

0418

**BOX:**

528

**FOLDER:**

4811

**DESCRIPTION:**

Otis, James

**DATE:**

07/18/93



4811

0419

**BOX:**

528

**FOLDER:**

4811

**DESCRIPTION:**

McGann, Garrett

**DATE:**

07/18/93



4811

POOR QUALITY ORIGINAL

0420

Witnesses:

Thomas Logan  
Michael Casey

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

Aug. 23, 1893.

Wm. W. Davis  
Acting D.A.

107 of July 1893

Counsel,  
Filed  
Pleaded  
THE PEOPLE

vs.  
James A. Ota  
and  
Barrett Mc Sam

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

DE LANCEY NICOLL,

District Attorney.

Mr. C. M. McCormick,  
Atty. in ch. Ota, P.S.M.  
Aug 23, 1893.

A TRUE BILL.

Lawrence McKeever

July 14, 1893 Foreman.

Thaddeus J. Cantine

**POOR QUALITY ORIGINAL**

0421

Police Court

4

District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

Thomas Costigan

of No. 111 West 27<sup>th</sup>

Street, aged 30 years.

occupation Court Clerk

being duly sworn.

deposes and says, that on the 22<sup>d</sup> 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 22<sup>d</sup> day of June 1893  
Michael Casey  
Police Justice.

**POOR QUALITY ORIGINAL**

0422

Sec. 198-200.

4  
District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*James Otis* 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. *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. 3 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

day

*1893*

*1893*

*Alfred M. ...*

Police Justice.

**POOR QUALITY ORIGINAL**

0423

4

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*Garrett Mc Gann*

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. *Garrett 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 27<sup>th</sup> 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.*

*Garrett Mc Gann*

Taken before me this *26* day of *April* 189*9*  
*W. J. [Signature]*  
Police Justice.

POOR QUALITY ORIGINAL

0424

BAILED,  
 No. 1, by Edward J. Casey  
 Residence 48 W. 22<sup>d</sup> St.  
 No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_  
 No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_

1014  
 Police Court... District... 701

THE PEOPLE, Ec.,  
 ON THE COMPLAINT OF

James Catigano  
 411 W. 27<sup>th</sup> St.  
 1. James Otto  
 2. Samuel McEwen  
 Offense Receiving  
Stolen

Dated June 26 1893

Magistrate McEwen

Officer George Sherry

Precinct 22

Witnesses Nicholas Casey

No. 22nd Precinct Street

No. John Sherry Street

No. 22 Precinct Street

No. 1070 Street

No. 157<sup>th</sup> Street

\$ h.s. to answer

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.

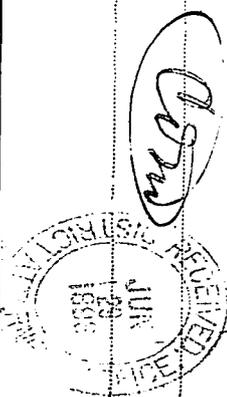
Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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**

0425

BAILED,  
 No. 1, by Edward J. Casey  
 Residence H 8 Care Street

No. 2, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street

No. 3, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street

No. 4, by \_\_\_\_\_  
 Residence \_\_\_\_\_ Street

Police Court--- 101 4 District 701

THE PEOPLE, Ec.,  
ON THE COMPLAINT OF

James Castigan  
 411 9th St  
 1 James O'Leary  
 2 Samuel McNamee

Offense Receiving stolen

Dated June 26 1893  
McNamee Magistrate

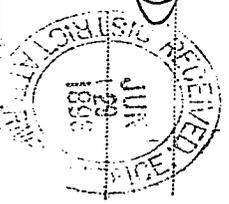
Casey Officer  
22 Precinct

Witnesses  
No. 22nd Precinct Street

No. John Murphy Street

No. 22 Precinct Street

No. 157th Street  
to answer h.s.



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 \_\_\_\_\_ McNamee 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

1931

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 38 years, occupation Michael Casey  
Police man of No.

22nd Precinct Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Thomas Conigan

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 1899 } Michael Casey

[Signature] 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 Mc Gann

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

James A. Otis and Garrett Mc Gann of the CRIME OF GRAND LARCENY IN THE SECOND DEGREE, committed as follows:

The said

James A. Otis and Garrett Mc Gann, 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 overcoats, 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.

**POOR QUALITY ORIGINAL**

0428

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