

03 19

BOX:

34

FOLDER:

407

DESCRIPTION:

McCarthy, Daniel

DATE:

03/21/81



407

0320

297

Counsel,
Filed *21* day of *March* 18*87*
Pleads

THE PEOPLE

08.

10. State of
David McCarty
P
Indictment. — Larceny.

David S. Collins
David S. Collins
District Attorney.

A True Bill.

William H. Kelly
Foreman.

David S. Collins
District Attorney.

S.P. 18 months

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Court at New York, this 21st day of March, 1887.

THE PEOPLE OF THE STATE OF NEW YORK

OR HER LOCAL
CITY AND COUNTY

0321

RECEIVED

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF COLUMBIA

1898

Counsel, *21*
 Filed *21 day of March 1898*
 Pleads *Guilty*
 Indictment—Larceny.

THE PEOPLE

vs.

P

David McCarty

David S. Collins
 DISTRICT ATTORNEY,
 District Attorney.

A True Bill.

William H. H. H.
 Foreman.

James D. D.
 Foreman.

Guilty

S.P. 18 months

I do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the files of the District Court of the United States for the District of Columbia, and that the same is true and correct as the same appears in the files of the District Court of the United States for the District of Columbia.

District Attorney

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 18 81

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 Mats containing Coffee
say two hundred pounds

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

partner 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

(now here) + 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 } ss.
OF NEW YORK.

David 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. *David 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 care anything at all about it*

David ^{Chas.} *McLearty*
Wine

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 McLeadbey

AFFIDAVIT—LARCENY.

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

Dated March 15 1881

at Bibby Magistrate.

Samuel McLeadbey Officer.

4th Clerk.

Witness

Silas W. Briggs,
271 South St.

J. H. Gibbs
244 Cherry St.

Dooguelled Com?



at

Received at District Attorney's Office

0326

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

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

Att. Gen. J. D. ...

Day of Trial
Counsel, *P. D. + R. P. R.*
Filed *9* day of *March* 188*8*.
Pleads *Am. Emul. 11*

Violation of Excise Law.

THE PEOPLE
vs.
28.
16
30.
23 vs. *B.*

Patrick J. Carthy

DANIEL C. ROLLINS,
District Attorney.

Part Am. March 16. 1888
pleads guilty

A TRUE BILL.

William H. ...
Foreman.

... ..
... ..
... ..

This offence
Def. has been
sent a license
F.V.

THE PEOPLE OF THE STATE OF NEW YORK, by and through the District Attorney of the County of ... do hereby certify that the within and foregoing is a true and correct copy of the original thereof as the same appears from the records of the District Attorney of the County of ...

ATTEST:
DANIEL C. ROLLINS,
District Attorney.

0329

District Attorney's Office.

THE PEOPLE,

vs.

J. McCarthy

The Fellows counsel
for exercise board
writes that he (Mr.)
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.

James O. Timson

of No. *Home of Peter ...* Street,

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

day of *March* 18*87*, 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* 18*87*

James Timson

[Signature]
Police Justice.

0331

30 yrs 29 West St
Ireland

Police Court—First District.

THE PEOPLE & c.,
ON THE COMPLAINT OF

James Timson
House of Detention

vs.
Patrick McCarty

MISDEMEANOR,
Selling
liquor, &c. without License.

Dated the 3 day of March 1881

Wardell Magistrate.

Pendergast Officers.

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 Stinson

; 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,
~~ESQ.~~ District Attorney.

0333

BOX:

34

FOLDER:

407

DESCRIPTION:

McCrary, John

DATE:

03/16/81



407

0334

172 ~~173~~

Day of Trial

Counsel,

Filed 16 day of March 1881

Plends

THE PEOPLE

vs.

128 Court 28.

B

John M. Cory
Thomase called

John M. Cory

DANIEL C ROLLINS

District Attorney.

Part for Record / F. 1881

pleads guilty

A TRUE BILL.

William H. H. H.
Foreman.

Handy C. P.

F. P.

Appointed by

Amesbury. F. P.

Violation of Excise Law.

0335

First District Police Court.

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

Patrick J. Feeney

of No. 27 W. 12th Street Street,

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 Bedford 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

P. J. Feeney

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 ...

1st ...
Magistrate.

Officers.

Witness

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

By *Joseph Cassidy*

4 Clinton Place Street.



0337

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 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

29

Counsel,
Filed *9* day of *March* 188*1*
Pleads

Indictment - Larceny.
THE PEOPLE
vs. *George* 08.
W. W. Rocue

David S. Collier
DANIEL K. PHELPS,
District Attorney.

A True Bill.
William H. Phelps
Foreman.

Carth 2 - March 9 - 1881
Plads Guilty
S. P. 2 - 4 - 6 m. 70

0340

District Police Court

CITY AND COUNTY OF NEW YORK, ss.

of No. 68 South Washington Street, Carl E. Freitag, being duly sworn, deposes and saith, that on the 13 day of May 1880 at the 15th 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 gold ring value twelve dollars
a piece of gold value twenty
dollars, one suit of clothes
value thirty five dollars seven
silver 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

Patron-Deponent

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 Henry W. McCune (now present) from the fact that said McCune acknowledged and confessed to having taken, stolen and carried away the diamonds as above described, states that the clothes were given to him, said McCune was left in the store on the evening of the 2nd May 1880, said McCune was left in charge having

0341

slept in the store all night.
No one else had access to the
cave, when deponent came in
the morning said Mc. Caine was
still there and after said Mc
Caine left the store, Deponent
looked into the desk and
found that the gold rings,
the pieces of gold, Suit of clothes
and the Osereu linen collars were
missing.

E. E. Freitag

Sworn to before me
this 28 day of February 1873
J. M. [Signature]
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 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. 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. J. Wilson

Taken before me this 9th day of February 1881
John J. [Signature]
Justice

0343

Police Court--Fourth District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Carl E. Preitag
68 South Washington Square
vs.
Henry W. McKind

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 *February 29* 188*7*

Clerran
Magistrate.

McKind
Officer.

Clerk.

Witnesses,

J. C. Brown
155 5th Avenue

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 twenty five dollars

of the goods, chattels and personal property of one

Caro E. Freitag

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. 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

AD 385
Counsel
Filed day of March 1881
Plends
Jas. G. Gandy (Clerk)

THE PEOPLE
vs.
James McDermott
Robert Gallagher
NA

DANIEL G ROLLINS,
District Attorney.

Friday 8th April -
A True BILL.

William H. Kelly
April 8, 1881
Foreman.

Chas. J. ...
Chief & Foreman of
Grand Jury
S.P. 2 1/2 years

0348

ent

The People
vs James McDermot } Court of General Sessions. Part I
jointly indicted with Robert Gallagher for grand larceny }
and receiving stolen goods. } Before Judge Cowing. April 8. 1881
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 470 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. Tappan, 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. Dermot 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 on 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 OF NEW YORK, } ss.

John J. Reilly

of No. 517 ~~Bergen~~ Street, being duly sworn, depose and saith, that on the

Brooklyn

day of March 1887

at the 18th 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 and two robes of the value of Ten dollars all of the value of Two Hundred and five dollars

Sworn before me this

the property of Henry G. Miller. And deponent

day of

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 Ferguson that Ferguson caught

Porter Insurer

1887

0354

He said Mr. Dermott in the act of jumping
from said wagon on 2^d Street between
11th Avenue & Broadway.

Sworn to before me
this 22^d day of March 1881 } John J. Reilly

J. Kilbuck
Police Justice

DISTRICT POLICE COURT.

AFFIDAVIT—Larceny.

THE PEOPLE, &c.

ON THE COMPLAINT OF

VS.

DATED

187

MAGISTRATE.

OFFICER.

WITNESSES:

1077 1/2 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 18th Street*, being duly sworn, deposes and says,
that on the *22nd* day of *March* 18*87*
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 are Reilly's property which had been taken from his property.

Sworn to before me, this

of March

22nd day

18*87*

John J. Reilly
Notary Public

0356

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss

James M. Dermott 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. 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. [Signature]
Police Justice

0357

Police Court--Fourth District.

THE PEOPLE, &c.,
OF THE COMPLAINT OF

John J. Reilly
337 Bergen St.
Brooklyn
James M. Bennett



4
5
6

Offence, Grand Larceny

Dated March 22, 1881

J. J. Kilbride Magistrate.

Jerguson Officer.
26 Park
Clerk.

Witnesses,
Augustus Baum
517 Bergen St.
Brooklyn
Saml. Jerguson 26 Park

J. W. Carr Esq.
Carr

Received in District Att'y'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

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
Ballagher 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 S. 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 S. 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,

~~HENRY S. MILLER~~, District Attorney.

0360

BOX:

34

FOLDER:

407

DESCRIPTION:

McDevitt, James

DATE:

03/23/81



407

0361

246

W. H. B.

Filed 23 day of March 1881

Pleas *Wm. E. Smith & Co.*

THE PEOPLE

vs.

P

Callendant

James M. Lovell

(Respondent)

Benjamin K. Phelps
BENJ. K. PHELPS

District Attorney

A True Bill.

William H. Phelps

Foreman.

March 3, 1881

James M. Lovell

Per 6 months

Assault and Battery - Felonious.

Ex. Arms.

0362

City & County }
of New York } 53

James Est^d Devitt the
defendant being duly sworn and examined
says I went in to visit some 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
Sarcasm 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 McDevitt

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

~~James McDevitt~~ Peter Justice

0363

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

James Mc 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 Mc Devitt*

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 Mc Devitt

Taken before me, this

20

day of

March

1897

Police Justice

James Mc Devitt

0364

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

FORM 112.

Police Court—Third District.

Joseph 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 denominations & 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 John Hewitt*

(now here) from the fact that deponent caught
said James in the act of opening the
Gurney drawer in deponent's room and attempting
to take the aforesaid money from said
Gurney drawer. And deponent then caught
him of said James when he took from
his pocket a pocket (handkerchief) & accused
him of said theft or said about the
pocket was hidden with money that of in fact
my husband Charles Bartels
was present & saw it

Sworn to, before me this *20*
day of *March* 1881

W. J. [Signature]
POLICE JUSTICE.

0365

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

James E. 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 E. 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 E. Devitt

Taken before me, this
20 day of March 1897
Police Justice

0366

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Sophia Cowbilla
86 Hunter St
307

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

Rayley
Steele

Officer

Clark

Witnesses

Chas Bantel 86 Hunter St

Part of property
clear

\$ 20 00

at

to answer

at

Received at Dist. Atty's Office

AR

1881

Att. District Atty. Del. A. B.

COUNSEL FOR COMPLAINANT.

Name

Address

COUNSEL FOR DEFENDANT.

Name

Address

Attorney & Solicitor
at Law

0367

COUNSEL FOR COMPLAINANT.

Name
Address

COUNSEL FOR DEFENDANT.

Name
Address

POLICE COURT—THIRD DISTRICT.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Stephen Bartels
86 Hester St
307

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* 1881

Magistrate.

Officer.

Clerk.

Witnesses

Chas Bartels, 86 Hester St

Police Property Clerk

\$ *20.00*

to answer

at

at

at

at

at

at

at

RECEIVED
SESSIONS
DISTRICT OFFICE
21
1881

Att. Larceny

Att. Larceny
AFFIDAVIT—LARCENY.

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 juror of ^{invasion} death, 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.

James S. Rollins

JAMES S. ROLLINS, District Attorney.

0369

295

Counsel *W. K. D.*
Filed 23 day of March 185
Pleas *W. C. Smith*

THE PEOPLE

vs.

James McDevitt
(W. C. Smith)

Indictment.—Larceny. *Attempt Petit*

Quinn & Sullivan
BENTON, PHOENIX,

District Attorney.

A True Bill.

William H. H. H.
Foreman.

185

ON THIS DATE
GIVEN AND RETURNED

0370

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 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
leaden 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
leaden 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

0375

While there is some reason to believe that persons

guilty of an attempt at burglary - it is not

clear that they can be convicted on the evidence

P. Rankes has been indicted on another

ind. & McDonald has been in prison

for some time. He may be discharged on

his own recognizance if the Civil Service

prefer *W. H. [unclear]*

A. J. No. 30.87

[Handwritten signature]

Day of Trial,

Counsel,

Filed 22 day of March 1881

Pleds Not Guilty 23

THE PEOPLE

vs.

Hugh McDonald
Patrick O'Rourke
(Charge against O'Rourke)

BURGLARY—THIRD DEGREE.
NOTHING STOLEN.

David B. Bellino
DAVID B. BELLINO,

District Attorney.

No 2. Subscribed on and filed

A TRUE BILL.

[Handwritten signature]

Part two clear 2/1/81 - Foreman.

Not

Mr. [unclear] of [unclear] of [unclear]

Reasons and [unclear] Bell.

[Handwritten signature]

Richard. *[Handwritten signature]*

0376

Police Office, First District,

City and County
of New York,

ss.

Oliver H. Wilson
of No. 1240 North Street, being duly sworn,

deposes and says, that the premises No. 1240 aforesaid
Street, 1240 Ward, in the City and County aforesaid, the said being a warehouse
and which was occupied by deponent as a place for the deposit

and sale of broken goods were **BURGLARIOUSLY**
entered by means of breaking ^{the glass in window} and
communicating with said premises
from the public street
on the night of the 3rd day of March 1887
and the following property, feloniously taken, stolen and carried away, viz.:

A quantity of Woolen and
Cassimere 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~~ ^{attempts to be} that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by
Hugh McDermott & Patrick Rowley
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 Hodges
close to deponent's place of business
in said street the window 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
at New York City
Oliver H. Wilson*

0377

City and County
of New York

John Thodere 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 Compliments
store. That defendant ^{subsequently} 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 Thodere.

Sworn to before me this 14
day of March, 1881
William C. Doliver Justice

0378

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY)
OF NEW YORK) ss.

Patrick Rowke 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.

Patrick Rowke

Question. How old are you?

Answer.

27 Years

Question. Where were you born?

Answer.

New York City

Question. Where do you live?

Answer.

248 Cherry Street

Question. What is your occupation?

Answer.

Upholsterer

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 Rowke
mark

Taken before me, this
14 day of *March* 188*7*
William J. [Signature]
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 complainants store Hugh W. Donald

Taken before me, this

14 day of *March* 188*7*

POLICE JUSTICE.

[Signature]

0380

Form 66.

Police Court—First District.

THE PEOPLE, &c., vs.

Oliver H. Holman
ON THE COMPLAINT OF
140 West 11th
Hugh McDermott
Patrol Rounder

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

Offense

March 14 1881
W. Angell Magistrate
John Hodgen Officer
John D. Brown 14th Const.

Witnesses

Callahan Officers
Officers of 80th Ave



Received in Dist. Clerk's Office,
New York

COUNSEL FOR COMPLAINANT.

Name

Address

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

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

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

While there is some reason to believe that persons guilty of an attempt at burglary. & to such extent they can be convicted on the evidence. P. Rando has been sentenced on another ind. v McDonald has been in prison for some time. She may be discharged on his own recognizance if the Court thinks proper.

J. H. [Signature]
 14 Nov 30. 87

0382

Day of Trial,

Counsel,

Filed 22 day of March 1881
 Pleader at Albany 23

THE PEOPLE

OR

Hugh Mc Donald
 vs
 Frank Clarke
 (Charge of Murder)

David B. Halliday
 ATTORNEY AT LAW

District Attorney.

A True Bill.

[Signature]
 District Attorney
 Albany, N.Y.

BURGLARY-THIRD DEGREE.
NOTHING STOLEN.

0383

BOX:

34

FOLDER:

407

DESCRIPTION:

McDonald, James

DATE:

03/11/81



407

0384

92 Vol No

Counsel,
Filed 11 day of March 1887.
Pleas *et al* 14

Larceny and Receiving Stolen Goods.

THE PEOPLE

vs.

James McDonald

DANIEL C ROLLINS,

DISTRICT ATTORNEY

District Attorney.

Part Pro March 14, 1887

Mich. acquitted

A TRUE BILL.

William H. [Signature]
Esq.

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 *5th*
day of *March* 18*77*

Marcell Overberg
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* 18*81*
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*

Warrant Department

Room 9

Police Division

1881

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. 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. 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, & O.,
ON THE COMPLAINT OF

Stephen J. Clay
1773 3rd Ave

James M. Donald

DATED: March 8th 1881

Magistrate

OFFICER

WITNESSES: John D. Farrell 23rd Precinct

Samuel Harris 1429-3rd Ave

Dispositional Officer T. G.
General Seaman
MAR 8 1881
DISTRICT ATTORNEY

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 taken
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,~~ *taken and carried away* against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

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

X + 789
Counsel, *D. H. [Signature]*
Filed 23 day of March 1851
Plends *Wm. C. [Signature]* (Clerk)

Grand Larceny of Money, &c.
INDICTMENT.

THE PEOPLE

vs.

Thomas Chichester
William Rabey

James S. Collins
Wm. K. FIDELIS

District Attorney.

A True Bill.

William [Signature]

Foreman.

Doak April 4 1851

Fred J. [Signature]
Convicted

P. P. [Signature]

THE JUDGES OF THE SUPREME COURT OF THE STATE OF NEW YORK
DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY
OF THE ORIGINAL RECORD AS KEPT IN THE OFFICE OF THE CLERK OF THE SUPREME COURT
AT ALBANY, THIS 10th DAY OF [Month] 1851.

0393

21

The People

vs.
Thomas McGahery
and
William Lahey

Court of General Sessions, Part First.
Before Judge Cowing. April 4. 1881.

Indictment for grand larceny of money.

Ann Hard, 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. Thalen 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. Mrs. Thaler said she saw them in; the bed was not much disturbed when I looked. Mary Thaler 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 McGahay - 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 McGahay 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 officers arrested Lahey. McGahay was arrested ten minutes after and Lahey about an hour after. I do not believe the money was recovered. None of these boys ever worked for me. Thomas McGahay, 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 cans and I went to Forty fifth St. I was arrested once for being drunk. Cross Examined. I did not see Lahey that night nor Watson. I did not hear that the woman was robbed. William Lahey, 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. Walker 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.

of
Thomas H. Gagey and

Wm. Lakey

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. *Fireman*

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

John J. McEakam
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. *Ninteen 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* 1887

[Signature]
Police Justice.

0401

District Police Court

CITY AND COUNTY }
OF NEW YORK } ss.

of No. 615 West 146 Street,
being duly sworn, deposes and saith, that on the

Ann Ward

16

day 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 deponent

has 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 deponents store
and went out they did not have any apparent
business there deponent was informed by Mary
Whalin that William Lahy was in deponents
room and said Thomas was in the yard in
the rear of deponents house.

Ann X Ward
mark

Sworn before me this 16 day of March 1881
J. J. [Signature]
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 Lahey 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
she woman said Mc Gahan called to
said William to come along and they
went away together
Sworn to before me this ^{her} Mary L. Whalen
19 day of March 1881 mark

M. J. Murray
John G. Murray

4 DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Ann Ward
615 West 46th St

VS.
Thomas Mc Gahan
William Lahey

DATED March 19 1881

AFFIDAVIT - Larceny.

MAGISTRATE.

Murray

Michael J. Barnes OFFICER.

22 West

Mary Whalen
WITNESSES: 615 W 46

James Nelson

615 West 46th Street

MAR 21 1881

1000

To fug. C. J.
Ward Lahey man

0403

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 *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,

\$ 28,000

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 PHILLIPS, District Attorney.

0404

BOX:

34

FOLDER:

407

DESCRIPTION:

McGee, Lawrence

DATE:

03/15/81



407

0405

131

App. applied for a
Ren License on
the expiration of
old License & may
amend hearing
application
F.L.

Day of Trial

Counsel,

Filed

day of

1887

Pleas

THE PEOPLE

vs.

Wm. G. B.

Lawrence M. G. B.

Violation of Excise Law.

DANIEL G. ROLLINS,
DISTRICT ATTORNEY
FOR THE DISTRICT OF COLUMBIA

District Attorney.

Part 8, No March 10, 1887

plea do guilty

A TRUE BILL.

William A. M. G. B.
Foreman.

Wm. G. B.
Dep. Secy.
F.L.

0406

24 - 1000 Delinquent 247 252

Fourth District Police Court.

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

Jacob Dooker
of No. *19 Broadway* 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 Broadway* Street,
Laurence M. O'Neil

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 *5* day }
of *March* 18*87* }
Wm Murray
Police Justice.

Jacob Dooker

0407

Police Court, Fourth District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James Dooker

against

Laurence M. Galt

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

Dated the 5 day of *March* 1891

Murray Magistrate.

Dooker Officers.

Witness

Bailed \$

100 to Ans. *100*

By

J. M. Baker

Street.



0408

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

Lawrence M. Lee

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,
~~ROBERT L. HARRIS~~, District Attorney.