

04 18

BOX:

528

FOLDER:

4811

DESCRIPTION:

Otis, James

DATE:

07/18/93



4811

04 19

BOX:

528

FOLDER:

4811

DESCRIPTION:

McGann, Garrett

DATE:

07/18/93



4811

Witnesses:

Thomas Carigan

Michael Casey

After an examination of this case I am convinced that there is great doubt as to the guilty knowledge of defendant Oles. I therefore recommend that I. Messer recommend the dismissal of this indictment as to him.

Aug. 23. 1893.

Wm M. Davis.
Acting D.A.

Counsel,

Filed

day of

189

Plead

100

THE PEOPLE

vs.

James A. Oles

and

Barrett Mc Sam

Grand Larceny, second Degree,
[Sections 525, 526, Penal Code.]

De LANCEY NICOLL,

District Attorney.

W. L. on recommendation of

Atty. indict. Oles, P.M.

A TRUE BILL.

Lawrence McKee

July 14/93 Foreman.

Thaddeus J. Day
Cottone

POOR QUALITY
ORIGINAL

0421

Police Court

4 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Thomas Costigan
of No. 111 West 27th Street, aged 30 years,
occupation Court Clerk being duly sworn,
deposes and says, that on the 22^d day of June 1893 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the _____ time, the following property, viz:

Two over coats and one suit of clothes
all of the value of one hundred and
fifty 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

James Ottes and
Harrett Mc Ginn (both now here) for the
reason that deponent is informed by Officer Michael
Casey that he found the said property in the possession
of the defendants, and that the defendants
admitted to him that they stole the said
property from the premises of deponent.
Wherefore deponent charges both defendants
with Grand Larceny.

Thomas Costigan

Sworn to before me, this 24 day of

June 1893

Michael Casey Police Justice.

POOR QUALITY
ORIGINAL

0422

Sec. 198—200.

4
District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK }

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

Question. What is your name?

Answer. *James Otis*

Question. How old are you?

Answer. *16 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *437 West 56th Street. 5 years*

Question. What is your business or profession?

Answer. *Wagon Helper*

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 A Otis

Taken before me this 26th day of June 1893

1893

Police Justice.

POOR QUALITY
ORIGINAL

0423

Sec. 198—200.

4/
District Police Court.

CITY AND COUNTY
OF NEW YORK ss:

Garratt Mc Gann being duly examined before the under-
signed according to law, on the annexed charge, and being informed that it is his right to
make a statement in relation to the charge against him; that the statement is designed to
enable him if he 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. *Garratt Mc Gann*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *U. S.*

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

Answer. *411 West 27th Street. 2 Weeks*

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.*

Garratt Mc Gann

Taken before me this

day of

June

189*8*

W. J. Johnston
Police Justice.

POOR QUALITY
ORIGINAL

0424

BAILED,
No. 1, by Edward J. Carey
Residence 48 W. 22nd St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

101 4 701
Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Catigano
411 W. 22nd St.
1. James Catigano
2. James Catigano
Offense Receiving
Stolen

Indict. June 26 189 3

Magistrate.

Officer.

Precinct.

Witnesses.

No. 22nd Precinct Street.

No. 22nd Precinct Street.

No. 22nd Precinct Street.

No. 22nd Precinct Street.

No. 22nd Precinct Street.

No. 22nd Precinct Street.

No. 22nd Precinct Street.

No. 22nd Precinct Street.

No. 22nd Precinct Street.

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

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

Dated, _____ 189 _____ 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.

POOR QUALITY
ORIGINAL

0425

BAILED,
No. 1, by Edward J. Carey
Residence 48 Gars Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

101 4 701
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Castigan
411 4th St.
1 James O'Leary
2 Benet McNamee
3 _____
4 _____
Offense Receiving
Stolen

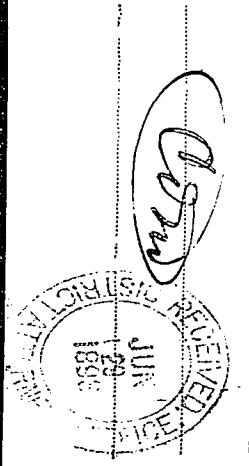
Dated June 26 1893

James O'Leary Magistrate.
22 Officer.

Witnesses
No. 22nd Precinct Street.
John O'Leary

No. 22nd Precinct Street.
John O'Leary

No. 157th Street.
h.d.



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

Dated, _____ 189 _____ 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.

POOR QUALITY
ORIGINAL

0426

CITY AND COUNTY }
OF NEW YORK, } ss.

1931

aged 38 years, occupation Michael Casey
22nd Precinct of No. Policeman

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

Sworn to before me, this 26 day }
of June 189 9 } Michael Casey

John M. ... 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

*James A. Otis and
Garrett McGinn*

The Grand Jury of the City and County of New York, by this indictment, accuse
James A. Otis and Garrett McGinn
of the CRIME OF GRAND LARCENY IN THE SECOND & DEGREE, committed
as follows:

The said

James A. Otis and Garrett McGinn, both
late of the City of New York, in the County of New York aforesaid, on the *twenty fourth*
day of *June* in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

*six overcoat, of the value of forty
dollars each, two coats of the value of
twenty dollars each, two vests of the
value of ten dollars each, one pair
of trousers of the value of ten dollars,
one pair of bracelets of the value of
twenty five dollars, one pair of eye-glasses
of the value of ten dollars, and one pair
of shoes of the value of ten dollars*
of the goods, chattels and personal property of one *Thomas Costigan*

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

SECOND COUNT—

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

James A. Otis and Garrett McGarr
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

James A. Otis and Garrett McGarr, 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,

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

of the goods, chattels and personal property of one

Thomas Costigan

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

Thomas Costigan

unlawfully and unjustly did feloniously receive and have; the said

James A.

Otis and Garrett McGarr

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.

0430

BOX:

528

FOLDER:

4812

DESCRIPTION:

Paterson, John

DATE:

07/06/93



4812