

Date of death



STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION.

Taken at the house of Coroner's Court
 No. 27 Chambers Street, in the 6th Ward of the City of
 New York, in the County of New York, this 16th day of November
 in the year of our Lord one thousand eight hundred and ninety three before
John B. Shea Coroner,
 of the City and County aforesaid, on view of the body of Joseph Carey

lying dead at
 Upon the Oaths and Affirmations of
Nine 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 came to his death, do upon
 their Oaths and Affirmations, say: That the said Joseph Carey

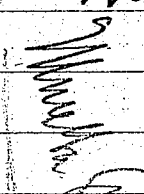
came to his death by fatal wound of heart
 inflicted by Edward Gore Kenny at the corner
 of Minnetta and Butler Street, November 16th
 1893.

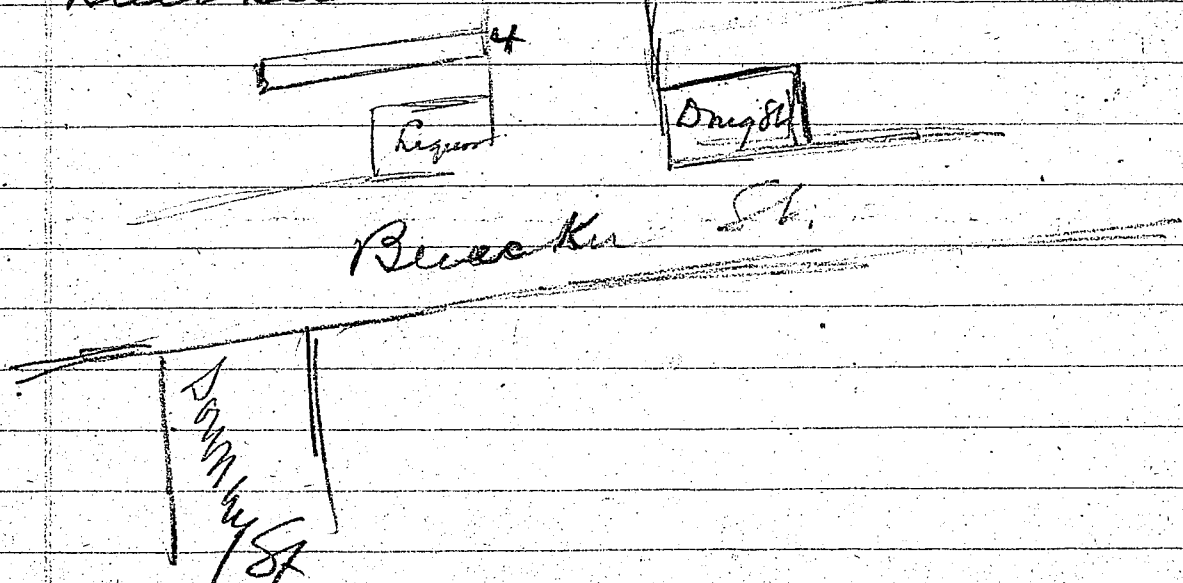
In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisi-
 tion set our hands and seals, on the day and place aforesaid.

JURORS.

<u>E. Duncan Smith</u> 15 West 88 th St.	<u>Horner Emanuel</u> 320 W 56 th St.
<u>Benjamin Watson</u> 204 E 7 th St.	<u>C. Matting</u> 606 E. 147 th St.
<u>John L. Hall</u> 147 E 63 rd	<u>Andrew O. O'Brien</u> 212 E 11 th St.
<u>Wallace Ogden</u> 227 W 20 th	<u>Morris Lessey</u> 112 E 81 st St.
<u>Adolph Lewis</u> 1126 Broadway	

J. B. Shea Coroner. L. S.

Kate Post - 68 Seroy St
~~St. Louis~~ St. I was coming
 from taking on Bleeker St. & I saw
 two men come out of it. The smaller man
 walking backwards & Carey is hitting his
 face and kicking him about the legs -
 When they got to corner Carey crossed over
 towards drug store & McK. stood in front
 of liquor store & Carey folded his arms and
 leaned up against building & McKenney cursed
 and said You Bic SQ B. I have taken enough
 of you & I'll take no more. Touch me again
 & I will kill you. - As that Carey walked
 across street and made a motion as if
 to strike when McK. struck him in chest
 & Carey fell  right down in gutter
 on West side McKenney turned
 around Corner & went westward through
 Bleeker Street.



Joseph Copeland 21 Minetta Lane.
~~Copeland - 207 Bleeker St. or Minetta St.~~

McKenny became noisy & Carey asked him out.

Shortly after Carey went out I went out with several others & saw Carey in front of apt 4 - Carey went towards Bleeker St.

Joe Copeland, McKenny, Carey, Nurses,
 Parule, Williams, Chas Lewis
 Mrs Foster, Chas Jackson, Joe

Samuel Painter - 13 Allendale St. - I was in
 Caryl's place, McKenney, Caryl, Williams, Copeland
 & Jaffe, & Chas Lewis, when I went in
 McKenney, Copeland, Jaffe were playing. I
 joined in & Joe & McKenney got quarrelling
 & McKenney became drunk & made a noise
 & Joe advised him out & hurried him out
 and they went out together. Shortly after
 a woman hollered in door that Joe is
 murdered on sidewalk & then we all
 went out.

opened my knife behind me -

What did you cut him with I refused to answer -

I put the knife under the clock

So I would know where it was if I

was arrested

I told them that

I knew nothing about it -

I don't think they asked me for the

knife -

He asked me for the knife. I said

What knife - The knife from

cut Carey with. I said I don't

know anything about it -

Insinuation is Thompson
Gambling place

Opening Knife (Garrison)

Belief of danger

Claim of Knife Known only
to Defense

Brother knife

Expected to be arrested

Denial of Knife

Contradiction of epic

Character

Left told his brother to get knife
+ give to Counsel

Curry feel "dead"

Lawbreaker violent dangerous

Criminal X Cat^m

District Attorney's Office.

PEOPLE

vs.

Edward McKenny

Homicide

Indicted Dec. 8/93.

With
Mr. Weeks

Hay

Upon motion Court
will compensate
this shortness
New York 15th
1844

To the Honorable
District Attorney Mr. Ellwood.
I am a witness in the murder case
of Kenney who murdered Carey.
At the corner of Minetta + Belker St.
And I am a poor girl having to
work for my living. I have deprived
myself of work since the occurrence
which I can ill afford as I was told
if I did not hold myself in readiness
I would be locked up in the house
of detention. I have answered the
summons 4 times having to neglect

every thing else. and pay my mother
 board and my own. as I do not
 like to attend court alone. I have
 never received one cent as a person.
 For fee. which I am told a witness is
 entitled to. I don't know what time
 I may be wanting in this bad
 weather. neither my Mother or me can
 walk down to City hall as we don't
 always have ready money for car
 fare.

Respectfully
 Katie Post
 # 68 Leroy Street

P.S. have moved from # 7 Minetta St
 to No 68 Leroy St
 New York City

0781

p. 2.

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

PEOPLE

vs.

Samuel Pambus. ✓

Taffe -

Donovan ✓

Boyle

Post. ✓

Thompson

Donlin

District Attorney.

went in abt 9¹⁵ -

asked me to sit down & chips

If you don't talk him out
I'll knock his damn brain
out my own self

Carey struck me without
a word - on shoulder -

Continued to back up
street -

When sleeves he struck me
behind neck & swelling came -
my back to drug store -
Carried one hand by his side

He said What are you going
to do. I said nothing

but go home - I detected
something in his hand -

I'll fix you my dear -
Razor in hand
I'll kill you

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

Off. ✓ Jas F. Thompson 15th
✓ Thos F. Gelhorcey 73rd
✓ Hancock 10th

Kate Post 17 Minetta St.
Abner Jaffe 1208 E. Bway
Joseph ~~Calp~~ 209 Bleecker
Joseph Apelman 121 Minetta
Samuel Painter 113 "
Elijah Williams 103 Macdougall
Ambulance Surg. St. Vincent's Hosp.
Dr E. J. Douglas
John Donoran 2 Minetta St.
Raymond Pott 83 W. 3rd St.
Bloodgood 83 Macdougall St.

0784

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

~~Bloodgood 83 Madison Ave.~~

~~ambulance fr. St. Vincent's~~

~~Johns Donovan 2 Minetta St.~~

~~Raymond Parker 83 W. 3rd St.~~

Police Court,

District.

City and County } ss.
of New York,

of No.

occupation

that on the

York, in the County of New York,

13 Precinct Police

Street, aged

years,

being duly sworn, deposes and says,

day of

188

at the City of New

he arrested ~~Colman~~ M^c. Kenny

(now here) on the charge of having committed a

Homicide in having caused the death of one

Joseph Carey, from the following facts to wit:

that deponent is informed by Kate Post of

No 7 Minetta Street. that about the hour of

10.15 o'clock P.M. of the 11th day of November 1893

while she was passing the corner of Minetta Street

and Bleeker, she heard the defendant M^c. Kenny

make the remark to said Carey, who was

on the corner of said streets in company with

said M^c. Kenny. that he had taken enough from

him and that if he came near him again

he would kill him. and that in a few

moments thereafter she saw said M^c. Kenny

make a strike at said Carey. and that

she then saw said Carey fall on the sidewalk

and that deponent is further informed by

Moses Jaffer of No 208 East Broadway that

about the hour of 10.30 o'clock P.M. of the 11th

day of November 1893. he saw the defendant

and said Carey, on the corner of Minetta

and Bleeker, and that he saw said

M^c. Kenny, push said Carey, who fell on

the sidewalk, and that he then discovered

blood issuing and oozing from said Carey's

body. deponent further says that about the

hour of 9.30 o'clock P.M. of the 12th day

of November 1893. he saw the dead body of

said Joseph Carey. in the Undertaking Store

of Ryan and Lake at Spring and Macdougall

deponent therefore asks that the defendant

may be held to answer

Thomas J. Gilhooly

I solemnly swear
 that I have read
 the foregoing
 and it is true
 to the best of
 my knowledge
 and belief
 13th day of November 1893
 Thomas J. Gilhooly
 Police Court

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Mrs. Bopper
aged 68 years, occupation Penman of No. 708 East Broadway Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Thos L. Glickman
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 13

day of November 1893

Moses Toyne

[Signature]

Police Justice.

078

CITY AND COUNTY }
OF NEW YORK, } ss.

1877

Kate Ryan
aged 15 years, occupation Wm of No.

7 Wm Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of John L. Gilkerson
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 16
day of November 1893 } X Katie Post

[Signature]

Police Justice.

0788

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Edward Mc Henry*

Question. How old are you?

Answer. *44*

Question. Where were you born?

Answer. *NY*

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

Answer. *40 West 67th Street 2 years*

Question. What is your business or profession?

Answer. *Porter*

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

Answer.

I have nothing to say

Ed. Mc Henry

Taken before me this

13

John J. McHenry

Police Justice

0789

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~~
~~Hundred Dollars~~ and be committed to the Warden and Keeper of
the City Prison, of the City of New York, ~~with~~ without ~~he give such bail.~~
Dated March 13 1893 Thompson Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0790

1217

Police Court--- District.

THE PEOPLE &c.
ON THE COMPLAINT OF

Mrs. J. G. Kelly
Edward W. Kenny

Offence

2
3
4

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated November 13 1893

Rock
Hobby & Mulhally

Magistrate.
Officer.
Precinct.

Witnesses

No. Joseph Coep M. St.
209. Blecker Street.

Samuel Pante

No. 13 Myrella Street.

Elijah Williams

No. 103 - Macdougall Street.

Without Bail

Ch



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

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward McHenry

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

— Edward McHenry —

of the CRIME OF MURDER IN THE FIRST DEGREE, committed as follows:

The said *Edward McHenry*,

late of the City of New York, in the County of New York aforesaid, on the *seventh*
 day of *November*, in the year of our Lord one thousand eight hundred and
 ninety-*three*, at the City and County aforesaid, with force and arms, in and upon one
Joseph Carey, in the peace of the said People then and there being,
 wilfully, feloniously and of *his* malice aforethought did make an assault; and *he* —
 the said *Edward McHenry*, *him*,

the said *Joseph Carey*, with a certain *knife* —
 which *— he —* the said *Edward McHenry* in
his right hand then and there had and held, in and upon the *breast* —
 of *him* — the said *Joseph Carey* —
 then and there wilfully, feloniously and of *his* malice aforethought, did strike,
 stab, cut and wound, giving unto *him* the said *Joseph Carey*,
 then and there with the *knife* aforesaid, in and upon the *breast*
 of *him*, — the said *Joseph Carey*,
 one mortal wound of the breadth of one inch, and of the depth of six inches, of which said

0792

mortal wound ~~the~~ the said ~~Joseph Roney~~, at the City
and County aforesaid, from the day first aforesaid, in the year aforesaid, until the
day of ~~in the same year aforesaid, did languish, and~~
~~languishing did live, and on which said~~ day of
~~in the year aforesaid, the said~~
~~at the City and County aforesaid, of the said mortal~~
wound did die.

~~He and she died.~~

AND SO THE GRAND JURY AFORESAID do say: That the said ~~Ramond~~
~~the Hennes, Jr.~~
the said ~~Joseph Roney~~, in the manner and form, and by
the means aforesaid, wilfully, feloniously and of ~~his~~ malice aforethought, did kill
and murder, against the form of the statute in such case made and provided, and against the
peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.

0793

BOX:

544

FOLDER:

4951

DESCRIPTION:

McMahon, Thomas

DATE:

12/22/93



4951

0794

BOX:

544

FOLDER:

4951

DESCRIPTION:

Dunphy, John A.

DATE:

12/22/93



4951

0795

BOX:

544

FOLDER:

4951

DESCRIPTION:

Rague, Charles J.

DATE:

12/22/93



4951

0796

Witnesses:

R. J. Sullivan

Michael A. Black

Henry H. Davidson

Henry Washington

Wm. J. Young

Wm. H. Kubit

No. 1. Bailin Dec 24/93.

by John McKernott
156 Prince St

#2 Dec 28/93

by Emanuel Reutlinger
313 Bleecker

No. 3 Bailin Dec. 26/93

Leth. M. Mullen

290 Nass Ave.

COURT OF OYER AND TERMINER

Counsel,

Filed *22* day of *Dec* 1893

143 Pleads, *Not Guilty (27)*

#2 Pleads *Not Guilty (29)*

THE PEOPLE

vs.

25 *107th St*
57 *107th St*
25 *107th St*

Thomas McMahon, John A. Dunphy and Charles

B. J. Rague

#1 (McMahon) *F. Rich 2/94*

DE LANCEY NICOLL,

March 5, 1894 District Attorney
In dictum dismissed
as to Rague

A True Bill.

March 5, 1894
#1 Pleads *Guilty*
sentenced to the Penitentiary
for one year
J. C. W. Foreman

No 2. February 9, 1894
tried and convicted
Feb. 14, 1894
S.P. Two years

Violation of the
Election Law

[Section Penal Code]

COURT OF OYER AND TERMINER
Of the City and County of New York.

-----x
THE PEOPLE OF THE STATE OF NEW YORK

Against

Thomas McMahon, John A. Dunphy and
Charles J. Rague.

-----x
THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment accuse Thomas McMahon, John A. Dunphy
and Charles J. Rague of the crime of omitting, refusing
and neglecting to perform acts required of them as
public officers, by the election law, committed as
follows:

Heretofore, to wit: On Tuesday the seventh day of
November, in the year of our Lord one thousand eight
hundred and ninety-three (the same being the Tuesday
next succeeding the first Monday of the said month of
November), there was held a general election throughout
the State of New York, and in and throughout the said
City and County of New York.

And on the day and in the year aforesaid, and at
the said election, the said Thomas McMahon, John A.
Dunphy and Charles J. Rague, all late of the City and
County aforesaid, were ~~in~~ the Inspectors of the twenty-
sixth Election District in the Eighth Assembly District
of the said City and County, duly appointed, qualified
and then and there acting as such, and then and there did

Gen. Election

26 of the 8th.

-2-

meet together at the duly designated polling place of the said election district for the purpose of conducting such election, at the hour of six o'clock in the forenoon of the said day, and continued such meeting until the closing of the polls of the said election, and thereafter until the votes cast thereat had been canvassed, the result announced, and the certificate thereof duly signed.

And the said Thomas McMahon, John A. Dunphy and Charles J. Rague, so being such Inspectors of Election as aforesaid, were then and there required by the Election Law, among other things, to refuse admittance within the guard rail of the said polling place from the time of such meeting as aforesaid, until the announcement of such result and the signing of such certificate thereof, and to exclude from within the guard-rail all persons except themselves, and the poll clerks and ballot clerks of the said election district, persons admitted by them to preserve order, persons duly admitted to assist disabled voters, and persons lawfully designated by candidates to be present at such canvas; and to prevent more than one person from occupying one voting booth in the said polling place at the said time, except only in case where a voter would declare under oath to them that by reason of total blindness, loss of both hands, such total inability in both hands that he could not use either hand for ordinary purposes, or physical

-3-

disability by reason of crippled condition or disease to enter the booth alone, he was unable to receive or prepare his ballots without assistance, in which case such voter might, by the election law, select a person for that purpose who should be allowed by the said inspectors to pass within the said guard-rail and receive such ballots and to enter the said voting booth with such voter and there assist him in preparing his ballot.

Nevertheless the said Thomas McMahon, John A. Dunphy and Charles J. Rague, so being such Inspectors of Election as aforesaid, well knowing the premises, then and there feloniously did omit, refuse and neglect to perform the acts so required of them by the election law as aforesaid, and then and there and especially between the time of such meeting as aforesaid, and the opening of the polls of the said election in and for the said election district and the closing thereof, did feloniously admit within the guard-rail of the said polling place, and omit, refuse and neglect to refuse admittance within such guard-rail, or to exclude from within the same one Bernard McFarland and divers other persons whose names are to the Grand Jury aforesaid unknown, not being poll clerks or ballot clerks of the said election district, or duly authorized watchers, or persons admitted by them to preserve order or to enforce the law, or persons admitted for the purpose of voting, or persons

duly admitted to assist disabled voters, or persons lawfully designated by candidates to be present at the said canvas; and then and there during the time aforesaid, to wit: between the opening and closing of the polls of the said election, did feloniously suffer and permit more than one person to occupy one voting booth in the said polling place at the same time, and omit, refuse and neglect to prevent more than one person from occupying one voting booth at the same time, to wit: did feloniously suffer and permit the said Bernard McFarland to pass within the said guard-rail of the said polling place and to receive the ballots of Eugene White, Edward J. Scanlan, Walker Colbert, John T. Hall, Robert Hopkins, Antonio Lafronia, John Morris, John Murray, Henry Oake, Alexander Phillips, Joseph Jefferson, Jesse V. Jackson, James T. Hall, Martin Higgins, Henry Stannard, Maurice Ward, Robert Keenan, Patrick Roche, John Wilson and divers other voters of the said election district none of whom had declared under oath to the said inspectors that for any of the reasons aforesaid they were unable to receive or prepare their ballots without assistance; and then and there did feloniously suffer and permit the said Eugene White, Edward J. Scanlan, Walker Colbert, John T. Hall, Robert Hopkins, Antonio Lafronia, John Morris, John Murray, Henry Oake, Alexander Phillips, Joseph Jefferson, Jesse V. Jackson, James T. Hall, Martin Higgins, Henry Stannard, Maurice Ward, Robert Keenan, Patrick Roche and John Wilson, and each of them, none of them having so as aforesaid declared under

-5-

under oath to them that for any of the reasons above
alleged he was unable to receive or prepare his ballots
without assistance, ^{then and there} ~~and~~ to select the said Bernard
McFarland to receive and prepare their ballots; and
did then and there feloniously allow the said Bernard
McFarland, after he had received the ballots of such
voters to enter the voting booths ^{each of} in the said polling
place with ~~such~~ voters, they the said voters not having
made such declaration under oath as aforesaid, to the
said inspectors, and to occupy such voting booths at
the same time with them; ^{each of} ~~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.

DeLancey Nicoll

DISTRICT ATTORNEY.

0802

BOX:

544

FOLDER:

4951

DESCRIPTION:

McMillan, Albert

DATE:

12/08/93



4951

0003

Witnesses

L. Bertram Bady

56
Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

Albert McMillan

38
1/2
Clerk of Court

DE LANCEY NICOLL,

District Attorney.

Dec. 13th 93

A TRUE BILL.

B. Lockwood
Dec 13/93 Foreman.

Wendy Smith

S.P. 3 years.

Forgery in the Second Degree,
(Sections 511 and 521, Penal Code.)

POLICE COURT, DISTRICT.

City and County } ss.
of New York,

of No.

216

Fifth Avenue

Street, aged

32

years,

occupation

Clerk

being duly sworn, deposes and says,

that on the

21st

day of

August

188

at the City of New

York, in the County of New York,

L Bertram Cadogan

That Mr. Millan did feloniously make
false and utter a certain forged and fraudulent
instrument in writing purporting to be a check
on the Madison Square Bank payable to the
order of A. Mc Millan for Eight hundred
& fifty dollars signed L Bertram Cadogan
Treasurer and indorsed A. Mc Millan with
intent to cheat and defraud in violation of
Section 509 of the Penal Code of the City of
New York,

for the reasons following to wit: that the
defendant was in the employ of deponent as
a book keeper and cashier and as said
book keeper was usually in the habit of filling
in checks that deponent had signed and
on the above described date the defendant brought
to deponent the said numbered, annexed check
to be signed by deponent for the amount of eighty
five dollars deponent at the time he signed
the said annexed check the stub of the check
book called for eight five dollars and still
calls for the same amount and the figures eight
five were written in the check to correspond with
the stub of the check book deponent has since
discovered that the said annexed check was
subsequently altered from the said sum of eighty
five dollars to the amount of Eight hundred
and fifty dollars and said defendant had
the said annexed check cashed at said bank
for the sum of eight hundred and fifty dollars
as deponent is informed by the paying teller of
said Madison Square Bank; deponent further
says that he never authorized the defendant to alter
or raise said figures on said check from eighty five

dollars to eight hundred + fifty dollars and that
the same was done with intent to cheat and defraud
deponent wherefore deponent prays the defendant
may be apprehended and dealt with as the law
directs

Sworn to before me this
26th day of August 1889

L. Bertaux Cady

J. Humphreys

Police Justice

Dated 1889
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order h. to be discharged.
Police Justice.

Dated 1889
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Police Justice.

Dated 1889
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.
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.
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

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1
2
3
4
Offence,

Dated 1889

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer Sessions

0000

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Albert Mc Mullan

Question. How old are you?

Answer.

31 years

Question. Where were you born?

Answer.

N. S.

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

Answer.

42 Clinton Place - 3 months

Question. What is your business or profession?

Answer.

Asst. man

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.

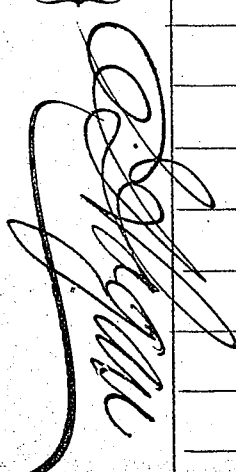
I am guilty

Albert Mc Mullan

Taken before me this
day of Nov 1893

25

Police Justice.



0807

Sec. 161.

Police Court 2 District.

CITY AND COUNTY
OF NEW YORK, }

ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by L. Bertram Cadogan

of No. 226 Fifth Avenue Street, that on the 21 day of August

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

Albert Mc Millan did feloniously make for
and utter a certain instrument in writing purporting
to be a check on the Madison Square Bank payable
to the order of A. Mc Millan for the sum of eight hundred
and fifty dollars defunct and altered and raised said
check from eight five dollars to said amount of eight
hundred and fifty dollars and had said check cashed for said
sum of money.

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

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

Dated at the City of New York, this 26th day of August 1889

J. H. Murphy

POLICE JUSTICE.

0000

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated _____ 188

Magistrate

Sheridan & Wankof
Officer.

The Defendant _____
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Officer.

Dated _____ 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Dated

188

The within named

Police Justice.

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

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

Dated *Nov 28 1893*.....*[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.

08 10

1269

Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

L. Bertram Cadogan
2726 5 ave
334
Albert M. Wigan

2
3
4

Offence
Drunk

Dated *Nov 28* 188*93*

Hogan Magistrate.

Shondan + Evanhoe Officer.

60 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ *2000* to answer *G.S.*

Can *2 suit*

BAILED,

No. 1, by

Residence Street.

No. 2, by

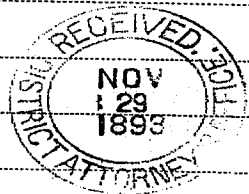
Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



0811

CADY & NELSON LIMITED	NO 629	NEW YORK	Aug. 21, 1889
	MADISON SQUARE BANK		
	Pay to the order of <u>A. M. Millard</u>		
	<u>Eight hundred & fifty</u> DOLLARS		
	<u>\$ 850.00</u>	<u>L. Perbrow Cady</u> TREASURER	

T.S. Coole 117 John St. N.Y.

00 12

A Mr. Millan

0813

Court of General Sessions of the Peace

1721

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Albert McMillan

The Grand Jury of the City and County of New York, by this indictment, accuse
Albert McMillan
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

Albert McMillan

late of the City of New York, in the County of New York aforesaid, on the 21st
day of August, in the year of our Lord one thousand eight hundred and
ninety ~~eighty-nine~~, at the City and County aforesaid, with intent to defraud, feloniously did
forge a certain instrument and writing, which said forged instrument and writing is as follows, that
is to say:

No 629 New York, Aug 21, 1889
Madison Square Bank
Pay to the order of A. McMillan
Eight Hundred & Fifty — Dollars
\$850.[#]
L. Bertram Cady
Treasurer.

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.

08 14

SECOND COUNT—

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

Albert McMullan

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

The said

Albert McMullan

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say:

No. 629 New York, Aug. 21, 1889

Madison Square Bank

Pay to the order of A. McMullan

Eight hundred & fifty — Dollars

\$850.⁷⁵

L. Bertram Cady
Treasurer

the said

Albert McMullan

then and there well knowing the same to be forged, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

08 15

BOX:

544

FOLDER:

4951

DESCRIPTION:

Meagher, Martin

DATE:

12/08/93



4951

08 16

Witnesses:

192
COURT OF OYER AND TERMINER.

Counsel,

Filed,

Pleads,

8th day of Dec 1899

THE PEOPLE
Transferred to the Court of Special
Sessions for trial and final disposition.

Part 20... 20.6.7.3

Martin Meagher

General Sessions

Dec 11 1899

VIOLATION OF THE EXCISE
Selling, etc., on Sunday.
[Chap. 401, Laws of 1899, § 33]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

R. S. Cross Foreman.

001

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Martin Meagher

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

Martin Meagher

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

The said

Martin Meagher,

late 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 ninety-three, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

Michael Crowley

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

SECOND COUNT—

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

Martin Meagher

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

The said

Martin Meagher

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

Michael Crowley,

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

DE LANCEY NICOLL,

District Attorney.

08-1E

BOX:

544

FOLDER:

4951

DESCRIPTION:

Melio, Guzzola

DATE:

12/06/93



4951

00 19

Witnesses:

77
COURT OF OYER AND TERMINER.

Counsel,

Filed,

day of

189 3

Pleads,

THE PEOPLE

vs.

B

Guzzola Melis

General Sessions

Dec 8 to 93.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. L. Cross

Foreman.

see 20 93

VIOLATION OF THE EXCISE LAW.
(Illegal Sales Without License.)
[Chap. 401, Laws of 1892, § 31.]

0820

613a

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Guzzola Melis

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

Guzzola Melis

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINE, ALE AND BEER, IN QUANTITIES LESS THAN FIVE GALLONS AT A TIME, WITHOUT HAVING A LICENSE THEREFOR, committed as follows:

The said

Guzzola Melis

late of the City of New York, in the County of New York aforesaid, on the 12 day of November in the year of our Lord one thousand eight hundred and ninety- three, at the City and County aforesaid, certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey. one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantities less than five gallons at a time, to

certain other persons whose names are to the Grand Jury aforesaid unknown, without having a license granted to him in pursuance of any law of this State permitting him to sell either strong or spirituous liquors, wines, ale or beer, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

DE LANCEY NICOLL,

District Attorney.

082

BOX:

544

FOLDER:

4951

DESCRIPTION:

Meyer, Herman

DATE:

12/19/93



4951

0822

Witnesses:

officer *Jacob Ott*
22nd Precinct

WFO
Counsel

Filed

day of *Dec* 189 *3*

Pleads

43
2042nd
Ent
THE PEOPLE

vs.

R
Herman Meyer

Burglary in the Third Degree
Section 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500

2nd 19/93
DE LANCEY NICOLL,
District Attorney.

Plead Guilty 3 day
Pen one year

A TRUE BILL.

B. Lockwood

Foreman.



0023

Police Court— District.

City and County } ss.:
of New York,of No. 832 Ninth Avenue Street, aged 26 years,occupation Saloon being duly sworndeposes and says, that the premises No. 832 Ninth Ave Street, 22 Wardin the City and County aforesaid the said being a Three story brickbuildingand which was occupied by deponent as a Saloon

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

were **BURGLARIOUSLY** entered by means of forcibly opening side
door leading from hallway to the
above premiseson the 11 day of December 1895 in the night time, and the
following, property feloniously taken, stolen, and carried away, viz:Eight gallons of whiskey
of the value of Twenty seven dollars
\$27.00the property of Louis Reinitzand deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away byHerman Meyer

for the reasons following, to wit:

that about the hour of
12³⁰ deponent left the above premises
securely lock^d and fastened deponent
returned about the hour of 8³⁰ the
following morning and discovered
that the above premises had been
entered in the manner described above
Deponent is informed by Officer Jacob
Ott of the 22^d Precinct that he arrested

said defendant with the property,
in his possession as he was leaving
the aforesaid premises

sworn to before me
this 11th day of December 1893

James Reintz
Police Justice

Dated _____ 188__ Police Justice.

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

Dated _____ 188__ Police Justice.

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

Dated _____ 188__ Police Justice.

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

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

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

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

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

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

vs.

1.
2.
3.
4.

Dated _____ 188__

Magistrate.

Officer.

Clerk.

Witness.

No. _____ Street,

No. _____ Street,

No. _____ Street,

\$ _____ to answer General Sessions.

0825

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK } ss:

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

Question. What is your name?

Answer. *Herman Meyer*

Question. How old are you?

Answer. *46*

Question. Where were you born?

Answer. *Switzerland*

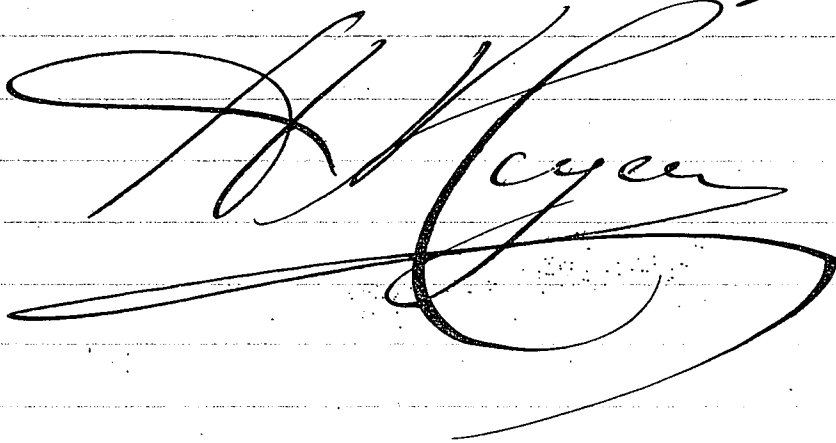
Question. Where do you live and how long have you resided there?

Answer. *2542 8th Ave*

Question. What is your business or profession?

Answer. *Book*

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 -*


Taken before me this

11

day of

Sept 11 1936

Police Justice.

0026

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

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

Dated, Dec 11 1895 Amos H. Runk Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

002

1335

Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louis Kennedy
832 28. 9 Ave

1. *Herman Meyer*
2. _____
3. _____
4. _____

Offense
Burglary

Dated, *Dec 11* 189*5*
Burke Magistrate.
Witt Officer.
27 Precinct.

Witnesses _____

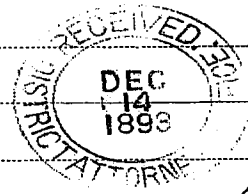
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *2000* to answer *Witt*

Burke
9



BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0028

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Herman Meyer

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

Herman Meyer

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

The said

Herman Meyer

late of the 2nd Ward of the City of New York, in the County of New York aforesaid, on the
eleventh day of December, in the year of our Lord one
thousand eight hundred and ninety-three, in the right-time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the saloon of
one

Louis Reintz

there situate, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said

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

SECOND COUNT.—

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

Herman Meyer
of the CRIME OF *Grand LARCENY in the second degree*, committed as follows:

The said

Herman Meyer,

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid
at the Ward, City and County aforesaid, in the *night*-time of said day, with force and arms,

*eight gallons of whiskey of
the value of three dollars
and fifty cents each gallon*

of the goods, chattels and personal property of one

Louis Reimtz
Louis Reimtz

in the

saloon

of the said

there situate, then and there being found, in the

saloon

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

THIRD COUNT.—

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

Herman Meyer
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

Herman Meyer
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid,

*Eight gallons of whiskey
of the value of three dollars
and fifty cents each gallon*

of the goods, chattels and personal property of

Louis Reimtz
by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said *Louis Reimtz*

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

Herman Meyer
then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

083

BOX:

544

FOLDER:

4951

DESCRIPTION:

Michaels, Edward

DATE:

12/22/93



4951

0032

Witnesses:

297 (4291)
for Raley July 9
COURT OF OYER AND TERMINER.

Counsel, Robert W. Raley

Filed, 12 day of Dec 1893

Pleads, Not guilty Feb 9/99.

THE PEOPLE

vs.

B

Edward Michael

VIOLATION OF THE EXCISE LAW.

Selling, etc., on Sunday.
[Chap. 401, Laws of 1892, § 32.]

D. LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. D. Carr Foreman
Part 3, June 15, 1899
Tried & acquitted

P3 June 13 40
P3 June 14 1899

P3 June 15 1899

0833

Excise Violation—Exposing for Sale on Sunday.

POLICE COURT—5 DISTRICT.

City and County } ss.
of New York, }

of the 27th Anthony Gilligan Police Precinct
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 10th day
of December 1893, in the City of New York, in the County of New York,
at premises No. 26 East-8th Street,
Edward F. Michark (now here)

did then and there offer and expose for sale strong and spirituous liquors, wines, ale and beer, being
intoxicating liquors, to be drunk as a beverage contrary to and in violation of the statute in such case
made and provided.

WHEREFORE, deponent prays that said Edward F. Michark
may be ~~arrested and~~ dealt with according to law.

Sporn to before me, this 11th day } Anthony McGilligan
of December 1893 }
M. A. Verde Police Justice.

0034

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

Edward F Michaelis

Question. How old are you?

Answer.

42 years

Question. Where were you born?

Answer.

Germany

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

Answer.

26 E 85 St. 11 months

Question. What is your business or profession?

Answer.

Liquorist.

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; if held I demand trial by jury

Edward F Michaelis.

Taken before me this
day of

May 1882
Police Justice.

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

Defendant
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 100 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, Dec 11 1893 Mar. V. B. B. Police Justice.

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

Dated, Dec 11 1893 Mar. V. B. B. Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0838

BAILED.

No. 1, by

Residence

John Cantelero
219 East 121 Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

EXPOSURE FOR SALE ON SUNDAY.

1897

Police Court,

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Anthony Gilligan
vs
Edward F Michaels

2
3
4

Ex parte
Violation
Offense.

Dated

Dec 11

1893

Welder
Gilligan
27

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

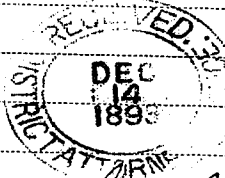
\$

100

to answer

G. S.

Bailed



Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Michaels

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

Edward Michaels

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

The said

Edward Michaels

late of the City of New York, in the County of New York aforesaid, on the

day of

December

in the year of our Lord one thousand eight hundred and

ninety-

three

, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to ~~one~~

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

SECOND COUNT—

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

Edward Michael

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

The said

Edward Michaels

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

Anthony Mc Silligan

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

DE LANCEY NICOLL,

District Attorney.

0038

BOX:

544

FOLDER:

4951

DESCRIPTION:

Michaels, Henry

DATE:

12/08/93



4951

0039

Witnesses:

20/52
COURT OF OYER AND TERMINER.

Counsel,

Filed, *8* day of *Decr* 189*0*

Pleads, *Guilty*

THE PEOPLE

vs.

B
Henry Michaels.

93
I hereby consent and desire that
this case against me be sent to
Court of Special Sessions for trial
and final disposition.

Dated *Dec 11 1891*
DE LANCEY NICOLI,
District Attorney.

A TRUE BILL.

R. J. Cross Foreman.

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

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry Michael

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

Henry Michael

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

The said

Henry Michael

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

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

SECOND COUNT—

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

Henry Michael

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

The said

Henry Michael

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

Jacob Brunner

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

DE LANCEY NICOLL,

District Attorney.

0841

BOX:

544

FOLDER:

4951

DESCRIPTION:

Mielcarski, John

DATE:

12/21/93



4951

0842

BOX:

544

FOLDER:

4951

DESCRIPTION:

Lavell, Albert

DATE:

12/21/93



4951

0043

Witnesses:

Officer Patrick Burke
7th Precinct

Counsel,

Filed

Pleads,

21 day of Dec 189

guilty

23 Henry
cook

THE PEOPLE

vs.

John Mielcarski

28 26 E. 4th St. rails

Albert Lavell

even days

Part 2 -

DE LANCEY NICOLL,

Jan. 2, 1894 District Attorney.

Both find and convicted of
G.D. 2nd Degree

A TRUE BILL.

Ther Harris
Foreman.

Each 10 3 years
Jan. 3/94

Grand Larceny, Second Degree
[Sections 528, 529, Penal Code.]

Police Court—

3

District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No.

62

Water

Street, aged

29

years.

occupation.

huckster

being duly sworn,

deposes and says, that on the 15 day of December 1891 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 day time, the following property, viz:

One case of oil, of the value of
Sixty Dollars

\$60.00

Sworn to before me, this 16 day
of December 1891

the property of

J. M. Dushay & Sons, in the care
custody 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 Melcarski & Albert Lavell,
(both now here) acting in concert from the fact,
that deponent is informed by Officer
Patrick Burke of the 7th Precinct Police
that he found the defendants offering
for sale a case of oil, of which they were
unable to give a proper account and which
deponent identifies as the missing
property aforesaid. Therefore deponent
prays that defendants may be dealt with
according to law

Samuel H. Deas

0845

1921

CITY AND COUNTY } ss.
OF NEW YORK, }

Patrick T. Burke
aged 71 years, occupation Police officer of No. 71 Princt Bliss Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Samuel H. Seale
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 16 day of December 1893 } Patrick T. Burke

John W. Wood Police Justice.

Sec. 193-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK.

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

Question. What is your name?

Answer.

John Mielcarski

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

Gronau

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

Answer.

At home

Question. What is your business or profession?

Answer.

Cool

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 Mielcarski*

Taken before me this 16
day of Dec 1899
John Mielcarski

Police Justice.

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.*Albert Lavell*

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.

Albert Lavell

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

France

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

Answer.

*26 E. 4th St.**7 mos.*

Question. What is your business or profession?

Answer.

waiter

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-**Albert Lavell*

Taken before me this *16*
day of *Dec* 189*5*
Charles M. Bodine

Police Justice

0848

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

guilty thereof I order that he be held to answer the same and, he be admitted to bail in the sum of Five (500) Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated December 16 189 3 John H. Wood Police Justice.

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

Dated _____ 189 _____ Police Justice.

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

Dated _____ 189 • _____ Police Justice.

0844

1346

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Samuel H. Seal
62 Water
1 *John Milcinski*
2 *Albert L. Lavelle*

Offence Grand Larceny

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated *Dec 16* 189

W. H. Smith Magistrate.

Amode Officer.

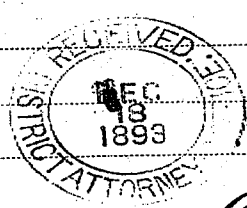
Precinct.

Witnesses *Call Officer*

No. _____ Street.

No. _____ Street.

No. _____ Street.



\$ *500* to answer

Con

G. S.
412

COURT OF GENERAL SESSIONS OF THE PEACE,
CITY & COUNTY OF NEW YORK.

THE PEOPLE,)
VS.) BEFORE
JOHN MIELCARSKI,) HON. RFUS. B. COWING,
and)
ALBERT LAVELL.) And a Jury.

TRIED, NEW YORK, JANUARY 2ND, 1894.

INDICTED FOR GRAND LARCENY IN THE SECOND DEGREE.
INDICTMENT FILED DECEMBER 21ST, 1893.

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY JAMES W. OSBORNE,

For THE PEOPLE.

HENRY HARDWICK, ESQ.,

For THE DEFENSE.

////////////////////

SAMUEL H. SEALS, the COMPLAINANT, testified that he is a boss truckman, and that his place of business is at 62 Water Street. He had been in business there for twelve years. On the fifteenth of December he the complainant, had in his possession a cask of oil, valued at \$62.50. He sent one of his men after it, to the warehouse, and he brought it to his, the complainant's, place, at 62 Water Street. The next time that he, the complainant, saw it, it was in the Madison Street Station-house. It was the same case of oil that he, the complainant, had in his place. It was marked, "D.L., No. 2." In consequence of a conversation, he, the complainant, went to the Madison Street Station-house, and recognized the case of oil as his, the complainant's, property. He, the complainant, did not see the defendants at his the complainant's, place.

In

CROSS-EXAMINATION.

the complainant testified that he had the property in question in custody for someone else---for T.M.Duchay & Son, 101 Water Street. He, the complainant, did the trucking for that firm, and also for the store, and, in his, the complainant's, he employed 17 or 18 men. The property in question was taken into his, the complainant's, possession for the purpose of re-shipping it via the West Shore Railroad to Chicago, for Duchay & Son. He, the complainant, had been in business about three years with Oscar M. Lyon, the style of the firm being D. Seals & Co. He, the complainant, was at his place of business on the day that the property was missed, but had had no conversation with the defendants. No person, but his, the complainant's, partner had authority to make contracts. On the day in question he, the complainant, was the only one present at his place of business who authority to enter into any con-

0053

4

tracts. He was there all day, except while he took dinner. The case was in his the complainant's place, at 10 minutes to 3 o'clock. It was not taken with his the complainant's knowledge or consent. The property was taken while he was in the store. He, the complainant went to dinner between 12 and 1, when the other men were at dinner, and the horses were feeding, and this case came down about 2 o'clock, to his, the complainant's place, and one of the men came down with several shipments, and got them all together, and about 3 o'clock they were shipped, and that case was there, at 10 minutes to 3. He, the complainant, went upstairs to call two of the men to start on their trips, and, at that time, saw the property in question. Subsequently he, the complainant, directed one of his men to prepare a load for the West Shore Railroad, and then discovered the loss of the property. He never saw it afterwards. He, the complainant identified it by the Custom House marks upon

it. He was positive as to its identity. T.M.Duche & Son, of 101 Water Street owned the property. Mr. Reiman the agent of Duche & Son, had possession of the property and delivered it to him, the complainant. (The Court: "I will order and direct that the name of Seals, in whose custody, at the time, the property was, be inserted in the indictment, and that the indictment be so amended.")

PATRICK BURKE, testified that he is an officer of the Municipal Police, connected with the 7th Precinct. He, the witness, saw the defendant at the bar on the 15th of December, at 3:20 or 3:30, in the afternoon. At that time the defendant Mielcarski, had the case of oil on his shoulder, and the other defendant, Ravell, went ahead, from liquor store to liquor store, in Market Street, and offered the case for sale as a case of liquor, and each place refused to buy it. He, the witness, followed him from Market Street to Cherry, and he, the defendant, went into three places on

Cherry Street. Mielcarski carried the case and stood outside of the door of the saloons while Lavell went in. He, the witness, asked Mielcarski where he got the case of liquor and he said, on Water Street or Front Street, and that Lavell told him to pick it up, and that it was a case of liquor that belonged to him, and that when he sold it he would give him, Mielcarski a part of the proceeds, and then he asked him the witness, to "let up light on me." Then he, the witness, went in search of the owner, and found Mr. Seals, and they went together to the station-house, and Mr. Seals identified the case as being his, or rather, as having been in his possession.

In In

CROSS-EXAMINATION

the witness testified that the case was a wooden case containing oil,---about twenty-five gallons. The cask and contents weighed about twenty-five pounds. He, the witness, noticed the two defendants going through Market Street, and saw Lavell go into liquor stores and Mielcarski wait outside, and, when the

latter came out, they would converse together, and then proceed to the next saloon. He, the witness, had never before, to his knowledge, seen the defendants, and did not have their photographs. Mielcarski wore a kind of diagonal coat and light trousers, and Lavell had on a light coat and striped pants, and he had his hand tied up with a bandage around it. Mielcarski also has a mark on his face, the same as if he had been burned, and, on the right arm he has a scar.

PATRICK BURKE, being recalled by his counsel for further cross-examination, testified that he, the witness, did not tell one of the defendants that he would not prosecute him, but that he would state the facts to the court, and that they would deal with him as they thought best. He, the witness, told him that if he assisted him, the witness, in finding who the oil belonged to, that he, the witness, would explain the case to the court, and that he, the witness, thought the court would be lenient, on that account.

In

RE-DIRECT-EXAMINATION

the witness testified that he went with the defendant to look for the place that night, and he took him, the witness to this place and then to that place on a wild-goose chase. The next morning he, the witness, went alone to make inquiries.

THE DEFENSE.

ALBERT LAVELL, one of the defendants, testified that he is 28 years of age, and lived at 26 East 4th Street. He has always lived in New York. His business is that of a waiter. He, the defendant, did not steal the case of oil, and did not know anything about it. He, the defendant, was in the saloon when the officer arrested him, and just had taken a glass of beer, when the officer said, "I want you." His, the defendants, co-defendants, he first met in a pool room once before. He, the defendant, was in the saloon when his co-defendant was in there with the case. He,

9
the defendant, had no interest in the oil, and did not attempt to dispose of it.

In

CROSS-EXAMINATION

the defendant testified that he had been in America about 17 or 18 years. He, the defendant, has not been working for the last four or five weeks. He had never been convicted of any crime. Five weeks ago he, the defendant, worked in Power's restaurant, 28th Street and 3rd Avenue. He knew a man there by the name of "Billy," who is a baker. He, the defendant, also knew the boss, Powers, and a waiter named Johnny. He, the defendant, had previously worked in Fulton Street. about two or three months ago. Between the time he worked at Powers and in the restaurant in Fulton Street he peddled anything that he could buy, as gold or planted watches and rings. He, the defendant, used to buy plated watches from a man that he met in pool rooms, and paid \$1.25 apiece for them. He would buy a couple at a time. He also worked in a hotel at 41st Street and Broadway, two or

three years ago; also in 5th Avenue and at the Vendome Hotel. He, the defendant, did not go into any saloons with the co-defendant, at all, but stood at the door when the officer came in. While he, the defendant, was standing at the door the co-defendant came in with a box, and the officer came in and arrested both defendants. He, the defendant, had seen the co-defendant once before, around in a pool-room, but he was not one of the men that gave him, the defendant, a watch to sell. He, the defendant, stated, in the police-court that he lived at 26 east 4th Street. He, the defendant, testified that he lived there with a girl whose full name he did not know but who went by the name of Jenny.

REBUTTAL.

PATRICK BURKE being recalled, testified that he followed the defendants to seven saloons, and that Bielcar-ski would stand outside, while Lavell would go into the saloons. He, the defendant, arrested both in the same saloon. He, the witness, heard

the defendant offer a case of liquors to the bartender, and ask him if he would buy it, the other defendant, being, at the time, outside of the saloon. He, the witness, heard the defendant offer the case for sale in several saloons, around Market and Cherry Street. At 193 Street, where he the witness placed the defendant under arrest, the defendant was in there for five minutes, and Meilcarski was on Hecker's stoop at the time, and Lavell called him, iMielcarski, to bring in the case, and then he, the witness, arrested both the defendants.

In

CROSS-EXAMINATION.

At the time of the conversation between the defendant and the bartender, when the defendant offered to sell to the bartender's the case, he, the witness, was about two or three feet away from the defendant, and heard the conversation. He, the defendant, offered to sell some whiskey; that is what he said.

CCCCCCCCCCCCCCCCCCCC

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 Melcarski
and
Albert Lavell

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

John Melcarski and Albert Lavell
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said

John Melcarski and Albert Lavell, both
late of the City of New York, in the County of New York aforesaid, on the
day of *December*, in the year of our Lord, one thousand *fifteenth* hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

one case of oil, (a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of sixty dollars

of the goods, chattels and personal property of one

A. Elcius Reisman

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.

Ordered by the Court that this indictment be amended so that the name "Elcius Reisman" shall read "Samuel H. Seal" where, the same occurs in the indictment.

SECOND COUNT—

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

John Melcarski and Albert Lavell
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

John Melcarski and Albert Lavell, both

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,

one case of oil (a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of sixty dollars

of the goods, chattels and personal property of one *A. Elicius Rumm*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *A. Elicius Rumm*

unlawfully and unjustly did feloniously receive and have; the said

John Melcarski and Albert Lavell

then and there well known the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0863

BOX:

544

FOLDER:

4951

DESCRIPTION:

Milberg, Edward

DATE:

12/16/93



4951

0064

215

Witnesses:

officer Michael Carroll
27th Precinct

Counsel,

Filed

day of

189

Pleads,

THE PEOPLE

vs.

Edward Milberg

P

ATTEMPTING SUICIDE.

(Section 174, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

0065

CITY AND COUNTY } ss.
OF NEW YORK,POLICE COURT, 5th DISTRICT. 1892

Michael Carroll

of 29th Precinct Police Street, aged 32 years,

occupation Officer being duly sworn, deposes and says

that on the 14th day of December 1893.

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

one Edward Milberg (now here) who did with intent to take his own life; commit upon himself an act dangerous to human life; in violation of Section 174 of the Penal Code of the State of New York; from the further fact; that at the hour of 9³⁰ P. M. on said date; the defendant jumped from off the Harlem Bridge, into the Harlem River, ^{at 150th Street and 3rd Avenue} wherefore defendant prays that the said defendant may be held to answer.

Michael Carroll

Sworn to before me, this

1893

day

Police Justice.

0066

Sec. 198-200

1882
District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer. *Edward Milberg*

Question. How old are you?

Answer. *35 years old*

Question. Where were you born?

Answer. *Germany*

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

Answer. *326 Bowery Four days*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I Am Not Guilty*
*Edward Milberg.*Taken before me this
day of

1889

Police Justice.

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

Deferdant
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, *Dec 16* 189 *3* *W. J. Bull* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0068

215 5th 1341
Police Court,

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Carroll
Edward Millberg

Offense
Suicide

2
3
4
Dated,

December 16

189

3

Wilde

Magistrate.

Carroll

Officer.

Edward P Mundy

Precinct.

Witnesses

No.

77 East-114

Street.

No.

Dec 16 1893

Street.

No.

500

Street.

\$

to answer

Com

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

0069

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 25 years, occupation Driver of No.

77 East 114th Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me this, 16th
day of June 1897.

Edward P. Mundy.

H. A. Mundy

Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
 against
Edward Miller

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

Edward Miller

of the CRIME OF ATTEMPTING SUICIDE, committed as follows:

The said *Edward Miller*,

late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *December*, in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, with intent to take *his* own life,

did feloniously cast and throw himself into the waters there commonly called the Harlem River, and sink and submerge his own body in the waters aforesaid, with intent thereby to suffocate, strangle and drown himself,

the same being an act dangerous to human life, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
 District Attorney.

087

BOX:

544

FOLDER:

4951

DESCRIPTION:

Miller, Bernard

DATE:

12/08/93



4951

0072

Witnesses:

205 ~~44~~
COURT OF OYER AND TERMINER.

Counsel,

Filed,

day of Dec

1893

Pleads,

THE PEOPLE

vs.

B

Bernard Miller

General Sessions

Dec 11 & 12

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. J. Cross

Foreman.

Dec 22 1893

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

0073

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bernard Miller

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

Bernard Miller

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

The said

Bernard Miller

late of the City of New York, in the County of New York aforesaid, on the *19*
day of *November* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, the same being Sunday, certain strong
and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill
of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

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

SECOND COUNT—

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

Bernard Miller

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

The said

Bernard Miller

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

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

DE LANCEY NICOLL,

District Attorney.

0074

BOX:

544

FOLDER:

4951

DESCRIPTION:

Miller, Charles

DATE:

12/08/93



4951

0075

Witnesses:

officer Raphael Shulman
11th Precinct

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

Charles Miller

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. Lockwood
Dec 19 1893 Foreman.
Plead Guilty
S. P. 5 years.

Burglary in the second degree.
[Section 49, 17 & 12 & 100]
Lancaster, N.Y.

Police Court—3 District.City and County } ss.:
of New York,of No. 231 Broome Street, aged 25 years,
occupation Tailor being duly sworndeposes and says, that the premises No 231 Broome Street,in the City and County aforesaid, the said being a five story dwelling
the ground floor ofand which was occupied by deponent as a Store for Tailoring
and in which there was at the time a human being, by name Henry Leftowitzwere **BURGLARIOUSLY** entered by means of forcibly Opening the
Iron bars on the back window of the
aforesaid storeon the 22 day of Nov 1893 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Four Over Coats
and four Pair of pants valued in all
at Fifty Five Dollars.
\$ 55.00the property of deponentand deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away byCharles Mullerfor the reasons following, to wit: That deponent closed
his place of business at twelve O'clock
and about three O'clock ^{and told} he was awakened by Officers Washington
his place was Open, and upon making
an examination found that the aforesaid
property was missing. Deponent is informed
by Officers Schallert of the 11th Precinct that
the said defendant and another man

With a quantity of clothing, when they saw him they ran off pursued by said Officers Schulman, and upon arresting defendant the property found upon him was identified as part of the ^{stolen} property. Wherefore deponent prays that said defendant may be dealt with according to law (Morris Lepkowitz sworn to before me this 22nd day of Nov 1893 John H. Voorheis Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harriet J. Morris
vs.
Charles Muller

Burglary

Dated Nov 22 1893

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 23 years, occupation Police Officer of No. 11 Precinct Street, being duly sworn, deposes and

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

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

Sworn to before me, this 22 day
of Nov 1893

Raphael Schulum

John Pellorino Police Justice.

0879

Sec. 198—200.

23

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Charles Muller

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

U. S.

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

Answer.

No Home

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 not guilty
Charles Muller

Taken before me this 22
day of Nov 1893

John H. Muller

Police Justice.

0880

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

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

Dated Nov 27 1893 John P. Morris Police Justice.

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

Dated _____ 189 _____ Police Justice.

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

Dated _____ 189 • _____ Police Justice.

000

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- *03* District. *1249*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harry L. Kopp
1237 3rd Avenue
Charles Muller

1 _____
2 _____
3 _____
4 _____

Burglary
Offence

Dated *Nov 22* 189*3*

Worshis Magistrate.

Schulman Officer.

11 Precinct.

Witnesses *Officer Schulman*

No. *11* Precinct Street.

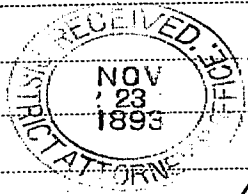
No. _____ Street.

No. _____ Street.

No. _____ Street.

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

9th



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 Miller

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

Charles Miller

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

The said

Charles Miller

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

Harry Lefkowitz

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

Harry Lefkowitz

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

2

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

SECOND COUNT—

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

Charles Miller
of the CRIME OF *Grand* LARCENY in the first degree committed as follows:

The said

Charles Miller

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the Ward, City and County aforesaid, in the ~~right~~ time of the said day, with force and arms,

*four overcoats of the value
of the value of ten dollars
each, and four pairs of
trousers of the value of
four dollars each*

of the goods, chattels and personal property of one

Harry Lefkowitz

in the dwelling house of the said

Harry Lefkowitz

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

0004

THIRD COUNT:

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

Charles Miller
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

Charles Miller
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms,

*four overcoats of the value
of ten dollars each, and
four pairs of trousers of the
value of four dollars each*

of the goods, chattels and personal property of one

Harry Lefkowitz
by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said

Harry Lefkowitz
unlawfully and unjustly did feloniously receive and have; the said

Charles Miller
then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away; against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0885

BOX:

544

FOLDER:

4951

DESCRIPTION:

Miller, John H.

DATE:

12/21/93



4951

0006

Witnesses:

Officer Samuel Haggerty
5th Precinct

241

Counsel,
Filed *24*
Pleads,

day of *Dec* 189*3*

27
27

THE PEOPLE

vs.

John H. Miller

Dec 21/93
Pleading 2d day

BY LANCEY NICOLL,

District Attorney.

S.P. 3 years.

A TRUE BILL.

Thos Harris
Foreman

Burglary in the Third Degree
Section 488, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

Police Court— District.

City and County } ss.:
of New York,

of No. 106 Broadway Street, aged 37 years,
occupation Druggist being duly sworn

deposes and says, that the premises No. 106 Broadway Street, East Ward
in the City and County aforesaid the said being a tenement in the 4th story

and which was occupied by deponent as a

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

were **BURGLARIOUSLY** entered by means of forcibly prying off the lock
on the outside basement door leading to said
cellar, and then breaking the windows and
pushing aside the bolts on the inside basement
door and entering said basement
on the 14th day of December 1884 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

9 Bottles of Whiskey
5 Gallons of oil
2 Coats
1 Pair of Pants
1 Pair of Shoes
1 Pair of Socks
2 Boxes of Soap
Being in all of the value of
One hundred dollars

the property of William Wilson in care & custody of deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by

John Miller

for the reasons following, to wit:

That deponent who is the
manager of said premises is informed
by John G. Murphy a clerk for said
Wilson that about the hour of 6 o'clock
P.M. on the said night he suddenly locked
and fastened the doors leading to the said
basement and deponent is informed by
Samuel Haggerty a police officer of the
5th precinct that about the hour of

00000

7³⁰ o'clock am on the morning of the 15th day of December 1893. He found said defendant in North Street with the said property and arrested him. And deponent further says he found said premises broken into and said property gone and fully identified said stolen property as being his and charges said defendant with the Burglary thereof

Robert S. Milligan

Sworn to before me 1893
this 15th day of December

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

1
2
3
4

Offence—BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses.

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

0000

CITY AND COUNTY }
OF NEW YORK; } ss.

1921

Daniel Haggerty
aged 35 years, occupation Police Officer of No. 5th Avenue Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Robert E. Mulvey*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 15 day } *Daniel Haggerty*
of December 1921 }

Robert E. Mulvey
Police Justice

0890

CITY AND COUNTY }
OF NEW YORK, } ss.

1021

aged 19 years, occupation Clerk of No. 106 Broadway

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Robert W. Fitzgerald

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

Sworn to before me, this 15 day } John G. Murphy
of December 1893

[Signature]
Justice.

009

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

John Henry 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.

John Henry Miller

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

xxx no home

Question. What is your business or profession?

Answer.

Waiter

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**J.H. Miller*

Taken before me this

day of *November* 1893*William J. Miller*
Police Justice

0892

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 100 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 Dec 10th 1893 James J. [Signature] Police Justice.

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

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

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

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

0093

48
Police Court---

1343
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Robert E. Milligan
106th Street
John Henry Miller

Offence Burglary

BAILED,

No. 1, by _____
Residence _____ Street

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated Dec 15 1893

Meade Magistrate.

Haggerty Officer.

5 Precinct.

Witnesses officer

No. John Murphy Street.

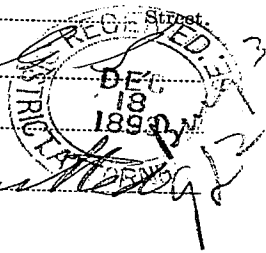
106 Broadway

No. Samuel Haggerty Street.

54 Precinct

No. _____ Street.

\$ 1000 to answer



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 H. Miller

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

John H. Miller

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

The said

John H. Miller

late of the 1st Ward of the City of New York, in the County of New York aforesaid, on the
fourteenth day of *December*, in the year of our Lord one
thousand eight hundred and ninety-*three*, in the *night*-time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of
one *William Wilson*

there situate, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said
William Wilson in the said *building*
then and there being, then and there feloniously and burglariously to steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

0095

SECOND COUNT.—

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

John H. Miller
of the CRIME OF *Grand LARCENY in the second degree,* committed as follows:

The said

John H. Miller

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid
at the Ward, City and County aforesaid, in the ^{right}-time of said day, with force and arms,
nine bottles of whiskey of the
value of one dollar each bottle,
five gallons of whiskey of the
value of three dollars each gallon,
two coats of the value of ^{twenty} fifteen
dollars each, one pair of trousers
of the value of seven dollars,
one shirt of the value of two
dollars, one pair of shoes of
the value of six dollars, and
two boxes of soap of the value
of five dollars each box—
of the goods, chattels and personal property of one *William Wilson*
in the *building* of the said *William Wilson*

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

THIRD COUNT.—

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

John N. Miller
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

John N. Miller

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the Ward, City and County aforesaid,

the same goods, chattels and personal property described in the second count of this indictment

of the goods, chattels and personal property of

William Wilson

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said

William Wilson

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

John N. Miller

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

089

BOX:

544

FOLDER:

4951

DESCRIPTION:

Mina, Frank

DATE:

12/15/93



4951

0098

Witnesses:

officer
James P. Boyle
6th Precinct

Donatello Bratta

Mr. has
been accused
of passing counterfeit
money in office,
+ compelled for
22

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

31
104 Sackett St
Bedford

Frank Mina

Assault in the First Degree, Etc.
(Firearms.)
(Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

B. Lockwood

Foreman.

Part 2 - Dec. 20, 1893.

Trick and convicted of
assault in the 2nd Deg.

54 M. S. P. V.
Dec. 22/93

Police Court— / District.

1891

City and County } ss.:
of New York, }of No. 39 Mulberry Street, aged 23 years,
occupation Tailordeposes and says, that on the 24 day of November 1893 at the City of NewYork, in the County of New York, in Mulberry Streethe was violently and feloniously ASSAULTED and BEATEN by Frank
Mina (now here) who feloniously aimed,
pointed and discharged at deponent a
revolving pistol, loaded with powder and
ball hitting deponent in the right thigh.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 8 day
of December 1893,Pizzo his Bathista
MinkCommey
Police Justice

0900

(1885)

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer.

Frank Meira

Question. How old are you?

Answer.

31 years

Question. Where were you born?

Answer.

Italy

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

Answer.

104acket St. Brooklyn. 3 months

Question. What is your business or profession?

Answer.

Labourer

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

Answer.

I am not guilty

Frank Meira

Taken before me this

day of

Dec

1893

Charles J. Justice

DR. G. CALVELLI

332 E. 114th Street

New York Dec 7th 1893.

R
 Battista Pinzo of
 39 Mulberry St. is
 better with his
 wound, and now
 he may go out
 of his house for
 a little while.
 Respectfully
 Dr. G. Calvelli

DR. G. CALVELLI

332 E. 114th Street

New York Dec 11th 1893.

R
 Mr. Battista Pinzo
 of No 39 Mulberry
 St. is improving with
 his wound, but he
 cannot yet leave his
 room - Respectfully
 Dr. G. Calvelli

DR. G. CALVELLI

332 E. 114th Street

New York Dec 5th 1893.

R
 Battista Pinzo of
 39 Mulberry St. is
 better with his wound,
 though not yet cured,
 and can, when the
~~the~~ weather is good,
 go out of his room
 in a carriage
 Respectfully
 Dr. Giuseppe Calvelli

DR. G. CALVELLI

332 E. 114th Street

New York Nov 29th 1893.

R
 Mr. Battista Pinzo
 of No. 39 Mulberry
 St., although im-
 proving, is not yet
 in the possibility
 to leave his room.
 Yours Respectfully
 Dr. G. Calvelli

DR. G. CALVELLI

332 E. 114th Street

New York

Nov. 27th 1893.

R
This is to certify that
Battista Pizzo, who lives
at 39 Mulberry Street,
is yet sick in bed from
the wound of a shot,
and from Anemia,
which has followed
the loss of blood.

He will cannot leave
his bed and bedroom.

Respectfully
Dr. Giuseppe Calvelli

DR. G. CALVELLI

332 E. 114th Street

New York

Nov. 25th 1893.

R
This is to certify that
I have dressed this
morning the wound
received by Pizzo
Battista at No. 39
Mulberry St., and he
cannot leave his
bed, unless two weeks
have elapsed from
to day. Respectfully
Dr. G. Calvelli

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

James M. Boyle
 of No. *140* Street, aged *34* years,
 occupation *Police Officer* being duly sworn deposes and says,

that on the *24* day of *September* 18*93*
 at the City of New York, in the County of New York, *he arrested*

Frank Maria (now gone) for the
reason that one Battista
informed deponent that said
Maria had wounded him with
a pistol ball, that said
Battista is now confined in
bed and unable to appear
in Court by reason of his
injuries. Deponent asks that
said Maria be held to account
the result of the injuries inflicted
James M. Boyle

Sworn to before me, this *26* day of *September* 18*93*

John M. ...
 Police Justice.

0900

Police Court, 34th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.
Frank Mena

AFFIDAVIT
[Signature]

Dated *Jan 26* 188*3*

McMahon Magistrate.

Coyle Officer.

Witness,

Disposition, *Held to await*
the result of inquest
3000 bond & Nov. 28. 9 am

0905

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.....

Legendant
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 *Dec 8* 1893 *Assessment* Police Justice. *Assessment*

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

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

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

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

0908

31
Police Court--- / District. 1815

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Pizzo Battista

39 Mulberry

Frank Mina

1

2

3

4

Offence Felony Assault

Dated

Dec 8

1893

Magistrate.

Meade

Officer.

Cytle

Precinct.

Witnesses

Donata Briatta

No.

38 Mulberry

Street.

Peter Caricci

No.

39 Mulberry

Samuel Schuler

No.

221 Mott

Street.

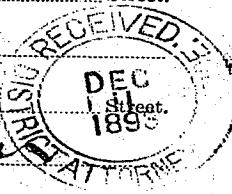
\$

1000

to answer

Feb 1

Committed



BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

COURT OF GENERAL SESSIONS OF THE PEACE,
CITY & COUNTY OF NEW YORK.

THE PEOPLE,

VS.

FRANK MINA.

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)

)

)

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)

)

BEFORE

HON. FREDERICK SMYTH,

AND A JURY.

TRIED, NEW YORK, DEC. 20TH, 1893.

INDICTED FOR ASSAULT IN THE FIRST DEGREE.

INDICTMENT FILED DECEMBER 15TH, 1893.

APPEARANCES:

ASSISTANT DISTRICT ATTORNEY THOMAS J. BRADLEY,

FOR THE PEOPLE.

H. J. GOLDSMITH, ESQ.,

FOR THE DEFENSE.

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PIZZO BATHISTA testified that he resided at 39 Mulberry Street. He is a tailor. At 1 o'clock on the afternoon of November 24th, last, he saw the defendant in Mulberry Street, near where he, the complainant, lived. The defendant was quarrelling, and fired a pistol, the shot from which struck him, the complainant, instead of those with whom he, the defendant, had been quarrelling. The ball struck the complainant in the thigh, and he was carried to the station-house, and, from there, to the hospital, where he was put under ether and the bullet extracted. He remained there about half a day and his people then had him taken home, and treated by the family doctor. He, the witness, is still under a doctor's treatment. He, the witness, did not have any quarrel with the defendant. The defendant was quarrelling with Cicco Lucarella and Vincenzo Lucarella. The defendant was drunk. Vincenzo Lucarella pulled the defendant's coat. The others did nothing to the defendant. The defendant pulled

the pistol out of his trousers pocket, with his left hand, and fired, and, at the same time, said something to the others that "they sell some paper---some mark---to embark onna ship; some piece of paper to get from Italy." The two Lucarella's ran away, and, as they passed him, the witness, the defendant fired, and the ball missed them and struck him, the complainant. The defendant then ran away, and the people around there followed and had him arrested.

In

CROSS-EXAMINATION,

the witness testified that the defendant did not point the pistol directly at him, the complainant.. He, the complainant, did not have any quarrel with the defendant.

JOSEPH COLVELI testified that he treated the complainant, commencing the treatment about twenty days or a month ago. It was the day after he was shot. The wound

was a wound from a firearm. The bullet had been removed in the hospital. The bullet had penetrated about one inch. The wound was not a very dangerous wound. In his, the witness's, opinion, the wound will be all right, almost the same as before it was inflicted, as soon as it heals up.

JAMES T. COYLE testified that he was the officer who arrested the defendant. The defendant was running up Mulberry Street, with several people after him, and they called his, the witness's, attention to the fact that the complainant had just been shot by the defendant. The witness ran after the defendant, who entered the yard of 64 Mulberry Street, and the defendant, as he ran, threw away his pistol. The witness picked up the pistol and took the defendant to the complainant, who identified him as the man who shot him. He, the witness, asked the defendant whether he did the shooting, and he said that he did not know anything about it. The complainant identified the defendant as the man

0911

5

who shot him. He, the witness, saw blood flowing from the body of the complainant.

DONANTA BERATA testified that he lived in Mulberry Street, and saw the shooting on November 24th. He, the witness, saw the defendant discharge the pistol, but knew nothing more about the trouble, or why he fired it. He, the witness, did not see the complainant, or the man that was shot.

THE DEFENSE.

FRANK MINA, the DEFENDANT, testified that he was going through Mulberry Street, to Canal Street, to sell a revolver to a banana merchant named Matteo, at about 38 or 39 Mulberry Street. There he met a man who owed him, the defendant, \$5. The defendant demanded the money, and the man said he could not pay it for a few days as he did not have it. The defendant

0912

6

days, as he did not have it. The defendant insisted upon an immediate payment, and another man, standing near, threw him, the defendant, upon the sidewalk, and struck him in the face with his fist. The one that owed the defendant money then pulled out a knife and threatened to stab him, the defendant, in the stomach, and he, the defendant, fired his pistol in self-defense, and at first walked away, at a quick pace, and as the people were calling for a policeman, he, the defendant, threw away his pistol and ran into a yard. A policeman arrested him. He threw away the pistol, because he thought he would be arrested for shooting. He, the defendant, did not know that he hit anybody.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Mina

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

Frank Mina

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

The said Frank Mina

late of the City of New York, in the County of New York aforesaid, on the 24th day of November, in the year of our Lord one thousand eight hundred and ninety-three, with force and arms, at the City and County aforesaid, in and upon the body of one Pizzo Bathista in the peace of the said People then and there being, feloniously did make an assault and to, at and against him the said Pizzo Bathista a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said Frank Mina in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge with intent him the said Pizzo Bathista thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

Frank Mina

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

The said Frank Mina

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said Pizzo Bathista in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against the said Pizzo Bathista a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said Frank Mina in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,
District Attorney.