

03 19

BOX:

34

FOLDER:

407

DESCRIPTION:

McCarthy, Daniel

DATE:

03/21/81



407

0320

271

Counsel,
Filed 21 day of March 1887
Pleads

THE PEOPLE

vs.

David McCarty
Indictment. Larceny.

David S. Collins
District Attorney.

A True Bill.

William H. Hilly
Foreman.

David S. Collins
Prosecutor.

CP 18 months

OR NEW YORK
GILL AND COMPANY

0321

(UNCLASSIFIED)

FROM: [REDACTED] TO: [REDACTED]

SUBJECT: [REDACTED]

[illegible]

Counsel,
Filed 21 day of March 1890
Pleads

Samuel S. Collins
DENISE A. COLLINS,
District Attorney.

A True Bill.

William H. Hays
Foyeman,
March 22, 1877
Headsquity
Sp. 18 months

[illegible]

0322

MEMORANDUM FROM

---ELLIOTT F. DRIGGS' Warehouses,
BONDED-271 & 272, 273 & 274 SOUTH STREET.
FREE-246 AND 247, 250, 251, SOUTH STREET.
550 & 552, 557, 559, 561, 563 & 565. AND 582 WATER ST.
62 & 64 RUTGERS SLIP AND 246 & 248 CHERRY ST.
OFFICES, 113 WATER & 271 SOUTH STREETS.

1881.

To

0323

FORM 112.

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

Police Court—Third District.

William Shannon
of No. 244 Cherry Street, being duly sworn, deposes
and says that on the 12th day of March 1881

at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent Elliott F. Driggs, a
warehouseman at 246 + 248 Cherry St
the following property viz.:

Four Mags containing Coffee
Say two hundred pounds

of the value of Forty four Dollars
the property of Muller & his

copartner Berger. first name
unknown to deponent in the
care & charge of said Driggs

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 Daniel McCarthy

(nowhere) & another person whose
name is unknown. That said
McCarthy climbed up the gutter
pipe leading from the gutter
of the building into the second
story. Entering through an open
window, threw the packages of
Coffee from the second story into
the street & then came down
the & the unknown person
carried it away

William Shannon
March

Sworn to, before me this

day of March

1881

Police Justice.

0324

Police Court.—Third District.

CITY AND COUNTY
OF NEW YORK. } ss.

Daniel McLearty 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. *Daniel McLearty*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *London*

Question. Where do you live?

Answer. *Water Street*

Question. What is your occupation?

Answer. *Wine*

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

Answer. *I don't say anything at all about it*

Daniel ^{Chas. McLearty}
_{man}

Taken before me, this 15 day of October 1889

POLICE JUSTICE.

0325

COUNSEL FOR COMPLAINANT.

Name.....

Address.....

COUNSEL FOR DEFENDANT.

Name.....

Address.....

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c., vs.

ON THE COMPLAINT OF

William Shannon
vs.
244 Cherry St.

Samuel M. Leach

1
2
3
4
5
6
7
8
9
10

Dated March 15, 1881

Bisby Magistrate.
Pamphlet Officer.
4th Clerk.

Witness
Silas W. Briggs.
271 South St.
J. H. Gibbs
244 Cherry St.

\$200.00



at
Received at District Attorney's Office

DAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

0326

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

Daniel McCarthy

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

*Two hundred pounds of coffee of
the value of twenty four cents each*

of the goods, chattels and personal property of one

*John Muller, whose
Christian name is to the jurors aforesaid unknown
but who is here designated as "John"*

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.

Daniel S. Rollins
BENJ. K. PHELPS, District Attorney.

0327

BOX:

34

FOLDER:

407

DESCRIPTION:

McCarthy, Patrick

DATE:

03/09/81



407

0328

This offence
is a license
F.V.

Day of Trial

Counsel, P.D. + R.P.R.

Filed 9 day of March 1887

Pleads M. Smith 11

THE PEOPLE

Violation of Excise Law.

28.

16

30.

23 March B.

Patrick H. Carthy

DANIEL C. ROLLINS,

~~Attorney at Law~~

District Attorney.

Part Mr. March 16. 1887

pleads guilty

A True Bill.

William H. Rollins

Foreman.

Remitted to prison

Spent for

Feb 11. 1887

0329

District Attorney's Office.

THE PEOPLE,

vs.

J. McCarthy

The Fellows counsel
for exercise board
writes that he (McC.)
has taken license
and advises that
indictment be
nolled.

0330

First District Police Court.

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

of No. Home of Peter Ward Street,

of the City of New York, being duly sworn, deposes and says, that on the 3rd

day of March 1887, at the City of New York, in the County of New York,

at No. 22 West Street,

Patrick M. Carthy

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 Sections 13 and 14 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 3rd

day of March 1887

James Thomson

Police Justice.

0331

30 yrs 29 West St
Ireland 27
Police Court—First District.

THE PEOPLE & c.,
ON THE COMPLAINT OF

James Simpson
House of Detention
vs.
Patrick McCarthy

WISDEMEANOR,
Selling
liquor, &c. without License.

Dated the 3 day of March 1881

Wardell Magistrate.

Pendergast Officers.
27

Witness

Bailed \$ to Ans.

By Daniel Mooney
12 Stone Street.



0332

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

Patrick McCarthy

late of the *first* Ward, of the City of New York, in the County of
New York, aforesaid, on the *fifth* day of *March* in the year
of our Lord one thousand eight hundred and eighty *one*, 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

James Stimson

; 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.~~

DANIEL C. ROLLINS,
~~Attorney at Law~~, District Attorney.

0333

BOX:

34

FOLDER:

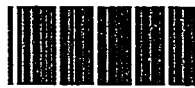
407

DESCRIPTION:

McCrory, John

DATE:

03/16/81



407

0334

172 ~~173~~

Day of Trial

Counsel,

Filed 16 day of March 1881

Plends

THE PEOPLE

vs.

1280 Court 28.

B

John M. Cory

Therwise called

John M. Cory

DANIEL C ROLLINS

District Attorney.

Part for March 1881

pleads guilty

A True Bill.

William H. Hays

Foreman.

Indes C. P.

L.P.

Appointed by

Amended. L.P.

L.P.

0335

First District Police Court.

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

of No. 27 W. 12th St. Street, Patrick J. Feeney

of the City of New York, being duly sworn, deposes and says, that on the 10th

day of March 1887, at the City of New York, in the County of New York,

at No. 128 Street, John McLaughlin

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 Sections 13 and 14 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 10th
day of March 1887

R. J. Higgins
POLICE JUSTICE.

Patrick J. Feeney

0336

247
Police Court—First District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick T. ...
vs. *27*
John Mc ...

MISDEMEANOR,
Selling Liquor, &c., without License.

Dated the *15* day of *March* 1881

1st *Magistrate.*

Officers.

Witness

Bailed \$ *100* to Ans. *Gen. ...*

By *Joseph Cassidy*

4 Clinton Place Street.



0337

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 M. Cory otherwise called John M. Cory*

late of the *first* Ward of the City of New York, in the County of
New York, aforesaid, on the *fourth* day of *March* in the year
of our Lord one thousand eight hundred and eighty *one*, 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 *Patrick J. Feeney*

; 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.~~

DANIEL C. ROLLINS,
~~HENRY K. PHELPS~~, District Attorney.

0338

BOX:

34

FOLDER:

407

DESCRIPTION:

McCue, Henry

DATE:

03/08/81



407

0339

SECRET//NOFORN//SI//NF
Approved for Release by NSA on 08-26-2013 pursuant to E.O. 13526

20

Counsel,

Filed

Pleads

THE PEOPLE

2181

2
W. Moore

Daniel B. Phipps
DANIEL K. PHELPS,

District Attorney.

A True Bill.

A TRUE BILL.
William H. Phelps

Franchise

Part 2. March 9-1881

Pleads Guilty

V. P. 246

0340

District Police Court

CITY AND COUNTY
OF NEW YORK, ss.

of No. 68 South Washington Street,

being duly sworn, depose and saith, that on the

at the

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

Carl E. Kreitzberg
3 day of May 1880

the following property viz.:

one gold ring value twelve dollars
 a piece of gold value twenty
 dollars, one suit of clothes
 value thirty five dollars seven
 linen collars value one dollar
 and seventy five cents, one diamond
 stud value seventy five dollars

Sworn before me this

day of

all of the value of one hundred and
 forty three dollars and seventy five cents
 the property of Complainant

Peter J. Hume

187

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
 stolen and carried away by Henry W. McCune (now

present) from the fact that said
 McCune acknowledges and confessed
 to having taken, stolen and carried
 away the diamond as above
 described, states that the clothes
 were given to him, said McCune
 was left in the store on the
 evening of the 2^d May 1880, said
 McCune was left in charge having

0341

left in the store all night.
No one else had access to the
store, when defendant came in
the morning said Mc Cune was
still there and after said Mc
Cune left the store, Defendant
looked into the desk and
found that the gold ring,
the pieces of gold, Suit of clothes
and the Green linen collars were
missing.

E. E. Freitag

Sworn to before me
this 28 day of February 1883
J. B. McPherson
Police Justice

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

VS.

AFFIDAVIT—Larceny.

DATED

187

MAGISTRATE.

OFFICER.

WITNESSES:

0342

Police Court, Fourth District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Henry W. McCune being duly examined before the under-
signed, 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.

Henry W. McCune

Question. How old are you?

Answer.

Forty four years

Question. Where were you born?

Answer.

Ohio

Question. Where do you live?

Answer.

180 Eldridge Street

Question. What is your occupation?

Answer.

Clerk

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

Answer.

I have nothing to say at present
A. W. McFurn

Taken before me this 9th day of October 1881

John W. McFurn
Justice

0343

Police Court--Fourth District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carl E. Prentiss
68 South Washington Square

1 Henry W. McQuinn

2

3

4

5

6

Offence, *fraud*

Dated

February 29

1881

Magistrate.

McQuinn

Officer.

McQuinn

Clerk.

Witnesses,

J. C. Brown
155 5th Avenue

BAILED:

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

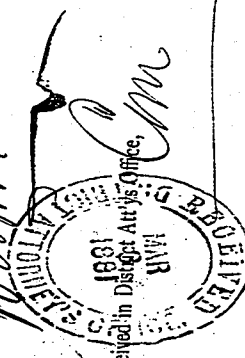
No. 5, by

Residence

No. 6, by

Residence

Wm. A. Baird



0344

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

Henry W. McCue

late of the First Ward of the City of New York, in the County of New York, afore-
said, on the ~~third~~ day of ~~May~~ *May* 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 ring of the value of twelve dollars
One coin of the kind called a double
eagle of the value of twenty dollars
One ounce of metal (of the kind commonly
called gold) of the value of twenty dollars
One coat of the value of twenty dollars
One pantaloons of the value of ten dollars
One vest of the value of five dollars
One button (of the kind commonly called
a stud) of the value of seventy five dollars

of the goods, chattels and personal property of one

Caro E. Freitag

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. *Daniel S. Rollin*

~~BENJ. K. PHELPS~~, District Attorney.

0345

BOX:

34

FOLDER:

407

DESCRIPTION:

McDermott, James

DATE:

03/28/81



407

0346

BOX:

34

FOLDER:

407

DESCRIPTION:

Gallagher, Robert

DATE:

03/28/81



407

0347

AB 385
Counsel
Filed day of March 1881
Pleads for Guilty (Appl)

THE PEOPLE

vs.

James McDermott

NA

Robert Gallagher

Larceny, and Receiving Stolen Goods.

DANIEL G ROLLINS,

District Attorney

Inday 8' Apl.

A True Bill.

William H. Hays

Foreman.

Chas. J.

Chief & Comissioner of
Prison & Larceny

S.P. 2 1/2 years.

The People vs James McDermot } Court of General Sessions. Part I
 jointly indicted with Robert Gallagher for grand larceny
 and receiving stolen goods. John J. Reilly, sworn and
 examined. I am the owner of a wagon, it was
 a hired horse, I live in Brooklyn; on the 18th
 of March I had a horse and wagon, I think the
 No is 420 East Sixteenth St. between First Ave.
 and Avenue A. I left the horse standing in the
 street for about two minutes while I just went
 into the store. A little boy told us there were two
 men jumped into the wagon and had run
 away with it. I am troubled with rheumatism
 and the man that was with me ran as fast as
 he could after the wagon hallowing "Stop thief." the
 wagon was in sight. They told me it was ten or
 twelve blocks away from where it was taken that
 they succeeded in catching them. The prisoner
 was brought back by the officer. This property was
 worth from two hundred to two hundred and fifty
 dollars. Cross Examined. I owned the wagon, but
 I hired the horse as mine was sick. The harness
 was worth about twenty or twenty five dollars and
 the wagon was worth one hundred and twenty
 five dollars. Hugh Carey, sworn and examined.
 testified I was with Mr. Reilly on this day, went
 into the store for two minutes, and when I came
 out I saw the horse and wagon some distance
 driving away. I ran after them as fast as I

0349

was able to run, and then a butcher boy came along with a cart and he told me to jump in and follow them up. I done so; we came across an officer on the way. One of the boys jumped out, and this prisoner went to jump out and fell and the officer caught him. I got the horse and wagon. I was right behind the prisoner in a butcher cart. How far was the horse and wagon from where it was left standing in the street when you caught up with him? Six or seven blocks I guess. We caught them over at Fourth Avenue and Twenty first st. I believe they went around different corners, turning different blocks; the butcher boy kept his horse on a gallop. Cross Examined. When you came out of the store did you see the horse and wagon then? Yes sir. Where was it? It was about pretty near a block away. I did not see the men until I got up near the wagon. Did you lose sight of them from the first time you saw them? No; I might have lost it half a second when they were turning sharp corners. I could not see the men; it was a covered wagon and the back of it was to me. Did the wagon stop at any time? No sir; it was running all the time. You are sure this is the boy that fell out of the wagon? Yes sir. Was it running then? Yes sir, certainly it was.

0350

Samuel J. Tipton, sworn and examined, testified
 Officer, where were you on the day that this horse
 and wagon were taken. Eighteenth St. and Irving
 Place, between 18th and 19th Sts. I heard this man
 that was in the butcher cart halloo and point
 towards the wagon. There was no other wagon near,
 nothing else ahead of me on the street. I took
 after the wagon and it turned up Twentieth St. to
 Fourth Avenue, and from Fourth Avenue to Twenty
 First St. and as they turned the corner at 21st
 St. to go to Fifth Ave. or Broadway the other boy
 who was with the prisoner looked around the side
 of the wagon and jumped out and ran up the
 Fourth Ave. His young fellow went about 30 or
 40 feet and looked around out of the wagon; he
 saw me coming, and as he jumped out of
 the wagon his toe caught the wheel and he fell
 He was just going up into the door step as I
 grabbed him. In his possession I found these
 articles (producing brass keys) He is known
 to be in the habit of resorting with thieves.
 Cross Examined. The horse was going on a good
 trot. I can keep a horse trotting pretty lively for
 two or three blocks. The prisoner was picking
 himself up when I caught up to him; he tried
 to run and I grabbed him as he was going
 up the door step. I have seen the prisoner
 before. Do you know where he lives? I knew
 where he used to live. I don't know where he lives now.

0351

James M. Desmond sworn and examined in his own behalf testified. I live No 444 East Twentieth St. I work in Grote's ivory works East 16th St. I was working up to three days before this affair occurred when work got slack, the shop was moving. I was on my way home when I was unfortunate enough to meet that boy in 16th St. and First Avenue, I was acquainted with him, his name was Gallagher. He nodded and I nodded back. I told him I was going home. He said he was going that way and he would ride me home. I got in. I did not know that the wagon was stolen when I got in. I did not know when they were running after us that they were doing so for the purpose of recovering the wagon. I asked the boy where he was going to. He said he was going as far as Twenty Second St. and was coming right back. I asked him who the wagon belonged to, he told me he hired it off a man named Beckman, who lets such things in 18th St. and I thought it was true. I got out of the wagon when I saw the officer coming because I thought I would be arrested with the other boy for reckless driving. I went to school with this boy Gallagher six or seven years ago and I have been in the habit of seeing him ever since. One of these keys is a latch key of my door and the other is a water closet key. The jury rendered a verdict of guilty. He was sent to the State prison for two years and six months.

0352

Testimony in the case
of
James McDermott
filed March 1981

0353

4th District Police Court

CITY AND COUNTY } ss.
OF NEW YORK.

of No. 517 Bergen Street, Brooklyn
being duly sworn, depose and saith, that on the 18 day of March 1887
at the 18 Ward of 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 Bay Horse of the value of
Seventy five dollars. One wagon of the
value of One Hundred dollars. One set
of harness of the value of Twenty dollars
Two robes of the value of Ten dollars
all of the value of Two Hundred and five dollars

the property of Henry G. Miller. And 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. Dermott (nowhere)
and Robert Gallagher (not yet arrested)
from the fact that while deponent
left the said horse attached to said wagon
by said harness in front of premises no 420
East 16th Street, deponent was informed by
a boy that some persons had driven the said
horse and wagon away from said place
and deponent was subsequently informed
by officer Starguison that Starguison caught

Sworn before me this

day of

Police Justice

18

0354

the said Mr. Dermott in the act of jumping
from said wagon on 2^d Street between
4th Avenue & Broadway.

Sworn to before me

this 22^d day of March 1881

John J. Reilly

J. Kithwell

Police Justice

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

VS.

AFFIDAVIT—Larceny.

DATED

187

MAGISTRATE.

OFFICER.

WITNESSES:

1077 Ave

0355

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

Police Court—Fourth District.

Samuel J. Ferguson
of No. of the 25th Precinct Police Street, being duly sworn, deposes and says,
that on the 22nd day of March 1887
at the City of New York, in the County of New York, deponent

arrested James M. Dermott (nowhere),
while in the act of jumping
from a wagon attached to a horse
which he was driving. Deponent
having chased him from 18th Street
& Irving place to 21st Street. near 4th
avenue. and that a person named Robert
Gallagher was then and there in
company with said M. Dermott. the said
Horse, wagon. Harness & Robes were identified
by John J. Reilly as the property of Henry G. Miller
and his wife's property which had been
taken from his possession.

Sworn to before me, this

March

22nd day

1887

Notary Public, New York

0356

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss

James M. Dermott 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 M. Dermott*

Question. How old are you?

Answer. *James M. 19 years*

Question. Where were you born?

Answer. *New York*

Question. Where do you live?

Answer. *444 20th*

Question. What is your occupation?

Answer. *Work in a factory.*

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

Answer. *I was going through the street & saw a fellow driving a wagon & he asked me to take a drive. I had not any intention to steal.*

Taken before me this

22 day of March 1887

J. M. McElroy
Police Justice.

0357

Police Court--Fourth District.

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

John J. Reilly
James M. Lemont
517 Bergen St.
Brooklyn



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 *March 22*, 188*1*

J. J. Kilworth
Magistrate.

J. J. Kilworth
Officer.

26 Dec
Clerk.

Witnesses,
Langhorne
517 Bergen St.
Brooklyn
Saml. J. J. Kilworth
26 Dec

1000, Ave. E. S.
Com

Received in District Att'y's Office,

0358

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 McDermott and Robert
Gallagher each*

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

*One horse of the value of seventy five
dollars*

*One wagon of the value of one hundred
dollars*

*One set of harness of the value of
twenty dollars*

*Two robes of the value of five dollars
each*

of the goods, chattels, and personal property of one

Henry B. Miller

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.

0359

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

That the said

James McDermott and Robert Gallagher 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 horse of the value of seventy-five dollars

One wagon of the value of one hundred dollars

One set of harness of the value of twenty dollars

Two robes of the value of five dollars each

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

Henry B. Miller

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

taken and carried away from the said Henry B. Miller

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

James McDermott and Robert Gallagher

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.

DANIEL C. ROLLINS,

~~JOHN J. ROLLINS~~, District Attorney.

0360

BOX:

34

FOLDER:

407

DESCRIPTION:

McDevitt, James

DATE:

03/23/81



407

0361

246

W. H. R.

Filed 23 day of March 1881

Pleas *W. H. R. v. C. L. C.*

THE PEOPLE

vs.

P

Call husband

James M. Lovell

(29 Jan)

Daniel J. Collins
BENJ. K. PHELPS

District Attorney

A True Bill.

William H. Phelps

Foreman.

March 3, 1881

James M. Lovell

Pen 6 months.

Assault and Battery - Felonious.

0362

City & County }
of New York } ss

James M^{re} Devitt the
defendant being duly sworn and Examined
says I went in to that Borne of
the 'complainant' after 8 o'clock, and
asked her for one pound of Candy
when she went behind the counter
she accused me of opening her money
drawer I did not open her drawer
I did not point a Revolver at
her I deny the charge of
Barrony and felonious assault
the Revolver now in the possession
of officer Greck (and here shown) is my
Revolver, and was found in my
possession

James M^{re} Devitt

Sworn to before me this }
20th day of March 1881 }

~~13th day of March~~ Police Justice

0363

Police Court—Third District.

CITY AND COUNTY }
OF NEW YORK, } ss.

James McDevitt 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 McDevitt*

Question.—How old are you?

Answer.—*17 gone on 18 years*

Question.—Where were you born?

Answer.—*New York*

Question.—Where do you live?

Answer.—*216 Canal St.*

Question.—What is your occupation?

Answer.—*Truck driver.*

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

Answer.—*I am not guilty—*
James McDevitt

Taken before me, this

20

day of *March*

1897

Police Justice

0364

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

FORM 112.

Police Court—Third District.

Sophia Bartels
of No. *86 West* Street, being duly sworn, deposes
and says that on the *19* day of *March* 1881
at the City of New York, in the County of New York, was feloniously taken, stolen, and carried
away from the possession of deponent. *her husband*

the following property viz.: *gold & lawful money of the mine*
of the United States consisting of Silver & Copper
coin of various denomination & value in all

of the value of *about three* Dollars
the property of *deponent & her husband Charles Bartels*

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. Hewitt*

(nowhere) from the fact that deponent caught
said James in the act of opening the
money drawer in deponent's room and attempting
to take the aforesaid money from said
money drawer. And deponent then caught
him of said James when he took from
his pocket a pistol (revolver) & aimed
it at deponent saying "let go of me
or I will shoot you" the
pistol was heard with the sound of fire
my husband Charles Bartels
was present & saw it

Sworn to, before me this *20*

day of

March

1881

POLICE JUSTICE.

0365

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

James M. Devitt being duly examined before the under-
signed, 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 M. Devitt*

Question.—How old are you?

Answer.—*gone on 18 years*

Question.—Where were you born?

Answer.—*New York*

Question.—Where do you live?

Answer.—*216 Canal St*

Question.—What is your occupation?

Answer.—*Truck Driver*

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

Answer.—*I am not guilty*

James M. Devitt

Taken before me, this

20

day of

March 1891

Police Justice

0366

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Sophia Bartels
86 Hunter St. N.Y.

James H. Hewitt

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

March 20

Magistrate

Officer

Clerk

Witnesses

Chas Bartels 86 Hunter St.

Porter to property clerk

\$ 20 00

to answer

at

at

Received at Dist. Atty's Office

AR

21

1891

Att. Locality New York

COUNSEL FOR COMPLAINANT.

Name

Address

COUNSEL FOR DEFENDANT.

Name

Address

0367

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Stephen Bartley
86 Hester St

James H. Hewitt

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

March 20

Magistrate.

Officer.

Clerk.

Witnesses

Chas Bartley, 86 Hester St

Patrol to property
Clark

\$ *20.00*

to answer

at

Received at Dist. Atty's Office

AR

1881

Att. Larceny

COUNSEL FOR COMPLAINANT.

Name

Address

COUNSEL FOR DEFENDANT.

Name

Address

0368

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 Mc Devitt

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

*Given cause of a member ~~kept~~ and de-
nomination to the jury of ~~several~~ ^{inhabitant} and a
more accurate description of which cannot
now be given of the value of three dollars*

of the goods, chattels and personal property of one

Sophia Bartels

there being found, feloniously ^{attempt to} 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.

then and

James B. Rollins

HENRY K. PHELPS, District Attorney.

0369

295

Counsel, *Det. D.*

Filed 23 day of March 188

Pleas *Ind. & C. & C.*

THE PEOPLE

28.

Jane McDevitt
(2 days)

David S. Bell
BENT K. PHILIPS,

District Attorney.

A True Bill.

William H. H. H.
Foreman.

Indictment.—Larceny. *Attempt Pet.*

295

ON FILE

0370

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^c Devitt*

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

on the *nineteenth* day of *March* in the year of our Lord
one thousand eight hundred and eighty *one* with force and arms, at the City and
County aforesaid, in and upon the body of *Sophia Bartels*
in the peace of the said People then and there being, feloniously did make an assault
and to, at and against *her* the said *Sophia Bartels*
a certain *pistol* then and there loaded and charged with gunpowder and one
leadен bullet, which the said *James M^c Devitt*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there shoot off and discharge,
with intent *her* the said *Sophia Bartels*
thereby then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

SECOND COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the City and County
aforesaid, the said *James M^c Devitt*

with force and arms, in and upon the body of the said *Sophia Bartels*
in the peace of the said people then and there being, wilfully and feloniously did make
an assault and to, at and against *her* the said *Sophia Bartels*
a certain *pistol* then and there loaded and charged with gunpowder and one
leadен bullet, which the said *James M^c Devitt*

in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously, did then and there attempt to discharge,
with intent *her* the said *Sophia Bartels*

thereby then and there, feloniously and wilfully to kill, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

0372

THIRD COUNT.

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 City and County aforesaid, the said *James M. Devitt*

with force and arms, in and upon the body of the said *Sophia Bartels*
 then and there being, wilfully and feloniously, did make an
 assault and to, at and against *her* the said *Sophia Bartels*
 a certain *pistol* then and there loaded and
 charged with gunpowder and one leaden bullet, which *pistol* the said

James M. Devitt
 in *his* right hand, then and there had and held, wilfully and feloniously, and
 without justifiable and excusable cause, did then and there shoot off and discharge,
 with intent, then and there, thereby *her* the said *Sophia Bartels*

wilfully and feloniously then and there to injure, 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.

FOURTH COUNT.

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 City and County aforesaid, the said *James M. Devitt*

with force and arms, in and upon the body of the said *Sophia Bartels*
 then and there being, wilfully and feloniously, did make an
 assault and to, at and against *her* the said *Sophia Bartels*
 a certain *pistol* then and there loaded and
 charged with gunpowder and one leaden bullet, which *pistol* the said

James M. Devitt
 in *his* right hand, then and there had and held, wilfully and feloniously, and
 without justifiable and excusable cause, did then and there attempt to shoot off and
 discharge, with intent, then and there, thereby *her* the said *Sophia Bartels*

wilfully and feloniously then and there to injure, 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.

Daniel G. Rollins
 BENJ. K. PHELPS, District Attorney.

0373

BOX:

34

FOLDER:

407

DESCRIPTION:

McDonald, Hugh

DATE:

03/22/81



407

0374

BOX:

34

FOLDER:

407

DESCRIPTION:

O'Rourke, Patrick

DATE:

03/22/81



407

While there is some reason to believe that person guilty of an attempt at burglary. It is not that they can be convicted on the evidence. O'Rourke has been indicted on another ind. & McDonald has been in prison for some time. He may be exchanged on his own recognizance if the Civil Sheriff prefers.

Wm. H. H. H.

14 Nov 30.87

Day of Trial,
Counsel,
Filed 22 day of March 1881
Pleads Not Guilty 23

THE PEOPLE

vs.

Hugh McDonald
Patrick O'Rourke
(S. O. O'Rourke)

David B. Bellino
DANIEL K. PHILLIPS

District Attorney,
No 2. Sentenced on and in the

A TRUE BILL.

William H. H. H.

Part two clear 21/81 - Foreman.

Mr. Wm. H. H. H. H.

Reasons and force Bell.

Wm. H. H. H.

BURGLARY - THIRD DEGREE.
NOTHING STOLEN.

0375

0376

Police Office, First District,

City and County
of New York,

ss.

of No. 1240 North Street, being duly sworn,

deposes and says, that the premises No.

Street, 6th Ward, in the City and County aforesaid, the said being a Warehouse

and which was occupied by deponent as a shop for the deposit

and sale of broken goods were BURGLARIOUSLY

entered by means of breaking the glass in window

communicating with said premises

from the public street

on the night of the 13th day of March 1887

and the following property, feloniously taken, stolen and carried away, viz.:

A quantity of Woollen and
Cassimeres cloths of the value
of five thousand dollars or
more

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

Hugh McDermott and Patrick O'Rourke

both now present

for the reasons following, to wit: That at about the
hour of One O'clock A.M. on the
night in question the premises
were seen by Officer Thoden
close to deponent's place of business
in said street the windows being at
the time broken and they knowing it
and awaiting a chance to enter as deponent
is informed & verily believes

Oliver H. Wilson

Sworn to before me this
14th day of March 1887
(John J. Sullivan)
Police Officer

0377

City And County
of New York

John Theodore of the 14 Precinct
being sworn says that at about
One O'clock A.M. on the night
of the aforesaid day he saw
the prisoners who said they were
private watchmen standing within
a few feet of ^{subsequently} Compliments
Store. That defendant, finding that
a window in the store had been
broken questioned them in reference
thereto and was told that three
persons had some time before
broken the window and went away
that the prisoners knowing well
that said window had been broken
did not communicate the fact to
defendant until they were by him
questioned concerning it. That
defendant believes and charges
that said prisoners did so knowingly
conceal their knowledge of the breaking
of said window with the felonious intent
and purpose of aiding and abetting
said others and with assisting and
encouraging in the commission of
said felony.

John Theodore.

Sworn to before me this 14
day of March, 1881
William H. O'Brien

0378

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY OF NEW YORK.

Patrick O'Rourke 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 *he* 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 not guilty of the charge

Patrick O'Rourke
mark

Taken before me, this

14 day of March 1881

POLICE JUSTICE.

0379

POLICE COURT—FIRST DISTRICT

CITY AND COUNTY OF NEW YORK.

Hugh McDonnell

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.

Hugh McDonnell

Question. How old are you?

Answer.

21 Years

Question. Where were you born?

Answer.

Newark New Jersey

Question. Where do you live?

Answer.

371 Second Street Jersey City

Question. What is your occupation?

Answer.

Waiter

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

Answer.

*I am not guilty. I stopped the persons from entering the Complainant's store
Hugh McDonnell*

Taken before me, this

14

day of *March* 188*7*

John J. McQuinn
POLICE JUSTICE.

0380

Form 66.

Police Court—First District.

COUNSEL FOR COMPLAINANT.

Name,

Address,

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Oliver H. Holman
140 Chote St.

BAILED,

No. 1, by

Residence

Hugh McDermott
James Rourke

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Offence,

Dated *March 14 1881*

W. Angell Magistrate.

John Thoden Officer.

John Dorgan 14th Clerk.

Witnesses,

Callahan Officers

2 officers of 80th Co.



Received in Dist. Clerk's Office,

Barry

W. H. H. H.

COUNSEL FOR DEFENDANT.

Name,

Address,

0381

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

*Hugh McDonald and
Patrick O'Rourke*

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

Oliver H. Wilson
there situate, feloniously and burglariously did break into and enter, the said *warehouse*
being then and there a building in which divers goods, merchandise, and valuable things
were then and there kept for use, sale and deposit; the same being the goods, chattels,
and personal property of

Oliver H. Wilson

goods, merchandise and valuable things in the said *warehouse* with intent the said
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.

David L. Rollins
BENJ. K. PHELPS, District Attorney.

While there is some rea-
 son to believe these persons
 guilty of an attempt at
 burglary. It is not
 clear they can be con-
 -victed on the evidence
 O'Rourke has been
 sentenced on another
 ind. v McDonald
 has been in prison
 for some time. When
 they be discharged and
 his own recognition
 of the Court thinks
 proper
 J. J. O'Rourke
 14 Nov 30.87

Day of Trial,

Counsel,

Filed 22 day of March 1881
 Pleads not guilty 23

THE PEOPLE

vs.

Hugh Mc Donald
 Patrick O'Rourke
 (Chargers O'Rourke)

David B. Halliday
 HING K. PHIPPS

District Attorney.

A True Bill.

J. J. O'Rourke
 J. J. O'Rourke
 J. J. O'Rourke
 J. J. O'Rourke
 J. J. O'Rourke

0382

0383

BOX:

34

FOLDER:

407

DESCRIPTION:

McDonald, James

DATE:

03/11/81



407

0384

92 Vol 13

Counsel,
Filed 11 day of March 1887.
Pleads Forgery 14

THE PEOPLE

vs.

James McDonald

Larceny and Receiving Stolen Goods.

DANIEL C ROLLINS,

~~Attorney at Law~~

District Attorney.
Mar 14, 1887
Mick, acquitted.
A True Bill.

William H. Smith
Foreman.

0385

POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

James M. Donald being duly examined before the under-
signed, 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 M. Donald*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *Ireland*

Question. Where do you live?

Answer. *1773 Third Avenue*

Question. What is your occupation?

Answer. *Stone cutter*

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

Answer. *I don't remember it, I must
have been so drunk, I know nothing
about it*

James M. Donald

Taken before me, this

day of

March

187*7*

Marcell Overburg
Police Justice.

0386

Fifth District Police Court—

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, ss.

of No. 1773 Third Avenue Street, Stephen B. Clay
 being duly sworn, deposes and says, that on the Seventh day of March 1881
 at the premises aforesaid in 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 his person

the following property, viz.:

one silver case watch and chain all
of the value of Twenty-five dollars

the property of this 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. Donald (now here)

for the reason following to wit: that on said day at the hour
 of about two o'clock in the afternoon this deponent had
 said watch attached to said chain in the left side pocket
 of the vest then and there worn by this deponent as part of
 his bodily apparel, and was sitting on a chair in the
 kitchen of said house where deponent resides as a boarder,
 deponent had then and there fallen asleep and when he
 awoke, he immediately missed said watch and chain and
 made this fact known to said defendant and another person
 at that time in said room, whereupon said M. Donald
 immediately left said room, that said watch was afterwards

Noted by me this

copy of

Return to deponent

VAC

0387

found by Officer John D. Farrell of 23rd Precinct Police at the pawnshop of Samuel Harris, No. 1429 Third Avenue that said Samuel Harris identified the ~~said watch~~ as the said James M.^c Donald as the person who pawned said watch in said pawnshop and that this deponent identified the said watch as ~~the watch~~ his said property taken from his person as aforesaid. Deponent therefore charges that said watch and chain was feloniously taken stolen and carried away from the possession and person of this deponent by said James M.^c Donald sworn to before me this 8th day of March 1881

Merem Ottoburg
Police Justice

State of New York, City and County of New York I, John D. Farrell being duly sworn, says he has heard read the foregoing Affidavit and is familiar with the contents thereof and that portion thereof referring to this is true upon his own knowledge sworn to before me this 8th day of March 1881

John D. Farrell

Merem Ottoburg
Police Justice

State of New York, City and County of New York I, Samuel Harris being duly sworn says he resides at 1429 Third Avenue in the City of New York, that he has heard read the foregoing affidavit and that portion thereof is familiar with the contents thereof, and that portion thereof referring to him is true upon his own knowledge sworn to before me this 8th day of March 1881

Samuel Harris

AFFIDAVIT - Larceny

5th District Police Court

THE PEOPLE, & C.,

ON THE COMPLAINT OF

Stephen J. Clay

1773 3rd Ave

James M.^c Donald

DATED

March 8th 1881

MAGISTRATE

Allenbury

OFFICER

WITNESSES: John D. Farrell 23rd Precinct

Samuel Harris 1429-3rd Ave

Disposited by T. A.

General Senter

CLERK



0388

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 McDonald

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

*One watch of the value of twenty
dollars*

*One chain of the value of five dollars
of the goods chattels and personal property
of one Stephen B. Clay on the person
of the said Stephen B. Clay then
and there being found, from the
person of the said Stephen B. Clay*

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

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.

0389

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

That the said

James McDonald

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 watch of the value of twenty dollars

One chain of the value of five dollars

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

Stephen B. Clay

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ *taken and carried away from the said*

Stephen B. Clay

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

James McDonald

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.~~ *taken and carried away*

DANIEL C ROLLINS,

~~Attorney at Law~~, District Attorney.

0390

BOX:

34

FOLDER:

407

DESCRIPTION:

McGahey, Thomas

DATE:

03/23/81



407

0391

BOX:

34

FOLDER:

407

DESCRIPTION:

Lahey, William

DATE:

03/23/81



407

0392

787
Counsel, *P. H. [illegible]*
Filed 23 day of March 1881
Plends *Ans. (County, 24)*

Grand Larceny of Money, &c.
INDICTMENT.

THE PEOPLE

vs.

Thomas Chas. [illegible]

William Lacey

David S. Collins

WM. K. FUELLER

District Attorney.

A True Bill.

William H. [illegible]

Foreman.

Doyle April 4/81

Fred J. [illegible]

P. P. [illegible]

THE JUDGES OF THE PEOPLE OF THE STATE OF NEW YORK

0393

The People
 vs.
 Thomas McGahery
 and
 William Lahey

Court of General Sessions, Part First.
 Before Judge Corwin. April 4. 1881.
 Indictment for grand larceny of money.

Ann Ward, sworn and examined, testified. I keep
 a beer saloon in Fortieth St. I know one of the prisoners
 by sight, Lahey, I don't know their names; on the
 night of the 16th of March when I had some money
 stolen from me I saw the prisoners. McGahery came
 into my store in his shirt sleeves; he asked for
 a pint of beer in a can; he asked me for a can
 to put it in and he would bring it right back. I
 told him, "no"; he insisted on having it, I would
 not give him any, and he went away, and in
 about ten minutes the other prisoner came in.
 I was in the back room off the store; I went out
 behind the bar, I asked him what he wanted? He
 made no reply; he went to the back door off the
 store, he passed me right by, and put his hand
 on each side of the door and looked all around
 him; I asked him what he wanted? He said he
 was looking for somebody, some name I could
 not understand; he walked away and I did
 not see him again until he was arrested. I have
 a store, a kitchen and two bed rooms further
 back; the money was kept in the room furthest
 back, which I occupied; the money was under
 the tick of the bed; my little boy occupied the room
 between my room and the kitchen; he is 16

0394

years old; he was in the back room at the time. I could not tell exactly what time it was when Lakey came in; it was between 9 and 10 o'clock; it happened about ten minutes before I was alarmed by Mrs. Phalen that I was robbed; she lives in the rear house; the window of my bed room opens into the yard. I ran into the back room and looked and the money was gone. I had seen the money a little while before. I was in there that same evening and took the change of a dollar out. I then had twenty eight dollars in this place. The window was shut down when I was in first and when I was in last it was raised up and a stick put under it, the cord was broken. I did not see either of the three prisoners in the rear. Cross Examined. There were other people beside the prisoners in the saloon that evening, but they were in the front of the store; they could not have passed through into the back rooms without my seeing them. There was no other way of getting into the back room except by the window. I generally keep my back window locked, but I did not then; it is the first time it was open all winter. There was a light kept burning very low in the back room. I am sure the prisoners are the parties I saw in my store. The money consisted of a ten dollar and a five dollar bill and silver quarters and ten cent pieces and

0395

some silver dollars. Mr. Thalen said she saw them in; the bed was not much disturbed when I looked. Mary Thalen sworn and examined testified. I live in the rear house facing Mrs. Hard's window; my windows open out on that same yard. I saw the prisoners the night she lost her money. I went out to get wood for morning, and going down the steps I saw McGahey - I knew him around a good while - he had no coat on, I stood still. I said, "To blazes with you are going to rob the woman!" With that McGahey said, "Come out Bill." Bill jumped out in my face. out of the window, Mrs. Hard's window. I had not seen the other one up to that time; this was from 9 1/2 to 10 o'clock. The two ran across the lot. I went in and told Mrs. Hard she was robbed. That is all I know about it. The prisoners did not have to cross fences; they are vacant lots. I suppose they were arrested ten minutes after. I did not leave the store until they were brought in to me by the officer. The prisoners never spoke one word to me. Cross Examined. This night was not rainy; it was pretty cold for the season I suppose. I was nearer to them than I am now; it was not dark. I never saw this money of Mrs. Hard's and did not know she had the money. I don't know whether any money was found on the prisoners. I had to go around to the front to get into the store.

0396

James Watson sworn. I live 615 west Forty sixth St. I know the prisoners, I saw them in Mrs. Ward's store and I saw them on this night after the robbery was committed; they were going on a trot up Forty sixth St. looking behind them; they went in the hallway of 613 Eleventh Ave. That is the last I seen of them until the officer arrested Lakey. McGakey was arrested ten minutes after and Lakey about an hour after. I do not believe the money was recovered. None of these boys ever worked for me. Thomas McGakey, sworn and examined in his own behalf testified. I am a fireman. I was arrested in Forty fifth St. a block away from this place. I did not know what I was arrested for, I was in a liquor saloon, I was in the complainant's saloon that night and wanted to get a can of beer; she did not have any can and I went to Forty fifth St. I was arrested once for being drunk. Cross Examined. I did not see Lakey that night nor Watson. I did not hear that the woman was robbed. William Lakey, sworn and examined. I am a coal driver. I don't know anything about the stealing of this money. I was in the saloon of this woman on that night, but I was not in the back room. I was arrested down on the ice dock in Forty sixth St. I was not running at the time. Cross Examined. I was sleeping when I was arrested, I was a little intoxicated. I was arrested

0397

about 10 o'clock, I was in there about an hour and a half. I know Mrs. Mahan by sight; it was not me that she saw jump out of the window.

The jury rendered a verdict of guilty. They were each sent to the State prison for three years.

0398

Testimony in the Case.

for
Thomas H. Gage, and
Wm. C. Gage

filed March
1877

0399

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas McEakam 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. *Thomas McEakam*

Question. How old are you?

Answer. *Twenty one years*

Question. Where were you born?

Answer. *New York City*

Question. Where do you live?

Answer. *554 West 46 Street*

Question. What is your occupation?

Answer. *Furniture*

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

Answer. *I had nothing to do with this at all*

Thomas McEakam

Taken before me this

19 day of March 1897

Police Justice.

0400

Police Court, Fourth District.

CITY AND COUNTY } ss.
OF NEW YORK, }

William Lahey 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 Lahey

Question. How old are you?

Answer. Nineteen years

Question. Where were you born?

Answer. New York City

Question. Where do you live?

Answer. 557 West 42^d Street

Question. What is your occupation?

Answer. Coal Driver

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

Answer. I do not know anything about it
I am innocent of this

William ^{his} Lahey
mark

Taken before me this

19th day of March 1881

Police Justice.

0401

District Police Court—

CITY AND COUNTY }
OF NEW YORK } ss.of No. 615 West 146 Street,
being duly sworn, depose and saith, that on theAnn Ward16day of March 1881

Ward of 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.:

Good and lawful money of the
United States consisting of Bills and
silver Coins of various denomination and
value of the value of Twenty eight Dollars

the property of deponenthas a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen and carried away by Thomas Mc Gahan and William

Lahy now present for the reason that said
Thomas and William came into deponent's store
and went out they did not have any apparent
business there deponent was informed by Mary
Whalin that William Lahy was in deponent's
room and said Thomas was in the yard in
the rear of deponent's house.

Ann X Ward
(mark)

Sworn before me this 16 day of March 1881
J. J. Ward
POLICE JUSTICE

0402

City and County
 of New York ss. Mary Whalen of 615
 West 46th Street being duly sworn says
 that on the night of the 16 day of March 1881
 deponent saw William Lahay inside the room
 of Ann Ward and Thomas Mc Gahan in
 the yard close by the window of said room
 deponent asked them if they wanted to rob
 the woman said Mc Gahan called to
 said William to come along and they
 went away together
 Sworn to before me this Mary ^{her} Whalen
 19 day of March 1881 mark
M. J. Murray
John Murray

4 DISTRICT POLICE COURT.

AFFIDAVIT - Larceny.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Ann Ward
 615 W. 46th St.

VS.

Thomas Mc Gahan
 William Lahay

1881

DATED March 19

MAGISTRATE.

Murray

Michael J. James OFFICER.

22 Prec

Mary Whalen

WITNESSES:

615 W 46

James Whalen

615 West 46th Street

MAR 21 1881

1000th Precinct

To fug. C.

Grand Larceny money

0403

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 M. Gahey and William Lahey each*

in the County of New York, aforesaid on the *sixteenth* day of *March* in the year of our Lord one thousand eight hundred and ~~seventy-eight~~ *eighty-one* at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred 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 the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred 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 the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred 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 the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods, chattels, and personal property of one *Ann Ward* 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 heirs.

Samuel S. Rollins
BENJAMIN H. HILLMAN, District Attorney.

\$ 28.00

0404

BOX:

34

FOLDER:

407

DESCRIPTION:

McGee, Lawrence

DATE:

03/15/81



407

0405

131

Day of Trial

Counsel,

Filed 15 day of March 1881

Pleads

THE PEOPLE

vs.

Wm. C. B.

Lawrence M. Geo.

Violation of Excise Law.

DANIEL C. ROLLINS,
COUNSEL FOR DEFENDANT

District Attorney.

March 8, 1881

plea do guilty.

A True Bill.

William H. Hays
Foreman.

Wm. C. B.
Dep. Secy.
F. J.

App. applied for a
license on
the application of
and license to
amend hearing
application.

F. J.

0406

24 - *Wm Deland 247 252*

Fourth District Police Court.

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

John Dooker
of No. *19* Street,
of the City of New York, being duly sworn deposes and says, that on the *4*

day of *March* 18*87*, at the City of New York, in the County of New York,
at No. *757* *3 Avenue* Street,

Laurence M. Geo
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 Intem-
perance, and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this *5* day
of *March* 18*87*

Wm Murray
Police Justice.

John Dooker

0407

Police Court, Fourth District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James J. J. J.
against

Laurence M. J.
Dated the *5* day of *May* 18*91*

MISDEMEANOR,
Selling Liquor, &c., without License.

Murray Magistrate.

J. J. J. Officers.

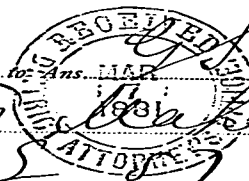
Witness

Bailed \$

to Ans. *100*

By

J. J. J. Street.



0408

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

Lawrence M. Gee

late of the *nineteenth* Ward of the City of New York, in the County of
New York, aforesaid, on the *fourth* day of *March* in the year
of our Lord one thousand eight hundred and eighty - *one*, 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

Jacob Tooker

; 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.~~

DANIEL C. ROLLINS,
~~RECEIVED~~ DISTRICT ATTORNEY.