

0233

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Mahoney, Thomas

**DATE:**

06/17/80



186

0234

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Strand, David

**DATE:**

06/17/80



186

0235

#129 Joe Oliver  
Monday

Counsel,

Filed 17 day of June 1882.

note

Pleads Not Guilty (18)

THE PEOPLE

vs.

INDICTMENT.  
Larceny from the person.  
a crime in the state

Thomas Mahoney

David Stand

BENJ. K. PHELPS,

District Attorney.

A True Bill.

July 18/82.

W. W. Aley

Comptroller and Foreman.

W. W. Aley

3 mos less 23

P. 2. M. Aley

0236

STATE OF NEW YORK  
CITY AND COUNTY OF NEW YORK

Form 112.

ss:

Police Court—First District.

of No. 126 Cherry Street, being duly sworn, deposes  
and says, that on the 24 day of June 1880

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

the following property, viz:

One Silver Watch

of the value of

fifteen

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 Thomas Mahoney

and David Strahan acting in  
concert together. That as deponent  
was passing along Oliver Street  
Mahoney approached him and  
engaged him in conversation. That  
while deponent was standing conversing  
with said Mahoney the prisoner  
Strahan came up and suddenly  
pulled the watch in question from  
a pocket of deponent's vest and  
broke the chain away.

Sworn to, before me, this

18

day

Police Justice



0237

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK. } ss

*David Shahan* being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

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

Answer.

*David Shahan*

Taken before me, this

day of

June 1890

POLICE JUSTICE

0238

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK. }

*Thomas Mahoney* being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was at  
liberty to refuse to answer any question that may be put to him, states as follows,  
viz:

Question. What is your name?

Answer.

*Thomas Mahoney*

Question. How old are you?

Answer.

*19 Years*

Question. Where were you born?

Answer.

*Springfield Massachusetts*

Question. Where do you live?

Answer.

*19 Caroline Street*

Question. What is your occupation?

Answer.

*I drive a wagon*

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

Answer.

*I am not guilty*

*Thos. Mahoney*

Taken before me, this

*27th day of June*

18

Police Justice.



0240

CITY AND COUNTY } ss.  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That *Thomas Mahoney & David Strand*  
Each late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *Eighth* day of *June* in the year of our Lord one  
thousand eight hundred and eighty at the Ward, City, and County aforesaid,  
with force and arms,

*one Watch of the value of fifteen  
dollars*

of the goods, chattels, and personal property of one *Martin Smith*  
on the person of the said *Martin Smith* then and there being found,  
from the person of the said *Martin Smith* 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.

BENJ. K. PHELPS, District Attorney.

0241

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

McDermott, Ellen

**DATE:**

06/18/80



186



0242

Counsel,

Filed 18 day of June 1850

## Pleas:

# THE PEOPLE

Site

**INDICTMENT.**  
Petit Larceny of Money from the

BENJ. K. PHELPS,

*District Attorney.*

# A True Bill.

Национал

Read & Obey



0243

Form 112.

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, } ss:

Police Court—First District.

of No. 13 VestryEllen Brealer

and says, that on the

13<sup>th</sup>

day of

Street, being duly sworn, deposes  
June1880at the City of New York, in the County of New York, was feloniously taken, stolen, and carried  
away from the possession of deponent, and from deponent's personthe following property, viz: a pocket book containing good and  
lawful money consisting of one note of the  
denomination and value of two dollars. Two gold  
coins of the value of two <sup>50</sup>/<sub>100</sub> each. one silver coin of  
the value of one dollar and a Pawn ticket of the  
value of five dollars in all

of the value of

thirteen

Dollars,

the property of

deponentand that this deponent has a probable cause to suspect, and does suspect, that the said property  
was feloniously taken, stolen, and carried away by Ellen M<sup>e</sup> Dermott(now here) for the reason that while deponent  
was riding in ~~the~~ <sup>an</sup> elevated Rail Road car along  
3<sup>rd</sup> Avenue in said city, said M<sup>e</sup> Dermott sat  
on the left side of deponent in said car. Deponent  
saw said M<sup>e</sup> Dermott draw her hand from  
the pocket of the dress then and there worn  
by deponent and saw the pocket book which  
contained the aforesaid property in said handEllen Brealer

Subscribed before me, this

14<sup>th</sup> day of

Police Justice

0244

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Ellen McDermott* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer. *Ellen McDermott*

Question. How old are you?

Answer. *32 Years*

Question. Where were you born?

Answer. *N. Y.*

Question. Where do you live?

Answer. *523 W 37th*

Question. What is your occupation?

Answer. *Washerwoman*

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

Answer. *I am not guilty*  
*Ellen McDermott*

Taken before me, this

day of

Police Justice.

18

0245

COUNSEL FOR COMPLAINANT.

Name, .....

Address, .....

COUNSEL FOR DEFENDANT.

Name, .....

Address, .....

#143  
Police Court—First District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Ellen Breaux*  
*13 Vestry St.*

*vs.*  
*Ellen W. Seemuth*



Dated *14 June* 1880

*Smith* Magistrate.

*Shea* Officer.  
*14 Dec* Clerk.

Witnesses: .....

\$ *1000* to answer  
at *General* Sessions  
Held at Dist. Atty's office

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

0246

CITY AND COUNTY { HS.  
OF NEW YORK.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That *Ellen M C Dermott*

late of the First Ward of the City of New York, in the County of New York, aforesaid,  
on the *thirteenth* day of *June* in the year of our Lord one  
thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City, and County aforesaid,  
with force and arms,

*One* ~~Divers~~ Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as United States Treasury Note, of ~~a number~~ *the*  
~~denomination of two dollars and of the value of two dollars~~  
~~and denomination to the Jurors aforesaid unknown, and a more accurate description of~~  
~~which cannot now be given, of the value of~~

*One* ~~Divers~~ Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as Bank Note, of ~~a number and denomina~~ *the denomination*  
~~tion to the Jurors aforesaid unknown, and a more accurate description of which cannot~~  
~~now be given, of the value of~~

~~Divers~~ Due Bills of the United States of America, the same being then and there  
due and unsatisfied, and of the kind known as Fractional Currency, of a number and  
denomination to the Jurors aforesaid unknown, and a more accurate description of  
which cannot now be given, of the value of

~~Divers~~ Coins, of a number, kind, and denomination to the Jurors aforesaid un-  
known, and a more accurate description of which cannot now be given, of the value of

*Two coins of the kind called quarter eagles  
of the value of two dollars and fifty cents each -  
One pocket book of the value of one dollar -  
One piece of paper of the value of five  
dollars.*

of the goods, chattels, and personal property of one *Ellen Breler*  
on the person of the said *Ellen Breler* then and there being found,  
from the person of the said *Ellen Breler* 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.

BENJ. K. PHELPS, District Attorney.

0247

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

McMahon, John

**DATE:**

06/29/80



186



0248

#244-

Counsel,  
Filed 29 day of June 1880  
Pleads

THE PEOPLE

vs.

*I*  
*John McMahon*

*et al*

BENJ. K. PHELPS,

District Attorney.

*James C. B.*

*Pen 6 months*

A True Bill.

*A. W. Wiley*

Foreman.

*I think that this man  
is guilty of perjury  
only I don't think  
we should take him  
597*

Larceny, and Receiving Stolen Goods.



0249

STATE OF NEW YORK  
CITY AND COUNTY OF NEW YORK

Form 89 1/2

POLICE COURT - SECOND DISTRICT

of No.

77 Newark

Street, being duly sworn, deposes

and says, that on the

10th

day of

April 18 80

at the City of New York, in the County of New York, was feloniously taken, stolen and carried-

away, from the possession of deponent, *was brought -*

*into the City & County of New York*

the following property, to wit:

*One Horse of the  
value of fifty dollars  
together with harness  
& Truck all*

of the value of

the property of

*Two Hundred  
deponent*

Dollars,

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 M. Mahon  
(now here) who was at the  
time in the employ of  
deponent - and whom  
deponent sent -  
out in charge of said  
truck horse & harness  
and who did abscond  
and coming to the  
City of New York did  
take said horse & harness  
said property & unlawfully  
dispute of the same*

*John D. Connelley*

Sworn to before me, this

23

day

of June 18 80

Justice

0250

Police Court—Second District.

CITY AND COUNTY  
OF NEW YORK

*John M. Mahon* being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz:

QUESTION.—What is your name?

ANSWER.—

QUESTION.—How old are you?

ANSWER.—

QUESTION.—Where were you born?

ANSWER.—

QUESTION.—Where do you live?

ANSWER.—

QUESTION.—What is your occupation?

ANSWER.—

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

ANSWER.—

*I got drunk  
and lost the property  
John M. Mahon*

Taken before me, this

*23*

day of

*June* 188

Police Justice.

0251

Form 694

POLICE COURT SECOND DISTRICT.

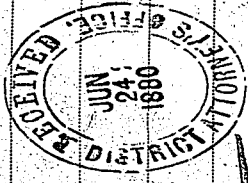
THE PEOPLE & c  
ON THE COMPLAINT OF  
*John D. Connelley*  
vs.  
*John M. Mahoney*  
57 Newark St. Boston

DATED *June 23* 18*90*

*Murray* MAGISTRATE

*Connelley* OFFICER

WITNESS



*1000* TO ANS.

BAILED BY

No. STREET

*leary*

0252

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present:

That

*John McMahon* —

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

*One horse of the value of fifty dollars.  
One buck [commonly called a wagon] of  
the value of one hundred dollars —  
One set of harness of the value of  
fifty dollars* —

of the goods, chattels, and personal property of one

*John D. Connelly* — then and  
there being found, 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.

0253

And the Jurors aforesaid, upon their oath aforesaid, do further present  
That the said

*John McMahon*

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,

*One horse of the value of fifty dollars -  
One truck [commonly called a wagon]  
of the value of one hundred dollars -  
One set of harness of the value of  
fifty dollars*

of the goods, chattels, and personal property of the said

*John D. Connelly*  
by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously  
stolen of the said

*John D. Connelly*  
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

*John McMahon*  
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.

**BENJ. K. PHELPS, District Attorney.**

0254

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

McVitty, James

**DATE:**

06/11/80



186



0255

#47

Day of Trial

Counsel

Filed 11 day of

188

Pleads

THE PEOPLE

B  
Edward Little

Violation of Excise Law.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

J. M. Wey

Foreman.

Samuel W. Wey

Edward Little

Frederick W. Wey

0256

## Fourth District Police Court.

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, } ss.

*William Walsh*  
 of No. *the 21st Police Precinct* Street,  
 of the City of New York, being duly sworn deposes and says, that on the *27<sup>th</sup>*  
 day of *May* 18*80*, at the City of New York, in the County of New York,  
 at No. *930 Greenwich Avenue* Street,  
*James McVitty*

did sell, or caused, suffered, or permitted to be sold, under his direction, or authority, strong or spirituous liquors or wines, to be drunk in his house, or premises aforesaid, in quantities less than five gallons at a time, contrary to and in violation of the Act of the Legislature of the State of New York, entitled "An Act to Suppress Intemperance, and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this *28<sup>th</sup>* day  
 of *May* 18*80* }

*William Walsh*

*Am. Wilson*  
 Police Justice.

0257

#47 482  
Police Court, Fourth District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*William Walsh*

against

MISDEMEANOR,  
Selling Liquor &c, without License.

*James McTitty*

Dated the *20<sup>th</sup>* day of *May* 188*0*

*C. J. Hannon* Magistrate.  
RECEIVED  
JUN 1 1880  
*William Walsh* Officers.  
*21<sup>st</sup>*

Witness .....

Bailed \$ *100* to Ans. *E. S.*

By *Robert F. [Signature]*

*244 East 40<sup>th</sup>* Street.

0258

CITY AND COUNTY } ss.:  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York, upon  
their Oath, present:*

That *James M<sup>c</sup>Vitty*

late of the *Twentyfirst* Ward of the City of New York, in the County of  
New York; aforesaid, on the *Twentyseventh* day of *May* in the year  
of our Lord one thousand eight hundred and eighty , at the Ward,  
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to  
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of  
whisky, 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  
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one  
time, to one.. *William Walsh*

; without having a  
license therefor, as required by law, 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.

~~Second Count. And the Jurors aforesaid, upon their Oath aforesaid, do further  
present: THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly  
licensed according to law to sell spirituous liquors and wines on the day  
and in the year aforesaid, at the Ward, City and County aforesaid, the same  
being the first day of the week, commonly called and known as Sunday, with  
force and arms, certain strong and spirituous liquors and certain wines, to wit: One  
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, 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 jurors  
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

**BENJ. K. PHELPS, District Attorney.**

0259

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Reilly, John

**DATE:**

06/11/80



186

0260

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Wall, Edward

**DATE:**

06/11/80



186



0261

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

McKegney, Frank

**DATE:**

06/11/80



186

0262

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

McKegney, James

**DATE:**

06/11/80



186

0263

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

McKegney, John

**DATE:**

06/11/80



186

The evidence  
of J. Wall and  
Riley next upon  
a statement of  
McKegney that  
the above persons  
were with him as  
the law states can  
murder of the offense  
This is denied and  
proven. - I  
therefore ask the  
Jury to find that  
the above persons  
are not guilty of  
the offense of  
murdering the  
person named  
in the indictment  
and to return a  
verdict of acquittal  
thereon.

Dep. 21. 1887

#50  
Ct. 2.3.405  
to off. C. Wall

Day of Trial  
Counsel,  
Filed 11 day of June 1887  
Pleds Not Guilty  
#65 Do. District

3, 4, 5 are in J. Wall's  
Clerk there on another case.  
Officer (Attorney) of Clerk.

THE PEOPLE  
John W. McKeeney  
James W. McKeeney  
James W. McKeeney  
Edward W. Wall  
John W. Wall

BENJ. K. PHELPS  
Attorney  
Attorney  
Attorney  
Attorney  
Attorney

Foreman  
Jury 3 dec  
114 Ver  
Dep. 2. 1887

BURGALARY—Third Degree, and  
Receiving [Stolen Goods.]

0265

Police Office, Fourth District.

City and County } ss.  
of New York, }

Jacob Pike

of No. 42 - 8<sup>th</sup> Avenue <sup>being duly sworn,</sup> deposes and says, that the premises No. Railroad Car No 17508 in the22 Ward, in the City and County aforesaid, the said being a railroad car  
and which was occupied by deponent as a place where valuable things were kept was BURGLARIOUSLY broke  
River Rail Company as a place whereand entered by means of breaking the seal and  
tearing off the plates of the said  
car and entering the same with  
intent to steal 55<sup>cts</sup> day of May 1880  
on the morning of the 25<sup>th</sup> day of May 1880  
and the following property feloniously taken, stolen and carried away, viz.:One case containing forty eight  
pairs of shoes of the value of  
Eighty four <sup>cop</sup> dollarsthe property of the New York Central & Hudson River <sup>Railroad Company</sup>  
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 McRegney (now here)James McRegney and two others unknown  
for the reasons following, to wit:That said property was contained  
in said car which was standing  
on the track of said Railroad Company  
at 62<sup>nd</sup> Street & 12<sup>th</sup> Avenue in said city



That said car was broken open  
and said property stolen therefrom  
That deponent found a portion of  
the said stolen property at the  
pawn-shop of Henry Breckwedel  
No 460 - 9<sup>th</sup> Avenue ~~is informed by Reuben H. Weaver~~  
deponent, ~~that~~ said John McKegney  
pawned said property. Joel Pike

Sworn to before me this 2<sup>nd</sup>  
day of April 1880  
J. D. W. Justice  
State of New York

Reuben H. Weaver, being duly sworn  
deposes and says, that the premises  
at No 424 West 44<sup>th</sup> Street, that  
deponent is a member of the firm  
of H. Breckwedel & Co keepers of  
a pawnshop at No 460 - 9<sup>th</sup> Avenue  
that on the 27<sup>th</sup> day of May 1880  
deponent received on pawn the  
shoes now produced in court  
from John McKegney the prisoner  
now in court. Reuben H. Weaver

Sworn to before me this  
2<sup>nd</sup> day of June 1880  
J. D. W. Justice



0267

Police Court, Fourth District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John McKeegney* 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.

*John McKeegney.*

Question. How old are you?

Answer.

*16 years*

Question. Where were you born?

Answer.

*New Jersey*

Question. Where do you live?

Answer.

*585. 11<sup>th</sup> Avenue*

Question. What is your occupation?

Answer.

*Drive Cows*

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

Answer.

*I don't know anything about the charge. They came up to our house after my brother and because my brother got away they took me.*

*John McKeegney.*

Police Justice.

1890

0268

#80

Police Court—Fourth District.

THE PEOPLE &c.

ON THE COMPLAINT OF

John. Pike  
712 8th Ave.

James W. McFarney

James W. McFarney

Frank McFarney

Edward McFarney

John Reilly

Dated June 2, 1880

Magistrate.

Officer.

Clerk.

Witnesses,

Robert H. McFarney  
424 W. 4th St.

Officer Coltrane  
22 Beech  
1500 to am 4 S  
Cora

Received in District Atty's Office,

0269

CITY AND COUNTY } ss.  
OF NEW YORK.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That

John McKegney, James McKegney,  
Frank McKegney, Edward Wall and  
John Reilly each  
late of the ~~twenty second~~ Ward of the City of New York, in the County of New York,  
aforesaid, on the ~~twenty fifth~~ day of ~~May~~ in the year of our Lord one  
thousand eight hundred and eighty ~~two~~ with force and arms, at the Ward,  
City and County aforesaid, ~~the~~ a gar. of the New York Central  
and Hudson River Railroad Company

burglariously, did break into and enter, the same being a ~~car~~ <sup>there situate</sup>, feloniously and  
goods, merchandise, and valuable things were then and there kept for use, sale and  
deposit, to wit: the goods, chattels, and personal property hereinafter described, with  
intent the said goods, chattels, and personal property of the said ~~the~~ New York  
Central and Hudson River Railroad Company.

then and there being, then and there  
feloniously and burglariously to steal, take and carry away, and

One case of shoes of the value of Eighty four  
dollars and sixty cents  
One case of the value of sixty cents.  
Eighty-four shoes of the value of One dollar each  
shoe  
Eighty-four shoes (of the kind known as ladies  
gaiters) of the value of One dollar each shoe.  
Eighty-four shoes (of the kind known as misses  
gaiters) of the value of One dollar each shoe.

of the goods, chattels, and personal property of the said ~~the~~ New York  
Central and Hudson River Railroad Company.

so kept as aforesaid in the said ~~car~~ then and there being, 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.

And the Jurors aforesaid, upon their oath aforesaid, do further present

THAT the said

*John McKegney, James McKegney,  
Frank McKegney, Edward Wall and  
John Reilly each*

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,

*One case of shoes of the value of Eighty-four dollars and sixty cents.*

*One case of the value of sixty cents.*

*Eighty-four shoes of the value of One dollar each shoe.*

*Eighty-four shoes (of the kind known as ladies gaiters) of the value of One dollar each shoe.*

*Eighty-four shoes (of the kind known as misses gaiters) of the value of One dollar each shoe.*

of the goods, chattels and personal property of *the New York Central and Hudson River Railroad Company.*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said *the New York Central and Hudson River Railroad Company.*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

*John McKegney, James McKegney,  
Frank McKegney, Edward Wall and  
John Reilly*

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.

**BENJ. K. PHELPS, District Attorney.**

0271

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

McGough, John

**DATE:**

06/17/80



186

0272

#114

Day of Trial  
Counsel,  
Filed 17 day of June 1880,  
Pleads Guilty (18)

THE PEOPLE  
vs.  
*John McLaughlin*  
BURGLARY—Third Degree, and  
[Receiving Stolen Goods.]

BENJ. K. PHELPS,  
District Attorney.

A True Bill.  
*J. W. McLaughlin*  
Foreman  
Part Just. June 18-1880  
Pleads — R. S. S.  
discharged on his verbal  
recognition



0273

Police Office, Fourth District.

City and County  
of New York, } ss.

*Aaron Jacobs*  
 of No. *70 West 48<sup>th</sup>* Street, being duly sworn,  
 deposes and says, ~~that~~ the premises No. *at the foot of West 58<sup>th</sup>*  
 Street, *19<sup>th</sup>* Ward, in the City and County aforesaid, the said being a *first building*  
 and which was occupied by ~~deponent as a~~ *beer saloon*

were **BURGLARIOUSLY** broken  
 into and entered by means of *forcibly breaking a window*  
*sash, in the door at the west side*  
*of the said building, with intent to commit*  
*a crime therein.*  
 on the *Morning* of the *11<sup>th</sup>* day of *June* 1880  
 and the following property feloniously taken, stolen and carried away, viz.:

*One brass bar railing about*  
*eighteen feet long, and two brass*  
*brackets, said property being of*  
*the value of thirty dollars*

the property 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 M. Lynch and three*  
*other persons who are unknown to deponent*  
 for the reasons following, to wit:

*That deponent closed and securely*  
*fastened the said door about the hour*  
*of three o'clock on the afternoon of*  
*the 10<sup>th</sup> day of June 1880, and that*  
*on the 12<sup>th</sup> day of June deponent*  
*was informed by officer Robert*  
*Welch that the said building*

had been burglariously broken into and entered by the said John Mc. Gough and three other unknown persons and that he, said officer Welsh, also informed deponent that he caught the said McGough with the aforesaid property in his possession. Deponent further says that he has examined the said building and found it broken open as aforesaid and the said property taken therefrom. Deponent therefore charges the said McGough and the said three unknown persons with <sup>the</sup> burglary and larceny as aforesaid; against the form of the Statute of the State of New York in such case made and provided.

Aaron Jacoby

City and County of New York, ss.

Robert Welsh an officer attached to the 14<sup>th</sup> Police Precinct being duly sworn deposes and says that he has heard read the foregoing affidavit of Aaron Jacoby, the Complainant and so much thereof as relates to deponent is true of his own knowledge, and further that the three unknown persons mentioned in the said affidavit were in company with the said McGough when deponent arrested him.

Robert Welsh.

Known to before me this  
12<sup>th</sup> day of June 1880 }  
Wm. H. Smith  
Police Justice

Known to before me this  
12<sup>th</sup> day of June 1880 }  
Wm. H. Smith  
Police Justice

0275

Police Court, Fourth District.

CITY AND COUNTY  
OF NEW YORK, ss.

*John M. Gough* 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

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

Answer.

*I am guilty of the charge*  
*John M. Gough*

Taken before me this

12 day of June 1880

Police Justice.

0276

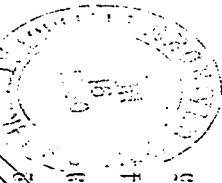
#114 512

Police Court—Fourth District.

THE PEOPLE &c.

VS. THE COMPLAINT OF

*Sam Jacob*  
*John W. Long*



BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated

1880

Magistrate

Officer

Clerk

Witnesses

*Robert Welch*  
*19th Police Precinct*

3008 B. H. Ave

Received in District Atty's Office,

0277

CITY AND COUNTY } ss.  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That

*John McLaugh*

late of the *Nineteenth* Ward of the City of New York, in the County of New York,  
aforesaid, on the *eleventh* day of *June* in the year of our Lord one  
thousand eight hundred and *eighty eight* with force and arms, at the Ward,  
City and County aforesaid, the *Saloon* of

*Aaron Jacobs*

there situate, feloniously and  
burglariously, did break into and enter, the same being a building in which divers  
goods, merchandise, and valuable things were then and there kept for use, sale and  
deposit, to wit: the goods, chattels, and personal property hereinafter described, with  
intent the said goods, chattels, and personal property of the said

*Aaron Jacobs*

then and there being, then and there  
feloniously and burglariously to steal, take and carry away, and

*eighteen feet of metal railing of  
the value of one dollar and fifty  
cents each foot -*

*Fifty four pounds of metal of the  
value of fifty cents each pound*

*Two metal brackets of the value of  
one dollar and fifty cents each*

*Six pounds of metal of the value of  
fifty cents each pound*

of the goods, chattels, and personal property of the said

*Aaron Jacobs*

so kept as aforesaid in the said *Saloon* then and there being, then and  
there feloniously did steal, take and carry away, against the form of the Statute in  
such case made and provided, and against the peace of the People of the State of  
New York, and their dignity.

*John McLaugh*

Subscribed and sworn to before me this 1st day of June 1888

And the Jurors aforesaid, upon their oath aforesaid, do further present  
 THAT the said

*John McKaugh*

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,

*eighteen feet of metal railing of the  
 value of one dollar and fifty cents  
 each foot*

*fifty four pounds of metal of the  
 value of fifty cents each pound*

*Two <sup>metal</sup> brackets of the value of one  
 dollar and fifty cents each*

*Six pounds of metal of the value  
 of fifty cents each pound*

of the goods, chattels and personal property of

*Aaron Jacobs*

by a certain person or persons to the Jurors aforesaid unknown, then lately before  
 feloniously stolen of the said

*Aaron Jacobs*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have  
 (the said

*John McKaugh*

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 pro-  
 vided, and against the peace of the People of the State of New York, and their dignity.

**BENJ. K. PHELPS, District Attorney.**



0279

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Mason, George

**DATE:**

06/30/80



186

#251-

Counsel,

Filed 30 day of June 1880

Pleas, Not Guilty (2)

THE PEOPLE

vs.

2

George Mason

BURGLARY—Third Degree, and  
~~Grand Larceny~~  
Manslaughter

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*J. M. Phelps*

Foreman.

Verdict or Guilty should specify of which count.

Part Two - July 2 - 1880

Pleas Guilty

Z. G. J. J. 7. 7. 7.

0281

## Police Office. Third District.

City and County } ss.:  
of New York, }No. of 4 533 East 13 Street, being duly sworn,deposes and says, that the premises No. 533 East 13Street, 17 Ward, in the City and County aforesaid, the said being a brick buildingand which was occupied by deponent as a dwellingwere **BURGLARIOUSLY**

entered by means of forcibly breaking the two locks from  
the door leading from the hall into the premises  
is occupied by deponent as sleeping apartments  
on the first floor of said premises  
on the afternoon of the 23<sup>rd</sup> day of June 1880,  
and the following property, feloniously taken, stolen and carried away, viz.: a quantity  
of clothing, furniture and the sum of  
fifty dollars contained in a trunk in  
said apartment. All of the value  
of one thousand dollars

the property of the 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

George Mason (nowhere)

for the reasons following, to-wit: that on or about one and a half  
o'clock p.m. of the 23<sup>rd</sup> inst deponent left the above  
apartments securely locking the door. Deponent was  
informed by Annie Campbell that she had seen a  
certain man the accused George Mason in  
the aforesaid apartment. That when deponent returned  
he found the lock broken from the door.

Sworn to before me this 24 day of June 1880

Mason  
George Mason

over

0282

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

Annie Campbell of N.Y.C.

East 13th street being duly sworn deposes and says that on or about five o'clock p.m. of the 23rd inst. she saw the accused George William (untrue) <sup>on the first floor of said premises</sup> in the apartment of the complainant. She further deposes that she saw that the door had been broken from the door. When she saw this she attempted to arrest the accused but he walked off and was taken into custody by officers of the 17th Precinct Police.

Given under my hand this 24th day of June 1880.

Mercer W. Lewis

Police Justice

Attest: James W. McMillan

0283

Police Court—Third District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*George Mason* 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.—

*George Mason*

Question.—How old are you?

Answer.—

*Nineteen*

Question.—Where were you born?

Answer.—

*New York City*

Question.—Where do you live?

Answer.—

*35 3<sup>rd</sup> Avenue*

Question.—What is your occupation?

Answer.—

*Agent*

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

Answer.—

*I am innocent of the charge.*

*George Mason*

Taken before me, this  
4<sup>th</sup> day of June  
1903.  
Merrill C. Stetson  
Police Justice.

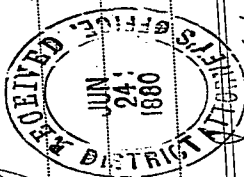
0284

Form 115.

POLICE COURT--THIRD DISTRICT,

THE PEOPLE, & C.,  
ON THE COMPLAINT OF

*John Gilbelle*  
*533 East 13th*  
*George Mason*



Dated *June 24* 1880

Magistrate.

*John McDonald* Officer.

Clerk.

*Anna Campbell*

Witnesses,

*533 E. 13th* Street.

Street.

No. *Henry Hoefler*

No. *533 East 13* Street.

\$ *2000* to answer committed.

Received in Dist. Atty's Office,

BAILED.

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street \_\_\_\_\_

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street \_\_\_\_\_



0285

CITY AND COUNTY } ss.  
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present :

That

*George Mason*

late of the ~~seventeenth~~ *twenty third* Ward of the City of New York, in the County of New York, aforesaid, on the *June* day of *June* in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty* with force and arms, about the hour of *2* o'clock in the *day* time of the same day, at the Ward, City and County aforesaid, the dwelling house of

*John Billholl*  
there situate, feloniously and burglariously did break into and enter ~~by means of forcibly~~

*he* he the said *George Mason*

then and there intending to commit some crime therein, to wit: the goods, chattels, and personal property of

*John Billholl*

in the said dwelling house then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the people of the State of New York and their dignity.

~~And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, the said~~

~~late of the Ward, City, and County aforesaid,~~

~~of the goods, chattels, and personal property of the said~~

~~in the said dwelling house then and there being, 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.~~

BENJ. K. PHELPS, District Attorney.

0286

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Mangaro, Ouofrio

**DATE:**

06/23/80



186

0287

151 No 285  
J. S. McCalland  
Counsel, and  
Trial, 2<sup>nd</sup> Monday September.  
Filed 23 day of June 1880  
Pleads Not Guilty (24)

Beating—Homicide of the Degree of  
Murder, First Degree.

THE PEOPLE

vs.

*I*  
*Cruzis Mangano*

*2<sup>nd</sup> Mar Sept*

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*J. H. Wick*

Foreman.

*Mar 29 1880*

*Superior Court*

*which filed Dec 3 1880*

0288

CITY AND COUNTY } ss.  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That

Onofrio Mangano

late of the City of New York, in the County of New York, aforesaid, on the  
seventh day of June in the year of our Lord  
one thousand eight hundred and seventy-eight with force and arms, at the City and  
County aforesaid, in and upon the body of Marianna Mangano  
in the peace of the said people then and there being, feloniously, wilfully and with a  
deliberate and premeditated design to effect the death of her

the said Marianna Mangano did make an  
assault, and that he the said Onofrio Mangano  
then and there feloniously, wilfully, and with a deliberate and premeditated design to  
effect the death of her the said

Marianna Mangano did with great  
force and violence pull, push, cast and throw the said Marianna Mangano  
down unto and upon the ground then and there, and that the said Onofrio

Mangano with both the hands and feet of him the said  
Onofrio Mangano then and there, and whilst the  
said Marianna Mangano was so lying and being upon the ground,

her the said Marianna Mangano in and upon the neck,  
head, stomach, breast, belly, back, and sides of her the said Marianna Mangano  
then and there feloniously, wilfully, and with a deliberate and premeditated design to  
effect the death of her the said Marianna Mangano divers times, with great

force and violence, did choke, strike, beat and kick, and that the said Onofrio  
Mangano with both the hands, feet and knees of  
him the said Onofrio Mangano

and whilst the said Marianna Mangano was so lying  
and being upon the ground as aforesaid, her the said Marianna

Mangano in and upon the neck, breast, belly, head, stomach, and  
sides of her the said Marianna Mangano then and there

feloniously, wilfully, and with a deliberate and premeditated design to effect the death  
of her the said Marianna Mangano did with great force and

violence, choke, strike, push, press and squeeze, giving to the said Marianna

Mangano then and there, as well by the choking, pulling, pushing, casting and  
throwing of her the said Marianna Mangano down

unto and upon the ground as aforesaid, and by the choking, striking, beating, and kick  
ing of her the said Marianna Mangano whilst he was so

lying and being upon the ground as aforesaid, in and upon the neck, head, stomach,  
breast, belly, back and sides of her the said Marianna Mangano

as aforesaid, as also by the choking, striking, pushing, pressing, and squeezing of  
~~her~~ the said *Marianna Mangano* whilst she, the said  
*Marianna Mangano* was so lying and being upon the ground as aforesaid,  
in and upon the neck, head, belly, breast, back, stomach, and sides of ~~her~~  
the said *Marianna Mangano* with the hands, knees, and feet of ~~him~~  
the said *Quofrio Mangano*  
in manner aforesaid, several mortal bruises, lacerations, and wounds, in and upon the  
neck, head, belly, breast, stomach, and sides of ~~her~~ the said  
*Marianna Mangano* of which said several mortal bruises, lacerations, and  
wounds the said *Marianna Mangano* ~~from the said~~ *then*  
~~day of~~ until the  
~~day of~~ in the same year, in the said Ward,  
~~City and County last mentioned, did languish, and languishing did live; on which last~~  
~~mentioned day the said~~  
~~of the said several mortal bruises, lacerations, and wounds, then~~  
and there died; and so the jurors aforesaid, upon their oath aforesaid, do say that the  
said *Quofrio Mangano*, ~~her~~ the said *Marianna*  
*Mangano* in manner and form and by the means aforesaid, felo-  
niously, wilfully, and with a deliberate and premeditated design to effect the death of  
~~her~~ the said *Marianna Mangano*  
did kill and murder, against the peace of the people of the State of New York and  
their dignity,

BENJ. K. PHELPS, District Attorney.

0290

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Mallon, Jeremiah

**DATE:**

06/15/80



186



249

On perusal of the  
Returns of Employers  
returned to him  
by an officer  
July 1/80

0292

In y General Sessions

The People v

agst

Jeremiah T. Mallon

East Co County of New York ss

Frank A. Shepherd being duly sworn  
says that he is the proprietor of a Livery  
Stable at No 341 West 21<sup>st</sup> Street in  
said city

That he has been acquainted with the  
above named prisoner for the past eight  
years - five years of which time he worked  
for deponents brother, and the other three  
years for deponent as a driver

That deponent always found him an  
honest and faithful workman

Sworn to before me this

18 day of June 1880

John A. O'Brien  
Notary Public

Frank A. Shepherd

0293

N.Y. General Sessions

The People &c)

agat.  
Jeremiah G. Mallon

City & County of New York ss

James Hughes being duly sworn says  
that he resides at No 337 West 21<sup>st</sup> Street  
in said city and is the proprietor of  
a Liquor Store and is a free holder  
in said city.

That he has been acquainted with  
the prisoner for the past twelve years  
that he knows the prisoner to be an  
honest hardworking young man.

That deponent never heard anything  
against his character until the  
present accusation. That said prisoner  
resided on the same block with deponent  
Sworn to before me this

18 day of June 1880

John N. O'Brien

Notary Public  
in and for the City of New York

James Hughes

0294

N. Y. General Sessions

The People &c

vs.  
Jenniah J. Mallon

City & County of New York ss

John Mackin being duly sworn says that  
he is Gentleman, having retired from  
the business of a Plasterer. That he is ~~freelance~~  
in this city, and has been acquainted  
with the Prisoner for the past twenty  
years. That said Prisoner has been a  
neighbour of deponent during that time.  
That deponent resides at 343 West 21<sup>st</sup>  
Street in said city.

That deponent knows him to be an  
honest and industrious man and  
never heard anything against his  
character before the present complaint  
against him.

Sworn to before me this

18 day of June 1880

John A. O'Brien

Notary Public

1905

John Mackin

0295

N.Y. General Sessions

The People vs

agst

Samuel S. Mallon

Affidavit in Investigation  
by Sentences

969

(No. 60)

STATE AND COUNTY OF NEW YORK, }  
SURROGATE'S OFFICE, } ss.

I, PETER V. BURTSSELL, Clerk to the Surrogate's Court of  
said County, do hereby certify, that I have compared the foregoing copy of  
the petition and letter of administration  
granted thereon in the matter of the estate  
of James Waller deceased -  
with the original record thereof, now remaining in this office, and have found  
the same to be a correct transcript thereof, and of the whole of said  
original record.

In Testimony Whereof, I have hereunto set my hand, and  
affixed the Seal of Office of said Surrogate, this 11th  
day of June - in the year of our Lord  
one thousand eight hundred and seventy-eight

Clerk to the Surrogate's Court.

Peter V. BurtSELL



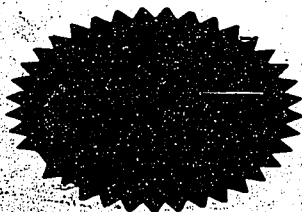
0297

(No. 60.)

STATE AND COUNTY OF NEW YORK, } ss.  
SURROGATE'S OFFICE,

I, PETER V. BURTSSELL, Clerk to the Surrogate's Court of said County, do hereby certify, that I have compared the foregoing copy of the petition and letters of administration granted thereon in the matter of the estate of James Mallon deceased — with the original record thereof, now remaining in this office, and have found the same to be a correct transcript therefrom, and of the whole of said original record.

In Testimony Whereof, I have hereunto set my hand, and affixed the Seal of Office of said Surrogate, this 11<sup>th</sup> day of June — in the year of our Lord one thousand eight hundred and seventy-eight



Peter V. Burtzell

Clerk to the Surrogate's Court.

0298

**GLUED PAGES**

0299

The People of the State of New York:

To Ellen Mallon of the City  
of New York the widow of  
James Mallon.

SEND GREETING:

Whereas, said James Mallon  
lately departed this life intestate, being at or immediately previous to his death an  
inhabitant of the County of New York, by means whereof the ordering and granting  
Administration of all and singular the goods, chattels, and credits, whereof the said  
intestate died possessed, in the State of New York, and also the auditing, allowing,  
and final discharging the amount thereof, doth appertain unto us; and we, being  
desirous that the goods, chattels, and the credits of the said intestate may be well  
and faithfully administered, applied, and disposed of, do grant unto you, the said

Ellen Mallon

full power, by these presents, to administer and faithfully dispose of all and singular  
the said goods, chattels, and credits; to ask, demand, recover, and receive the debts  
which, unto the said intestate, whilst living and at the time of his death, did belong;  
and to pay the debts which the said intestate did owe, as far as such goods, chattels,  
and credits will thereunto extend and the law require; hereby requiring you to make,  
or cause to be made, a true and perfect Inventory of all and singular the goods,  
chattels, and credits of the said intestate, within a reasonable time, and return a dupli-  
cate thereof to our Surrogate of the County of New York, within three months  
from the date of these presents; and, if further personal property, or assets of any  
kind, not mentioned in any Inventory that shall have been so made, shall come to  
your possession or knowledge, to make or cause to be made in like manner, a true and  
perfect Inventory thereof, and return the same within two months after the discovery  
thereof, and also to render a just and true account of administration, when thereunto  
required; and we do, by these presents, depute, constitute, and appoint you, the said

Ellen Mallon

administratrix of all and singular the goods, chattels, and credits of the said  
James Mallon deceased.

Testimony Whereof, we have caused the Seal of Office of the Surrogate of said County  
to be hereunto affixed. Witness, ROBERT C. HUTCHINGS, Surrogate of said  
County, at the City of New York, the 14<sup>th</sup> day of January  
the year of our Lord one thousand eight hundred and seventy

Robert C. Hutchings

SURROGATE

0300

City and County of New York, ss.: *I, Ellen Mallon*  
the Petitioner named in the foregoing Petition, being duly sworn, do depose and say, that I  
have *heard* read the foregoing Petition, to which I have subscribed my name, and  
know the contents thereof, and that the matters of fact therein stated are true, and that the  
matters therein stated of my information and belief, I believe to be true.

Sworn this *4<sup>th</sup>* day  
of *July* 1870 before me,  
*Aboliver*  
not to Surrogate.

*Ellen Mallon*  
mark

City and County of New York, ss.: *I, Ellen Mallon*  
do solemnly swear and declare, that I will well, honestly,  
and faithfully discharge the duties of administratrix of the goods, chattels, and credits of  
*James Mallon* deceased, according to law.

Sworn before me, this *14<sup>th</sup>* day  
of *July* 1870  
*Aboliver*  
not to Surrogate.

*Ellen Mallon*  
mark

Surrogate's Court,

IN THE MATTER OF THE APPLICATION  
FOR LETTERS OF ADMINISTRATION  
ON THE GOODS, CHATTELS, AND  
CREDITS OF

*James Mallon*

Deceased.

Filed this *14* day of *July* 1870

TO BE FILED IN THE OFFICE OF THE CLERK OF THE SURROGATE'S COURT

*James Mallon*

Deceased.

Filed this *14* day of *July* 1870

*Aboliver*

0301

The People  
as  
Jimmie A. Mallon 3/20/24

1- Was worth over and  
above six hundred dollars

2- Proprietor and owner  
of a nation store at 321  
West 21st street.

Witness to my father

~~Eden~~ Mallon, wife  
mother of prisoner — and  
administrators

Address, 321, West 21st St

~~Thos~~ Mallon  
Brother  
of prisoner.

Address 321, West 21st St.

3- Proprietor of milk  
route &c.

— Same witnesses  
as last named

H. A.

Owner of milk wagon

Address 11018 — Same witnesses

Memorandum Robert Kennedy

also that he  
bought it of Mr. Kennedy

0302

2

5th Owner of horse  
same witnesses  
Eden and Thomas  
Mallon.

Man said bought it of a  
horseworking tailor  
No. Taylor & No 42 - 9th  
address. James Gilmore  
also above -

6th value of horse &  
(unnecessary)

7th That neither stip milk  
nor another owned  
or claimed said  
milk Route or said  
stone - or said  
horse or used for  
same witnesses  
Eden & Thomas  
(unnecessary & letters)

8th Bought horse for  
\$200 in 1871 -  
Eden & Thomas

9th Bought milk  
wagon of Robert  
Kinney - for \$200  
same witnesses  
Eden & Thomas

10th 11th 12th



0303

3

10 - Deposit of Savings  
Bank No. 1200,  
N.Y. - Mr. Brunkhuff  
Selling N.Y. Savings  
Bank; W. W.  
Car. 14<sup>th</sup> St  
John - Saward  
Residence 414, W. 18<sup>th</sup> St  
11<sup>th</sup> St.

That he drew  
\$260 from Savings  
Bank in 1865.  
Same witnesses  
as above

12<sup>th</sup>  
& 13<sup>th</sup> - Money in N.Y.  
County Nat. Bank  
(E. H. Wyckoff  
Cashier  
R. H. Purser  
Disburse. Clerk)

Disburse. Car  
Jeham & 14<sup>th</sup> St  
(124 W. 44<sup>th</sup> St)

Morse & Thompson  
20 July 1865

Power of Magistrate to examine under oath

0304

Third District.Warrant.STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, } ss.

To any Constable 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 Preserving the Peace in the said City,

by

of No.

the

New York, in the County of New York,

*Jacob L. Haines**76 Baverly**26*

day of

*January*

18

*80*

Street, that on

at the City of

*Jeremiah V. Mallon did commit willful and corrupt perjury in that the said Jeremiah presented himself before the Hon Justice Parker at the 3<sup>d</sup> District Civil Court and offered himself as surety on a bond saying that he was a property owner when in truth and in fact he had no property whatever.* 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 Constables and Policemen, and each and every of you, to apprehend the said Defendant and bring *him* forthwith before me, or some other Justice of the Peace for the City and County of New York, at the Third District Police Court, in Essex Street, in the said City, to answer the said charge, and to be dealt with according to law.

GIVEN under my hand and seal, this

*9<sup>th</sup>*

day of

*March*

18

*80**J. J. Newman*

Police Justice.



0305

Police Court--Third District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Jacob L. Haines

vs.

Jeremiah B. Mallon

WARRANT

Dated March 9<sup>th</sup> 1880

Smith  
Magistrate.  
Summon Officer.

The Defendant Jeremiah B. Mallon  
within named

is taken, and now brought before the Magistrate to  
answer the within charge, pursuant to the com-  
mand of this Warrant.

Dated March 12<sup>th</sup> 1880

Charles J. Simmons  
Officer 3<sup>rd</sup> Dist. Police Court

REMARKS.

Time of Arrest, March 12, 1880

Native of U. S.

Age, 33

521, West 21<sup>st</sup> St

Sex,

Complexion,

Color,

Profession,

Married,

Single,

Read,

Write,

0306

A. L. Doane res 124 West  
44. St. Discount Clerk in  
N.Y. Co. Natl Bk. - Doane no  
res. in said Bank

John Dowdal 414. West 18th St.  
Clerk in N.Y. Sav. Bk.  
Doane no such acct.

James Sienore Superintendent  
of coal yard of Penn. Coal Co. res-  
1066 Ave. next to butcher shop  
bet. 32 + 33 St. To prove that  
in 1870-1-2-3 no ~~to~~ hard working  
cutter lived at 42 or 43. 9th Ave.  
of whom Mallon testified he  
bought horse. At this place  
43 was coal yard. and is  
no 42 in that avenue.

Robert Kennedy. To prove Mal-  
lon did not buy wagon of him

Ellen Mallon  
Thos Mallon

0307

Witnesses to be subpoenaed  
for prosecution in Peiping  
Case of J. V. Mallen  
for 15<sup>th</sup> in pass 2.

J. L. Hines - Conf. Sec.

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

Jacob L. Kaus, of the following in  
said City, being duly sworn, upon his oath deposes and  
says, That on the 26<sup>th</sup> day of January 1857, at this City of  
New York, in the County and State of New York, for and  
in the District Court in said City of New York for the <sup>third</sup> Ju-  
dicial District, at the Court room thereof, before George W.  
Parker Esquire, the Judge or Justice of said Court, then there  
duly holding the same, and in the certain action or con-  
tract matter cause or proceeding, for the recovery of money  
or debt amounting more than \$100, then there duly defend-  
ing in said Court, and before said Judge or Justice, between  
Robert C. Ireland plaintiff and James J. Henry defendants, one  
Jemimah S. Thallo having theretofore been offered as surety,  
(together with one David Cognan and said defendant), in  
a certain undertaking offered by said defendant to procure  
the removal of said action into the Court of Common Pleas  
in and for the City and County of New York, under and pur-  
suant to the provisions of Section 5 of Chapter 344 of the Laws  
of 1857, and upon dictum by his sufficiency as such surety,  
being then there by said Judge or Justice duly sworn and being  
thereupon examined, under oath, touching his sufficiency as  
such surety, did commit wilful and corrupt perjury, and  
did willfully perjure and falsify upon his oath, sworn  
and sworn that he was worth the sum of Six Hundred Dollars,  
and also all his debts and liabilities: that he was the  
owner and possessor of a certain store, at No. 221 West 11<sup>th</sup> St.  
in said City: that he was the proprietor and manager of



milk route, which is connected with the business of said  
 store: that he was the sole owner of a certain milk wagon  
 worth One hundred and fifty dollars, and which bore the  
 name thereof "E. Thibault," and when returning upon the  
 route as before standing upon the street in front of said milk  
 store: that he was also the owner of the horse, worth one hun-  
 dred and fifty dollars, used by said wagon upon  
 said route: that he hired his brother, for him to drive said  
 horse in the service of customers upon said route, and  
 that he paid him weekly wages, as usual: that with the  
 his said brother or his step brother - whose name is Ellen  
 Thibault would be claimed said milk route, or business, or  
 store, or wagon, or horse, or any interest therein, that none  
 of said property ever belonged to his deceased father, or  
 was bought by his said father, or was part of or belonged to the  
 unadministered estate of his said deceased father: that  
 both himself and said former E. Thibault with his own  
 money, and in his own name bought said horse, in 1871,  
 from a "hard working tailor," at 43 to 42-9<sup>th</sup> St. Avenue of B. C., that  
 he himself, and in his own name, bought said milk  
 wagon, in the year 1871, from Robert Kennedy, it is stated, and  
 paid therefor two hundred and sixty dollars, his own  
 money which he had earned and deposited, in an account,  
 in his own name, in the New York Savings Bank of 4<sup>th</sup> Street,  
 (at the corner of Eighth Avenue), that he opened said sav-  
 ings Bank account and therein made the first deposit  
 in the year 1873: that said account was opened and  
 kept in his own name, and that he thereupon, in the  
 year 1875, drew the money which he paid for the purchase

of the aforesaid milk wagon: that in the carrying on  
of his aforesaid milk business, all the  
milk consumed therein was purchased by him, in  
his own name, and paid for by himself, and all the  
proceeds of said business received by his said brother,  
aforesaid, were delivered over by the said brother  
to him, the said Jeremiah S. Mallon, as his, and, be-  
longed to him: also, that at that time, to-wit, the said  
Jeremiah S. Mallon, in his own name, had and kept  
an account in the Suffolk County National Bank,  
on 4<sup>th</sup> Street, and then had the sum of One hundred  
and seventy five dollars in said account in said bank,  
to his credit.

And this deponent says that each and every the  
matters so testified and sworn to by the said Jeremiah  
S. Mallon on said 26<sup>th</sup> day of January 1884, as deponent  
is since informed and believes, is and are false and  
untrue by him known to be. That the aforesaid  
milk route, wagon, horse, and store and business are each  
claimed by the aforesaid Ellen Mallon to be her  
property, and are possessed, managed and controlled  
by her, and are not used, possessed or conducted by  
said Jeremiah S. Mallon. That said Jeremiah S. Mallon  
did not buy said milk wagon from said Robert Kennedy,  
in his own name, or with his own money, did not buy  
said horse from said tailor, or in his own name, or with  
his own money, did not run said milk route, or hire or  
employ his said brother, or pay him wages therefor, or  
receive from him the money to be therefor, or purchase

0311

them will be sold to customers whom I did not have in  
his own name the pretended account in the New York  
Savings Bank; and never had any money or account  
in his own name in said New York National Bank  
but is unknown to me

Jacob L. Hanes

Subscribed sworn to before me  
this 2<sup>nd</sup> day of February 1880.

J. L. Hanes

Police Justice

J. L. Hanes  
17 Suffolk - 176 Boston

0312

Third District (Civil) Court.

New York, Jan. 25<sup>th</sup> 1880  
Before Hon. Geo. M. Parker,  
Justice.

Capeland  
vs  
Kennerly

Jeremiah V. Mallon (as surety) called &  
sworn, testifies as follows:

Q. Where do you live?

A. 321 West 21<sup>st</sup> St.

Q. What is your business?

A. Milk business.

Q. Do you carry it on for yourself?

A. Yes, I have a store besides.

Q. What store is that?

A. Nations & Co. depot.

Q. Where is the milk depot?

A. At 321; same place.

Q. What property have you; personal property?

A. I have a house worth \$200 <sup>50/100</sup>.

2 (The Court.) Is there anything on the

0313

Q Have?   
 A No, the horse is a good one.   
 Q Have you given any mortgage on it?

A No, everything is free.   
 Q (The bank.) Everything is clear?

A Yes, I might make it \$600<sup>00</sup>/<sub>100</sub>.

Q What is the ~~for~~ wagon worth?

A About \$150<sup>00</sup>/<sub>100</sub>.

Q Who owns it?

A I do, it is all down there; it is a top wagon.

Q Have you a family?

A No.

Q Where do you live?

A 321 West 21<sup>st</sup> St.

Q Do you hire the premises?

A Yes.

Q How long have you lived there?

A Since I was 10 years of age, and I am now 33.

Q How long have you rented those premises?

A My mother used to rent them from me before.

Q And you rent them <sup>now?</sup> before?

A Yes.

Q She is living yet?

A Yes.

Q She keeps house for you?

A Yes, I have one brother.

Q Do you have a regular milk route?

A Yes.

Q Is that of any value; the milk



0314

Yes.

Q. She keeps house for you?

A. Yes, I have one brother.

Q. You have a regular milk route?

A. Yes.

Q. Is that of any value; the milk route?

A. Certainly.

Q. How much milk do you sell daily?

A. I put out about 300 quarts, and I take in a little money besides, and we sell candy and such things.

Q. Do you owe any debts?

A. No.

Q. What are you worth over and above your debts?

A. \$600<sup>00</sup>, anyway, above all liability & indebtedness.

Cross Examined,

Q. How old are you?

A. I am not 33 until the 14<sup>th</sup> of next February.

Q. Have you any family?

A. I have only one <sup>outstep</sup> brother and a step brother.

Q. Do you keep house?

A. Yes.

Q. With whom?

A. My mother.



5 Q Or step mother?

A Step mother.

Q How did you become the owner of that wagon?

A I have been in the business for 17 years.

Q (Repeated.)

A I paid \$500 for the first route.

Q (Repeated.)

A My father bought it out first, & I built up two.

Q How did you become the owner of the wagon?

A I bought it.

Q Buy it yourself?

A Yes.

Q From whom?

<sup>2</sup>  
on own A Robert Kennedy in 18<sup>th</sup> St.

Q During your father's lifetime?

A No; after his death.

Q How long ago is that?

A About 1870.

Q How long ago did your father die?

A Jan. 2<sup>nd</sup> 1870.

Q Did not he own that milk route when he died?

A No.

Q Or that wagon?

— we were running two routes at that time.

Q You were running two routes then?

A Yes.

Q Did your father own one of them?

0316

Q. She kept

the wagon

A. no; we were running two routes at that time.

Q. You were running two routes then?

A. Yes.

Q. Did your father own one of them?

A. No; we sold one when he died.

Q. Who?

A. I kept mine after his death.

Q. Whose name was on that milk wagon, recently?

A. Everything was on that —

Q. Whose name was painted, or lettered on that milk wagon?

A. "E. Mallon"

Q. How lately was that on there?

A. It has not been on long.

Q. How lately was that name painted on that wagon?

A. I don't think it is six months ago, now.

Q. Is it there now?

A. The painters have made a mistake.

Q. How came they to make a mistake; who ordered the painting to be done?

A. My mother did.

Q. Did she claim the wagon?

A. No.

7 Q Who carried on the store?

A I carried it on.

Q Any sign or name on it?

A No.

Q Has there ever been?

A No.

Q Has there ever been any sign there at all?

A No.

Q Has not your mother had charge of it?

A Yes.

Q When she sells goods and receives money, what does she do with it; does she hand it over to you, or use it herself?

A I don't understand you.

Q When she sells goods out of your store, and receives money for them, what does she do?

A Puts ~~it~~ in the bank.

Q In whose name?

A In her own.

Q She claims that store?

A No; it all belongs to me.

Q (The bank.) Does she put the money in her name?

A — To pay the farmer's bills.

Q That is the reason?

A Yes.

Q What difference does that make about paying those bills?

A It is all the same, all I have to do is to go next door to Reilly and get a check and

What is the reason?

Alfred.

Q What difference does that make about paying those bills?

A It is all the same, all I have to do is to go next door to Reilly and get a check and send it to the farmers.

Is the name  
written on your  
name from  
the farmers  
A Yes

Q In whose name are the bills made out? — Has not the name recently been painted, or erased, from that wagon; has not the name been painted off?

A There is no name on it, only E. Mallon.

Q Whereabouts on the wagon?

A It runs along.

Q On the side?

Alfred.

Q Was it there on Saturday?

Alfred; we got it painted over, & the painter made a mistake.

Q Was that name E. Mallon on that wagon?

Alfred. if we went to take it to the Shop again; we would get J. V. on it.

Q Then E. Mallon is still on?

A No, E. Mallon is on it, and that is all.

Q Is the name Mallon on that wagon now?

A Yes.

Q Was it there last Saturday?

A Yes.

Q What color is it?

A It is a top wagon; I cannot tell the color - the wheels were yellow, and the body is red.

Q Have you two?

A No, I have only one wagon now.

Q How lately have you driven that wagon over the milk route?

A I drove it two months ago.

Q Have you within 2 months?

A I lost my brother, and put my other brother on to it, while I ran the store.

Q Within two months have you driven that milk route?

A Yes.

Q I put my other brother on to it.

Q The brother that is running it now, has he any interest in the wagon?

A He turned the money into me, & I paid the bills.

Q You hired him?

A Yes.

Q And he is not interested in any way?

A No.

Q What wages do you pay him?

A He objected to

A He gets all I pay him, I have

~~you are not him?~~

A. Yes.

Q. And he is not interested in any way?

A. No.

Q. What wages do you pay him?

A. He gets all <sup>objected to</sup> I pay him; I buy him a suit of clothes, or some thing like that.

Q. [The Court.] He is under age?

A. About 19.

Q. You take care of him?

A. I do, and let him ride the wagon.

Q. Was there lately driven over that route a white or cream colored milk wagon, or do you know any thing about what kind of horse goes out, before that wagon?

A. There is a wagon standing in front of the door where I live - stable back in the rear -

Q. And that was painted out; formerly with the name Mallory on it - painted off?

A. No; it is on it yet.

Q. [The Court.] That is not your wagon, such as the examining



"counsel describes" "your own" that your wagon has a red body—

Witness—And blue in front, and there is "Quaker Hill" on top in the centre, and "E. Mallon" on the side, and all the running gear is painted yellow, except there is a white horse to it.

Q. Your horse is a white horse?

A. Yes.

Q. From whom did you buy that wagon?

A. To as uncertain.

Q. And the horse?

A. From a hard ~~working~~ <sup>working</sup> tailor in 9<sup>th</sup> Avenue; I have the receipt.

Q. The man from whom you bought the horse, is he there yet?

A. It is 43 or 42; No. 43 or 42.

Q. When did you buy that horse?

A. In 1891.

Q. And what did you give for him?

A. \$200.00.

Q. How old was he then?

A. 7 or 8; I bought him for \$200.00, he might be 8; you can buy a cheap horse now.

Q. You can buy such a horse

as that for about \$25.00?

A. No, not now; I would not sell that horse for what I paid for him.

Q. What is he worth in the market?

0322

2 you can buy such a horse

as that for about \$25<sup>00</sup>/<sub>100</sub>?

A. No, not now; I would not sell that horse for what I paid for him.

Q. What is he worth in the market?

A. I now value him at about \$750<sup>00</sup>/<sub>100</sub>.

Q. And the wagon has been running how long?

A. 8 or 9 years.

Q. Now, when you bought it?

A. Yes, brand new; I paid \$260<sup>00</sup>/<sub>100</sub> for it, & I bought it from the maker, & it has been overhauled 3 or 4 times, & painted over, and it is now as good as new.

Q. Tell me how you obtained the money, with which you purchased, or paid for these articles, the wagon & the horse?

A. I used <sup>Q. to</sup> to put out 800 quarts in the milk business.

Q. Where did you get the money?

A. (Answer repeated.)

Q. You mean you earned it in the milk business?

A. Yes, & saved it all up.

12 Q. While earning it; — you did

13 not earn it all at once?

A. no, but for a long time —

Q. Where did you keep it until you collected the sum you paid for the horse & wagon?

A. I had a bank a/c —  
Where?

A. 14<sup>th</sup> St.; New York Savings Bank.

Q. Did you keep the money there?

A. Yes.

Q. You took it from your bank?

A. no; everything was all paid. I did not have to pay anything until the month's bills came in.

Q. When you bought the horse and wagon, you say, you paid, & that you got the money from your milk business?

A. Yes.

Q. Did you take the money from that bank, when you bought the horse & wagon?

A. no; everything was paid then.

Q. Where, then, did you get the money from?

A. In the business.

While?

Q. But ~~that~~ <sup>while</sup> you were gathering it; you saved it somewhere?

A. I might have \$5<sup>00</sup> or \$10<sup>00</sup>.

6

and would put it in the bank.

Q. Did you draw the money from the bank to pay for the horse?

A. no.

Q. Where did you get the money to

0324

and would put it in the bank.  
Q. Did you draw the money from the bank to pay for the horse?

A. No.

Q. Where did you get the money to pay for the horse?

A. In the bank; I had it in the bank.

Q. Did you take the money out of the bank to pay for the horse?

A. Yes.

Q. And to pay for the wagon?

A. No; the wagon was paid for before this.

Q. Who paid for it?

A. I did.

Q. Where did you get the money from ~~where~~ you paid for it?

A. Out of the bank.

Q. Out of the same bank?

A. Yes.

Q. When?

A. I understand it is about 1885 since that wagon was built.

Q. Did you pay for it?

A. Yes.

Q. Did you pay for it six years before you bought it?

A. Yes — I had 3 or 4 wagons

employed said he had to pay for it  
more for him than for the other things he purchased

15 before this -

Q The one you have now -

A It is the same wagon.

Q And you say, that you paid for that wagon, took the money out of the bank & paid for that wagon in 1885?

A Yes.

Q (The bank) The one you bought in 1871, where did you get the money to pay for it?

A Out of the bank.

Q When? When you bought the wagon?

A No; I left my order for the wagon.

Q It was about the time you got the wagon that you took the money out of the bank to pay for it?

A Yes; I took the money out of the bank, & I have plenty of witnesses to prove it.

Q You paid for that wagon?

A Yes.

Q And you paid for it, at the time you got it, or shortly after?

A It cost \$260<sup>00</sup>/<sub>100</sub>, and I paid \$200<sup>00</sup>/<sub>100</sub> for it.

Q You paid for it when you

got it? When did you pay the \$200<sup>00</sup>/<sub>100</sub>.

A When I ordered it.

Q When did you order it, was it about the time it was completed?

A Yes; I paid \$60<sup>00</sup>/<sub>100</sub> afterwards.



0326

You paid for it when you

got it? When did you pay the  
\$200<sup>00/100</sup>.

A. When I ordered it.

Q. When did you order it, was  
it about the time it was completed?

A. Yes, I paid \$60<sup>00/100</sup> afterwards.

Q. Where did you get that?

A. Off my route.

Q. Did you draw it out of the  
bank, or have it in your pocket?

A. I had it in my pocket, rolled  
up, and every days money  
that came in.

Q. You saved it, until you got  
enough money to pay for it?

A. Yes.

Q. And did you save in the  
bank?

A. Yes.

Q. And drew it out of the bank;  
the sum you have before  
named?

A. Yes.

Q. Is it correct, that you took  
that money out of the bank,  
to pay for that wagon in  
1865?

A. Yes, to.

16. A. Yes.



0327

17 Q And you got the wagon, only  
in 1871?

A That was another wagon that  
I got afterwards.

Q I mean the wagon you have  
now, & which you have sworn  
was yours?

A I got that in 1865.

Q You testified here under oath,  
that you got it in 1871?

A That is another wagon.

Q When did you buy the wagon  
you now have?

A In 1865.

Q Of whom?

A Robert Kennedy, in 18<sup>th</sup> St.

Q At that time, was not your  
father running that milk  
route with that wagon?

A No; he was in the Comptroller's  
Office then.

Q What was his first name?

A James.

Q Did not he buy that wagon?

A No.

Q And did not he run that milk  
route with that wagon, & own  
the wagon?

Q. no, he had enough to attend to.  
 Q. Didnt he own it at the time of his death?

A. no, I am a son of the deceased.

Q. When did you commence business; how old are you?

A. I shall be 33, the 14<sup>th</sup> of next February.

Q. Then, you commenced business before you were 21?

A. Yes.

Q. Was that bank account, you have spoken of, in your own name?

A. In my name.

Q. Deposits made in your own name?

A. In my name; Jeremiah V. Mallon.

Q. When was that a/c. begun?

A. About 1873, I believe, or 1874; I have the bank book yet.

Q. (The Court.) When did you get the money to pay for the wagon?

A. What I collect every day.

Q. Do you keep it in your pocket?

A. No; I put it away.

18 Q. Where?

19 Q I roll it up, & if I have much silver, I tie it up; I tie it all up together.

Q Who did you say constituted your family?

A. Only one mother, & one brother left.

Q (The Court.) Have you any money in bank now?

A Yes.

Q How much?

A About \$125.<sup>00</sup>/<sub>100</sub>

Q In what bank?

A In the New York County Bank.

Q In your own name?

A Yes.

Q And you say, you support that brother, who drives the wagon, — & yourself?

A Yes; I pay him his week's wages every Saturday night; I give him \$8.<sup>00</sup>/<sub>100</sub> a week and if he wants to buy clothes with that he can, or he can do what he likes with the money.

0330

State, City and County of New York ss.

Michael J. Kelly being  
duly sworn says, that he is the official Stenographer in  
the District Court in the City of New York for the Third Judicial  
District, and as such, in said Court, on the 2<sup>nd</sup> day  
of January 1880, in the action of Robert Capland plain-  
tiff against James S. Lenny, took stenographic min-  
utes of the examination of Jeremiah W. Mallon, then  
there examined under oath touching his sufficiency  
as a surety for said defendant, before George W. Parker  
Esquire Justice. And the paper writing herewith  
annexed purporting to be the examination of said  
Jeremiah W. Mallon, is a true and correct transcript  
of any said stenographic minutes.

Sworn before me this  
day of February 1880

U. J. Kelly -

Notary Public

City and County of New York ss

A. L. Pierce of 124 West 44<sup>th</sup> St being  
Sworn says I am discount clerk  
in the New York County National Bank  
I have been there 15 years on the  
26<sup>th</sup> of January last Jeremiah V.  
Mallon had no account in the  
Bank, a Mr Mallon did not have  
an account in the Bank. I know  
all the depositors

Cross

I did not look <sup>over</sup> the books of the  
Bank to see whether Jeremiah V.  
Mallon had an account there.

I will swear that I never saw  
Mallon at the Bank when it was a  
State Bank it was known as the New York County Bank  
I will not swear that Mallon had no account there  
then.

A. L. Pierce

Sworn to before me  
This 26<sup>th</sup> March 1880

James H. H. H.  
Alice H. H.

0332

City <sup>and</sup> County of New York ss

John Colligan residing No 540 West 27<sup>th</sup> Street being sworn says I am working at times for the Pennsylvania Coal Company, I know their yard at the corner of 9<sup>th</sup> Avenue and 14<sup>th</sup> Street the it is the lower corner on the right hand side as you go down 9<sup>th</sup> Avenue I left ~~have known it for~~ <sup>there</sup> for or five years I went to the yard ~~with~~ <sup>with</sup> Charles Hokenan from that time I stayed there a couple of years. I know there was no tailor shop where the coal yard is

John <sup>his</sup> X Colligan  
mark

Sworn before me  
this 26<sup>th</sup> March 1880

Guernsey Smith  
Police Justice



0333

City of New York ss

John Sorraal residing No 414  
West 181 Street being sworn says that  
he is a clerk in the New York Savings  
Bank Jeremiah V. Mallon did not  
in the years 1865-1871-1873 have an  
account in that Bank & have  
examined the books in regard to that  
also the book for 1871-1872-1873-1874  
1870-1869. our secretary asked me to  
examine the books

Sworn to before me John Sorraal  
On 26 March 1880

James J. Sullivan  
Notary Public

(Copeland vs Kennedy)

March 24/80

Robert Kennedy being duly sworn deposes  
 & says: I am a wagon Manufacturer  
 my place of business is 206 & 208 West 18<sup>th</sup> St

Q Do you know the defendant, & also his father

A I do.

Q Do you know the milk wagon which  
 is run over the milk route, either  
 by the defendant or his step mother  
 from 321 W. 21<sup>st</sup> St

Ans - Yes.

Q - Is it true that you built, or sold  
 that wagon to the defendant.

(Plaintiff objects)

Ans. Not to my recollection.

Cross Ex Q Will you swear positively that you did  
 not build or sell that wagon to  
 the defendant

Ans - I will not

I will not swear that the defendant  
 is not the owner of that wagon.

Re-direct Q - What is your best recollection as to  
 whom you sold that wagon to.  
 (objected to)

Ans - I don't recollect of selling but one  
 and that was to the old gentleman  
 James V. Mallen

Re Cross Q - But you don't know that that is the wagon  
 claimed by the defendant -  
 Ans I do not

0335

223 EIGHTH AVENUE, Between 21st & 22d Sts.

Loans Negotiated.

Rents Collected and Property taken in Charge.

Notary Public.

New York, June 18<sup>th</sup> 1880.

Mr. \_\_\_\_\_

Dear Sir:

I hereby certify that  
I have <sup>known</sup> J. V. Mallon for fifteen years  
past & having always lived in the im-  
mediate vicinity of his residence I  
have had every opportunity of learn-  
ing his character and as to that  
I would say that I have found  
him to be an honest, trustworthy and  
industrious young man

Yrs W W Montague

City <sup>4th</sup> Courts of New York ss

Jacob L. Harris being cross examined says. I am the attorney Robert Copeland in an action brought in 3<sup>d</sup> District Court against James J. Henry, the paper marked Exhibit A. is a copy of the Summons and complaint in that action. The defendant appeared on the return day, the bond to remove the case to the Common Pleas was not filed.

~~on the return day, before Judge Parker~~  
a bond was filed, it is the undertaking in respect to which the justification was had, upon which it is alleged that the perjury here charged was committed after the taking of the undertaking the cause was adjourned for the purpose of the justification upon the adjourned day, I appeared before Judge Parker for the plaintiff I did make injury as to the Sureties during the interval. That is between the 22<sup>nd</sup> <sup>4th</sup> 26<sup>th</sup> January. I stated to Judge Parker that the Sureties were worth nothing that was my belief. on the margin of Page 8. Stenographer notes the pencil marks are my writing

one page 18 the pencil marks are also  
 mine, no person authorized me to  
 make those marks. I made them when  
 the notes were my property. The word  
 "while" with an interrogative point was  
 made by me, the words "earned it" or  
 on page 12 were made by me in  
 pencil on the margin, on page 11  
 "working tailor" are in my handwriting  
 in pencil, those words in ink were  
 made by the stenographer, on page 10  
 the pencil marks are in my handwriting  
 excepting what appears to be 22 in  
 figures, one page 9 the pencil marks  
 are in my handwriting, also page 8,  
 also page 5. I will swear positively  
 that the word "unadmitted", was  
 put by me to the defendant while he  
 was testifying before Judge Parker.  
 I did not know the defendant before  
 that justification. It now occurs to my  
 recollection that I did make <sup>personal</sup> inquiries  
 as to the defendant in regard to his  
 justification. after I made the inquiries  
 the defendant appeared and justified  
 the bond was approved by Judge  
 Parker and thereupon the case was

0338

removed to the Common Pleas. I think that on the return day a demand was made for a bill of particulars by the defendant, I did not state to Judge Parker that the plaintiff was unable to furnish a bill of particulars I objected to furnishing a bill of particulars for the reason that the entire account had been from time to time entered in the defendant's own book. Now in the possession of the defendant as the plaintiff had informed me so that the items were all in the defendant's own possession I did furnish a bill of particulars a demand has been made upon me for a bill of particulars since the case has been removed to the Common Pleas I have not since served a bill of particulars, It is not true that I have done nothing with the case since its removal to the Common Pleas - I have no judgment in the case I have not noticed the case for trial since it was in the Common Pleas. I believe it is in the Calendar of the Common Pleas for you can place a case in



0339

The calendar of  
any court of record

Question

Can you place a case on the trial  
calendar without first serving a notice  
for trial

Answer

It can be put upon the general calendar  
of any court of record without previous  
service or notice of trial

I know Esq Judge Curtis.

I was present at the time of the arrest of  
the prisoner. I did not state I did not  
make a charge against the prisoner I  
did speak to Mrs Mallin yesterday in  
the court room. I never spoke to her  
at any other time, I never offered to  
withdraw the prosecution if Mr Henry  
would pay the claim, I instituted  
this prosecution on my own responsibility  
I based my affidavit upon my own  
knowledge and by information received  
from others. I was informed that the  
defendants father was dead before the  
jurisdiction that is why I used the  
word unadministered, and that is as  
true as anything I have sworn to,

David L. Homer

Sworn to before me  
this 26th March 1880

James M. Smith  
Police Justice

City and County }  
of New York } et.

The jurors of the People of the State of New York in and for the body of the City and County of New York upon their oath present:

That on the twenty<sup>8</sup> sixth day of January in the year of our Lord one thousand eight hundred and eighty and theretofore and at and during all the times hereinafter mentioned there was a suit cause and action depending in the District Court in the City of New York of and for the Third Judicial District, a court then and there having jurisdiction thereof, and at and in which George W. Parker, who was then and there the Judge and Justice of said court was then and there presiding as such Judge and Justice as aforesaid and which said action was duly and regularly brought by one Robert Copeland against one James J. Kenny to recover two hundred and four dollars and ninety six cents in money for divers goods wares and merchandises alleged therein by the said Robert Copeland to have been sold by him to the said James J. Kenny as by reference to the proceedings in said suit cause and action now on file with

and with the clerk of the Court of Common Pleas for the City and County of New York the clerk of the said Court, more fully and at large appears, and that issue was duly and regularly joined in said suit cause and action by and between the said Robert Copeland as such plaintiff as aforesaid and the said James J. Kenny as such defendant as aforesaid and thereupon then and there and before the trial thereof by the said Court, the said James J. Kenny duly and regularly applied in pursuance of the Statute in such case made and provided to the said Court whereat the said George W. Parker was then and there presiding as such judge and justice as aforesaid, to remove the suit cause and action therefrom to the Court of Common Pleas for the City and County of New York upon executing an undertaking to the said Robert Copeland as such plaintiff as aforesaid in pursuance of said Statute in such case made and provided for the removal of such a suit cause and action into the said Court of Common Pleas, and he the said James J. Kenny for the purpose of removing said suit cause and action into the said Court of Common Pleas, presented and exhibited to the said George W. Parker as such justice and judge so presiding as aforesaid an

0342

undertaking in due form of law duly executed  
by him the said James J. Kenny and by  
<sup>David Degnan</sup> Jeremiah V. McAllon and one <sup>Jeremiah V. McAllon</sup> David Degnan  
as sureties of and for him the said James J.  
Kenny reciting in substance and effect the  
commencement of the said suit cause and  
action; for a cause of action arising under  
the said Statute in such case made and  
provided and that the claim and demand  
in said suit cause and action of the said  
Robert Copeland as such plaintiff as  
aforesaid against the said James J. Kenny  
as such defendant as aforesaid, exceeded  
the sum of one hundred dollars and that  
the said James J. Kenny as such defendant  
as aforesaid had appeared in said action  
and that issue was joined therein and  
that thereafter and before trial thereof the  
said James J. Kenny as such defendant  
as aforesaid had duly applied for the  
removal of said suit cause and action to  
the said Court of Common Pleas and proceeding  
in substance and effect that they the  
said James J. Kenny, Jeremiah V. McAllon  
and David Degnan jointly and severally  
promised and agreed that they the said  
James J. Kenny, Jeremiah V. McAllon and  
David Degnan would and should pay to  
the said Robert Copeland as such plaintiff.

as aforesaid the amount of any judgment that may or might be awarded against the said James J. Kenny such defendant as aforesaid by the said Court of Common Pleas in the said suit cause and action and which said undertaking was, after the examination and justification hereinafter mentioned of him the said <sup>David Degnan and</sup> ~~Jeremiah V. McAllon~~ <sup>and by the</sup> approved by the said George W. Parker as such judge and justice so presiding as aforesaid, and the said suit cause and action and the trial thereof was <sup>and time</sup> removed to the said Court of Common Pleas.

And the jurors aforesaid upon their oath aforesaid do further present:

That the said Robert Copeland as such plaintiff as aforesaid duly and regularly excepted to the sufficiency and liability of the said Jeremiah V. McAllon and the said David Degnan to be and become sureties of him the said James J. Kenny in and upon said undertaking so presented as aforesaid and in pursuance thereof and of the requirement of the said George W. Parker as such judge and justice so presiding as aforesaid and to procure the approval of said undertaking by the said George W. Parker as such judge and justice so presiding as aforesaid and the

removal of said suit cause and action to  
 the said Court of Common Pleas, it there-  
 after and on the said <sup>25<sup>th</sup></sup> ~~twenty-sixth~~ day  
 of January in the year of our Lord one  
 thousand eight hundred and eighty became  
 and was material and necessary for him  
 the said <sup>David D. Senn</sup> ~~Jeremiah V. Walton~~ to justify and  
 qualify before and be examined as to his  
 sufficiency and ability as such surety  
 as aforesaid by and before the said George  
 W. Parker as such judge and justice so  
 presiding as aforesaid and he the said  
<sup>David D. Senn</sup> ~~Jeremiah V. Walton~~ thereupon at the said  
 City of New York in the County of New  
 York aforesaid on the said <sup>25<sup>th</sup></sup> ~~twenty-sixth~~  
 day of January in the year of our Lord  
 one thousand eight hundred and eighty  
 came in his own proper person before the  
 said George W. Parker, as such presiding  
 judge and justice as aforesaid, who as  
 such presiding judge and justice as aforesaid  
 was then and there duly authorized and  
 empowered to take and approve such  
 undertaking, to justify, qualify and be  
 examined, and he the said <sup>David D. Senn</sup> ~~Jeremiah V.~~  
~~Walton~~ was then and there examined  
 as to his sufficiency and ability to be  
 and become one of the sureties of the said  
 James J. Henry and to procure the



approval of said undertaking by the said George W. Parker as such judge and justice as aforesaid, and he the said <sup>David</sup> Jeremiah V. Wallon then and there was duly sworn by and took his corporal oath before the said George W. Parker as such presiding justice and judge as aforesaid, touching his sufficiency, qualification and ability to be and become such surety as aforesaid of him the said James J. Kenny on said undertaking (he the said George W. Parker as such judge and justice so presiding as aforesaid having then and there full and competent power and authority to administer the said oath to him the said <sup>David</sup> Jeremiah V. Wallon in that behalf)

And the jurors aforesaid upon their oath aforesaid do further present:

That the said <sup>David</sup> Jeremiah V. Wallon so being as aforesaid before the said George W. Parker as such presiding judge and justice as aforesaid and so offering to be and become such surety as aforesaid and to justify, qualify and be examined as to his ability and sufficiency to be and become such surety as aforesaid and so being duly sworn and examined as aforesaid, it then and there became and was material that the said George W. Parker as such presiding

judge and justice as aforesaid; should know and be informed.

Whether he the said Jeremiah V. McAllon was then and there worth the sum of six hundred dollars over and above all his debts and liabilities.

Whether he the said Jeremiah V. McAllon was then and there the owner and proprietor of a station store at number three hundred and twenty one West twenty-first Street in the said City of New York in the County of New York aforesaid.

Whether he the said Jeremiah V. McAllon was then and there the owner and proprietor of a certain milk route connected with the business of said store.

Whether he the said Jeremiah V. McAllon was the sole owner of a certain milk wagon which bore the name thereon "E. McAllon".

Whether the said wagon was worth one hundred and fifty dollars.

Whether he was the owner of a certain horse used before and in connection with said wagon.

Whether said horse was worth one hundred and fifty dollars.

Whether the brother or Ellen McAllon step-mother of him the said Jeremiah V. McAllon owned said milk route or said business or

said store or wagon or horse or any interest therein.

Whether he the said Jeremiah V. Wallon with his own money and in his own name bought said horse in the year of our Lord one thousand eight hundred and seventy-one for two hundred dollars.

Whether he the said Jeremiah V. Wallon in his own name bought said milk wagon in the year of our Lord one thousand eight hundred and seventy-one from Robert Kennedy and paid therefor two hundred and sixty dollars.

Whether he had ever deposited in an account in his own name in the New York Savings Bank in the City of New York in the County of New York aforesaid the sum of two hundred and sixty dollars.

Whether he drew from said Savings Bank the said sum of two hundred and sixty dollars in the year of our Lord one thousand eight hundred and sixty-five.

Whether he the said Jeremiah V. Wallon then <sup>at the time of his taking the oath aforesaid</sup> and there had and kept an account in the New York County National Bank in the City of New York in the County of New York aforesaid.

Whether <sup>at the time of his taking the oath aforesaid</sup> he then and there had in the said the New York County National Bank to his credit one hundred and seventy-five dollars.

And the jurors aforesaid upon their oath

aforesaid do further present:

That the said ~~Jeremiah V. McCallon~~<sup>D. M.</sup> being so duly sworn as aforesaid upon his oath aforesaid at the said City of New York in the County of New York aforesaid on the said ~~twenty~~<sup>28</sup> sixth day of January in the year of our Lord one thousand eight hundred and eighty before the said George H. Parker as such judge and justice so sitting as aforesaid upon his justification, qualification and examination aforesaid did then and there wickedly, wilfully, falsely, feloniously and corruptly say, swear, make oath, answer, testify and depose among other things in substance and to the effect following that is to say:

That he the said Jeremiah V. McCallon was then and there worth the sum of six hundred dollars over and above all his debts and liabilities.

That he the said Jeremiah V. McCallon was then and there the proprietor and owner of a notion store at number three hundred and twenty one West twenty first Street in the said City of New York in the County of New York aforesaid.

That he the said Jeremiah V. McCallon was then and there the proprietor and owner of a milkroute connected with the business of said store.

That he the said Jeremiah V. McCallon was then and there the sole owner of a certain milk wagon which bears the name thereon "E. McCallon."

That said wagon was then and there worth one hundred and fifty dollars.

That he the said Jeremiah V. McAllon was then and there the owner of a certain horse used before and in connection with said wagon.

That said horse was worth one hundred and fifty dollars.

That neither the brother nor Ellen McAllon the step-mother of him the said Jeremiah V. McAllon then and there owned or claimed said Milk Route or said business or said store or said wagon or said horse or any interest therein.

That he the said Jeremiah V. McAllon with his own money and in his own name bought said horse in the year of our Lord one thousand eight hundred and seventy one for two hundred dollars.

That he the said Jeremiah V. McAllon in his own name bought said milk wagon in the year of our Lord one thousand eight hundred and seventy one from Robert Kennedy and paid therefor two hundred and sixty dollars.

That he the said Jeremiah V. McAllon had had deposited in an account in his own name in the New York Savings Bank in the said City of New York in the County of New York aforesaid the sum of two hundred and sixty dollars.

That he the said Jeremiah V. McAllon drew therefrom (from said Savings Bank meaning thereby)

the money which he paid for the purchase of the said milk wagon (the said sum of two hundred and sixty dollars meaning thereby) in the year of our Lord one thousand eight hundred and sixty five.

That he the said Jeremiah V. McCallon then and <sup>at the time of his taking the oath aforesaid</sup> there had and kept an account in the New York County National Bank in the said City of New York in the County of New York aforesaid.

That he the said Jeremiah V. McCallon then and <sup>at the time of his taking the oath aforesaid</sup> there had in the said New York County National Bank to his credit the sum of one hundred and seventy five dollars.

Whereas in truth and in fact he the said Jeremiah V. McCallon was not then and there worth the sum of six hundred dollars or any sum whatever over and above all his debts and liabilities but was entirely pecuniarily worthless, impoverished, penniless and insolvent.

And whereas in truth and in fact he the said Jeremiah V. McCallon was not then and there the owner nor the proprietor of a notion store at number three hundred and twenty one West Twenty first Street in the said City of New York, in the County of New York aforesaid and had no claim, right title interest or demand therein or thereon.

And whereas in truth and in fact



he the said Jeremiah V. Mcallan was not then and there the owner nor proprietor of a certain milk route connected with the business of said store.

And whereas in truth and in fact he the said Jeremiah V. Mcallan was not then and there the sole owner of a certain milk wagon which bore the name "J. Mcallan" thereon and had no right, title, interest, claim or demand therein or thereon.

And whereas in truth and in fact the said wagon was not worth one hundred and fifty dollars or any sum of money in excess of twenty five dollars.

And whereas in truth and in fact he the said Jeremiah V. Mcallan was not then and there the owner of a certain horse used before and in connection with said wagon.

And whereas in truth and in fact the said horse was not worth one hundred and fifty dollars or any sum of money in excess of twenty five dollars.

And whereas in truth and in fact Ellen Mcallan the step-mother of him the said Jeremiah V. Mcallan then and there owned the said Milk Route and said business and said store and said wagon and said horse.

And whereas in truth and in fact, he

0352

the said Jeremiah V. McAllon did not buy said horse in the year of our Lord one thousand eight hundred and seventy one or at any other time for two <sup>hundred</sup> dollars of his own money and in his own name or buy said horse at all.

And whereas in truth and in fact, he the said Jeremiah V. McAllon did not in his own name or in any other way buy said mule wagon in the year of our Lord one thousand eight hundred and seventy one or at any other time from Robert Kennedy or any body else and did not pay therefor two hundred and sixty dollars or any sum of money whatever.

And whereas in truth and in fact he the said Jeremiah V. McAllon never had deposited in an account in his own name in the said New York Savings Bank the sum of two hundred and sixty dollars or any sum whatsoever.

And whereas in truth and in fact, he the said Jeremiah V. McAllon did not draw from the said Savings Bank the said sum of two hundred and sixty dollars in the year of our Lord one thousand eight hundred and sixty five or at any other time whatsoever.

And whereas in truth and in fact, he

the said Jeremiah V. McCallon did not then and ~~at the time of his taking the oath aforesaid~~  
there, have in the said New York County  
National Bank to his credit the sum of  
one hundred and seventy five dollars or any  
sum of money whatsoever.

And so the jurors aforesaid upon their  
oath aforesaid do say:

That he the said Jeremiah V. McCallon at  
the City of New York in the County of New  
York aforesaid on the said twenty-sixth  
day of January in the year of our Lord  
one thousand eight hundred and eighty  
before the Honorable George W. Parker, as  
such presiding judge and justice as aforesaid  
(who as such presiding judge and justice  
as aforesaid had then and there full and  
competent power and authority to administer  
the said oath to him the said Jeremiah V.  
McCallon) wickedly, wilfully, maliciously,  
corruptly and feloniously did in manner and  
form aforesaid commit wilful and corrupt  
perjury against the peace of the people of  
the State of New York and their dignity.

Benj. H. Phelps

District Attorney

0354

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Burns, James

**DATE:**

06/14/80



186

0355

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Young, Edward

**DATE:**

06/14/80



186

0356

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Mallon, James

**DATE:**

06/14/80



186



0357

#57-

Counsel,  
Filed 14 day of June 1880  
Pleads

THE PEOPLE

vs.

James Mallon  
Edward Young  
James Burns  
17 1/2 years

not in prison

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*J. M. Tully*

Foreman.

*140 J. M. Tully*

*June 21/80*

*S. P. 2 1/2 years*

*each.*

0358

## District Police Court

CITY AND COUNTY }  
OF NEW YORK } ss.of No. 13 Park Avenue Street,  
being duly sworn, depose and saith, that on the  
at the 21<sup>st</sup>in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,day of May 1880  
Ward of the City of New York,

the following property viz.:

Six Silver Pappen Rings of the value of  
Twenty Five dollars. Sixteen Silver  
plated Spoons of the value of Eight dollars  
One Silver plated Vase of the value of  
Eight dollars in all of the value of  
Thirty two (\$32) dollars

Sworn before me this

day of

the property of deponent

POLICE JUSTICE.

187

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 Mallon, Edward  
Young, (both now here) and James Burns  
not arrested and another whose name  
is unknown to deponent, for the reasons  
following to wit: That said property  
was contained in the front basement  
room of deponent's residence at the  
above named place on the day  
4<sup>th</sup> day of May, and was stolen therefrom.  
That deponent is informed by Officer

0359

John Delaney of the 21<sup>st</sup> Precinct that  
he found the Napkin Rings (now  
shown in court) at the Pawnshop  
of Henry Breckinridge, No 460 9<sup>th</sup> Avenue  
Dependent identifies the said rings as  
being a portion of the property that was  
stolen from Dependent's residence in the  
said City of May.

Sworn to before me this

9<sup>th</sup> day of June 1880

Charles H. Hall Magistrate

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

VS.

AFFIDAVIT—Larceny.

187

DATED

MAGISTRATE.

OFFICER.

WITNESSES:

0360

State of New York )  
 City of New York ) J.P.

John Delaney,  
 of the 21<sup>st</sup> Precinct Police Theng  
 duly sworn deposes and says, that  
 he arrested James Mallen and  
 Edward Young (both now in  
 Court). ~~that~~ in consequence  
 of information received from  
 said James Mallen defendant  
 visited the pawn-shop of Henry  
 Breckwede at No 460-9<sup>th</sup> Avenue  
 and there found the Wapkinsings  
 now produced in Court. That  
 said Mallen and said Young both  
 admitted to deponent that they stole  
<sup>in company with James Burns and family</sup>  
 the said rings. That said property  
 has since been identified by  
 Caroline S. Wilkinson as being her  
 property and a portion of the  
 property that was stolen from  
 the premises No 13 Park Avenue  
 on the 4<sup>th</sup> day of May 1880.

Subscribed and sworn to before me this 9<sup>th</sup> day of June 1880  
 John Delaney  
 Chas. A. Hanna Police Justice

0361

Police Court, Fourth District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*James Mallon* 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. *James Mallon*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York City*

Question. Where do you live?

Answer. *No 2 Pacific Place 29<sup>th</sup> St*

Question. What is your occupation?

Answer. *Surgical Instrument maker*

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

Answer. *I am guilty of the charge James Rupp. Edward Youngs and another boy was with me at the time.*

*James Mallon.*

Taken before me this

9 day of June 1889

*Wm. M. Miller*  
Police Justice.

0362

Police Court, Fourth District.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Edward Young* 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 Young*

Question. How old are you?

Answer.

*17 years*

Question. Where were you born?

Answer.

*New York City*

Question. Where do you live?

Answer.

*100 West 33<sup>rd</sup> St*

Question. What is your occupation?

Answer.

*Sell papers*

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

Answer.

*I was waiting outside for Mallen and Burns to bring the things out. Another boy was by the gate I don't know his name.*

*Edward Young*

Taken before me this

day of June 1897

*John W. Allen*  
Police Justice.



0363

#57-

Police Court—Fourth District

THE PEOPLE &c.

ON THE COMPLAINT OF

*Caroline M. Mullen*  
13 Park Ave

*James Mullen*  
*Edward Young*  
*James Burns*  
*another*

Dated *June 9<sup>th</sup>* 1880

*Hammer* Magistrate.

*DeLaney* Officer.

*24 June 1880*  
Clerk.

Witnesses,

*No 1 William E. Brown*  
*No 2 William E. Brown*  
*No 3 Not arrested*

Received in District Atty's Office,

0364

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present:

That

*James Mallon, Edward  
Young and James Burns each*

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the  
*fourth* day of *May* in the year of our Lord  
one thousand eight hundred and eighty at the Ward, City and County aforesaid  
with force and arms,

*Six rings of the value of four  
dollars and thirteen cents each -*

*Sixteen spoons of the value of  
fifty cents each -*

*One ornament (of the kind  
commonly called an Uon) of the  
value of eight dollars*

of the goods, chattels, and personal property of one

*Caroline S. Wilkinson*

then and  
there being found, 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.

0365

And the Jurors aforesaid, upon their oath aforesaid, do further present.

That the said

James Mallon, Edward  
Young and James Burns each

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,

Six rings of the value of four  
dollars and thirteen cents each -  
Sixteen spoons of the value of  
fifty cents each -

One ornament (of the kind commonly  
called an urn) of the value of  
eight dollars

of the goods, chattels, and personal property of the said

Caroline S.

Wilkinson

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously  
stolen of the said

Caroline S. Wilkinson

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

James Mallon, Edward Young and James Burns  
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.

BENJ. K. PHELPS, District Attorney.

0366

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

McCarthy, James

**DATE:**

06/14/80



186

0367

#67

Counsel,  
Filed 14 day of June 1880  
Pleads

Perit Larceny, and Receiving Stolen Goods.

THE PEOPLE

vs.

I.

James M. Carthy.

BENJ. K. PHELPS,  
District Attorney.

A True Bill.

James M. Carthy.

Foreman.

James M. Carthy.

Per 6 Months.

0368

Form 112.

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

Police Court—First District.

of No. 274 Canal Robert Scheidemann  
and says, that on the 3 day of June 1880  
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried  
away from the possession of deponent,

the following property, viz: one piece of wooleens (6 3/4 yards)

of the value of fifteen Dollars,

the property of Dedrick Heidgerd, William Heidgerd and  
Herman Heidgerd Copartners and in care and  
charge 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 M<sup>c</sup>Carthy

(now here) for the reason that deponent found  
the aforesaid property in said M<sup>c</sup>Carthy's  
possession

Robert Scheidemann,

Subscribed before me, this

June

1880

day

Police Justice



0369

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

..... being duly examined before the under-  
signed, according to law, on the annexed charge; and being informed that he was at  
liberty to refuse to answer any question that may be put to him, states as follows,  
viz:

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

Question. Where do you live?

Answer.

Question. What is your occupation?

Answer.

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

Answer.

Taken before me, this

day of

18

Police Justice.

0370

136 Canabk, 30, WS

Police Court - First District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Robert Scheidemann  
274 Canal St.

James W. <sup>us.</sup> Carthy

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated

3 June 1880

Smith Magistrate.

Albert Officer.

5-1088



Witnesses:

to answer

at General Sessions

Retired at Dist. Atty's office

COUNSEL FOR COMPLAINANT.

Name, .....

Address, .....

COUNSEL FOR DEFENDANT.

Name, .....

Address, .....

0371

CITY AND COUNTY }  
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York, upon  
their Oath, present:

That

*James McCarthy*

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

*Six and three-quarter yards of woollens of the value of  
two dollars and twenty five cents each yard.*

of the goods, chattels, and personal property of one *Dedrick Heidgerd, William*  
*Heidgerd and Herman Heidgerd* then and  
there being found, 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.

0372

And the Jurors aforesaid, upon their oath aforesaid, do further present  
That the said

*James McCarthy*

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,

*Six and three-quarter yards of woollens of the value of  
two dollars and twenty five cents each yard.*

of the goods, chattels, and personal property of the said *Dedrick Heidgerd*,  
*William Heidgerd and Herman Heidgerd*,  
by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously  
stolen of the said *Dedrick Heidgerd, William Heidgerd and*  
*Herman Heidgerd*

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

*James McCarthy*  
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.

BENJ. K. PHELPS, District Attorney.

0373

**BOX:**

15

**FOLDER:**

186

**DESCRIPTION:**

Mahoney, William

**DATE:**

06/14/80



186

0374

#88

Counsel,  
Filed 14 day of June 1880  
Pleads

THE PEOPLE

vs.

*William Mahoney*

INDICTMENT.  
Larceny from the person.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

*James A. Mahoney*  
Foreman.  
*James A. Mahoney*

S.P. 2 years.



0375

4 District Police Court

CITY AND COUNTY }  
OF NEW YORK } ss.

of No. 33rd - 1st Avenue Street,  
being duly sworn, depose and saith, that on the  
at the 18th  
in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent,

day of June 1887  
Ward of the City of New York,

the following property, viz. :

One silver case watch of the value  
of seven dollars

Sworn before me this

day of

the property of deponent

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken,  
stolen and carried away by William Mahoney (supra here)

for the reasons following to-wit: That on  
the said seventh day of June said watch  
was in the vest pocket of a vest  
then and there worn by deponent. That  
deponent was sitting at the corner of  
12th Street and 3rd Avenue between four  
and five o'clock, waiting for papers  
when deponent fell asleep. That  
deponent is informed by Thomas Hanley

Police Justice.

187

0376

that he (Haully) saw said Mahoney  
take said watch from <sup>John Sullivan</sup> ~~James~~ <sup>John Sullivan</sup>  
pocket.  
Sworn to before me this 9<sup>th</sup> <sup>month</sup>  
day of June 1880

John C. Munn Police Justice

State of New York } ss Thomas Haully of  
City of New York } 435 East 18<sup>th</sup> Street

being duly sworn deposes and says  
that on the afternoon of the 7<sup>th</sup> day  
of June 1880, deponent saw William  
Mahoney the prisoner now in court  
take a watch out of a pocket  
of a vest worn on the person  
of John Sullivan at the corner of  
3<sup>rd</sup> Street and 3<sup>rd</sup> Avenue. That said  
Mahoney immediately walked away  
where deponent, deponent said  
Sullivan and informed him of the  
fact that said Mahoney had taken  
his watch. Thomas Haully

Sworn to before me this 9<sup>th</sup>  
day of June 1880  
John C. Munn Police Justice

4 DISTRICT POLICE COURT.

THE PEOPLE, &c.,  
OF THE COMPLAIN OF

VS.

AFFIDAVIT—Larceny.

187

MAGISTRATE.

OFFICER.

DATED

WITNESSES:

0377

Police Court, Fourth District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William Mahoney* 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.

*William Mahoney*

Question. How old are you?

Answer.

*24 years*

Question. Where were you born?

Answer.

*New York City*

Question. Where do you live?

Answer.

*323 East 21<sup>st</sup> St*

Question. What is your occupation?

Answer.

*Driver*

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

Answer.

*I know nothing about it.*

*William Mahoney*  
*Mark*

Taken before me this

day of June 1885

Police Justice.

0378

#88

Police Court—Fourth District

THE PEOPLE &c.

ON THE COMPLAINT OF

John Sullivan

337 1<sup>st</sup> av.

William Mahoney

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,



Dated 18<sup>th</sup> June 1888

Magistrate

Officer Sherman 18<sup>th</sup>

Clerk

Witnesses,

Thomas Hanley  
435 E 18<sup>th</sup> St

25073 bay

Committed

Received in District Atty's Office,

0379

CITY AND COUNTY } ss.  
OF NEW YORK,

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
*in and for the body of the City and County of New York,*  
upon their Oath present:

That *William Mahoney*

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *seventh* day of *June* in the year of our Lord one  
thousand eight hundred and eighty — at the Ward, City, and County aforesaid,  
with force and arms,

*One watch of the value of Seven Dollars.*

of the goods, chattels, and personal property of one *John Sullivan*  
on the person of the said *John Sullivan* then and there being found,  
from the person of the said *John Sullivan* — 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.

BENJ. K. PHELPS, District Attorney.