

0383

BOX:

325

FOLDER:

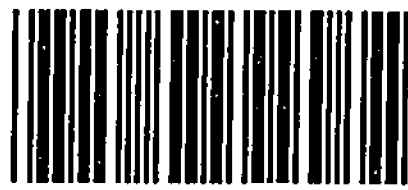
3085

DESCRIPTION:

Madigan, Edward

DATE:

10/16/88



3085

POOR QUALITY
ORIGINAL

0384

244

Counsel,
Filed, 16 day of Oct 1888
Pleads *Myself*

THE PEOPLE,
vs.
B
Edward Magdian
Oct 17/88
VIOLATION OF EXCISE LAW
(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), Page 1089, Sec. 5.]
SENT TO THE COURT FOR TRIAL, BY REQUEST OF THE DEFENDANT.

JOHN R. FELLOWS.
District Attorney.

A True Bill.

Samuel J. Smith
Foreman.

Witnesses
Off Lark R 12

POOR QUALITY
ORIGINAL

0385

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Edward Madigan

The Grand Jury of the City and County of New York, by this indictment, accuse *Edward Madigan* of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES ALE AND BEER, committed as follows:

The said

Edward Madigan

late of the City of New York, in the County of New York aforesaid, on the *sixteenth* day of *September* in the year of our Lord one thousand eight hundred and eighty-*eight*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure, and suffer and permit to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0385

BOX:

325

FOLDER:

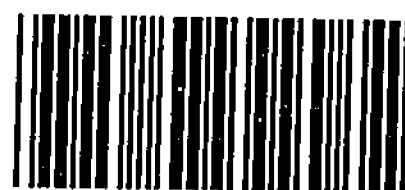
3085

DESCRIPTION:

Maguire, Bridget

DATE:

10/19/88



3085

POOR QUALITY
ORIGINAL

0387

Counsel,

Filed 19 day of Oct 1888

Pleads, *guilty*

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code).

THE PEOPLE

vs.

P

Bridges Maguire

JOHN R. FELLOWS,

District Attorney.

Sett day Oct

certified

A True Bill.

Foreman.

Landman

Nov 9/88

He is guilty

Pen 6 mos

RA

William Lamm

W. P. Pepper

POOR QUALITY
ORIGINAL

0388

Police Court— 3 District.

City and County {
of New York, } ss.:

of No. 365 Madison Street, aged 32 years,
occupation Housekeeper being duly sworn
deposes and says, that on 16 day of Oct 188 8 at the City of New

York, in the County of New York, _____
he was violently and feloniously ASSAULTED and BEATEN by

Bridget Maguire Norrue
Who struck this deponent
a violent blow on the
side of the head with
an axe cutting and
injuring this deponent

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without
any justification on the part of the said assailant

Wherefore this deponent prays that the said assailant may be apprehended and bound to answer
for the ~~above~~ assault, etc., and ~~be~~ dealt with according to law.

Sworn to before me, this 17 day
of Oct 188 8 Catherine Sumner

J. H. M. J. J. Police Justice.

POOR QUALITY
ORIGINAL

0389

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

3 District Police Court.

Bridget Maguire being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is *h* right to
make a statement in relation to the charge against *u*; that the statement is designed to
enable *u* if he see fit to answer the charge and explain the facts alleged against *h*
that *he* is at liberty to waive making a statement, and that *h* *u*ver cannot be used
against *u* on the trial.

Question. What is your name?

Answer.

Bridget Maguire

Question. How old are you?

Answer.

47 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

City of Madison Wis

Question. What is your business or profession?

Answer.

Widow

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

I am not Guilty

Bridget Maguire
maur

Taken before me this
day of *Oct* 188*8*

John J. [Signature]
Police Justice.

0390

321
Police Court
District
1628

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Henry

Magistrate.

..... Officer,

.....Precinct.

Witnesses.....

No. Street.



No. 1815 Street.

RECEIVED

No. Street.

..... to answer \$ 00



11

ne therein mentioned has been

Refused

Dated Oct 17 1888 J. H. Bennett Police Justice.

Dated.....188.....*Police Justice.*

Dated 188..... *Police Justice.*

POOR QUALITY
ORIGINAL

0391

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Bridget Maguire

The Grand Jury of the City and County of New York, by this indictment, accuse
Bridget Maguire
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Bridget Maguire

late of the City of New York, in the County of New York aforesaid, on the
sixteenth day of *October* in the year of our Lord
one thousand eight hundred and eighty-eight, with force and arms, at the City and
County aforesaid, in and upon the body of one *Catherine Dunne*
in the peace of the said People then and there being, feloniously did make an assault,
and *her* the said *Catherine Dunne*
with a certain *axe*

which the said

in

Bridget Maguire
her right hand then and there had and held, the same being a deadly and
dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent

her the said *Catherine Dunne*
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 Grand Jury aforesaid, by this indictment, further accuse the said

Bridget Maguire
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Bridget Maguire

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *Catherine Dunne*
in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault, and *her* the said
Catherine Dunne
with a certain *axe*

which the said

Bridget Maguire
her right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in
such case made and provided, and against the Peace of the People of the State of New York
and their dignity.

POOR QUALITY
ORIGINAL

0392

THIRD COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said

Bridget Maguire—
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Bridget Maguire

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said

Catherine Dunne in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
her the said *Catherine Dunne*

with a certain *axe*—

which

the said

Bridget Maguire—

in

her

right hand then and there had and held, in and upon the

head

of

her

the said

Catherine Dunne

then and there feloniously did wilfully and wrongfully strike, beat, ~~stab~~, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said

Catherine Dunne

against the form of the statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0393

BOX:

325

FOLDER:

3085

DESCRIPTION:

Maguire, Patrick

DATE:

10/10/88



3085

Witnesses:

James Holahan
6 1/2 Percent

12
Court of Oyer and Terminer

Counsel,

Filed, 10 day of Oct 1888

Pleads,

THE PEOPLE,

vs.
William G. B.

Patrick Maguire

VIOLETION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and page 1089, Sec. 5.]

JOHN R. FELLOWS.

District Attorney.

Transferred to the Court of Special Sessions for trial and final disposition.

Dec 3 1888

True Bill.

Wm. O. Parker

Transferred to the Court of Speculademan. Sessions for trial and final disposition.

Part 2...J.A. May 2...N....1884..

POOR QUALITY
ORIGINAL

0394

POOR QUALITY
ORIGINAL

0395

Court of Oyer and Terminer

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Patrick Maguire

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

Patrick Maguire

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

Patrick Maguire

late of the City of New York, in the County of New York aforesaid, on the *twenty fourth* day of *October* in the year of our Lord one thousand eight hundred and eighty-*six*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating 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 whiskey, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

James Holahan

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

Patrick Maguire

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

Patrick Maguire

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0396

BOX:

325

FOLDER:

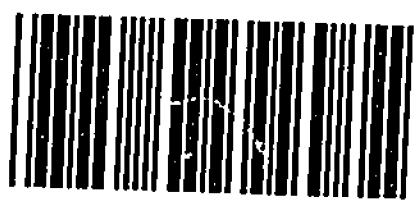
3085

DESCRIPTION:

Mallon, James

DATE:

10/05/88



3085

POOR QUALITY
ORIGINAL

0397

77 lbs.

Wm. F. Tread

Counsel,

Filed, 5th day of Oct 1888

Pleads *Guilty*

THE PEOPLE,

vs.

B

James Mallon

Oct-13/88

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), Page 1080, Sec. 6.]

JOHN R. FELLOWS.

District Attorney.

W. F. Tread

A True Bill.

Nov 9 - 1888

Samuel Lincoln Foreman.

Witnesses:

POOR QUALITY
ORIGINAL

0398

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Mallon

The Grand Jury of the City and County of New York, by this indictment,
accuse *James Mallon*
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES ALE AND BEER, committed as follows:

The said *James Mallon*
late of the City of New York, in the County of New York aforesaid, on the
thirtieth day of *September* in the year of our Lord one
thousand eight hundred and eighty *eight*, the same being the first day of the
week, commonly called and known as Sunday, being then and there in charge of, and
having the control of a certain place there situate, which was then duly licensed as a
place for the sale of strong and spirituous liquors, wines, ale and beer, with force and
arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully
did not close and keep closed, and on the said day the said place so licensed as aforesaid
unlawfully did open and cause and procure, and suffer and permit to be open, and to
remain open, against the form of the Statute in such case made and provided, and against
the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0399

BOX:

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FOLDER:

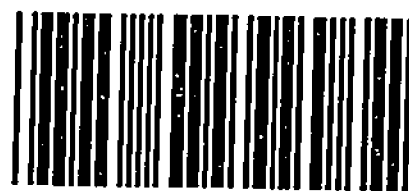
3085

DESCRIPTION:

Malone, Michael

DATE:

10/29/88



3085

POOR QUALITY
ORIGINAL

0400

Witness,
Chas W Gardner

In view of the prisoner
having occupation at
his present time and prom-
ising to provide for the
children in future, I
respectfully recommend
a suspension of sentence
October 30, 1888
Wm H. Henry
Pres. N.Y.S.P.C.C.

I approve of the above
recommendation.

Oct 30/88 *Vernon M. Davis*
Assistant, D.A.

Counsel,
Filed *29* day of *Oct* 188*8*
Pleads, *Magully (30)*

THE PEOPLE
vs.
Michael Malone
[Section 228 Penal Code.]

John R. Fellows
District Attorney.

A True Bill.

James L. Campbell Foreman.
Oct 30/88
James L. Campbell
Son suspended.

POOR QUALITY
ORIGINAL

0401

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

POLICE COURT, 1 DISTRICT.

Oliver W Gardner

of No. 100 E 23 Street, being duly sworn, deposes and says,

that on the 9th day of October 1888

at the City of New York, in the County of New York, he is informed by

one Catherine Malone (here present) and has just cause to believe that Michael Malone being the parent and having the care of his custody and control of his own minor children, did then and there ~~not~~ unlawfully and willfully omit without lawful excuse to perform a duty by law imposed upon him to furnish food, clothing & shelter to his own children called Teresa, Annie and Joseph Malone, the said minor children then and there being actually and apparently under the ages of sixteen years, to wit of the ages of one, two and fourteen years respectively, in violation of the statutes in such case made and provided and especially of Section 288 of the Penal Code as amended.

Wherefore deponent prays said Michael Malone may be arrested and dealt with according to law.

Sworn to before me, this
9th day of Oct - 1888

Oliver W Gardner

M. Platten

Police Justice

POOR QUALITY
ORIGINAL

0402

POLICE COURT - 1 DISTRICT

THE PEOPLE, & C.,

ON THE COMPLAINT OF

Chas. W. Gardner

vs.

Michael Malone

Dated *Oct 9* 188*8*

Patten Esq. Magistrate

Sachse Officer

Witness, *S. P. C.*

Catherine Malone

460 Wash St.

Disposition

POOR QUALITY
ORIGINAL

0403

CITY AND COUNTY }
OF NEW YORK, } ss.

Catharine Malone

aged _____ years, occupation Landress of No.

460 Washington Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Coker W Gardner
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 9 }
day of Oct 1888 } Catharine Malone

J M Clutton
Police Justice.

POOR QUALITY
ORIGINAL

0404

Sec. 198-200.

1 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Michael Malone

Question. How old are you?

Answer.

40 years

Question. Where were you born?

Answer.

Ireland -

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

Answer.

460 Washington St., since June last -

Question. What is your business or profession?

Answer.

Engineer

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I am not guilty -
Michael Malone

I desire to be tried by a jury!

Taken before me this

day of

Sept - 10
188*8*

John J. Sullivan
Police Justice.

POOR QUALITY
ORIGINAL

0405

Sec. 151.

Police Court District.

CITY AND COUNTY }
OF NEW YORK, } ss.

*In the name of the People of the State of New York; To the Sheriff of the County
of New York, or to any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by *Charles W. Gardner*
of No. *100 E 23* Street, that on the *9* day of *Oct*
188*8* at the City of New York, in the County of New York,

one Michael Maline
being the parent, did unlawfully and will-
fully and to support his own minor
children Teresa Maline, one yr, Annie Maline
two yrs, Joseph, fourteen years. in violation
of the Statute in such case made
and amended & especially of Section
2 ff of the Penal Code

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to
answer the said complaint.

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring *him*
forthwith before me, at the DISTRICT POLICE COURT, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this *9* day of *Oct* 188*8*

J. M. Clutterman POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0406

POLICE COURT 1 DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Chas W Gardner
vs.

Mich Malone
460 Wash St

Warrant-General.

Dated Oct 9 1888

Patterson Magistrate.

O'Connor Officer.

The Defendant Michael Malone
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Edw J O'Connor Officer.

Dated Oct 10 1888

This Warrant may be executed on Sunday or at
night.

Jm Patton Police Justice.

460 Washington St

Dated

188

48 yrs
lv
Irish
Engineer
an
460
460 Wash St

Police Justice.

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

The within named

POOR QUALITY
ORIGINAL

0407

BAILED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

Police Court---1--- District

489. 1593

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John M. Hudson.

100 East 23d

Michael Malme

Offence Cruelty to Children
No. Section 288 R.C.

Dated Oct-11 188

William Bay Magistrate.

Glenn Officer.

100 E Precinct.

Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ 500 to answer

Glenn

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

Michael Malme

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

Dated Oct-11 188 Wm. Bay Police Justice.

I have admitted the above-named _____
to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0400

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael Malone

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

Indictment accuse

Michael Malone of a
Misdemeanor,

of the crime of

committed as follows:

The said

Michael Malone,

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

ninth day of October, in the year of our Lord one thousand
eight hundred and eighty-eight, at the City and County aforesaid,

being the father of, and then and
there having the care, custody and control
of certain minors, to wit: Theresa Malone
a child of the age of one year, Annie
Malone, a child of the age of two years,
and Joseph Malone, a child of the age of
fourteen years, and so being the father
of, and so having the care, custody and
control of the said minors, there being
then and there a duty imposed
upon him to furnish food, clothing
and shelter to the said minors, under-

fully did then and there willfully omit,
without lawful excuse to perform the
said duty as by law required in order
to furnish such food clothing and
shelter to the said paupers, and did
then and there, unlawfully, willfully
and without lawful excuse, neglect and
omit to furnish such food clothing
and shelter to the said paupers: against
the form of the Statute in such case
made and provided, and against the
peace of the People of the State of
New York, and their dignity

John R. Williams,

Defendant

04 10

BOX:

325

FOLDER:

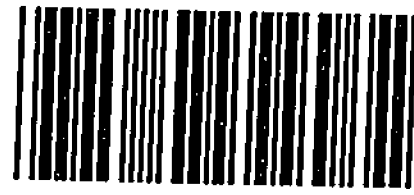
3085

DESCRIPTION:

Marzolino, Joseph

DATE:

10/10/88



3085

POOR QUALITY
ORIGINAL

0411

Witnesses :

C. Farver
off Smith

139

APP

Counsel,
Filed 10 day of Oct 1888
Pleads, Christy

THE PEOPLE
vs.
Joseph Margoline
Grand Larceny in the Second Degree,
(MONEY.)
(Sec. 528 and 53 / Penal Code.)

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Oct 14th By reason of sufficient
of Council
J. R. Fellows Foreman.
Oct 15th By reason of sufficient
Part III October 19th 1888
Indictment dismissed

Oct 19. The evidence for
the people in this case is
not sufficient to convict
the defendant on. There were
others in the room when
the robbery was committed
& therefore we presumed that
the witness had been deceived
J. R. Fellows

POOR QUALITY
ORIGINAL

0412

Police Court— / — District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. Carlo Farraro
Stanford Court Street, aged 32 years,
occupation Laborer being duly sworn

deposes and says, that on the 28 day of September 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz :

Lawful money of the United
States of the value of Seventy
Seven dollars and fifty cents

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Joseph Margolino and Luigi

Marcanoli (both now here) for the reason
that the said defendants ~~while acting~~
~~in concert with each other~~ and occupy
the room in premises 16 Baxter Street
with this deponent as a sleeping
apartment. That on the night of said
day deponent and defendant retired
to sleep in said apartment and deponent
had said money in the pocket of a
vest which vest deponent hung on
a chair in said room. When deponent
awoke the defendants Margolino had
departed from said apartment and
deponent thereupon missed said property.

Sworn to before me, this
of _____ day
188

Police Justice.

POOR QUALITY
ORIGINAL

0413

Deponent verily believes that no other
persons entered said apartment and
deponent charges the said defendant
with acting in concert with each other
and taking stealing and carrying away
said property.

Sworn to before me
this 1 October 1888

J. W. Whitham

Carlo Ferraro

Police Justice

POOR QUALITY
ORIGINAL

0414

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

Question Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer

I am not guilty
Joseph Margelino

Taken before me this 13th

day of October 1888

John J. Sullivan
Police Justice.

POOR QUALITY
ORIGINAL

0415

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

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

Question What is your name?

Answer *Luigi Marlancolo*

Question How old are you?

Answer *25 years*

Question Where were you born?

Answer *Italy*

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

Answer *27 Roosevelt St. 1 day*

Question What is your business or profession?

Answer *Sailor*

Question Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer *I am not guilty*
Luigi ^{his} Marlancolo

Taken before me this

day of

188

J. J. McManis
Police Justice.

POOR QUALITY
ORIGINAL

0416

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Street.

Street.

Street.

Street.

Police Court

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Paulo Varnano
209 Mulberry St

Joseph Margolin
George Marshall

Office

Dated

188

McBred, Magistrate.

Smith, Officer.

Precinct.

No.

1. 11th St. to Court

No.

2. 8. 8. Court

No.

1. 1st St. to Court

to answer

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

Defendant Joseph Margolin

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

Dated Oct 1 1888 Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 1888

Police Justice.

There being no sufficient cause to believe the within named

Luigi Morland

guilty of the offence within mentioned, I order he be discharged.

Dated October 1 1888

Police Justice.

POOR QUALITY
ORIGINAL

0417

District Attorney's Office.

Part 3

PEOPLE

vs.

Joseph Mangione

Witnesses Called

personally for

Oct 19th / 68

Dr

POOR QUALITY
ORIGINAL

0418

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Joseph Margolino

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

Joseph Margolino
of the crime of GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said

Joseph Margolino

late of the City of New York, in the County of New York, aforesaid, on the *twenty-eighth*
day of *September* in the year of our Lord one thousand eight hundred and eighty-*eight*,
at the City and County aforesaid, with force and arms, in the *day* — time of
the same day, *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 twenty dollars, and of the value of twenty dollars *each* ;
seven 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* ; *fifteen* 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* ;
thirty-eight 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* ; *seventy-seven* 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* ;
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 twenty dollars *Each* ; *seven*
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* ; *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 five dollars *each* ; *three* United States Silver Certificates of the

**POOR QUALITY
ORIGINAL**

0419

denomination and value of twenty dollars *each*; *seven* United States Silver Certificate *S* of the denomination and value of ten dollars *each*; *fifteen* United States Silver Certificate *S* of the denomination and value of five dollars *each*; *thirty-eight* United States Silver Certificate *S* of the denomination and value of two dollars *each*; *seventy-seven* United States Silver Certificate *S* of the denomination and value of one dollar *each*; *three* United States Gold Certificate *S* of the denomination and value of twenty dollars *each*; *seven* United States Gold Certificate *S* of the denomination and value of ten dollars *each*; *fifteen* United States Gold Certificate *S* of the denomination and value of five dollars *each*; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *fifty dollars*

of the proper moneys, goods, chattels and personal property of one *Carlo Ferraro*

then and there being

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

JOHN R. FELLOWS,
District Attorney.

0420

BOX:

325

FOLDER:

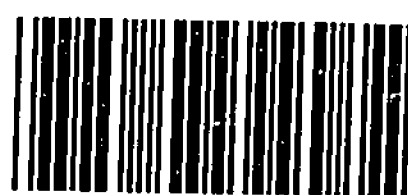
3085

DESCRIPTION:

Mauer, Charles H.

DATE:

10/26/88



3085

POOR QUALITY
ORIGINAL

0421

416

Witnesses;

Off Smith

Counsel,

Filed

26 day of

1888

Pleads,

Chiquito

THE PEOPLE

vs.

VIOLATION OF EXCISE LAW.
(Selling without License.)
[III, R. S. (7th Ed), page 1981, § 18, and
of 1888, Chap. 840, § 5].

P

Charles H. Warner

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edward A. Munn Foreman.

Part 3. October 30. 1888.
Complains next to special sessions.

POOR QUALITY
ORIGINAL

0422

Court of General Sessions of the Peace,
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Charles H. Maurer

The Grand Jury of the City and County of New York, by this indictment, accuse
Charles H. Maurer
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

(III. Revised
Statutes, [7th
edition] p. 1681
Section 18.)

The said

Charles H. Maurer

late of the City of New York, in the County of New York aforesaid, on the *eight*
day of *September* in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the 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 whiskey, 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 Grand Jury aforesaid unknown, unlawfully did sell, in
quantity less than five gallons at a time, to

certain persons whose names are to the Grand Jury aforesaid unknown, 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.

(Laws of 1883, chapter 340 sec-
tion 5)

And the Grand Jury aforesaid, by this indictment, further accuse the said
Charles H. Maurer
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND
BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Charles H. Maurer

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number *forty Reade Street*

certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 Grand Jury
aforesaid unknown, unlawfully did sell to

certain persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

**POOR QUALITY
ORIGINAL**

0423

(Laws of 1883,
chapter 840 sec-
tion 5.)

THIRD COUNT :

And the Grand Jury aforesaid, by this indictment, further accuse the said
Charles N. Mauer
of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES,
WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed
as follows:

The said

Charles N. Mauer

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number

forty Reade Street

certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, 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 Grand Jury
aforesaid unknown, unlawfully did give away to

certain — persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0424

BOX:

325

FOLDER:

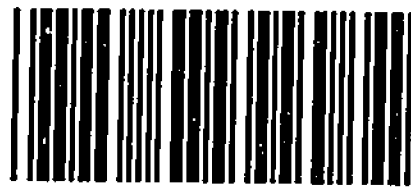
3085

DESCRIPTION:

McArdle, Patrick


DATE:

10/25/88



3085

0425



I must leave you
Foreman.
Oct 29 1888
Yours & Accepted

POOR QUALITY
ORIGINAL

0426

Police Court— District.

City and County }
of New York, } ss.:

of No. 216 1/2 Bown Street, aged 44 years,
occupation Gentle Furnisher being duly sworn

deposes and says, that the premises No 216 1/2 Bown Street,

in the City and County aforesaid, the said being a five story
building the ground floor
of and which was occupied by deponent as a Furnishing Goods store
~~and in which there was at the time a human being, by name~~

were **BURGLARIOUSLY** entered by means of forcibly breaking
the glass in the show window

leading into said premises
on the 19 day of October 1888 in the night time, and the
~~attempt to~~ following property feloniously taken, stolen, and carried away, viz:

A quantity of furnishing
goods valued at
two hundred dollars

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid ~~property~~ ^{attempted} taken, stolen, and carried away by

Patrick M. O'Grady (now Henry and two
others not yet arrested who were acting in
common
for the reasons following, to wit: at about the hour of

one o'clock on said date the
said M. O'Grady and said unknown
men were seen by Officer Michael
Healy then pursuing them in
front of said premises. The
said Healy informs deponent
that he heard the sound of
breaking glass and saw the

POOR QUALITY
ORIGINAL

0427

said McAdams and said un-
known men leaving from in front
of said window. Said Healy says
that about a few moments before he
heard the sound of the breaking
glass, the said window was not
broken and the said goods in
said window were not disturbed.
Deponent says that when he
closed the said store at 9.30
o'clock the said window was
not broken and the said goods
were not in the condition in
which they were found after the
arrest.

Sworn to before me
this 19th day of October
1888

[Signature]

[Signature]
Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

POOR QUALITY
ORIGINAL

0428

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 27 years, occupation Police Officer of No. 1047

Princes Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Sam M. H. H.
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of October 1888

Sam M. H. H.

Police Justice.

Michael Healy

POOR QUALITY
ORIGINAL

0429

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

Patric McShane being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is *h*s right to make a statement in relation to the charge against *h*y; that the statement is designed to enable *h* if *h*e see fit to answer the charge and explain the facts alleged against *h* that *h*e is at liberty to waive making a statement, and that *h* waiver cannot be used against *h* on the trial.

Question. What is your name?

Answer.

Patric McShane

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

Ireland.

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

Answer.

At home.

Question. What is your business or profession?

Answer.

Labour.

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I am not guilty

Pat McShane

Taken before me this

day of

1885

Police Justice.

POOR QUALITY ORIGINAL

0430

BAILLED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

398 / 1657
Police Court--- District.

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

William M. Kelly
2169 Broadway
John M. Kelly

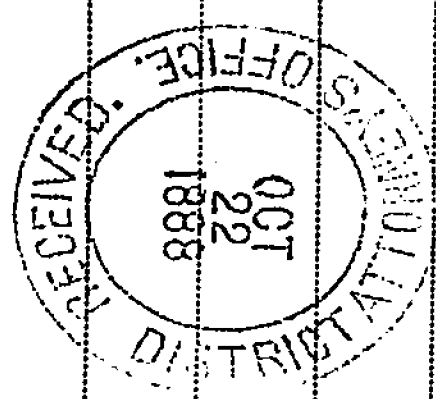
2 _____
3 _____
4 _____
Offence *Burglary*

Dated *Oct 19* 188

Healey Magistrate.
Precinct.

Witnesses _____

No. _____ Street _____
No. _____ Street _____
No. _____ Street _____



\$ *100.00* to answer

COMMITTED.

Burglary
14th St

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

Healey
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *100* Hundred Dollars, _____ and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *Oct 19* 188 *Samuel C. Smith* Police Justice.

I have admitted the above-named _____
to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____
_____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick McArdle

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

Patrick McArdle—

of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said

Patrick McArdle

late of the *fourteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *nineteenth* day of *October* in the year of our Lord one thousand eight hundred and eighty-*eight*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

William Wolf—

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

William Wolf—

in the said *store* 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.

John R. Fellows,
District Attorney.

0432

BOX:

325

FOLDER:

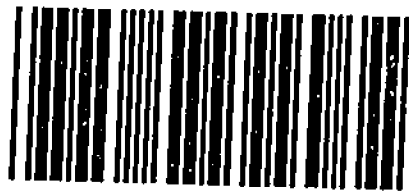
3085

DESCRIPTION:

McAuliffe, Thomas

DATE:

10/17/88



3085

0433

BOX:

325

FOLDER:

3085

DESCRIPTION:

Prentiss, John

DATE:

10/17/88



3085

POOR QUALITY ORIGINAL

0434

Witnesses

John P. Prentiss

Nov 19th 1888.
When information was given
Chief Inspector Byrnes &
recommend that John Prentiss
be discharged. He is discharged
on his own recognizance
John R. Fellows
District Attorney
I have been informed by
several persons of the
of some date. I
recommend the
discharge of the
not as a favor but
as a lawyer
I have no objection
and have no

Counsel,

Filed

day of

188

Pleas,

THE PEOPLE

vs.

Thomas McAuliffe

John Prentiss
(Prosecutor)

JOHN R. FELLOWS,

District Attorney.

Nov 19th 1888

Nov 19th 1888

A TRUE BILL

Indictment as to John

Prentiss & his associates

Nov 19th 1888

No. 1

On account of Dist. Atty. No. 2

is directed on his own recognizance

Nov 19th 1888

POOR QUALITY
ORIGINAL

0435

CITY AND COUNTY }
OF NEW YORK, } ss.

aged

35

years, occupation

Stephen O'Brien

Detective Agent

of New

Central Office

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Annie E. Dellen

and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this

19

day of

Sept

188

Stephen O'Brien

G. M. Murphy

Police Justice.

POOR QUALITY
ORIGINAL

0436

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Thomas M. Auliffe being duly examined before the under-
signed according to law, on the annexed charge, and being informed that it is *h/* right to
make a statement in relation to the charge against *h/* that the statement is designed to
enable *h/* if he see fit to answer the charge and explain the facts alleged against *h/*
that he is at liberty to waive making a statement, and that *h/* waiver cannot be used
against *h/* on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

*I am not guilty have
nothing to say*

Thomas M. Auliffe.

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0437

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before
of the City of New York, charging
the offence of

Police Justice

Defendant with

Henry J. Early
John P. Prutis
Larceny, felony & receiving
stolen goods

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned,

We,

John P. Prutis
Second Union

Defendant of No. 87 E

Street; by occupation a

and John M. Carley

of No. 211 E. 3rd St.

Street, by occupation a

the above named

shall personally appear before the said Justice, at the

Surety, hereby jointly and severally undertake that

Defendant

District Police Court in the City of New York,

during the said examination, or that we will pay to the People of the State of New York the sum of Ten
Hundred Dollars.

Taken and acknowledged before me, this

day of

188

POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0438

CITY AND COUNTY } ss.
OF NEW YORK,

Sworn to before me, this 19th day of April 1888
J. M. Early
District Police Justice.

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Twenty Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of a one third interest

in the home and lot of land no 211. East 3rd St. said interest being of the value of \$2,100 or all or embrace

J. M. Early

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the day of 1888

Justice.

POOR QUALITY
ORIGINAL

0439

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Henry Donkey a Police Justice
of the City of New York, charging John Prentiss Defendant with
the offence of Larceny & Receiving Stolen

goods.

and he having been brought before said Justice for an examination of said charge, and it having been made to
appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hear-
ing thereof having been adjourned,

We John Prentiss Defendant of No. 872

Recm d arms Street; by occupation a Clerk
and Thomas Pendergill of No. 242, E. 49

Street, by occupation a Liquor dealer Surety, hereby jointly and severally undertake that
the above named John Prentiss Defendant

shall personally appear before the said Justice, at the 2 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of 200
Hundred Dollars.

Witness and acknowledged before me, this 19 John Prentiss

day of Sept 1888 Thos Pendergill

J. Hennipford POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0440

CITY AND COUNTY } ss.
OF NEW YORK, }

Sworn to before me, this
19th day of April
1881
Thomas Penderville
District Police Justice.

the within named Bail and Surety being duly sworn, says, that he is a resident and
holder within the said County and State, and is worth Twenty Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of Stock and fixtures of

the liquor store at 877 1/2 Second
Avenue. worth six thousand dollars.
\$6000. Mortgaged for \$1,200

Thomas Penderville

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

ss.

Undertaking to appear
during the Examination.

Taken the day of 188

Justice.

POOR QUALITY
ORIGINAL

0441

District Attorney's Office,
City & County of
New York.

189—

The defendant, John Prentiss, is a citizen of excellent standing, who was in no way involved in the larceny, and the case for receiving depends upon the statement of a self-confessed thief, upon which no conviction could have been had. Prentiss was discharged upon recommendation of District Attorney Fellows upon information received from Chief Byrnes. No trial could be had in this case; a final disposition of it is asked for and to clear the record I recommend this indictment be dismissed *as to the loss*
Jan. 16th, 1899.

Sam W. Winger
Assistant District Attorney.

POOR QUALITY
ORIGINAL

0442

City and County of New York, ss:

H A R R Y L . R I C H A R D S being duly sworn, deposes and says that he resides at 8 West 39th Street in the City of New York, and has so resided for twenty-seven years last past.

Deponent further says that on the 16th day of May, 1888, the following described jewelry was stolen from deponent's house, to wit: One pair of diamond earrings, crown setting, oval shaped, about $3\frac{1}{2}$ to 4 carats each; were in a blue velvet case marked Black, Starr & Frost. One breastpin, gold knife blade bar, with diamond crescent, 13 stones in crescent, weight together $2\frac{15}{16}$ carats; the bar $2\frac{1}{4}$ inches long, with case marked Theodore B. Starr. In same case as breastpin two diamond rings, one solitaire diamond (size 5) weighs $1\frac{1}{2}$ carat, with two wire shank; the other ring one wire shank with a diamond on one end and pearl in the other; weighs $\frac{5}{8}$ carat. One scarf-pin diamond $\frac{3}{4}$ carat set so low the gold is not seen; crown setting. One scarf-pin with three round corners, diamond sunk in the centre. One gold pansy scarf-pin, small ruby in centre; the three in a red leather case marked Tiffany.

Deponent further says that after the theft of the aforesaid jewelry he did not see the same until the 20th day of September last, when he saw the same in the possession of Detective McCauley, who informed Deponent

that the said jewelry was obtained from one Prentice, who had the same in his possession, having received it from one McAulliffe, both of whom, as deponent is informed, are under indictment.

Deponent further says that the diamond in the scarf-pin had been removed from its setting and had been reset as a stud.

Deponent further says that, as he is informed and believes, the said jewelry and diamonds are now in the possession of the Property Clerk at Police Headquarters in the City of New York.

Deponent further says that the property so described as aforesaid belongs to Deponent and is of the value of upwards of five hundred dollars

sworn to before
me this 13th day
of November 1888

S. J. Storrs

Notary Public

City & Co. of New York

Harry L. Richards

To the Property Clerk (John F. Harriott)
of the City of New York

I hereby consent that the above
described property be delivered to
the above named Harry L. Richards

I waive all my claim to same

Nov 13/88

~~John Prentice~~

John Prentice

POOR QUALITY
ORIGINAL

0444

McAuley
President

[Signature]
Clyde

Order to Property Clerk
for within people
by order of Board
Nov 20/88

POOR QUALITY
ORIGINAL

0445

Police Court—

2

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No.

78 East 79th

Street, aged

39 years,

occupation

or about Lawyer

being duly sworn

deposes and says, that on the

1st day of

August

188

at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the daytime, the following property viz:

One gold watch and chain, camera locker
and silver pencil together of about
the value of One Hundred and fifty
dollars

the property of

Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by

Thomas McAniff and
John Prentiss (both now here) and another
man not now arrested from the fact
that deponent missed said property
from the locker of deponent's vest which
was hanging on the bed post in deponent's
room on the second floor in said premises.
Deponent is informed by Detective Sergeant
Stephen O'Brien of the Police Office that
the defendants McAniff admitted and
confessed to said O'Brien that he had
stolen said property and sold the same
to the defendant Prentiss for the sum
of Twenty five dollars wherefore deponent
charges said defendant Prentiss with

Sworn to before me, this

188

Police

POOR QUALITY
ORIGINAL

0446

receiving said property he well knowing at
the time that said property was stolen
deponent has seen said property here shown
in court and identifies the same as the
property taken stolen and carried away
as aforesaid and prays that said defendants
may be dealt with as the law directs

Sworn to before me this

19th day of September 1888

J. H. Murphy

Sam'l E. Greger

Police Justice

Dated 1888 Police Justice.

There being no sufficient cause to believe the within named guilty of the offence mentioned, I order he to be discharged.

Dated 1888 Police Justice.

I have admitted the above named to bail to answer by the undertaking hereto annexed.

Dated 1888 Police Justice.

of the City of New York, until he give such bail.

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—LARCENY

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

Sessions.

to answer

POOR QUALITY
ORIGINAL

0447

Sec. 198-280.

2

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

I am not guilty

John Bentes

Taken before me this

day of

19
1917
John Bentes
Police Justice.

POOR QUALITY
ORIGINAL

0448

\$1000. bail for St
Sept 28 to 2.1.1911
Oct 5th 2.30 P.M.
The Magistrate providing
at that 2nd District
in my absence will hear
the first determination
within case

BAILED,

John Prouty

No. 1, by

Residence

John Prouty

No. 2, by

Residence

John Prouty

No. 3, by

Residence

John Prouty

No. 4, by

Residence

John Prouty

Oct 6 to 10.00.00
to bring back

Oct 11.00.00

Police Court...

District

THE PEOPLE, &c.

ON THE COMPLAINT OF

James McAndrew
John Prouty

Offence

Receiving stolen goods

Dated

Sept 19 1888

John Prouty

John Prouty

Witnesses

John Prouty

No.

John Prouty

No.

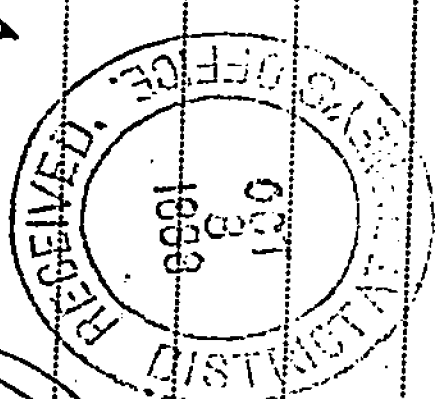
John Prouty

No.

John Prouty

No.

John Prouty



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

Defendant

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

Dated Sept 19th 1888 John Prouty Police Justice.

I have admitted the above-named John Prouty to bail to answer by the undertaking hereto annexed.

Dated Oct 6 1888 John Prouty Police Justice.

There being no sufficient cause to believe the within named James McAndrew guilty of the offence within mentioned, I order he to be discharged.

Dated Oct 6 1888 John Prouty Police Justice.

POOR QUALITY
ORIGINAL

0449

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 39 years, occupation Stephen O'Brien of No. Detective Sergeant
Central Office Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Samuel V. Meyer
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me this

day of

19 Sept 189 7

Stephen O'Brien

G. K. Murphy

Police Justice.

POOR QUALITY
ORIGINAL

0450

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

2 District Police Court.

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

Question. What is your name?

Answer. *Thomas McAuliffe*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *378 First Ave 9 months*

Question. What is your business or profession?

Answer. *Boatman*

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer. *I have nothing to say*

Thomas McAuliffe.

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0451

Police Court—

2nd District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 118 West 43rd Street, aged 47 years,
occupation Married Lady being duly sworn

deposes and says, that on the 7th day of June 1888 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

One Ladies gold Watch and
One Diamond Lace pin together
of the value of One Hundred and
fifty dollars

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by

Thomas Mc Culiffe and
John Prentiss (both now here) not arrested
from the fact that deponent missed
the aforesaid property from a plush box
on a Bureau in the back room on the 3rd
floor in said premises and deponent
is informed by Detective Sergeant
Stephen O'Brien of the Central Office that
he arrested the defendants Mc Culiffe
and Mc Culiffe admitted and confessed
to said Detective Sergeant O'Brien that he
had stolen said Watch and Diamond
pin and sold said Watch and pin
to the defendant Prentiss for twenty
dollars which said Prentiss paid to said

Subscribed before me this

1888

Police Justice

POOR QUALITY
ORIGINAL

0452

McAuliffe he said ^{bought and received said property} Prentiss well knowing at the
the said property was stolen and said
defendant Prentiss admitted and confessed
to said Detective ^{Deputy} O'Brien that he had
bought said property and stated to said
O'Brien that he would send his brother
after the property and said defendant
Prentiss's brother gave said Detective
Deputy O'Brien a pawn ticket representing
said watch and gave to said O'Brien
the diamond earring both here shown
in court and identified by deponent
as the property taken stolen and carried
away as aforesaid and prays that said
defendants may be dealt with as the law
directs

Sworn to before me this

19th day of Sept 1888
J. J. O'Brien
Police Justice

Amie O. Dillon

Police Justice.

to be discharged.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—LARCENY.

vs.

1

2

3

4

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

to answer

Sessions.

POOR QUALITY
ORIGINAL

0453

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

2nd

District Police Court.

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

Question. What is your name?

Answer.

John Puntiss

Question. How old are you?

Answer.

29 Years

Question. Where were you born?

Answer.

New York City

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

Answer.

572 Second Avenue 2 years

Question. What is your business or profession?

Answer.

Blank

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

I am not guilty of receiving stolen
goods. I loaned twenty dollars on a
pin and watch and he said he was
coming after them in a short time I
did not know the property was stolen
I did not deny having them in my
possession and told the officer where
to get the property

John Puntiss

Taken before me this
day of April 1888

Police Justice.

POOR QUALITY
ORIGINAL

0454

1000. bail for
Sept 28, 1888
Oct 5th 2, 30 PM
Chief Magistrate presiding
at the Court District
in my absence will please
try and determine the within
case

BAILED

No. 1, by

Residence

Police Justice Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Be is at the
Sept 6

Police Court

2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Amie G. Miller
118 West 47th
St. New York City

James McElroy
John Brennan

Offence

Grand Larceny
and Receiving Stolen Goods

Dated

Sept 19 1888

Magistrate.

Stephen J. Brimmer
Precinct.

Witnesses

Leaute Office

No.

Street.

No.

Street.

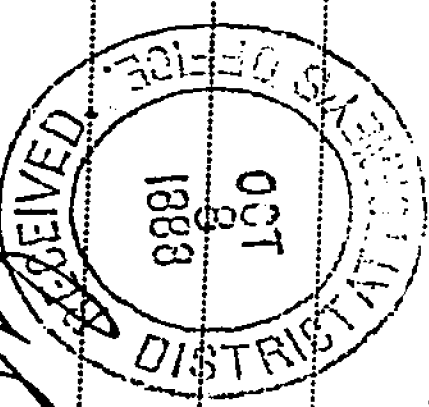
No.

Street.

No.

Street.

1000
to answer



No 1. 1888
11-2-13 case

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

Defendant

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

Dated Sept 19 1888 J. P. McKeeff Police Justice.

I have admitted the above-named John Ruffus to bail to answer by the undertaking hereto annexed.

Dated Sept 7 1888 J. P. McKeeff Police Justice.

There being no sufficient cause to believe the within named Thomas W. Encliffe guilty of the offence within mentioned, I order he to be discharged.

Dated Sept 7 1888 J. P. McKeeff Police Justice.

POOR QUALITY
ORIGINAL

0455

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas McAniff
and *John Prentiss*

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

Thomas McAniff and
John Prentiss —

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said

Thomas McAniff and
John Prentiss, both —

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

one watch of the value of one
hundred dollars, and one pin
of the value of fifty dollars.

of the goods, chattels and personal property of one *Annie E. Dillon*. —

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

POOR QUALITY
ORIGINAL

0456

SECOND COUNT—

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

John Prentiss —

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *John Prentiss*,

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,

*one watch of the value of one
hundred dollars and one pin
of the value of fifty dollars,*

of the goods, chattels and personal property of one *Annie E. Dillon*.—

by one Thomas Mc Culiffe, and

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

Annie E. Dillon,—

unlawfully and unjustly, did feloniously receive and have; the said

John Prentiss

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

045.7

and away
Hurry!

10/ Sentenced on an indictment
12/3 M

POOR QUALITY
ORIGINAL

0458

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas McAniff
and John Prentiss

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

Thomas McAniff and
John Prentiss —

of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said

Thomas McAniff and
John Prentiss, both —

late of the City of New York, in the County of New York aforesaid, on the first day of August, in the year of our Lord one thousand eight hundred and eighty-eight, at the City and County aforesaid, with force and arms,

one watch of the value of one
hundred dollars, one chain of
the value of twenty five
dollars, one pocket of the
value of twenty dollars and
one pencil of the value of
five dollars, —

of the goods, chattels and personal property of one Daniel V. Sprayer, —

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

POOR QUALITY
ORIGINAL

0459

SECOND COUNT—

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

John Prentiss —

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said *John Prentiss*.

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,

*one watch of the value of one
hundred dollars, one chain of
the value of twenty five
dollars, one locket of the
value of twenty dollars and
one pencil of the value of
five dollars.*

of the goods, chattels and personal property of one *Daniel V. Sawyer,*
by one Thomas the Bridge and

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

Daniel V. Sawyer.

unlawfully and unjustly, did feloniously receive and have; the said

John Prentiss. —

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, taken and carried away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0460

BOX:

325

FOLDER:

3085

DESCRIPTION:

McCabe, John

DATE:

10/01/88



3085

POOR QUALITY
ORIGINAL

0461

13
Keeping open on Sunday.

Counsel,

Filed

1 day of

1888

Pleads

THE PEOPLE,

vs.

Transferred to the Court of Sessions for trial and final disposition
Para 9. May 26, 1888
John McLeary
146

VIOLATION OF ENGLISH LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 188, Sec. 21 and page 188, Sec. 5.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Small & Smith Foreman.

WITNESSES:

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John McCabe

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

John McCabe

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

John McCabe

late of the City of New York, in the County of New York aforesaid, on the *sixteenth* day of *September* in the year of our Lord one thousand eight hundred and eighty-*eights*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating 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 whiskey, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Edward J. Donnelly

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

John McCabe

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

John McCabe

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0463

BOX:

325

FOLDER:

3085

DESCRIPTION:

McCaffrey, Edward J.

DATE:

10/05/88



3085

POOR QUALITY
ORIGINAL

0464

110

Counsel,
Filed 5 day of 188
Pleads Not guilty

THE PEOPLE

vs.

Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 530, — Penal Code].

Edward J. McCaffrey

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Foreman.
Oct 1888
J. R. Fellows, D. C. Judge
Emm. P. J.

Witnesses;

POOR QUALITY
ORIGINAL

0465

Police Court—1st District.

Affidavit—Larceny.

City and County } ss.:
of New York, }

of No. 17419 Park Row Street, aged 52 years,
occupation clerk being duly sworn

deposes and says, that on the 18 day of July 1888 at the City of New

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

of deponent, in the night time, the following property viz:

One gold watch valued
at Two hundred dollars

the property of

Deponent and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Edward J. Mc Caffery

for the reasons following to wit:
At about the hour of ten o'clock
on said date as deponent was
walking on Mail Street having
the said watch to which was attached
a chain and which watch was in
the pocket of the coat then
worn by deponent as a portion
of his bodily clothing, when the
said defendant seized said watch
and ran away with the same.
Deponent is informed by
Officer Maurice J. Stack, then
prisoner that he Stack saw the

Subscribed before me, this

1888

Police Justice

POOR QUALITY
ORIGINAL

0466

Said defendants running on Mail
Street followed by a large crowd
and the defendant. Said Officer
caught the said defendants on the
front platform of a Fourth Avenue
Car. The said Officer was informed
by an ~~unknown~~ person that he (the
unknown man) saw the defendant
throw the said watch into the street,
which watch he (the Officer) afterwards
recovered from another officer who
had picked the same up from
Park Row Street. Said Officer further
says that when he searched the de-
fendants he (defendant) did not
have any money with which to
pay his fare on said car.

Sworn to before me
this 19th day of July 1888

Police Justice.

to be discharged.

Police Justice.

Police Justice.

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 1888

1888

Police Justice

There being no sufficient cause to believe the within named

guilty of the offence mentioned, I order he to be discharged.

1888

Dated

J. A. Smith

J. D. McKim

Police Court, District

THE PEOPLE, &c.,
on the complaint of

vs.

1

2

3

4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

to answer

Sessions.

Offence—LARCENY.

POOR QUALITY
ORIGINAL

0467

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

Edmund Mc Caffrey

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

New York

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

Answer.

28 Henry St. 5 years

Question. What is your business or profession?

Answer.

Waiter

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer.

I am not guilty.

Ed. J. Mc Caffrey

Taken before me this
day of

188

Police Justice.

J. J. Smith

POOR QUALITY
ORIGINAL

0468

CITY AND COUNTY }
OF NEW YORK, } ss.

Maurice J. Stack
aged 26 years, occupation Police Officer of No. 44th Avenue Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Thomas M. Kenny*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 19
day of July 1888 *Maurice J. Stack*

Police Justice.

POOR QUALITY
ORIGINAL

0469

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____

Police Court---
District---

110

1119

THE PEOPLE, &c.,
ON THE COMPLAINT OF

2
3
4
Offence _____
from _____

Dated

188

July 19
Magistrate

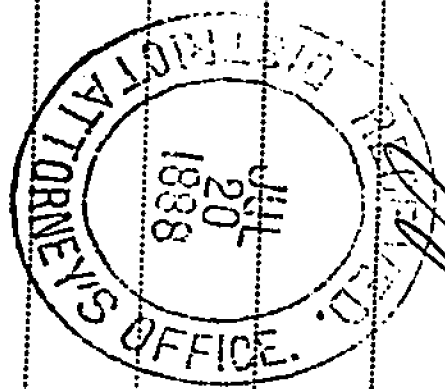
Officer

Precinct

Witnesses

No. _____
Street _____

No. _____
Street _____



No. _____
Street _____
\$ 100.00 to answer

Can

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 10 Hundred Dollars, _____ and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated July 19 188 St. Nicholas Police Justice.

I have admitted the above-named _____ to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0470

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward J. McCaffrey

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

Edward J. McCaffrey

of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said *Edward J. McCaffrey*

late of the City of New York, in the County of New York aforesaid, on the *eighteenth*
day of *August* in the year of our Lord one thousand eight hundred and
eighty-*eight*, in the *night* time of the said day, at the City and County
aforesaid, with force and arms,

one watch of the
value of two hundred dollars.

of the goods, chattels and personal property of one *Thomas D. McNamee*,
on the person of the said *Thomas D. McNamee*,
then and there being found, from the person of the said *Thomas D. McNamee*,
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

John R. Bellows,
District Attorney

0471

BOX:

325

FOLDER:

3085

DESCRIPTION:

McCann, Arthur

DATE:

10/05/88



3085

POOR QUALITY
ORIGINAL

0472

Witnesses;

Counsel, *5th* day of *Oct* 188*8*
Filed
Pleads,

THE PEOPLE
vs.
Arthur McCann
Grand Larceny,
(From the Person.)
[Sections 528, 530, — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Samuel Lincoln Foreman.
Oct 5/88
Pleaded G. L. larceny
S. P. 2 1/2 yrs.

POOR QUALITY
ORIGINAL

0473

Police Court—5 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of John W. Lidderb
occupation Laborer being duly sworn

deposes and says, that on the 18 day of August 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property viz :

One cloth Coach of the Value
of Five Dollars.

the property of

Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by

Arthur M. Laper (sworn)
from the Coach. That the said
M. Laper snatched said Coach
from deponent's arm and ran
away with said property in his
possession

John W. Lidderb
Munster

1888

Sworn to before me, this 19 day
of August 1888
John W. Lidderb
Police Justice.

POOR QUALITY
ORIGINAL

0474

POLICE COURT 1 DISTRICT.
City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of John Higgins

For Larceny

Arthur McCann

After being informed of my rights under the law, I hereby waive a trial, by Jury, on this complaint, and demand a trial at the COURT OF SPECIAL SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated Aug 19 188 8

Arthur McCann

A. J. White Police Justice.

POOR QUALITY
ORIGINAL

0475

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK ss.

District Police Court.

Arthur Meam being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is *h* right to
make a statement in relation to the charge against *h* *S*; that the statement is designed to
enable *h* if he see fit to answer the charge and explain the facts alleged against *h* *e*
that *h* is at liberty to waive making a statement, and that *h* waiver cannot be used
against *h* on the trial.

Question. What is your name?

Answer. *Arthur Meam*

Question. How old are you?

Answer. *29 Years.*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *10th Ave. & 167th St. 2 months*

Question. What is your business or profession?

Answer. *Laborer.*

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?

Answer. *I am not guilty of the
charge*

Arthur Meam

Taken before me this

day of *February* 188*8*

Police Justice

POOR QUALITY
ORIGINAL

0476

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____

No. 0 53 1527 13
Police Court District

THE People, N.Y.
ON THE COMPLAINT OF
THE DISTRICT ATTORNEY
163 N. 16th St.
New York City
Charles H. Smith
District Attorney

Offence _____

Date _____

1888

Magistrate

Officer

Precinct

Witnesses

No. _____
Residence _____
Street _____

No. _____

Street

No. _____

Street

300 to answer

1888

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

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

Dated _____ 1888 _____ Police Justice.

I have admitted the above-named _____ to bail to answer by the undertaking hereto annexed.

Dated _____ 1888 _____ Police Justice.

There being no sufficient cause to believe the within named _____ guilty of the offence within mentioned, I order h to be discharged.

Dated _____ 1888 _____ Police Justice.

0477

OF THE CITY AND COUNTY OF NEW YORK.

against

Arthur McRann

The said Arthur McRann

one root of the value of

Five dollars,

James P. Jones,
District Attorney

0478

BOX:

325

FOLDER:

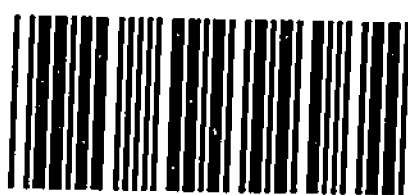
3085

DESCRIPTION:

McCann, Patrick

DATE:

10/26/88



3085

POOR QUALITY
ORIGINAL

0479

Witnesses

Off Gullay

Counsel,

Filed, 26. day of Oct 1888

Pleads, *Amend - 30*

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), Page 1089, Sec. 5.]

B

Patrick McLean

7

W. R. Fellows

JOHN R. FELLOWS.

District Attorney.

Oct 30. '88, D.C. 19/87

A True Bill.

W. R. Fellows

W. R. Fellows
Foreman.

POOR QUALITY
ORIGINAL

0480

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Patrick Mc Cann

The Grand Jury of the City and County of New York, by this indictment,
accuse *Patrick Mc Cann*
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG
AND SPIRITUOUS LIQUORS, WINES ALE AND BEER, committed as follows:

The said *Patrick McCann*
late of the City of New York, in the County of New York aforesaid, on the
fifteenth day of *July* in the year of our Lord one
thousand eight hundred and eighty-*eight*, the same being the first day of the
week, commonly called and known as Sunday, being then and there in charge of, and
having the control of a certain place there situate, which was then duly licensed as a
place for the sale of strong and spirituous liquors, wines, ale and beer, with force and
arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully
did not close and keep closed, and on the said day the said place so licensed as aforesaid
unlawfully did open and cause and procure, and suffer and permit to be open, and to
remain open, against the form of the Statute in such case made and provided, and against
the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0481

BOX:

325

FOLDER:

3085

DESCRIPTION:

McCue, Thomas

DATE:

10/17/88



3085

POOR QUALITY
ORIGINAL

0482

250

Counsel,
Filed 17th day of Oct 1888
Pleads, *Chas. Kelly*

THE PEOPLE
23rd vs. *Sh*
5th *Oliver*
5th *Sumpter*
Robbery in the *Money*
(Sections 224 and 228, Penal Code).
Thomas McCue
(2 cases)

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. H. Miller Foreman.
Part III November 16/88
Ind. and convicted
Robbery in the high degree
11/15/88 J. J. *RF*
19

Witnesses:
Emmanuel Lasser
Off. Clark
The depositions
of the several
persons named
in this and other
indictments
are taken for
the purpose of
ascertaining the
truth of the
charges against
the defendant.

1

Court of general Sessions.

Part III.

The People of the State of New York	:	Before
agst.	:	Hon. Frederick Smyth,
T H O M A S M c C U E.	:	and a Jury.

Indictment filed October 17th, 1888.

Indicted for Robbery in the First Degree.

New York, November 15th, 1888.

A P P E A R A N C E S:

For The People, Asst. Dist. Atty. W. T. Jerome.

For the defendant, Mr. W. Buttner.

EMERICH LISER, a witness for The People, sworn, testified:

I am eighteen years of age. I am a butcher by occupation. On the 15th of September, this year, at about noon, or half past one, I saw this defendant in the street. I don't know exactly the name of the street but it is near James St. At the time I saw him I had \$14 in my left hand pants pocket in a pocket book.

Q Now tell the Jury what happened to you at that time and place? A At noon time I had been in a saloon and drank a glass of beer; the prisoner and two others came into the saloon and they played pool; they ordered lots of beer, and as soon as they got the beer, they threw it under the table. I went over and paid for my beer and when I paid for it they saw that I had plenty of money,

2

both paper money and silver. Then one of the three men came up to me and asked me what countryman I was, and I told him I was a German, and then he asked me if I could not talk English; and then he asked me if I had any work, or if I had a trade; I said I didn't have any work at that time and he told me he would bring me to a place where I could commence to work right away. At first I didn't want to go away with them; then this prisoner and one of the other men went away, and after that the other man wanted me to go with him. I went with him through Oliver St. and then we came to a house, I think the number is 72, and when we got there the man who was with me caught me by the throat and dragged me into a hallway, and when we got in there I found that this defendant and the other man who had left the saloon before us were in that hallway. The man who had walked with me from the saloon to this house in Oliver St. took hold of me by the throat and the prisoner and the other man took the money away from me. After they had taken the money, the one that had walked with me hit me in the chest and then he ran away. I ran out and I began crying for police and the people around there were asking me what was the matter and I said that they had taken my money. I then spoke to the Officer, and told him what had happened to me. I described one of the men who attacked me.

Q Was this defendant the man you described? A Yes, sir.

3

Q When did you next see the defendant? A Three weeks after, in the station house; he was there in the presence of three or four policeman and I identified him there.

Q How did these men get the money out of your pocket?

A One held me by the throat and by the arms, so that I could not move, and the other two took the money out; they put their hands into my pocket and took my money out.

CROSS EXAMINATION.

I live at No. 81 Avenue C; I did not have any work at the time this happened.

Q How much money did you have on your person when you left the house in the morning? A I had \$14 at the time I was in James Street.

Q How much money was taken from you? A \$14; that is all I had.

Q Did you drink any beer that day? A I drank one glass in the morning and one in the afternoon; I remained in that saloon about half an hour looking at these men playing pool; I do not know what the men were conversing about; I could not describe the other men who were in company with this defendant at the time; one of them spoke German and it was with him I had the conversation which resulted in my going with him to Oliver St. to get work.

Q Can you swear positively which one of the three men it was that grabbed you by the neck? A yes, sir.; the man that grabbed me by the neck scratched me right here.

4

Q Before this man choked you had you seen anybody else besides him? A He was alone at the time.

Q Didn't you become insensible from the effect of the choking? A I didn't know what I was doing; but as soon as he took his hand off my throat I had my senses.

Q Didn't the man who took your money, get out of your sight before the man who was choking you quit?

A Yes, sir.

Q Then how do you know who it was that took your money?

Q The two other men were in the hall and while one held me by the throat the other two took my money.

ZABRISKIE H. MULLEN, a witness for The People, sworn, testified

I am a police officer attached to the 15th Precinct. On the 15th of September last, I met the complainant in Cherry St. right near the corner of Oliver. He came along there and I noticed that he had scratches upon the side of his throat, he was crying and said he had lost his money; I could not exactly understand him, so I took him to a German to interpret for me. He gave me a description of the persons who had taken his money. I went to the hallway of No. 82 Oliver St. and in that hallway I picked up a pocket book which was identified by the complainant as his. About three weeks afterwards I brought the complainant to the station house, and I said to him "We want you at the station house. The prisoner had been already arrested on another charge. The

POOR QUALITY
ORIGINAL

0487

5

defendant was stood up in a line with four policeman and three citizens and I asked the complainant if he could tell the man who robbed him, and he immediately picked this defendant out. The defendant did not say a word to the complainant about it. The defendant said to me "Ain't one case enough against me without bringing more". I told him I was going to give him his just due, and he said "You can't do anything to me, anyhow". That is all the conversation I had with him.

CROSS EXAMINATION.

This identification took place three or four weeks after the robbery

Q You took this prisoner and put him with three respectable citizens and four police officers in uniform?

A Yes, sir.

Q You wanted this man to identify the defendant out of that number? A Yes, sir.

Q And he identified him? A Yes, sir; he walked right to him and picked him out.

MARTIN KEOGH, a witness for The people, sworn, testified:

I am a police officer. I arrested the defendant on the 11th of October, about 7.30 P.M. On that evening, I was standing in the neighborhood, of No. 74 Oliver St. talking to Mr. Daly, who owns property there. While in conversation with him I saw two men running, one of them

6

was the defendant, and the other is the complainant in the other case Alexander. I followed him to the alley way of No. 72 Oliver St. and caught him. I brought him to the station house and it was after that that Officer Mullen brought the complainant Liser to the station house and he was identified.

D E F E N S E.

THOMAS Mc CUE, the defendant, sworn, testified:

I am twenty-four years of age. I have resided in New York all my life. I am a married man.

Q Do you know the complainant who was on the witness stand?

A No, sir.

Q Did you ever rob him? A No, sir.

Q Do you remember the day that he said he was robbed, or do you remember about the time? A No, sir, I do not.

Q You heard his testimony that he was robbed upon a certain day some time ago; did you rob him on that day?

A No, sir.

Q Did you share in the proceeds of any robbery? A No, sir.

CROSS EXAMINATION.

I have been convicted twice, the first time was for grand larceny and the second time was for burglary in the thir degree. The first time I got three years and the second time I got one year. I am a steam fitter by trade; I last worked at my trade of steam fitting three years ago in Philadelphia. Since then I have been driv-

**POOR QUALITY
ORIGINAL**

0489

7

ing a truck in New York. I have also worked as a porter in T.R.Mitchell & Company's in Chrystie St. I worked there for four months until I was put out of it by the police. I do not know that any of my former employers are in Court. I was not working every day during the month of September. I do not know this other man who has been pointed out to me as the complainant in another case against me.

Q Do you remember when you were arrested by Officer Keogh?

A Yes, sir.

Q The officer says you were running? A No, sir; the officer is mistaken. It is not true that this man Alexander identified me as having taken his watch from him. All this is simply prejudice against me on the part of these policemen.

Q Do you know that saloon at No. 72 Oliver St? A Yes, sir

Q Did you see the complainant in there one day when you were playing pool? A No, sir.

The Jury returned a verdict of guilty of Robbery in the first degree.

0490

The PEOPLE &c.

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THOMAS McCUT.

Abstract of testimony on

trial November 15yh 1888.

THOMAS MCCUE.

Abstract of testimony on
trial November 15th 1888.

POOR QUALITY
ORIGINAL

0491

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Mc Bue

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

Thomas Mc Bue

of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

Thomas Mc Bue

late of the City of New York, in the County of New York aforesaid, on the *eleventh*
day of *October* in the year of our Lord one thousand eight hundred and
eighty-*eight*, in the *night* time of the said day, at the City and County
aforesaid, with force and arms,

*one watch of the value of ten
dollars*

of the goods, chattels and personal property of one *Andrew M. Davison*
on the person of the said *Andrew M. Davison*
then and there being found, from the person of the said *Andrew M. Davison*
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

POOR QUALITY
ORIGINAL

0492

SECOND COUNT—

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

Thomas Mc Cue
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Thomas Mc Cue*

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid,
at the City and County aforesaid, with force and arms,

*one watch of the value of ten
dollars*

of the goods, chattels and personal property of one *Andrew M. Davison*

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

unlawfully and unjustly, did feloniously receive and have; the said

Thomas Mc Cue

then and there well knowing the said goods, chattels and personal property to have been feloniously
stolen, taken and carried away, against the form of the statute in such case made and provided,
and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

POOR QUALITY
ORIGINAL

0493

257

Counsel, Campbell and Hopkins
Filed 17 day of 1888
Pleads, *Guilty*

Grand Larceny, *First Degree*
(From the Person.)
[Sections 528, 530, 532 Penal Code].

THE PEOPLE

vs.

P

Thomas McIner
(2 cases)

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Small Foreman.

Sentence on another indictment
see indictment.

Witnesses:

Joseph

*Shelton on bench
for Robbery 1st degree
to 1879 or 80
1879 or 80
Rk*

27

POOR QUALITY
ORIGINAL

0494

Police Court—1st District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Andrew M. Harrison
of Shop 17 Water Street Yorkville Street, aged 40 years,
occupation Laborer being duly sworn

deposes and says, that on the 11 day of October 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and
person of deponent, in the night time, the following property viz:

One Silver Watch of the Value of
Ten dollars \$ 10⁰⁰/₁₀₀

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Thomas McCue (nowhere)

and another person not arrested and whose
name is unknown to deponent, from
the fact that deponent was standing in
the corner of Oliver and Cherry Streets
when deponent had said Watch
attached to a Chain in the left hand
pocket of the vest then worn upon
deponent's person, that said unknown
person came up to deponent and engaged
deponent in conversation, when said
McCue came up and snatched said
Watch from deponent's pocket and ran
away with the same, that deponent
pursued person said McCue, and gave

Sworn to before me, this
day
188

Police Justice.

POOR QUALITY
ORIGINAL

0495

an alarm when said McEne was
caught in the hallway of premises
No 72 Oliver Street and when caught
he threw said match away and
departed then when recovered said match

Sworn to before me this } A. M. Darrison
12th day of October 1888 }

J. M. Patterson
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—LARCENY.

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer

Sessions.

POOR QUALITY
ORIGINAL

0496

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name.

Answer.

Thomas McCue

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

New York

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

Answer.

52 Oliver Street 2 years

Question. What is your business or profession?

Answer.

Shaw-fitter.

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer.

I am not guilty

Thomas McCue

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0497

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____

251 1619
Police Court...

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Victor Robinson
Shop 17 North Works
Lawrence St. N.Y.C.

Offence

Dated

1888

Justice
Marion H. H. H.
Officer

Precinct

Witnesses

No.

Street

No.

Street

No.

Street

No.

Street

No.

Street

No.

Street

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

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

Dated *October 14* 1888

J. M. Patterson Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated _____ 1888

Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order he to be discharged.

Dated _____ 1888

Police Justice.

POOR QUALITY
ORIGINAL

0498

Police Court District.

CITY AND COUNTY
OF NEW YORK, ss.

Emerich Lesin
of No. *66 Greenwich* Street, Aged *18* Years
Occupation *Butcher* being duly sworn, deposes and says, that on the
15 day of *September* 188*8*, at the *4* Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

*Good and lawful money
of the United States consisting
of Bank Bills of various
denominations and silver
coins of various denominations
the whole being of the amount*

of the value of *Fourteen* DOLLARS,
the property of *Heepman*

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 force and violence as aforesaid by

Thomas McQue (now here) and another
men not yet arrested who were
acting in concert for the reasons
following to wit: On the above
described date deponent had
the said money in the pockets
of the vest and trousers then
worn by him as a portion of
his bodily clothing when the de-
fendant and unknown men
dragged deponent into the hallway
of premises 72 Oliver Street
and while one of the unknown men

Sworn to before me, this

188

Police Justice

0499

Sworn to before me
this 12th day of October
1888 } Lemuel L. Loper

Sam Clutterton Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named _____ guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of _____ Hundred Dollars _____ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated _____ 188 _____

_____ Police Justice.

I have admitted the above named _____ to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____

_____ Police Justice.

There being no sufficient cause to believe the within named _____ guilty of the offence mentioned, I order he to be discharged.

Dated _____ 188 _____

_____ Police Justice.

Police Court, _____ District.

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

Q3.

Dated

Magistrate.

Officer,

Clerk.

Witness,

No.

street,

Yes.

Street,

For

Street.

.....to answer General Sessions.

POOR QUALITY
ORIGINAL

0500

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *Thomas M. Cur*

Question. How old are you?

Answer. *22 years.*

Question. Where were you born?

Answer. *New York.*

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

Answer. *52 Oliver 2 years.*

Question. What is your business or profession?

Answer. *Steam fitter*

Question. Give any explanation you may think proper of the circumstances appearing in the testimony against you, and state any facts which you think will tend to your exculpation?

Answer. *I am not guilty*
Thomas M. Cur

Taken before me this

day of *October* 188*1*

J. M. Carrington
Police Justice.

0501

Police Court-----District

25

169

THE PEOPLE, &c.,
ON THE COMPLAINT OF

ON THE COMPLAINT OF

Churchman

66 Greenwald

Thomas H. Cox

~~Offence~~

Dated Dec 1 1888

.....
Lawrence
 Magistrate.

Charmy Muller Officer.

Precinct.

Witnesses.....

No. 100 Street.

No. 2005-14

194111

..... Street.

1007 to answer 2.0.

Cond

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

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

the City Prison, of the City of New York, until he give such bail.
Dated Nov 14 1888 J. M. Patterson Police Justice.

*I have admitted the above-named.....
to bail to answer by the undertaking hereto annexed.*

Dated.....188.....*Police Justice.*

There being no sufficient cause to believe the within named.....
.....guilty of the offence within mentioned, I order h to be discharged.

Dated.....188.....*Police Justice.*

POOR QUALITY
ORIGINAL

0502

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas McRae

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

Thomas McRae
of the crime of ROBBERY IN THE *First* DEGREE, committed as follows:

The said *Thomas McRae*.

late of the City of New York, in the County of New York aforesaid, on the *27th* day of *September*, in the year of our Lord one thousand eight hundred and eighty *eight*, in the ~~time of the said day~~, at the City and County aforesaid, with force and arms, in and upon one *Romaine Sevier*, in the peace of the said People then and there being, feloniously did make an assault, and ~~promissory note 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~~; *one* promissory note 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~~; *two* 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*; *seven* 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*; *fourteen* 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*; ~~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 twenty 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 ten dollars ~~and of the value of ten 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 five dollars *each*; *two* United States Silver Certificates of the denomination and value of *twenty* dollars *each*; *one* United States Silver Certificate of the denomination and value of ten dollars ~~and of the value of ten dollars~~; ~~United States Silver Certificate of the denomination and value of five dollars~~; *seven* United States Silver Certificates of the denomination and value of two dollars *each*; *fourteen* United States Silver Certificates of the denomination and value of one dollar *each*;

**POOR QUALITY
ORIGINAL**

0503

~~United States Gold Certificate of the denomination and value of twenty dollars~~
~~—; one~~ United States Gold Certificate of the denomination and value of ten
dollars ~~—~~; ~~two~~ United States Gold Certificates of the denomination and value of
five dollars ~~each~~; and divers coins, of a number, kind and denomination to the Grand Jury
aforesaid unknown, of the value of *fourteen dollars,*

of the goods, chattels and personal property of the said *Emerich Serin,*
from the person of the said *Emerich Serin,* against the will,
and by violence to the person of the said *Emerich Serin,*
then and there violently and feloniously did rob, steal, take and carry away, *the said*
Thomas McQue Henry then and there
aided by an accomplice actually
present, whose name is to the Grand
Jury aforesaid as yet unknown,
against the form of the Statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0504

BOX:

325

FOLDER:

3085

DESCRIPTION:

McDermott, John

DATE:

10/26/88



3085

POOR QUALITY
ORIGINAL

0505

WITNESSES:

Off Wheaton

Counsel,

Filed

26

day of

Oct

188

Pleads

Guilty

THE PEOPLE,

vs.

B

John Mc Dermott

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[Ill. Rev. Stat. (7th Edition), page 1988, Sec. 21 and
page 1989, Sec. 5.]

F. Oct 18/89
B.W. Ordered

JOHN R. FELLOWS,

District Attorney.

Sept 17/89 Bond not found
A True Bill. *Prothonotary not here*

Samuel A. Munn Foreman.

Bond not found

POOR QUALITY
ORIGINAL

0506

Excise Violation-Selling on Sunday.

POLICE COURT- 5 DISTRICT.

City and County } ss.
of New York,

William J. Wheaton
of No. 27 Precinct Police Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 13 day
of July 1888, in the City of New York, in the County of New York, at
premises No. 187 1/2 Avenue Street,
John McDermott (now here)
did then and there SELL, CAUSE, SUFFER and permit to be sold, and ~~GIVE~~ under his
direction or authority strong and spirituous ~~liquors~~, ~~wines~~, ale, and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said John McDermott
may be arrested and dealt with according to law.

Sworn to before me, this 16 day
of July 1888, of William J. Wheaton
Police Justice.

POOR QUALITY
ORIGINAL

0507

Sec. 199-200.

CITY AND COUNTY OF NEW YORK, ss.

5 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you may think will tend to your
exculpation?

Answer.

I am not guilty - and I
demand a jury trial if held
after examination

John McDermott

Taken before me this

188

Police Justice.

POOR QUALITY
ORIGINAL

0508

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

466. 5 1118
Police Court District.

THE PEOPLE, &c.,

vs. the OFFENDERS OF

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

John McDemott

Offence

Dated July 16 1888

Magistrate

Officer

Precinct

Witnesses

No. Street

No. Street

No. Street

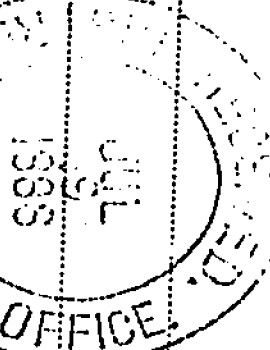
No. Street

No. Street

No. Street

No. Street

No. Street



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

John McDemott

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

Five Hundred Dollars,

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

Dated July 16 1888 John McDemott Police Justice.

I have admitted the above-named

Defendant

to bail to answer by the undertaking hereto annexed.

Dated July 16 1888 John McDemott Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order h to be discharged.

Dated 1888 Police Justice.

POOR QUALITY
ORIGINAL

0509

COUNTY OF NEW YORK, SS.

In the Name of the People of the State of New York, To any Sheriff, Constable,
Marshal or Policeman in this State, GREETING:

An indictment having been found on the 26th day of October
1888, in the Court of General Sessions of the Peace, of the County of
New York, charging John Mc Dermott

with the crime of

Violation of Excise Law

John Mc Dermott You are therefore Commanded forthwith to arrest the above named John
Mc Dermott and bring him before that Court to answer the indictment; or
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the
City Prison of the City of New York, or if he require it, that you take him before any Magistrate
in that County, or in the County in which you arrest him; that he may give bail to answer the
indictment.

City of New York, the 18th day of October 1889

By order of the Court,

[Signature]
Clerk of Court.

POOR QUALITY
ORIGINAL

05 10

N. Y. General Sessions of the Peace

THE PEOPLE
OF THE STATE OF NEW YORK,

against

John McDermott

Bench Warrant for Misdemeanor.

Issued *October 18th* 188*9*

*Can not be
found has
moved to Brooklyn
officer M J Wheeler
29th Precinct*

The defendant is to be admitted to bail

in the sum ofdollars.

**POOR QUALITY
ORIGINAL**

0511

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

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

John Mc Dermott
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

John Mc Dermott
late of the City of New York, in the County of New York aforesaid, on the *fifteenth* day of *July* in the year of our Lord one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating 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 whiskey, 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 intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

William J. Wheaton
and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

And the Grand Jury aforesaid by this indictment further accuse the said

John Mc Dermott
of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

John Mc Dermott
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

05 12

BOX:

325

FOLDER:

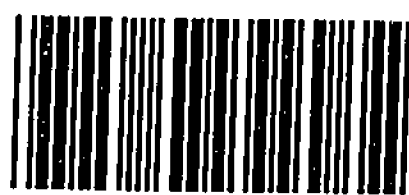
3085

DESCRIPTION:

McDermott, Peter

DATE:

10/16/88



3085

POOR QUALITY
ORIGINAL

0513

103.
C.W. Peters
vs. Mahala J. a

Counsel,
Filed 16 day of Oct. 1888
Pleads, Not guilty

THE PEOPLE
[Section — 103 — Penal Code.]
Printed in the
County of ...
State of ...
Peter Mc Dermott

JOHN R. FELLOWS,

District Attorney.

Done January 14, 1889 Part 3
Filed 14/1/89

A True Bill.

Small Linn Foreman.

Part 3 Jan 14 - 1889
Printed January 24/89
Filed and Corroborated
at New York, N.Y. on January 24/89
S. J. de la Cruz

Witness,
J. J. Martin
Maurice McDermott
Maurice Linn
Maurice McDermott
Witness Society
E. J. de la Cruz

I am the wife of the defendant Peter McDermott. In the month of June 1888 I lived at No. 484 East 74th St. in this city. I occupy the easterly rear tenement on the 4th floor of that building. I remember the day that the old man, Patr iak McDermott, this defendants's father died. On that day my husband was at home, I believe. I went out in the morning at half past eight in the morning and at that time neither the defendant or his father were in the house. I returned on that day between three and four

2.

o'clock and at that time my husband and his father were in the rear room sitting still, doing nothing . I stayed in the room ten or fifteen minutes and I went out to see a lady who lives a few doors above. When I returned to the house again, in half an hour probably, I found the ambulance at the door and saw the old man lying on the floor and he was taken away in the ambulance .

CROSS EXAMINATION:

I never saw my husband quarrel with his father; their relations were of a most friendly character; his father lived at our house a considerable portion of the time; he did not live with his wife or the rest of his family; he was a drinking man; he was drunk on the day of this occurrence. When I came into the room first between three and four o'clock the old man was in a stooping position. When I came in my husband found fault with me for putting his father out of the house . The door was broken open when I first returned and I said something to my husband about it . I told him that the both of them ought to be arrested for ~~breaking the door down~~ ~~being drunk~~ . ? My husband at that time called me a vile name .

MAMIE McDERMOTT, a witness called on behalf of the People,
sworn, testified:-

I am nine years old ; I go to school; if I did not tell the truth God would punish me; I do not know the nature of an oath; I do not know what an oath is; I do not know what false swearing is.

Objection and Exception was taken to the

swearing of the witness by the defendant's counsel.

I remember the time my grandfather was hurt in our house in 74th Street; I think it happened about four o'clock in the afternoon; I just came home from school. I came right home from school and went into the house; Before I went into the room I heard my father walking up and down the floor and I heard some one, either my grandfather or my father say "You son of a bitch, I will kill you"; I looked in the door and saw my father-and then I was standing at the door only a few minutes and my father came down to the grocery and brought up a bottle of sarsaparilla; I then ran into the room and seen my grandfather lying on the floor; I ran out then and called Mrs. Berry who was down on the first floor; Mrs. Berry did not come up and there was a boy peddling potatoes and he asked me would he go for an ambulance and I told him I did not care. I went down stairs and when the ambulance came I went upstairs. I then went and found my mother. Then my father went away with a policeman.

CROSS EXAMINATION:

I was before the Coroner a day or two after this happened. My memory was better then than it is now. I told the coroner that I did not know whether it was my father killed my grandfather or not.

Q. Do you love your papa? A. No sir.

Q. You don't love him? A. No sir.

Q. You did love him up to the time you went to the society, did you? A. Yes sir.

Q. When you lived at home in 74th Street you loved him very much? A. Yes sir.

Q Were you visited by any officers while in the society?

A No sir .

FRANK N. SHARP, a witness called by the People, sworn, testified:-

On the 6th day of last June I was a regular practicing physician attached to the Presbyterian Hospital in this city . I remember on that day going with the ambulance to No. 484 East 74th Street and seeing there one pPatrick McDermott. I received the ambulance call at 4.22 and I arrived there at 4.29 in the afternoon. I found this old man (who said his name was Patrick McDermott) lying on the floor; he was breathing rather hard, tracheal rattles in his throat; he was totally unconscious there was blood on his coat, on his nose and on his shirt, his pulse was very weak and he was in an extreme condition. I administered several hypodermics and had a stretcher brought up and he was conveyed to the hospital in the ambulance. We arrived at the hospital at 4.52 P. M. He was then turned over to the house surgeon but the house surgeon had not time to do anything for him as he died within ten minutes after his arrival at the hospital . I was present at the autopsy. The primal cause of death was a fracture of the nasal bones, the vomer and the ethmoid bones causing hemorrhage, which ran down his throat and into his lungs and in his unconscious condition he was unable to expel it and his death resulted .

5

Q Describe the condition of his face ?

A. His face was very bloody and his nose was flattened; there were cuts over his nose and it was in a mashed condition . Also several of his ribs were found to be fractured -I think four or five of them.

CROSS EXAMINATION:

Q. When you came into the room do you remember this defendant saying to you : "Give this man a stimulant so that he can tell how this happened " ? A. Some one said that, I would not say who .

Q You wont say it was not the defendant ?

A. I would not say it was not the defendant .

Q . You did not discover that this man's ribs were broken until after death ? A. No sir .

Q. What stimulants did you administer ?

A. Digataline .

Q. Did you administer any brandy ? A . No sir .

:RE)DIRECT:

Q. I show you now a picture marked Ex. 1 for identification--it is the picture of the stove in the room of the McDermott's) Assuming that that stove is two feet , three inches long, 18 inches across the top and two feet in height, in your opinion, would a man under the influence of liquor falling upon such a stove produce such a fracture of the nose and nasal bones as you have described ? A. I think not . I think it would be painful for a man to be about with his ribs broken as this man's ribs were .

RE)CROSS

Q Suppose the nasal bones were weak could they be broken by falling against a stove ? A. The nasal bones might be broken; but I don't think the ethmoid bone could be .

Q The ethmoid is a very small bone, is it not ?

A. Yes sir; but it is very securely placed .

Q. What is the effect of the continual use of alcohol on bones ? A. It does not have any particular effect on them .

Q. Does it make the bones any more brittle ? A. No sir .

Q Has a man who has been drinking and abusing himself for fifteen years bones as good as yours ?

A. For all I know he has; I know nothing to the con-

Q How long have you been practicing medicine ?

A. Two years .

Q. Where did you graduate ? A. At the college of physicians and surgeons.

Q. How long have you been attached to the Presbyterian hospital ? A. It will be two years next December .

Q. Where were you practicing before that ?

A I graduated last June and I was in the Hospital. I am at the present time House Physician in the same hospital.

Q What was the condition of this man's bones ?

A. They were good sound bones .

Q. How old a man was the deceased ? 67.

Q. Did you discover any trace of former fracture ?

A . No sir .

Q Of the lungs? A. Nosir; we did not examine for that .

Q. Did you find any traces of a former fracture of the ribs ? A. Nosir .

Q. These fractures were due to some force exerted upon the body ? A. Yes sir .

Q. Could you tell from your examination what surface of the head or face or body that force was exerted upon .

A. Right on the bridge of the nose. There were contused wounds upon the face; the wounds were external as well as internal; the bones were crushed right in .

Q. How was the forehead ? A. There was no appearance of anything on the forehead .

Mrs. McDermott testified to the fact on being recalled that Mr. Jerome visited her house and took a photograph of the stove in her room . The photograph was received and marked in evidence .

The case was adjourned until tomorrow, January 22nd 1889 at 11 A. M.

New York, January 22nd 1889.

Trial resumed .

MARIA BERRY, a witness for the People, sworn, testified:

In June last I lived at No. 484 East 74th Street in this city on the first floor . I remember the day on which there was trouble in the rooms of the McDermott's. About four o'clock on that afternoon the little girl who has testified here came to me and told me something and I went upstairs with her to the rooms of the McDermott's on the 4th floor. I went into the room and I saw the defendant washing his father's face; his feet were towards the door as you go in and his head was towards the opposite wall . I asked the defendant if that was his father and he said it was; then I asked him if he killed him and he did not make me any answer; then I asked him if he could do something for him and he said he would be all right in a few minutes, that he had often seen him like that before, that it was only a hemorrhage; he also said that the old man was drunk; then the defendant went into another room and drank some sarsaparilla; there was blood on the floor and blood on the wall where the old man was lying; I do not know whether the blood on the wall was dry or not; I did not examine it closely. The defendant did not say anything more to me or me to him; the ambulance came and I went down stairs to my work .

CROSS EXAMINATION:

Q . When you went upstairs the son seemed to be washing and caring for his father ? A. Yes sir; washing him .

Q At that time you did not see any blood on the wall ?

A. No sir; not until I went up again in the evening .

Q. Was the towel with which the son was wiping off the old man's face full of blood ? A. He had a pan of water and he was rinceing it in that .

Q You lived in this house two years ? A. Yes sir .

Q You never heard a quarrell between these men any time there ? A. Never . I never saw the old man in my life until I saw him lying on the floor . I did see the defendant once or twice going in and out of the house .

HUGH J. HANLON, a witness for the People, sworn, testified :-

I am an officer of the Municipal Police of this city and was such last June . On the 6th day of June I remember going to the rooms of the McDermott's . A child came to me in the street and told me something and I went to McDermott's house . I went up stairs, I think it was on the 4th floor, and I went into a room on the east side of the building and in the room that I went into there was a man lying on the floor and another man was standing by the window. I went right over and I asked the man standing at the window (the defenan.) who was the man that was lying on the floor in the dark room

and he said it was his old man ; I said "What is the trouble with him " and he said "He fell on the stove". I brought him out to the dark room in which the old man was lying to see if I could get any information from him and I found he was unconscious. The prisoner told me that he had washed the blood from his face; I then made an examination of the stove but I could find no marks of blood on it . The feet of the dead man was about three feet from the doorway . There was a moisture in the space between the stove and where the old man was lying but I could not tell whether it was blood or not . I asked the old man while he was lying on the floor what the matter with him was and he made no answer . The officer on post, Harrigan, then came in and took charge of the case and that is all I know.

CROSS EXAMINATION:

Q. The room in which you found the old man was a small room and dark, and where you found the son was a light room ? A. Yes sir; he was standing at the window .

Q. Do you think you would have seen a drop of blood on that stove ? A. While I might not have seen it I might have felt it .

Q. Did you see a sarsaparilla bottle there ?

A. There was a bottle there with a dark mixture in it. A lady said to the defendant "You have killed him " and the defendant did not say anything .

Q. You had no difficulty getting into these rooms ?

A . None whatever; the doors were wide open .

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Q. Did the defendant have a towel while you were in the room ? A. The defendant was not in the room with the old man; he was in a different room altogether .

Q. You turned the prisoner over to Officer Harrigan and you left ? A. Yes sir .

CORNELIUS HARRIGAN, a witness for the People, sworn, testified:-

I am an officer of the Municipal Police . I remember the 8th of June . I got to the house of the McDermott's at about 15 or twenty minutes after four. I followed the ambulance to the house and I went upstairs three flights and on entering the room of the defendant I saw a body lying on the floor and then I entered the rear room and finally saw the defendant standing near the window and I saw Mrs. Berry standing in the room too. In my presence Mrs. Berry accused the defendant of the murder ; she said "You have murdered your father " and the defendant made no reply whatever . The physician attended the old man and I took the prisoner to the station house . I did not have any conversation with the defendant in the room . On the way to the station house I told the defendant that the old man was in a very bad way; and he told me that the old man had fallen downstairs some time previous and that he had fractured his ribs and he said that he knew the case would have to go to trial and he could prove his innocence. I had no other conversation with the defendant .

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CROSS EXAMINATION:

Q. Did you notice any blood there ? A. I noticed blood about the head of the old man .

Q. Was it light enough in the room so you could see ?

A. Light enough for me to see that it was a man lying there .

Q. Did you make any examination of the deceased .

Q. Did you hear any conversation between the doctor and the defendant ? A. No sir; the doctor was in the centre room and I was in the rear room .

HUGH J. HANLON, recalled:

Q. Did you hear any conversation between the doctor and the defendant ? A. Yes sir; the defendant commenced to use profane language and the Doctor said that if he did not shut up he would go out and leave them all there.

HUGH MARTIN, a witness for the People, sworn, testified :-

I am an officer of Police and was such in June last. On the 6th of June at nine o'clock at night I visited the house of the McDermott's . . I also went there last Saturday and made measurements . The stove measured on top 18 inches by two feet . On the 6th of June I made an examination of the whole place.

MARGT. MCDERMOTT, recalled .

After the old man was taken away to the hospital and for some time afterwards I continued to live in the same room . On the day of this occurrence about

nine o'clock in the evening I was there when Officer Martin came .

Q. Were there any blood spots on the wall of that room when you went out at three o'clock ? A. No sir; I did not see any; I did not look to see . I never saw any blood spots on the wall . I saw Officer Martin examine the walls . I could not say whether there were any blood marks on the wall before that day because I did not look to see .

HUGH MARTIN, recalled :

In the evening when I went there I examined the walls ; the right hand wall I found to be spattered with blood . The blood was dry; they looked as if they were fresh spots of blood . . I examined the stove and found a piece broken off of it .

WILLIAM O'MEAGHER, a witness for the People, sworn, testified:

I am a practicing physician . I performed the autopsy on the body of Patrick McDermott . I found that two ribs were broken and the nasal bones broken . The cause of death was suffocation from internal hemorrhage . I should say that the blow on the nose was inflicted by some blunt instrument from my examination of it . The ethmoid bone was fissured .

Q. Assume that a person fell upon a stove similar to the one shown in this photograph--18 inches by two feet three inches in length- would the wounds and fractures which you found upon the body of this deceased

be likely to be inflicted by the deceased falling upon such a stove when under the influence of liquor ?

A. I think it is possible that the wounds might have been caused in that way, but it is not likely, it is not very probable that both injuries could at the same time by the one fall .

Q. Confining yourself to the fracture of the ethmoid bone and the other bones of the face, and assuming the conditions to be the same as in the last question, could the injuries and fractures which you found upon the face and skull of the deceased be likely to be inflicted by the deceased accidentally falling upon the stove while under the influence of liquor ?

A. I think it is possible that they might be--a violent fall on the stove--or a fall accelerated by a push . I think the injury to the nose might be produced by a person coming into a violent contact with the stove . It is possible but not likely .

CROSS EXAMINATION:

The ethmoid bone is a soft, spongy bone; the bones of people advanced in years are more brittle than the bones of young people

Q. The chances of a man breaking his ethmoid bone by a fall on a stove would be increased if his nose was a prominent one ? A. I suppose so .

A diagram of the premises was offered and admitted in evidence .

Counsel for defence moves to dismiss . Denied.

D E F E N C E .

FRANK SHARP, recalled :-

Q. Did you hear any conversation while in the defendant room ? A. There were a number of statements made but I cannot positively refer to any particular one because there was considerable confusion in the room. I remember that I asked how the man came by his injuries and I was told . I was told that he had fallen against a stove and one of the women said "It is not so" that he was the cause of the old man's injuries; I dont recollect that he made any rejoinder to that . The wounds were not inflicted by a sharp instrument; it was with a thing with a surface of two inches about . My best judgment would be that the ribs could have been broken at the same time that the injury to the nasal bones were inflicted .

ANN McDERMOTT? a witness called for the defence, sworn, testified:-

I live at No. 456 11th Avenue . I am the mother of the defendant and was the wife of the deceased Patrick McDermoot. I did not live with my husband immediately before his death nor for two and half years before it . I have lived with my daughters a good deal . My son, the defendant has been married about ten years! During his life time my husband was a heavy drinking man; he was a habitual drunkard. For fifteen or sixteen years he did not support his home. When he was drunk he was

never able to stand on his feet at all; he would fall in the house; no matter where he was he would fall. I remember his falling out of a window at one time and he had to lay in bed for nine months from the effects of it . I saw my husband the Sunday night before he died. He came to the house of my daughter Nellie with whom I was living and he told me that he came to tell Nellie that his ribs were broken . I called Nellie and when she came I left them talking together. I remember that my husband fell again about two and a half years ago up on 11th Avenue and he had to go to the Hospital; and another time before that he fell downstairs and was brought to Bellevue hospital; he broken his arm, his shoulder and his wrist at one time when he fell in a sewer . I never knew of any ill feeling between the defendant and his father; in fact he was the only one that could get along with him; when he left me he would go and stay with the defendant; he was his only son; whenever he felt like it he went to him and he always got along with him .

CROSS EXAMINATION:

Drunk or sober they were always friendly . My husband was 57 years of age. My son is 35. I never kept any account of the number of times my husband fell. I remember twice that he fell on our stove. About some of these falls that I have told about I was simply informed of them by people who saw them . I have seen him fall on the stove in our house and down the stairs .

ELIZABETH McLOUGHLIN, a witness for the defence, sworn,
testified:-

I am a married lady . In the month of June last I lived at No. 1431 Avenue A. in this city. The defendant and his wife lived in that house with me during a part of last year . I knew the father of the defendant, Patrick McDermott. During the time the son lived in that house with me the father was in the habit of living with him . One day I saw the deceased in the act of coming downstairs with a kettle in his hand and he fell back to the bottom of the stairs. I helped the old man upstairs and left him in his room; I returned about an hour afterwards and he was sitting in the same place still and right in the spot where he was sitting there was at least two fire shovels full of blood . He said nothing to me about his injuries at that time as he was in a drunken stupor; afterwards I asked him and he said he believed all the bones in his body were broken; he also told me at that time that he was all the time spitting up blood .

CROSS EXAMINATION:

The defendant was at his work at the time the old man fell as I have related . I have not talked with any body about these facts to which I have testified .

I saw the old man and this defendant quite frequently together. I never heard them quarrell. The old gentleman was drunk all the time; night and day ; the son worked steadily . I have seen the defendant bring his father upstairs by the arm different times when he was drunk .

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MARY HOAG, a witness for the Defendant, sworn, testified:

I am a sister of this defenant . I am married.
My father was always friendly with my brother Peter; in fact he was so much so that he lived with him entirely during the last four or five ears of his life; he would not live with any of the other members of his family .

To my knowledge they never had any quarell at any time I know that the son always acted friendly towards the father. I have knowlexdge of the fact that my father at different times would fall in different places . About fourteen years ago I remember that he fell in 36th St. where I lived in the same house with him; he fell down in to a basement, about seven steps down, and I helped to carry him up. He was liad up for a few days but we called in no physician . I know that he received injuries from falls at otherr times but I did not see him fall. I was told by my sisters that he did fall .

CROSS EXAMINATION:

I recollect now that I did see my father fall anothe r time; it was when we were living in 39th St. that must have been about twelve years ago.

Q. How long have you been away from home ?

A I have been away from home about fourteen years.

Q And during that time all you know about the friendly relations of your brother ad father is what others have told you ? A. No sir; there has been times between when I have been home; I could stay home for a month at a time .

Q At those times they were freidnly ? A. Yes sir .

N E W Y O R K , January 23rd . 1889.

Trial continued .

KATIE FOLEY, a witn ss called on behalf of the People,
sworn, testified :

I am a married lady; a daughter of the deceased and a sister of the defendant . I have been married for nine months; up to that time I lived at home with my mother . About three or four years ago I recollect my father falling down a st8pp ; we carried him upstairs; he had been lying in the cold for quite a while and was almost frozen; we rubbed him with snow and then rubbed him with kerosene and he came to. For two or three days he lay there and could not stand on his feet at all. Another day he was quarreling in the house for drink and because we could not give it to him he began smashing things and he slipped and fell on the back of his head on the stove in the kitchen. His head was all covered with blood . At another time he fell across a little iron stoop at a place where we lived and broke his nose ; that was about seven or eight years ago . He was in the habit of falling repeatedly . He had his nose broken before my mother married him and it was always crooked . I remember at one time calling to see him in an hospital but what the injuries which he received at that time were I could not state .

CROSS EXAMINATION:

For the last three years I only know from hearsay what the relations between my father and brother have been . He was a very helpless man when drunk .

NELLIE McDERMOTT, a witness for the People, sworn, testified:-

I am a sister of the defendant and a daughter of the deceased . On the Sunday before his death my father came to see me; in the course of the conversation with him at that time he said that he had fallen down stairs and broken his ribs and he wanted some money for medicine I told him I did not believe that I thought he wanted the money for drink; then he pulled up his shirt and showed me where his body was all black and blue. I gave him two dollars to go and see the doctor .

CROSS EXAMINATION:

He was under the influence of liquor on this Sunday when he came to me. My mother saw him first at the door . I asked him why he did not go to work and he said he was not able to work; that his ribs were broken. I watched him after he left the house and go into a liquor store . My father and brother were always the best of friends . They would drink together at times and get intoxicated together .

PETER McDERMOTT, the defendant, sworn, testified:

I am the son of the deceased Patrick McDermott and the defendant in this case accused of killing him . My father was a blacksmith and I follow the same trade. I served my time with my father and my uncle . I recollect the 6th day of June very well . I met my father first on that morning at eight o'clock; he looked like a man who had been drinking, but he wasn't drunk. He went out and I did not see him again until two o'clock in

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the afternoon; when I saw him at that time he was drunk. My father and I were sitting in our rooms at three o'clock in the afternoon; my wife came in from her work and said something to us and in a short while went out again. At the time my wife went out of the room my father and I were in the extreme back room of the floor; he was sitting alongside of me; almost immediately after my wife went out my father got up and went into the dark room which is between the front and rear rooms; he stayed there until he was carried out. About five minutes after he went into that room I heard a rumbling noise like the sound of feet coming out of it and I went and looked in and I saw my father kind of moving back and forth on the floor, scrambling to get up; he staggered a couple of times and fell backwards; he tried to get to his feet again, I judged by the noise. He got on his feet and staggered around a couple of times grasping at the wall; his eyes were partly closed; he could not see; he was scrambling around and he fell and struck his forehead or his face against the jamb of the door or against a small tub that stood alongside of the door, I don't know which. During all this time I stood at the window of the dark room. I could not see whether he struck the stove or not. I then went to him and looked at him for a few minutes and I saw that his nose was bleeding, I did not mind that because I had seen his nose bleeding so often before. After

a minute or so I saw the blood bubble up and down in his mouth and I thought it was something serious. I was walking up and down the floor, may be half a dozen times, and then I took a towel and wiped his mouth with it. I looked for a cut but there was no cut. I got a basin of water and washed his face, and I was engaged in washing his face, when Mrs. Berry came in. My father seemed to be unconscious; he did not say anything to me at all. When Mrs. Berry came in I stood up and looked at her; she says to me "Is that your father?" and I said "Yes, ma'am"; when she saw the blood she became terrified and said "Did you murder your father?" and I said "No, mamhe fell". She got very excited and then a couple more people came into the room and Mrs. Berry told them that I had murdered my father. I was thunder struck at what the woman said. I kept washing his face and trying to stop the blood. Two or three different times while I was wiping the blood from his face I dipped the towel in water and then wrung it out and shook it with my two hands this way and that is how the blood got spattered on the wall.

Q. Did you have anything at all to do with any injury which your father received there? A. No sir.

Q. Did you have any instrument or weapon in that house or room? A. No sir; nothing.

Q. You did not strike or injure your father in any way? A. Never in my life; in any manner.

Q. What were your relations with your father ?

A. They were always friendly from boyhood up; we always worked together and when I was a boy I served my time with him . None of the family could agree with him like me and for that reason after I got married he lived most of the time with me .

CROSS EXAMINATION:

Q. How many drinks had you had on this day ?

A. Two glasses of beer and one glass of ginger ale

Q. Did you have any blood on your feet that day ?

A. Yes sir; I don't know whether I had any blood on the heels or not. I had an old pair of slippers on . The floor of the room was literally covered with the blood and I was walking around the floor . When my father fell the first time I was sitting looking out of the back window .

Q. You said he fell against the jamb of the door--the jamb of the door has a perpendicular edge ?

A? Yes sir; and there was a little tub sitting alongside of the door .

Q. Did you stand watching him roll around as you have described ? A . Yes sir; I stood still. I passed by him as he lay on the floor two or three times and looked at him ; I did not go near him to do anything for him until I saw the blood in his mouth. I then got the basin of water and the towel . Mrs. Berry does not tell the truth when she says that I said nothing on her accusing me of murdering my father . The woman was very excited . I never saw the woman until then; I never had

any trouble with her . . I dont remember taking a drink from a sarsparilla bottle after Mrs. Berry was in the room . I did not tell Officer Hanlon that the old man fell on the stove . We shared two cans of beer while we were together in the room .

Q. When did you come out of State Prison ? A. The 20th of June 1887n.

Q. How long had you been there ? A. Twenty months for an attempt at Burclary . . . I did make a reply in the station house when I was charged with the murder . I did not tell Capt. Gunner that I knew nothing about the thing and could not tell how my father was injured . I did not use the language which my little girl has testified about to my father nor he to me .

Mr. WALSH: I will read this extract from Gray on Anatomy: "ETHMOID, from the Greek word Ethmos) is an exceedingly light, spongy bone of cubical form, situated at the inner part of the base of the cranium between the two orbits at the root of the nose, contributing to form each of these cavities, it consists of three parts, a horizontal plate which forms a part of the base of the cranium, a perpendicular plate which forms a part of the septum nasi and two lateral masses of cells".

R E B U T T A L .

JOHN GUNNER, for the People, testified:

I am the captain of the 25th precinct . When the defendant came to the station house I asked him as to the cause of his father's death and he told me he knew nothing about it; that he had been drinking

and was suffering from the effects of liquor and he said nothing to me about the stove or anything .

OFFICER MARTIN, recalled:

I saw the defendant at the station house the night he was arrested . I did not notice whether he was drunk or sober . I saw his shoes; they were low cut leather shoes ; they had soles and heels .

OFFICER HARRIGAN, recalled:

The defendant was under the influence of liquor on the night when I brought him to the station house . He was trembling .

OFFICER HANLON, Recalled;

The defendant was considerably under the influence of liquor .

THE JURY RETURNED A VERDICT OF GUILTY OF
MANSLAUGHTER IN THE FIRST DEGREE.

0540

**Photostatic
Documents and
Photocopies
Included as
found. Filmed at
best possible
density for
readability.**

**POOR QUALITY
ORIGINAL**

0541



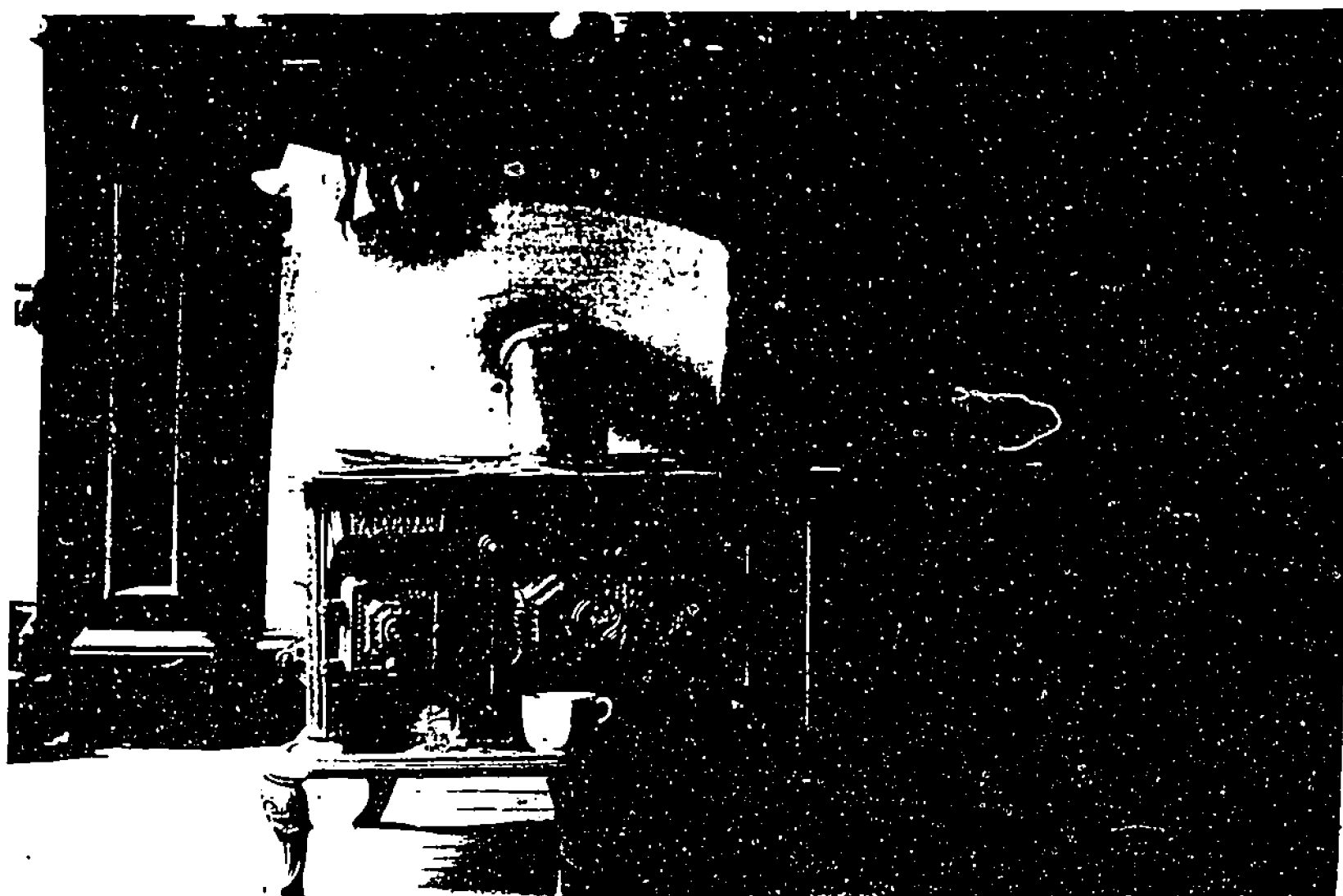
POOR QUALITY
ORIGINAL

0542

Exhibit
No. 2
Jan. 22nd 1889
ping.

**POOR QUALITY
ORIGINAL**

0543



POOR QUALITY
ORIGINAL

0544

Pro no. 12-1889
W. F. ~~per~~ ~~advised~~ 1889
in Jan. 21st
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**POOR QUALITY
ORIGINAL**

0545



**POOR QUALITY
ORIGINAL**

0546

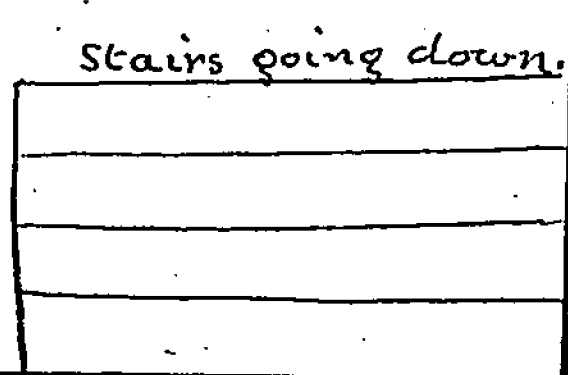
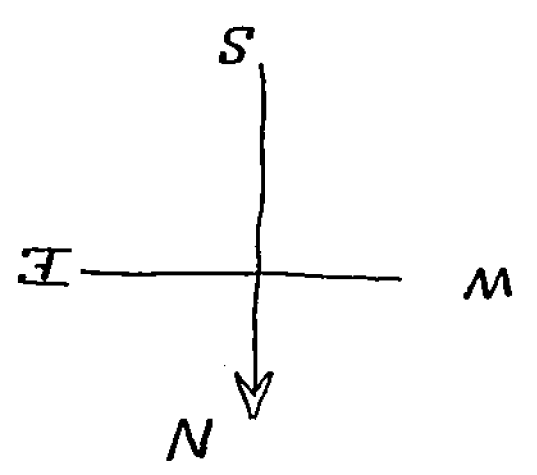
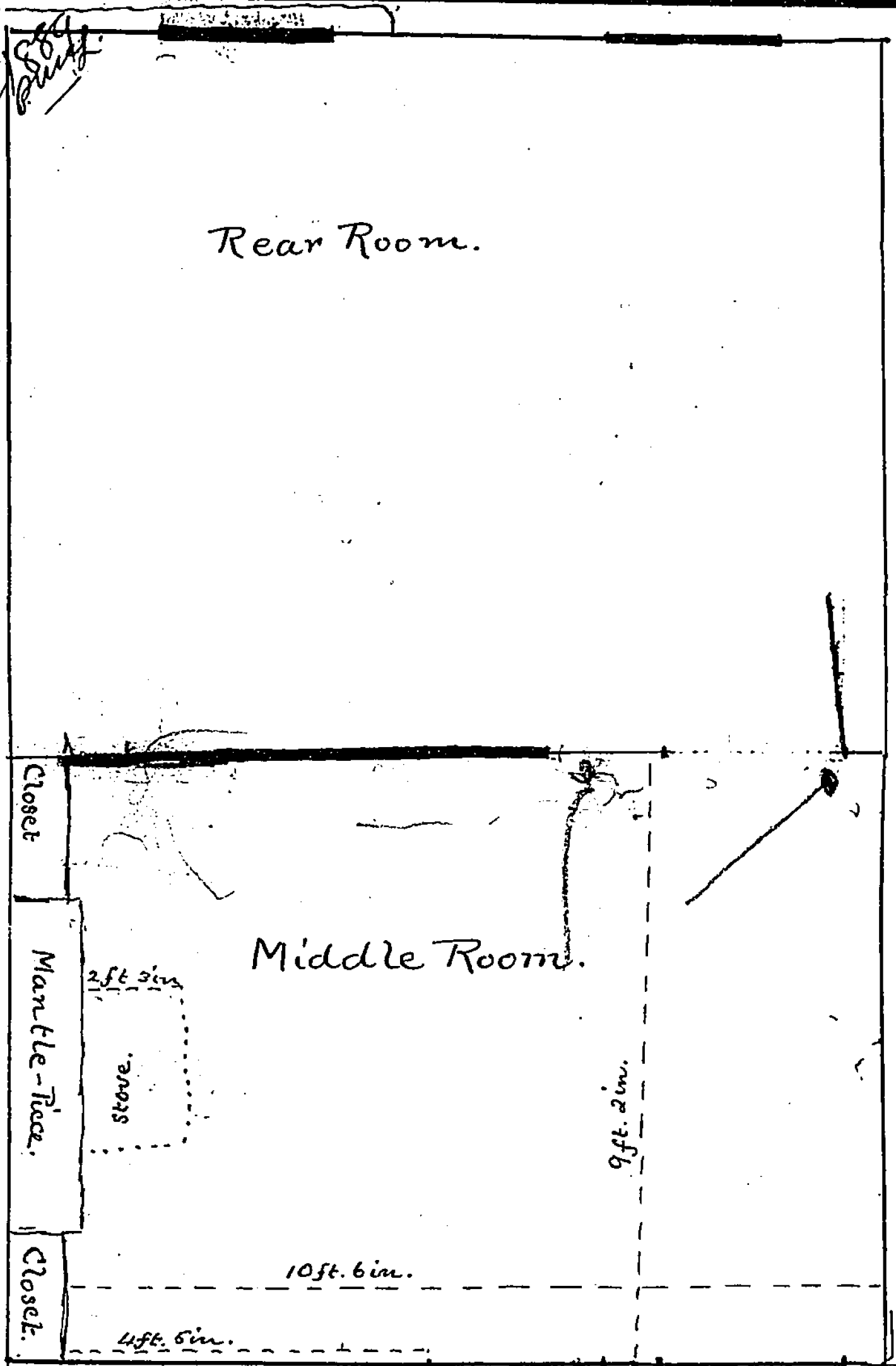
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People's
no. 3.
June 23rd 1889
Purch.

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POOR QUALITY
ORIGINAL

0547

Proctor's Exhibit
No. 6
January 22nd 1884



POOR QUALITY
ORIGINAL

0548

People
vs
Peter McDermott } July 20th 1889

Argument for Verdict
by Mr. Walsh -

Indictment does not
charge the use of a weapon.

See 427 C.P.

~~Moore~~ vs People.

43 N.Y. p 1 + p 5-

Verdict of "Manslaughter."
Good -

POOR QUALITY
ORIGINAL

0549

— STATE OF NEW YORK, —

CITY AND COUNTY OF NEW YORK, ss.:

AN INQUISITION,

Taken at the Coroners' Office

No. 67 Park Row Street, in the 4th Ward of the City of
New York, in the County of New York, this 13 day of June
in the year of our Lord one thousand eight hundred and 88 before

FERDINAND LEVY, Coroner,
of the City and County aforesaid, on view of the Body of Patrick W. Dermott

now lying dead at

Upon the Oaths and Affirmations of
Three good and lawful men of the State of New York, duly chosen and
sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner
the said Patrick W. Dermott came to his death, do upon
their Oaths and Affirmations say: That the said Patrick W. Dermott
came to his death by

Injuries received in
some way unknown to the jury but we find that
the son Peter W. Dermott was in some way instrumental
to his death.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition
set our hands and seals, on the day and place aforesaid.

JURORS.

Robert Barry 220 Christer

George J. Horn 21 Ave A

H. Davis

137 W Broadway

John Platt 225 E. Houston

Peter Bruye 230 E Houston

Louis Scheraga 12 Ave A
Ferdinand Levy

CORONER, E. S.

POOR QUALITY
ORIGINAL

0550

TESTIMONY.

Philip Farmer being duly sworn says:
I reside at 538 6th Ave and am son
in law of Patrick McDermott, lately
deceased. I know from information
and belief that his correct age was
fifty four years

Philip Farmer

Sworn to before me,

this

day of

June 1888

Fredmund Leary - CORONER.

POOR QUALITY
ORIGINAL

0551

Coroner's Office.

TESTIMONY.

Officer Cornelius Harrigan 25th Precinct being sworn says: On June 6/88 I was standing Cor. 74th St + 1st Ave when I saw an Ambulance go through 74th St. I followed it to 484 E. 74th St + went up stairs where I saw the body of the deceased lying on the floor unconscious. The Ambulance took him to Presbyterian Hosp. I arrested the prisoner who was in the room where the body lay. I took him to the Station House.

Cornelius Harrigan
Patrolman
25th Precinct

Taken before me

this

13

day of June

1888

Ferdinand Levy

CORONER.

POOR QUALITY
ORIGINAL

0552

Coroner's Office. •

TESTIMONY.

2

Mannie McDermott a child 9 years old and a ^{grand} daughter of the deceased says, I am a daughter of the prisoner. On June 6/88 (Wednesday) a little after 3 PM I came from school I saw my grand father lying on the floor bleeding. My grandfather lived with us. When my papa went out I went into the room & saw my grandfather lying on the floor. ~~He~~ The door was ajar and I saw my father walking up & down the room I heard some one of them say "You son of a bitch I'll kill you" but I don't know which of them said it. My father went to the Grocery Store and got a bottle of Sarsaparilla I was told this the next day by the Grocery man. When my father came back the Ambulance was there and two policeman. I go to the Sisters School in 8th St. I never knew my father & grandfather having any trouble before. ~~At~~ My mother was out doing 1/2 day's work and she came home the Ambulance had just taken my grandfather away.

Mannie ^{her} McDermott
Mark

Taken before me

this 13 day of June 1888

Ferdinand Levy

CORONER.

POOR QUALITY
ORIGINAL

0553

Coroner's Office. •

TESTIMONY.

Margaret M. Dermott being sworn says: I reside at 484 E. 74th St. I am the wife of the ~~de~~ prisoner. I did not see any fight between my husband & the deceased, who lived with us. I don't remember any quarrel between them before. My husband had been drinking pretty heavy all along. The deceased drank very heavy occasionally. My husband has & not been arrested for drunkenness. I never made a complaint against him. My husband & deceased were good friends when sober. I have been married 10¹/₂ years. My husband has been arrested before. He was away from home over a year. Both the deceased & my husband were drunk on the day of the occurrence. I think the old man had the most drink. I remember the old man falling down stairs and he said his ribs were broken. When I came home on Wednesday last my husband had a cloth in his hand ~~expensive~~ and there was water on the floor. Deceased's face & hair were wet.

Margaret ^{her M. Dermott}
mark

Taken before me

this 13th day of June 1888

Ferdinand Levy CORONER.

POOR QUALITY
ORIGINAL

0554

Coroner's Office. •

TESTIMONY.

4

Mrs. Maria Berry being sworn says: I reside at 484 E. 74th St. I did not see a fight. I went to the room of deceased with my sister-in-law, I saw the deceased lying on the floor. The prisoner was washing his father's face, I never heard a sound. I asked the prisoner if that was his father & he said "Yes." I asked him "Did you murder him?" & he did not answer. He opened the door to give air to the deceased. I never saw the prisoner strike deceased. I never heard a quarrel between them. I have lived there 2 years.
Mrs. Berry

Taken before me

this 13 day of June 1888

Fredman Levy CORONER.

POOR QUALITY
ORIGINAL

0555

Coroner's Office. •

TESTIMONY.

5

Mrs. Fannie Berry being sworn says: I
reside at 4824 E. 74th St. I saw nothing
of the fight. I went to the room with
my sister in law. I corroborate
the statement of Mrs. M. Berry.

Mrs Fanny Berry

Taken before me

this 13

day of

June

1888

Herman A. Levy

CORONER.

POOR QUALITY
ORIGINAL

0556

Coroner's Office.

TESTIMONY.

6

Special Officer Hugh Martin 25th Precinct
being sworn says: I examined the
room and found blood on the floor
on the plastered partition to the
light of 6th Precinct. It was splattered
all round. The front piece of the
stove was broken off. Mrs. McDermott
said it was broken some time ago.
There was no marks of blood on the
stove to show that any one had fallen
on it.

Hugh Martin

Taken before me

this 13 day of June 1888

Ferdinand Levy

CORONER.

POOR QUALITY
ORIGINAL

0557

TESTIMONY.

William O'Meara M. D., being duly sworn, says:
I have made an Examination ^{Autopsy} of the body of
Patrick J. D. ~~Erwin~~ now lying dead at
Presbyterian Hosp and from such examination ^{Autopsy}
and history of the case, as per testimony, I am of opinion the cause of
death is

Asphyxia due to haemorrhage
into larynx & trachea from fracture of
nasal bones; fracture of ribs right
and left.

William O'Meara M. D.

Sworn to before me,

this

13

day of

June

1888

Frederick E. Coy

CORONER.

0550

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months	Days			
			Ireland	Presbyterian Hosp	Jan 7/8

Re 484 274

to the same for the

People.

Dr. Cordelia Harrigan
25th

25th Decr

Wm. H. Bennett
S.P.C.K.

Margaret H E Bennett
484 E. 74th St.

Mr. James Berry

174 W. 65th St.
in Tenues Shop

the Faune Berg

~~174 1/2 68 1/2 sh
105 Clinton St
be directly below~~

Price High Clinton

25-12-1966

Wm. H. Wood
1884

Henry Chun Fook

484 E-74-3787

Dr. Wm O Heaghen

Presbyterian Hospital.

103
10562

44-3886-44

And And.
1888

AN INQUISITION

On the
VIEW
of the
BODY

Patank Bird Club

whereby it is found that he came
to death by

Cephalopoda due

As her mortgage with

Language and Arithmetic

Fracture of nasal

Service; fracture of

Wills Right and Left

RECEIVED

Inquest taken
on the
18th
1888
at
DEPT. OF JUSTICE
CORONER'S OFFICE.
3 day
1888 before

Ferdinand Morry, Coroner.

POOR QUALITY
ORIGINAL

0559

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Peter McDermott

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

Indictment accuse *Peter McDermott*

of the crime of *Murder in the first degree,* —

committed as follows:

The said *Peter McDermott,* —

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

ninth day of *June,* in the year of our Lord one thousand
eight hundred and eighty-*eight*, at the City and County aforesaid,

with force and arms, in and upon the
body of one Catharine McDermott, in the
peace of the said George then and there
lawfully residing, feloniously and of
his malice aforethought did make an
assault, and kill the said Catharine
McDermott, in a manner and by means
so hefigand of his said intention,
in and upon the head, breast and body
of the said Catharine McDermott,
then and there lawfully and feloniously and
of his malice aforethought
did strike, break, wound and fracture,

giving unto him the said Colinda Mc
Dermott, then and there, by the vesting
striking, mauling and fracturing as
aforesaid, in and upon the head, breast
and body of him the said Colinda
McDermott, divers mortal wounds
and fractures, of which said mortal
wounds and fractures he the said
Colinda McDermott then and there
did die.

And as the Grand Jury aforesaid
do say: That he the said Colinda McDermott,
him the said Colinda McDermott, in
manner and form and by the means
aforesaid, unlawfully feloniously and
of his malice aforethought, did kill
and murder, against the form of
the Statute in such case made and
provided, and against the peace of the
People of the State of New York, and
their dignity.

John J. Feltus,

District Attorney