

0777

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66

FOLDER:

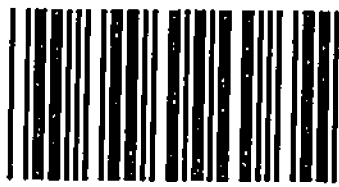
746

DESCRIPTION:

Carroll, Annie

DATE:

05/12/82



746

WITNESSES.

May 16
Part I

Day of Trial,

Counsel,

Filed 12 day of May 1883

Pleds Intelligently (15)

THE PEOPLE

vs. P.

LARCENY AND RECEIVING
STOLEN GOODS

Annie Carroll

JOHN McKEON,

District Attorney.

A True Bill.

James J. Lewis

May 18. 1883. Foreman.

Tripp W. Hamilton of
106 Fifth Avenue
City Priests are must

0779

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Annie Carroll

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

of the CRIME OF LARCENY

committed as follows:

The said

Annie Carroll

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

*one cape of the value of fifteen dollars
one Handkerchief of the value of one dollar
and fifty cents, one book pouch of the
value of three dollars, one other Handker-
chief of the value of twenty five cents, one
piece of lace of the value of one dollar, one
promissory note for the payment of money,
then and there due and unpaid of the kind
commonly called bank notes of the denom-
-ination of five dollars and of the value of five
dollars*

of the goods, chattels and personal property of one

Leon Lemlein

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

*John M. Keon
Prosecutor*

0780

And the Grand Jury aforesaid, by this indictment, further accuse the said
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:
The said

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

of the goods, chattels and personal property of the said
by a certain person or persons to the Grand Jury aforesaid unknown, then lately before
feloniously stolen, taken and carried away from the said
unlawfully, unjustly, did feloniously receive and have (the said
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 McKEON, District Attorney.

0781

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

463
Police Court 5 District
THE PEOPLE, &c.,
ON THE COMPLAINT OF
170 E. 128 St
Annie Carroll
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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 Annie Carroll

guilty thereof, I order that she be held to answer the same and she 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 she give such bail.

Dated May 4th 1882 J. Henry Ford 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.

0782

Sec. 198—200.

CITY AND COUNTY
OF NEW YORK

DISTRICT POLICE COURT.

Annie Carroll

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.

Annie Carroll

Question. How old are you?

Answer.

25 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

170 East 128th Street, 2 weeks

Question. What is your business or profession?

Answer.

Servant

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. I did not
intend to take the things away
from the house.*

Taken before me, this

4th

day of

*May*188*2*

Annie Carroll
mark

J. Henry Bond

Police Justice.

0783

5th

District Police Court

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, ss.

of No.

170 East 128th Street,
Manhattan, being duly sworn, deposes and says, that on the 31 day of May 1882

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 beaded Lace Cape value fifteen dollars
 One Silk Handkerchief value one and 50/100 dollars
 One Back Comb value three dollars
 One Silver Pin value one dollar
 One piece of lace value one dollar
 One Pocket Handkerchief value twenty five cents
 and good and lawful money consisting of one National
 Bank Bill of the denomination and value of five
 dollars all of said property being of the value
 of twenty six and 75/100 dollars or \$26 ⁷⁵/₁₀₀

the property of Mrs. Irene Simpson, Miss Matilda Lemlein, and
 deponent all of said property being in the care
 and charge of deponent

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

from the fact that deponent missed said
 property on said day and called in officer
 Kavanagh of the 12th Precinct Police and
 upon searching said Annie's room (she being
 a servant in deponent's employ) deponent found
 concealed in her Bag the above described
 property which deponent identifies as that
 which was stolen at said time.

Lemlein

Sworn before me this

4th

day of

May

1882

Police Justice.

0784

Anna Carroll 19 1/2 years charge G.C.
was living with a Hebrew family in a
house crowded with other tenants - she
had no place to sleep except the kitchen.

Her valise & her clothes were taken by
a member of the family to an attic room
where were other peoples clothes -

She is charged with putting the stolen
articles in her valise, which she did
not see after it was taken to this
attic story -

The night before the charge is brought
she told the family she should leave, they
then owed her 2 weeks wages - One
reason for leaving, they locked up
every thing so she had to go out & buy
food for her dear baby wants -

This charge is made ^{I fear} to get rid
of paying the prisoners wages

The girl bears a good character and
has only been in this country 9 months

S. L. Butler

0785

1 Loe Cup - 15.00
Hf — 1.50
Pm — 1.00
Lace = 1.00
Comb 5.00

21.50

5.00

26.50

0786

Testimony in the case
of
Annie Carroll
filed May 1882

The People
 vs
 Annie Carroll
 Count of General Sessions Part I
 Before Judge Gildersleeve. May 18. 1882
 Leon Semlein, sworn and examined, tes-
 tified. I live 107 East 128th St. Know the pris-
 oner, she was in my employ as a servant
 I think about nine or ten days. My sister
 in law, who was on a visit to me, that
 evening left her satchel down stairs in
 the dining room and I was up stairs.
 My wife was sick. In consequence of
 information given to me by my wife I
 went down stairs and accused the pris-
 oner of taking a five dollar bill that my
 sister had lost; she denied it. I called
 in Officer Kavanah and asked his advice
 about it; he said if I would make a charge
 he would arrest her. I concluded to have
 her things searched; they brought down
 her dresses and her valise and I demand-
 ed that she would open her valise for me
 I would like to see what she had; she
 refused and I told the officer to lock her
 up; she afterwards opened it in the pres-
 ence of the officer, Mrs. Simpson and my-
 self. There was in the valise a beaded lace
 Cape worth \$15, a silk handkerchief worth
 \$1.50, a silver pin worth about a dollar
 and some lace. I do not know what

also a ^{back} comb worth three dollars. The officer took all the things to the station house. I told the Sergeant about the five dollar bill; we did not find it upon her, but she told us where she had put it. I went back with the officer and the officer took it from the place where she told us to look for it - on a shelf in the kitchen wrapped up in my sister's pocket handkerchief. Cross examined. I am a cigar manufacturer. When I accused her of taking five dollars she did not say she would not remain any longer; she said nothing at all, only cried and said she had never been accused of anything before. The lace cape belonged to Mr. Simpson, the silk handkerchief belonged to my wife; the silver pin belonged to my sister-in-law, she lives in Montreal and was a guest John Kavanagh sworn. I arrested the prisoner. She was charged with stealing a five dollar bill; she said she had not it! They said they missed other things and wanted her arrested. I got the satchel and unlocked it; she took the things out, put them back, and said there was nothing in it. I took the things and sorted them out. There was a beaded cape, a back comb, some lace, a silk pocket handkerchief and a pin; she told us in the station house

where the five dollar bill was. Mr. Lernlein and I went to the Kitchen and found it. This was on the 3^d of this month and in this city. Matilda Lernlein sworn. I am the sister of the complainant. I was in my brother's house the evening of the 3^d of May. I lost a five dollar bill and a pocket handkerchief; it was in my saccue in my brother's dining room adjoining the Kitchen where the prisoner was. Instead of finding my saccue on the chair where I left it I found it, the pocket book and my gloves on the floor, the money was gone. Annie Farroll sworn and examined in her own behalf testified. I was living with Mr. Lernlein when I was arrested. I have been in the country since last August; I have never been arrested before. I did not steal these things. They have not paid me my wages. I was there thirteen days. I did not steal the five dollars. I found the handkerchief when I was taking down a lounge to sleep on and I flung it on the shelf. I did not deny to the officer where that handkerchief was and made no effort to conceal it. The handkerchief which Mr. Lernlein says is his is mine. I brought it from Ireland. The valise was up stairs in the room usually occupied by me, which was occupied at this

time by a young lady friend of Mr. Lemlein.
 I did not put that beaded lace cap in
 that valise or any other thing; other parties
 had access to that room, it was open; the
 piece of lace found in the valise was mine.
 I cannot tell to whom that lace cape
 belonged; some stranger in the house; it did
 not belong to me. I did not put the back
 comb or pin in there; the pocket handkerchief
 was mine. I did not try to prevent the
 officer from seeing what was in the valise
 at the time it was brought down. I opened
 it, pulled out everything and then put
 them back again. Did you put those things
 in there belonging to anybody with the intent
 to steal them? I did not. Did you put them
 in there at all? No sir. Did you know they
 were in there till it was opened? No sir.
 Cross Examined I have been in the country
 since last August. I came from the county
 Mayo. I have lived with another party since
 I came here, I cannot think of the name
 of the place. I did not tell the officer it was
 a 50 cent stamp. I suppose some person in
 the house put the lace cape in my bag
 for spite. The recommendation I have here
 was written by J. Jones, Salem Centre,

0791

Westchester Co. New York, April 8. 1882.

The jury rendered a verdict of guilty
of petty larceny with a recommenda-
tion to mercy.

0792

BOX:

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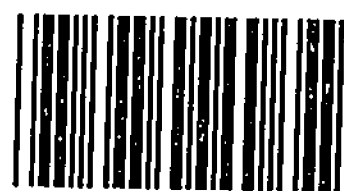
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DESCRIPTION:

Carter, Mary

DATE:

05/12/82



746

WITNESSES.

Day of Trial,
Counsel, *Smith*
Filed *12* day of *May* 188*2*
Pleads *guilty*

THE PEOPLE

17
1449123
vs. *R.*

Mary Carter

found
LARCENY AND RECEIVING
OF STOLEN GOODS

JOHN McKEON,

District Attorney.

12 May *29*. 188*2*
Pleads *pc*

A True Bill.

James Green
DeLoach
Examiner.

99
F.S.

0793

0794

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Mary Carter

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

of the CRIME

Mary Carter

committed as follows:

The said

Mary Carter

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

*One Coat of the value of twenty-five dollars
One vest of the value of five dollars
One pair of pantaloons of the value of
fifteen dollars.*

of the goods, chattels and personal property of one

Edward Ruffey

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

*John McKean
District Attorney*

0795

And the Grand Jury aforesaid, by this indictment, further accuse the said
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:
The said

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

of the goods, chattels and personal property of the said

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

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

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 McKEON, District Attorney.

0796

Sec. 208, 209, 210 & 212.

386

Police Court 2 & District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward D. Smith
144 W. 23rd St.
Mary Carter

Offence, Grand Larceny

Dated May 1st 1882

Magistrate.

Criminal 19 Officer.

No. 4, by

Clerk.

Residence _____
Street, _____

Witnesses
885 Patrick Lavinnus

No. 2915 Macaul 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 Mary Carter

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

Dated May 1st 1882

Solomon B. 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.

0797

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

Grand DISTRICT POLICE COURT.

Mary Carter being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is *her* right to make a statement in relation to the charge against *her*; that the statement is designed to enable *her* if she see fit to answer the charge and explain the facts alleged against *her* that she is at liberty to waive making a statement, and that *her* waiven cannot be used against *her* on the trial,

Question. What is your name?

Answer. *Mary Carter*

Question. How old are you?

Answer. *Seventeen years*

Question. Where were you born?

Answer. *North Carolina*

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

Answer. *1444 West 23rd St. Three weeks*

Question. What is your business or profession?

Answer. *Chambermaid*

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

Answer. *I am guilty*

Taken before me, this *2nd*
day of *May* 188*2*

Solomon Smith *Mary Carter*
Police Justice.

0798

Edward District Police Court.

Affidavit—Larceny.

CITY AND COUNTY }
OF NEW YORK, } ss

Edward Duffey
of No. *144 West 23d* Street, *42* years *Sign dealer*
being duly sworn, deposes and says, that on the *29th* day of *April* 188*2*
at the *above premises* City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, *and from his room in the night time*
the following property, viz:

*One coat one vest and one pair of
pants and in all of the value of
forty 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 *Mary Carter (now here)* for
the reason that said Mary admitted and
confessed to deponent that she took stole
and carried away the above described
property and gave the same to one
Lawson Harris.

Edward Duffey

Sworn before me this *29th* day of *April* 188*2*
John C. Smith
Justice

0799

C.R. 8076 *Missing*
COURT OF GENERAL SESSIONS.
CLERK'S OFFICE.

PEOPLE
vs.

Edward J. Courtney
May 25, 1882
(also ind Jan 30, 1893)

Taken by Carlton
Jan 21, 1898

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BOX:

66

FOLDER:

746

DESCRIPTION:

Cartney, Edward

DATE:

05/25/82



746

0001

BOX:

66

FOLDER:

746

DESCRIPTION:

Casamitjano, John

DATE:

05/16/82



746

2005/02

I read: *My lady Wm 6*

John Carmitzmo

John McKeon District Attorney.

A True Bill

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Court of General Sessions of the Peace
in and for the City and County of New York

The People of the State of New York }
Against
John Casamitjano }

The Grand Jury of the City and
County of New York by this indictment
accuse John Casamitjano of the
Crime of Perjury committed as follows:
on the twenty first day of February
in the year of our Lord one thousand
Eight hundred and eighty two at
the City and County of New York
a certain action for divorce was
pending in the Supreme Court of
the State of New York in and for
the first Judicial Department
wherein one Pedro Montella was
Plaintiff and one Emma F.
Montella was defendant and
on said day the issues in said action
duly came on to be tried in said
Supreme Court before the Honorable
Richard Larremore one of the Judges
of the Court of Common Pleas of
the City and County of New York

and a Jury duly Empanelled and Sworn to try said issues and the said issues in said action between the parties aforesaid were then and there and there tried before the said the Honorable Richard Larremore Judge as aforesaid and the said Jury duly Empanelled and Sworn between the Parties aforesaid and upon the said trial John Casamitjano late of the City and County aforesaid appeared as a witness on behalf of the said Pedro Montells the said Plaintiff and was duly Sworn and did take his Corporal Oath before the said the Honorable Richard Larremore Judge of the aforesaid to speak the truth the whole truth and nothing but the truth touching the several Matters in issue on the said trial he the said the Honorable Richard Larremore Judge of the said Court of Common Pleas then and there having sufficient and competent power and authority to administer the said Oath to the said John Casamitjano in that behalf: and at and upon the said trial certain matters became and were material in substance as follows. that is to say: whether

at any time the said John Casamityano stood on the
 landing of the roof of the house
 known as number 116 East 59th
 street in said city when one
 Thomas J. Madge came out
 of the door of the room of
 the floor below and spoke to Emma
 F. Montell the defendant aforesaid,
 and whether the said Emma F. Montell
 had been in said room and had come
 out of said room with the said
 Thomas J. Madge and whether
 the said Thomas J. Madge
 then kissed the said Emma F. Montell
 and bade her goodbye.
 And the said John Casamityano being
 so sworn as aforesaid and then and
 there being lawfully required to depose
 the truth in a proceeding in a Court
 of Justice, at and upon the said
 trial then and there to wit at the
 City and County aforesaid on the day
 and in the year aforesaid before the
 said the Honorable Richard Favemon
 Judge as aforesaid (having as aforesaid
 full and competent power and authority
 to administer the said Oath to the said

John Casamitjano in that behalf)
 upon his Oath of course did then
 and then falsely Wilfully
 knowingly and purposely say depose
 and swear, among other things,
 in substance and to the effect
 following, that is to say: That
 on the third day of September
 1880 he (himself the said
 John Casamitjano thereby meaning)
 stood on the Landing of the Roof
 of the house number 116 East 9th
 Street (the said house herein before
 mentioned thereby meaning) inside of said
 house and that Thomas J. Madge
 came out of the door of the room
 of the floor below and spoke to
 Emma F. Montelles (the said
 defendant Emma F. Montelles
 thereby meaning) and that the said
 Emma F. Montelles (the said defendant
 thereby meaning) had been in said
 room and had come out of said
 room with the said Thomas J.
 Madge (the said Thomas J. Madge
 thereby meaning) and that Thomas J.
 Madge (the said Thomas J. Madge
 thereby meaning) then and there

Kissed her (the said Emma F. Montells
 defendant as aforesaid thereby meaning)
 and bade her (the said Emma F. Montells
 thereby meaning) goodbye
 whereas in truth and fact the
 said John Cosamitjano on the third
 day of September in the year 1880
 did not stand on the landing of the
 roof of the house Number 116 East
 59th Street in said City inside of
 said house and the said Thomas J.
 Madge did not come out of the
 door of the room of the floor below
 and speak to Emma F. Montells
 the said defendant, and the said Emma
 F. Montells had not been in said
 room with the said Thomas J. Madge
 and the said Thomas J. Madge did not
 then and there kiss the said Emma
 F. Montells and did not bid the
 said Emma F. Montells goodbye,
 And so the Grand Jury aforesaid
 do say the said John Cosamitjano
 on the day and in the year aforesaid
 at the City and County aforesaid did
 knowingly Commit Wilful and
 Corrupt perjury against the form
 of the Statute in such Case made

0000

and provided and against the People
of the State of New York and
their dignity

John McKeon
District Attorney

N. Y. Supreme Court

In the Matter of the
Application of
John Casamitjana or

Order —

Joseph S. Auerbach
of Counsel for
John Casamitjana
vs. J. J. Groat

^{Comptroller} N.Y. City
The Clerk of the Supreme
Court of the City of New York
do hereby certify that the
within is a copy of
an order that duly
indicated herein is the order
of the Clerk of the City
of New York
J. J. Groat
Joseph S. Auerbach
of Counsel for Casamitjana
J. J. Groat

At a Special Term of the Supreme Court of the State of New York held at Chambers at the Court House in the City and County of New York on the 24th day of June, 1882.

Present.

Hon. Charles Donohue

Justice

In the matter of the Application

of John Casamijans to remove the criminal action in the Court of General Sessions of the Peace of the City and County of New York, wherein the People of the State of New York are plaintiffs and John Casamijans is defendant, from said Court of General Sessions to the Court of Oyer and Terminer of the County of New York.

On reading and filing the affidavit of John Casamijans, verified the 13th day of June, 1882, praying for the removal of the action wherein the People of the State of New York are plaintiffs and John Casamijans is defendant from the Court of General Sessions of the Peace in and for the City and County of New York to the Court of Oyer and Terminer of the City and County of New York, and the notice of motion for an order to remove said action dated June 13th 1882, the order thereon endorsed by the Honorable Charles Donohue, one of the Justices of the Supreme Court of the State of New York, on said 13th day of June, and the copy indictment annexed to said affidavit,

After hearing Joseph S. Auerbach, Esq., of Counsel for said John Casamitjano in support of said motion and John M. Keon, Esq., District Attorney, in opposition thereto.

Now, on motion of Joseph S. Auerbach, Esq., of Counsel for said defendant.

It is Ordered that the said action brought by the People of the State of New York against John Casamitjano in the Court of General Sessions of the Peace in and for the City and County of New York be and the same hereby is removed from said Court of General Sessions of the Peace in and for the City and County of New York into the Court of Oyer and Terminer in and for the City and County of New York for the purpose of changing the place of trial thereof and that the place of trial of said action and all proceedings therein be had in the Court of Oyer and Terminer in and for the City and County of New York.

And it is further Ordered that the Clerk of the Court of General Sessions of the Peace in and for the City and County of New York transmit and deliver all papers, pleadings and proceedings in this action, including all undertakings for the appearance of the defendant, to the Court of Oyer and Terminer in and for the City and County of New York.

(L.S.)

(J.H.)

A Copy

Wm. J. Butler
Clerk

08 12

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

New-York, July 23rd. 1888.

From the statements contained in the papers filed herewith, namely, the letter of the complainant, Captain Madge, the letter from Messrs. Coudert Brothers, counsel for Mrs. Montells, and from the letter of Mr. Auerbach, counsel for Mr. Montells (the last two being respectively the complainant and defendant in the civil action in which the alleged perjury was committed by the defendant, Casamitjano), and from an inspection of the papers in the case and the evidence, I am led to the conclusion that the ends of justice will not be subserved by a further prosecution of this case; and I therefore respectfully ask the Court that this indictment may be dismissed and the recognizance discharged.

John M. Kern

District Attorney.

0013

BAILLED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Sec. 208, 209, 210 & 212.

Police Court-1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas J. Madge

194 Summer

John basamitjaris

Offence, Perjury

Dated March 15 1882

Smith Magistrate.

John basamitjaris Officer.

130 West 41 Street

Witnesses Joseph H. Bonetti

No. 773 Broadway

willis a Chandler

No. 144 West 10th Street,

250 Maclean

No. 116 E. 10th Street,

John J. Madge

122 E. 52

John J. Madge

John J. Madge

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 basamitjaris

guilty thereof, I order that he be admitted to bail in the sum of Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated March 17 1882 Solon B. 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.

0014

Sec. 151.

Police Court First 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 Thomas J. Madge

of No. 194 Greenwich Street, that on the 27 day of February 1882 at the City of New York, in the County of New York, John Casamitgans

did wilfully and corruptly swear and testify to a material matter in a certain cause and proceeding depending in the Supreme Court in and for the City and County of New York wherein Pedro Nuntella was the plaintiff and Emma Nuntella was defendant

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 First 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 15th day of March 1882

Solomon B. Smith
POLICE JUSTICE.

POLICE COURT First DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Emma Nuntella
John Casamitgans

Warrant-General.

Dated March 15th 1882

Magistrate

William B. Smith
The Defendant Solomon B. Smith

taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer.

Dated 188

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, _____

Native of _____

Age, 115

Sex Male

Complexion, Dark

Color Black

Profession, _____

Married _____

Single, _____

Read, _____

Write, _____

08 15

1014

John basanutyano

The within named

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

Dated

March 16

1882

Solon B Smith

Police Justice.

08 16

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

Dust

DISTRICT POLICE COURT.

John Casamitjano 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 Casamitjano

Question. How old are you?

Answer.

Twenty four years

Question. Where were you born?

Answer.

Cuba

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

Answer.

145 E. 16th St. Six weeks.

Question. What is your business or profession?

Answer.

Clerk

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

Taken before me, this

day of

March

188

John Casamitjano

Solomon B. Smith
Police Justice.

State of New York

City and County of New York. I Joseph B. Barnett of said City being duly sworn do depose and say: I am ^{now} ~~nineteen~~ ^{are} ~~years~~ ^{nineteen years} of age. I live in the fruit business. at No. 773 Broadway in the City of Brooklyn County of Kings. My business place is No. 194 Greenwich Street in said City of New York. I remember distinctly the 3^d day of September 1880. I was in the City of New York at the corner of Wall and Nassau Streets at about half past six of clock in the morning of said day. I saw James Thomas & Dodge there. I had known said Thomas & Dodge about nine years before that time and had dealt with him. On that morning I purchased from said Dodge sixty bunches of bananas. My recollection of that particular date is good because I testified to this fact in the trial of

08 18

the divorce action of Pedro Clunette
against Emma F. Clunette in
the Supreme Court of this State
before Judge Larremore and a
jury. I also had a memorandum
of said date and saw said
sale charged on the book
of said charge.

Done before me this

15th day of March 1882

Joseph G. Donahoe

John B. Smith

Chas. J. Smith

0819

State of New York
County of New York.

I ~~will~~ ~~C. Chandler~~
being duly sworn do depose and
say I reside at No 120 West Street
Brooklyn. I am ^{forty six years of age} and am in the employ
of Thomas S. Madge. I was in
his employ on the 3^d of September
1880. I had general charge
of the business which was at
that time conducted at No 237
Fulton Street in said City of New
York. I remember the 3^d day
of September 1880. I saw Joseph
S. Barnett between 12 past 6 &
7 of clock on said morning
purchase sixty bunches of
bananas from Mr Madge. I
delivered the bunches of bananas
myself. Mr Madge continued that
morning in his business until
noon & then went out to luncheon
& returned shortly afterwards &
remained in all day. The fact
said Madge was around his business
that entire day and I am positive
he was there at nine of clock
on the morning of said day as
I saw him and spoke to him. He

0820

Could not have been to East 5th St
Street during any portion of said
morning ^{after the game to its premises} " I testified to these facts
in the trial of the Montells against
Montells divorce action before Judge
Larremore.

Sworn to before me this

15 day of March 1887

3

Willis A. Chandler

Solo B. Smith
Clerk of Court

0021

STATE OF NEW YORK
CITY AND COUNTY OF NEW YORK, } ss.POLICE COURT, First DISTRICT.Thomas S. Madgeof No. 194 Greenwich Street, being duly sworn, deposes and
he is fully two years of age and a free merchant of color
says that on the Twenty first day of February 1882

at the City of New York, in the County of New York,

John Caramignano

did wilfully and corruptly swear
and testify ^{falsely} in a certain action then
pending in the Supreme Court of the
State of New York at the first Judicial
Department held in and for the City and
County of New York at a trial term held
by and before Richard Lawrence Esquire
One of the ^{Judges of the Court of Criminal Cases} Justices of the said Supreme
Court, in which said action Pedro
Montells was the Plaintiff and
Emma F. Montells was the Defendant.
That said Caramignano so wilfully and
corruptly swore and testified ^{in that} effect that Depo^{ment} ^{said Caramignano} "he stood on the
"landing of the roof of the house at 116
"East 54th Street inside said house and
"saw Depo^{ment} come out of the door
"of the room of the floor below and
"spoke to Mrs Emma F. Montells (the
"Defendant in said before mentioned action)
"and that said Emma F. Montells had
"been in said room and had come out
"of said room with Depo^{ment}, and that
"Depo^{ment} then and there kissed her (said
"Mrs Emma F. Montells) and bade her
"said Mrs Emma F. Montells "Good bye".
That said ^{alleged} occurrence was also
testified to by said Caramignano & as
same before stated in said ^{supreme} Court at said

0822

time and place, to have occurred on the 3rd day of September 1880, at nine o'clock in the morning of said day. That said testimony so given by said Casamitjano as aforesaid was wilfully and corruptly false and untrue and was given by said Casamitjano as aforesaid in a proceeding then and there pending in a Court of law and equity in the City and County of New York on said ~~Friday~~ Friday of February 1882 and was necessary and material to the issue then and there being tried and adjudicated therein.

That Depment avers that he did not see said Emma F. Montells at said time so testified to by said Casamitjano at said place 116 East 59th Street on said 3rd day of September 1880 at nine o'clock in the morning of said day nor did Depment ever see said Emma F. Montells alone there as so wilfully and corruptly testified to by said Casamitjano nor did Depment kiss said Emma F. Montells then or at any time, or bid said Emma F. Montells "Good bye" as so wilfully and corruptly

Police Court District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

AFFIDAVIT.

28.

Dated

188

Magistrate.

Officer.

Witness.

Disposition.

testified to by said Casamitjano, but in truth in fact this Depment was at the time said Casamitjano testified that he so falsely wilfully and corruptly testified that he was at said house 116 East 54th Street in the City of New York, at his own place of business at 237 ^{7th Ave} ~~Greenwich~~ Street in said City.

That the jury before whom said case of Montells against Montells was tried found on the material issue as to whether Depment and said Emma F. Montells had been in said room ~~at~~ in said premises 116 East 54th Street aforesaid, that and had kissed said Emma F. Montells and bid her good bye & so so wilfully and corruptly testified to by said Casamitjano as aforesaid; that said testimony was untrue and unworthy of belief as in truth ^{and in fact} it was, and ^{said jury unanimously} found in favor of said Emma F. Montells on said material issue.

Therefore Depment prays that said John Casamitjano for the

0824

wilful and corrupt testimony
given by him as aforesaid may
be arrested and dealt with as
the law direct.

Sworn to before me this
15 day of March 1882

Solomon Smith

Justice

Wm. H. Pradger

St. Paul Police Court.

The People vs. John Doe

Complainant

vs.
John Doe
Defendant

TESTIMONY.

Before Hon.

John D. Smith
March 17th 1882

DAVID C. SELTMAN,



0826

First District Police Court.

The people of Howard Lodge
Complainants.

agst.

John Carantona and
Labeaucauk
Defendants.

Before Hon.

John B. Smith

Justice

March 17th 1882

STENOGRAPHER'S MINUTES.

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<i>Willis A. Chandler</i>		<i>10 to 18</i>		

DAVID C. SELTMAN,

Stenographer,

346 Broadway, N. Y.

First District Police Court.

The people vs
 Thomas I Madge
 vs
 John Cavanitana
 vs
 Balcanth

It is agreed that the same testimony given against the defendant Cavanitana shall have the same weight and bearing against Balcanth one of the defendants in the same matter.

Thomas I Madge Cross Examined on his affidavit
 Q Mr Madge you are the complainant in this action or proceeding against John Cavanitana are you not?

A Yes Sir

Q Where were you living in the months of September and August 1879?

A 116 E 59th Street

Q What part of the house did you live in?

A I occupied a room on the 4th floor - it was on the top floor - a front hall and room.

Q Was you the landlord of the premises?

A No Sir I was not.

Q Who was?

A I think Miles Chandler, I rented my room.

from him

Q How many rooms did Mrs Chandler have there?

A He had a whole flat.

Q Top flat?

A Yes sir.

Q Who else occupied it besides yourself?

A I saw Willis Chandler there.

Q Did you see anybody else?

A I did not.

Q And he is the only person you knew occupied it at that time?

A I heard that his mother and sister were there at the time but I didn't see them.

Q How long did you live there?

A From the time he took the flat until he moved away.

Q All the time?

A With a little exception - there was a break

and I moved away but went directly back again.

Q When did you move away from there?

A I have it down in a memorandum - I don't remember now but I had it down.

Q You don't know when you moved away?

A No sir - but it was somewhere about the 15th or 20th of September. I had it in a memorandum.

Q Where did you go when you moved away?

A I went to Mrs Cohen in 62nd Street.

0829

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Q How long did you stay there?

A I only slept there once or two nights - but I paid her for 1 or 2 weeks.

Q How long did you stay there?

A I slept there for 1 or 2 nights.

Q Did you move your trunks there?

A I did.

Q How long were your trunks there?

A 1 or 2 weeks.

Q Who hired that room?

A I did - I asked Mrs. Montels if she could find me a nice room somewhere around there and she found it.

Q And do you know if Mrs. Montels went there and fixed it up before you moved in the day before you moved in?

A I don't know that she ever did.

Q What part of the flat was your room in?

A I just told you the first hall led room.

Q What time in the morning did you go down town on that day?

A 5 o'clock.

Q On the 3^d of September?

A Yes sir.

Q How do you fix it?

A Because I had it down.

Q Where?

A On a little memorandum.

0030

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Q where is it?

A down to my office

Q where did you make the memorandum?

A the same day.

Q How did the memorandum read?

A I cannot tell you.

Q Have you seen it since you made it out?

A yes.

Q when?

A during the trial but I didn't read it.

Q did you read it during the trial?

A I don't think I have - I might have looked over it cautiously.

Q you don't know the contents of it?

A yes.

Q How does it read?

A I remember distinctly of my own knowledge of going down at 5 o'clock in the morning.

Q Do you remember that independent of the memorandum?

A yes - independent.

Q what was the memorandum for?

A just because I felt like keeping it.

Q was you in the habit of making a memorandum as to when you went to business?

A yes - about the time you had your men next door.

Q when was the men in there if you know?

a The 1st 2nd 9th 3rd of September.

Q How did you know they were in there?

a I saw them going in.

Q Is that all you saw?

a Yes.

Q How did you see them going in?

a I saw them going in the front door.

Q How did you know they were on the top floor?

a Because I heard that Mr. Monte had hired this flat but there was a man overheard him making arrangements and the man told me about.

Q Who was this man?

a Everybody around 59th Street knew it - this man used to tell his business to everybody.

Q Who was that man?

a There was a man one night told me about it in a lager beer saloon, but I did not know him.

Q And where is the lager beer saloon?

a 59th Street.

Q Where in 59th St - that is quite a long street?

a At the corner of 59th Street and 3rd Avenue.

Q When was that conversation?

a In September.

Q What time in September?

a About the 1st or 2nd.

Q And have you got a memorandum of that?

a no but I remember it very well.

Q you don't consider that of sufficient importance to make a memorandum?

a I think I could remember that.

Q And the date is?

a April 21

Q And the time of day?

a I think I made a memorandum of it at the time

Q What time was it?

a about 10 or half past 10 that night.

Q And your day you went down town that morning

Q Did you leave the flat at 5 o'clock in the morning?

a Yes - I got up and left the flat at 5 or fifteen minutes after five.

Q And this memorandum that you have is the only thing by which you can fix the time?

a Yes - I sold a lot of goods early that morning

Q And did you sell those goods to?

a I sold 60 bunches of bananas to a man by the name of Barnett - He was in business there

Q When - what time?

a From about 6:30 to 7 in the morning

Q Where is Barnett's store?

a Barnett's store then was on the corner of Washington and Fulton Streets

Q Where was you when this sale of 60 bunches of bananas was made?

a 230 Fulton Street

Q And that was your place of business at that time?
 A Yes sir - Barnett had the corner fronting on
 Washington and my corner was fronting on
 Fulton. There was two stores connected -
 there was a kind of little partition and
 the partition was knocked down of course
 they were two separate stores - and two
 separate mens.

Q Did you make the sales to Barnett?
 A Yes sir.

Q Did you make it yourself?

A I don't remember it is on the books.

Q Does it show the time of day the sale was made?
 A I guess not.

Q How long have you known Barnett?

A I have known him since he was a little boy.

Q How old is he now?

A 19 or 20.

Q How long has he been in business?

A He used to be in it with his father.

Q How long has he carried it on?

A I suppose 2 or 3 years.

Q Did you ever have any talk with Barnett
 about the time the sale was made?

A Yes I asked him if he remembered it.

Q What did he say?

A He said he did.

Q Did you refresh his memory at all?

A I did not

Q Did you look at the book?

A A man doesn't after buy 60 bunches of bananas

Q Did you look at again books?

A Yes sir

Q Is that the first sale you made that day?

A Not in I think there were other smaller sales made that day - I didn't make them my clerk made them.

Q How do you fix that sale?

A Because I was not to breakfast yet - and after that I went and got my breakfast and when I came back I told the clerk to deliver the 60 bunches of bananas - and to deliver them in the other part of the building

Q Do you know about what time it was you made that sale?

A About 7 o'clock

Q Is Barnett in business at present for himself?

A He was yes sir

Q Where is he now?

A I cannot tell because I don't see the book I think about a year.

Q He was working for you when you had that conversation with him about the sale of bananas.

A All I asked him was if he remembered buying

0035

9

les bunches of bananas of me.

Q Was he working for you then?

A Yes sir.

Q And he was working for you ever since?

A Yes sir.

Q When was the first time you ever saw this man (meaning Carautona)?

A I cannot say the first time but I have seen him a great many times.

Q Where did you ever see him?

A I have seen him around 59th Street - he was down town in Barclay Street - down there I have seen him many times.

Q Did you ever see him in Central Park?

A I don't think I did.

Q What year was it you resided in the flat in 59th Street?

A I don't think we moved there in 1880 and left in 1881.

Sworn to before me this
14th day of ^{April} March 1882

[Signature]

Solomon B. Smith

Police Justice

Willis A Chandler Cross Examined

Q Mr Chandler you are a brother of Mrs Mounts ?
 Answer

Q where did you reside in 1880 from May 1st 1880
 to May 1st 1881 ?

A I resided in New York City at the Hotel of Smith
 and Mr Cullem in Washington Stnd at 116 East
 59th Stnd and 15 West 31st Street.

Q what portion of the time was it you resided
 at 116 E. 59th Street.

A It was from the 17th of May until the 10th of January
 of the following year ?
 Answer 1881.

Q who hired those rooms in 59th Street

A I did myself in.

Q who else resided there besides yourself between
 the 17th of May and May the 1st of October 1880 ?

A Mrs Magee resided there with me and
 my mother and my sister were there part of the time.

Q what part of the time was your sister there

A In the latter part of the month of September
 first and latter part.

Q Just tell me when she resided there ?

A From about the middle of August, somewhere
 about the middle of August until you might
 say - she made her home there from the
 latter part of August until she moved to
 Brooklyn in May 1881.

Q What part of the time was your mother there - what part of the time did she reside there?

A She was there off and on?

Q From about what time?

A From about the middle of September. She made her home in Connecticut.

Q She was there from about the middle of September?

A About that time - yes sir.

Q On the second and 3^d of September did Mr Madge your sister and yourself reside there with your mother?

A Yes sir.

Q Who else resided there at that time?

A That was all that time if I remember correctly.

Q What was your business at that time?

A I was employed by Mr Madge or seen after his business.

Q How long were you employed with Mr Madge?

A Since about the middle of July.

Q That present year?

A 1880.

Q What salary did Mr Madge pay you?

Objected to. Question allowed.

A At that time I received \$10.00 dollars a week and a percentage in the business.

Q How much rent did you pay for the rooms?

A \$45.00 dollars a month I believe sir.

Q What time of day did Mr Madge generally go to his business in the morning?

Q He was at business as a general thing very early
 I who left the house first in the morning?

A What morning?

Q Any morning?

A Sometimes Mr. Mudge and sometimes myself but
 sometimes we went together.

Q What rooms did you occupy in the apart-
 ments - what rooms did you sleep in?

A During the 1st 2nd & 3rd of September?

Q Yes sir?

A I occupied the back parlor.

Q What room did your sister occupy?

A She occupied the room in the extension of the
 building with my mother.

Q What time did you leave the house to come
 down town in the morning - on the 3rd of September?

A About 5 o'clock I left the house.

Q How do you fix it?

A I remember a sale of bananas that comes very
 fixed to my mind.

Q Did you make the sale?

A No sir.

Q May you know who did?

A Mr. Mudge.

Q Was you present?

A I was.

Q Who was it made to?

A J. D. Barnett.

Q What time of the day?

A It was nearly 7 in the morning between 6 and 7 in the morning.

Q How do you fix that day?

A I remember very distinctly the following Sunday - the next Sunday I met Mr. Monte and I don't see him for a very long time and also in looking over the charge book I see it entered.

Q Does the charge book show the time?

A No sir I don't know that -

Q Then you fix the date by the charge book?

A Yes sir

Q And that don't give the hour of the day the sale took place does it?

A I don't think it does?

Q Then how is it you fix the hour of the day?

A Because I remember we were very busy in our line of business and we were up very early and I remember Mr. Madge and myself being the house together.

Q Did you ever have any conversation with Mr. Madge about the time of day this sale took place?

A No sir I don't think I did

Q Did you ever hear?

A No sir I never did

Q Never had any conversation with him at

all about it?

A we have spoken about it - but he has asked me to try to remember as near as I could the time of the sale being made ^{and} that was all.

Q when did he make that request?

A some time ago.

Q when was the first time that this sale was called to your attention?

A I don't remember.

Q who called it to your attention?

A I don't remember in exactly whether Mr. Madge spoke to me about it - or before he spoke of it.

Q do you recollect any body speaking to you about it?

A I think Mr. Madge spoke of it.

Q when?

A He wanted to know if I could recollect that day ^{and} I told him I wanted look over the books.

Q was you the bookkeeper?

A I generally looked over the books and had another man as the bookkeeper.

Q was you the bookkeeper?

A No sir I was not.

Q did you make this entry of the sale?

A No sir I did not.

Q who did?

A Another man in his employ sir.

Q did you see him make it?

A No sir I don't remember that I saw him make it.

Q When was the first time you saw that entry on the books?

A That day.

Q The day it was made?

A Yes sir.

Q When was the next time you saw it?

A I cannot tell you that - I might have seen it half a dozen times.

Q When was the first time you saw it?

A The first time I saw it must have been 3 or 4 weeks ago.

Q What makes you think it was 3 or 4 weeks ago?

A Because I was looking up a little evidence in regard to that suit - and I wanted to Reexamine myself of that, - that was the day the case took place.

Q That was the way you refreshed your mind the case took place?

A That was a part of the way.

Q How long have you known Mr Madge?

A I first saw Mr Madge I think in 1876 in the Spring of 1876.

Q Where was it?

A That was at a gathering.

Q Where?

A At 142 Myrtle Street Brooklyn.

Q How long had you been in Mr Madge's employ?

A Ever since that time.

Q Since 1876.

A Now in 1880

Q When did you first enter his employ?

A About the middle of July 1880.

Q And where did you work previous to that?

A I had a place of my own before that time.

Q Where was it?

A 256 Washington Street. I also rented part of the basement Mr Mage had at 237 Fulton Street.

Q When was the first time that yourself and Mr Mage lived together or lived in the same house?

A It was about the middle of May.

Q The 17 or 18th of May?

A Somewhere about that.

Q Can you tell what time of day you went down town on the morning of the 7th of September 1880?

A My custom was to go very early about 5 o'clock.

Q And that's what you judge by?

A Yes sir - I very seldom varied half an hour.

Q What time did you come home at night?

A I generally got home at half past 6 or 7 o'clock.

And sometimes later.

Q And when you and Mr Mage lived in that house together in 59th Street you say you generally went down town together?

A I said sometimes he went down before me.

And sometimes I before him - And sometimes

we went together.

Q What was your duties with Mr Madge in his store?
 A I was general overseer of the business when he was away at any time.

Q Is there any other circumstance by which you can fix these dates except by the sale of these bananas?

A And only by this meeting of Mr Montels on Friday the 15th of September.

Q What day of the week was the 3^d?

A On Friday if I remember correctly.

Q Do you recollect the name of the party Mr Madge sold the sixty bunches of bananas to?

A Edw. Smith.

Q Who was it?

A J. C. Barnett.

Q Where was he in business?

A He rented the west side of the basement from Mr Madge.

Q How long had you known him?

A That season that spring was the first time I ever came in contact with him.

Q And where is Mr Barnett now if you know?

A He is in Mr Madge's employ.

Sworn to before me this

1st day of ^{April} 1882

Wm. A. Chandler

Edw. Smith

Bliss Justice

Defendants Counsel.

I would ask your Honor to fix bail in these matters?

By the Court.

I fix the bail at \$500.00 in each case.

I will ask your Honor for a dismissal of the complaint against Graham and especially in regard to Mrs. Beanebeaum. There is only the affidavit there and the insufficiency of the affidavit. I therefore submit there is nothing before the Court to hold him.

By the Court.

Motion denied
Counsel Except.

Upon defendants application the further hearing was adjourned to Tuesday March 21st 1882.

Defendants Counsel waive further examination in the case of Conatyona and Beanebeaum.

0045

BOX:

66

FOLDER:

746

DESCRIPTION:

Cassello, Raffalia

DATE:

05/10/82



746

25th May

WITNESSES.

Day of Trial,

Counsel, *Boleman*

Filed 10 day of May 188 *2*

Pleads *Guilty (17)*

THE PEOPLE

vs.

LARCENY AND RECEIVING
STOLEN GOODS

P. L. P. L. Russell

JOHN McKEON,

District Attorney.

A True Bill.

James Green

Foreman.

May 25/12
James Green
James Green
James Green

0847

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Raffalia Cassello

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

of the CRIME OF LARCENY

Raffalia Cassello

committed as follows:

The said

Raffalia Cassello

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

*Divers gold coins of the United States
of a number and denomination to the
Grand Jury aforesaid unknown of the
value of twenty-five dollars. divers
silver coins of the United States of a
kind and denomination to the Grand
Jury aforesaid unknown of the value of
three dollars*

of the goods, chattels and personal property of one

Nicola De Graccio

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

*John W. Kern
District Attorney*

0848

And the Grand Jury aforesaid, by this indictment, further accuse the said
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

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

of the goods, chattels and personal property of the said

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

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

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 McKEON, District Attorney.

0049

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

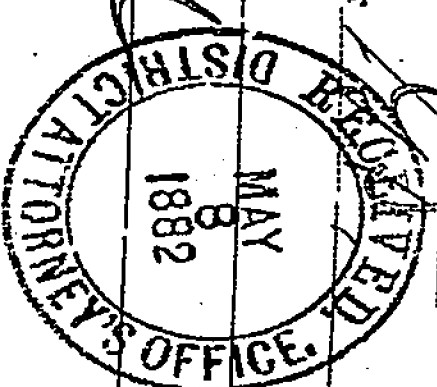
397
Police Court, 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Maria De Paeve
34 West 14th St
Raffaelli Cassale

1
2
3
4
Offence, _____

Dated May 7 188 _____
Magistrate,
Clerk,
Witnesses, _____
No. _____
Street, _____
No. _____
Street, _____
No. _____
Street, _____
to answer _____
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

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 May 7th 188 2 Blanch Garman 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.

0850

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

Just District Police Court.

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

Question What is your name?

Answer.

Raffalia Cassello

Question. How old are you?

Answer.

21 Years

Question. Where were you born?

Answer.

Italy

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

Answer.

37 Mulberry Street & about 2 years

Question. What is your business or profession?

Answer.

Washerwoman

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 live by working as a servant and took the property from the complainant

Raffalia Cassello
her
mark

Taken before me this

day of

188

August 1888

Police Justice.

0851

First

District Police Court.

Affidavit - Larceny.

CITY AND COUNTY
OF NEW YORK, ss.of No. 54 Mulberry Street 32 years old. Housewife
being duly sworn, deposes and says, that on the 6 day of May 1882at the, _____ City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, from said premises in day time
the following property, viz:A pocket book containing
lawful money in Gold & Silver
Coins to the amount of twenty
eight dollars

Sworn before me this

the property of

deponent & her husband
Nicolo De Graccioand that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen, and carried away by Raffalia Cassello now
present who was at the
time living as a domestic
with deponent - & as such
had access to where the
property was kept - & when she
left the premises aforesaid deponent
discovered soon afterwards the loss
of the property, & from the additional
fact that the defendant now admits
that she did so take & carry away
the property

Maria De Graccio

1882
Charles Chapman Police Justice.

0852

BOX:

66

FOLDER:

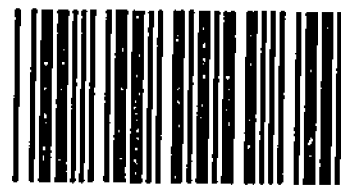
746

DESCRIPTION:

Cassidy, Edward

DATE:

05/19/82



746

0053

BOX:

66

FOLDER:

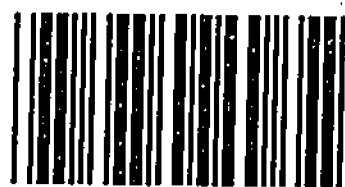
746

DESCRIPTION:

Devlin, John

DATE:

05/19/82



746

0854

BOX:

66

FOLDER:

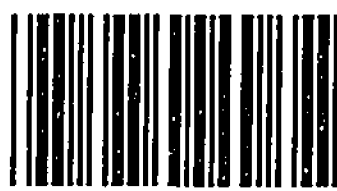
746

DESCRIPTION:

Kelly, John

DATE:

05/19/82



746

0855

BOX:

66

FOLDER:

746

DESCRIPTION:

Crosby, Christopher

DATE:

05/19/82



746

0856

BOX:

66

FOLDER:

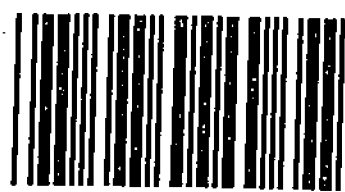
746

DESCRIPTION:

Stone, Andrew

DATE:

05/19/82



746

0057

22 May 24, 1882
No. 1. 6 mos Pen
" 2. C.P. J. J. J.
" 3. Pen 3 mos
" 4. " " "
" 5. S.P. 5 yrs

FD

Bill asked

Counsel 12-4 to 7K
Filed 19th of May 1882
Pleadings 104 only

THE PEOPLE

vs.
Edward Cassidy
John Devlin
John Kelly
Christopher Cross
Andrew Stone

2 Cases against
JOHN McKEON,

District Attorney.
22 May 25, 1882
No. 2. Tried & convicted P.L.
with commendation to the mercy of
A True Bill.

[Signature]

22 May 26, 1882. Foreman.
Nos 3 & 5. Tried & convicted
of P.L. and No. 5 convicted Burg 10 yrs.
Verdict of Guilty should specify of which count.
Nos 1 & 4. Plead P.L.

145 (over)

BURGERY—First Degree, and
Grand Larceny.

0858

COURT OF GENERAL SESSIONS OF THE PEACE
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

Edward Cassidy against *John Devlin*
John Kelly *Christopher Crosby*
and Andrew Stone

The Grand Jury of the City and County of New York, by this indictment, accuse
Edward Cassidy John Devlin John Kelly Christopher Crosby
and Andrew Stone

of the CRIME OF BURGLARY in the *first* Degree, committed as follows:

The said *Edward Cassidy John Devlin John Kelly*
Christopher Crosby and Andrew Stone

late of the *twentieth* Ward of the City of New York, in the County of
New York, aforesaid, on the *tenth* day of *May* in the
year of our Lord one thousand eight hundred and eighty-*two* with force
and arms, about the hour of *twelve* o'clock in the *night* time of the same
day, at the Ward, City and County aforesaid, the dwelling house of *Thomas O'Horman*

there situate, feloniously and burglariously did break into and enter, by means of
forcibly breaking open an outer window thereof
whilst there was then and there some human being, to wit, one *Thomas O'Horman*

Edward Cassidy John Devlin John Kelly Christopher Crosby
and Andrew Stone within the said dwelling-house, the said
then and there intending to commit some crime therein, to wit: the goods, chattels and
personal property of *Thomas O'Horman*

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

And the Grand Jury aforesaid, by this indictment, further accuse the said *Edward Cassidy*
John Devlin John Kelly Christopher Crosby and Andrew Stone
of the CRIME OF GRAND LARCENY IN A DWELLING HOUSE, committed as follows:

~~The said~~ *The said Edward Cassidy John Devlin John Kelly*
Christopher Crosby and Andrew Stone

late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the
year aforesaid, at the Ward, City and County aforesaid, about the hour of *twelve*
o'clock in the *night* time of said day, *one Coat of the value of twenty*
dollars one pair of Pantaloons of the value of five dollars and four
vests of the value of five dollars each

of the goods, chattels, and personal property of *Thomas O'Horman*
Thomas O'Horman in the said dwelling house of ~~one~~

then and there being found
in the dwelling house aforesaid, 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 McKEON, District Attorney.

0859

BAILED,

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

Sec. 209, 210, 211 & 212.

473
Police Court, District.

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

Thomas G. McCormack
Edward Cassidy
John Kelly
Christopher Cassidy
Andrew Storer
Offence, *Burglary*
3d

Dated *May 10* 188 *2*

J. Henry Ford Magistrate.

Thomas G. McCormack Officer.
20 Clerk.

Witnesses *Edward Cassidy*

No. *20* *John Kelly* Street.

Thomas G. McCormack

No. *20* *John Kelly* Street.

No. _____ Street.

Will Campbell
Robert Baird Attorney
RECEIVED MAY 10 1882
CLERK'S OFFICE.

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 *Edward Cassidy, John Kelly, Christopher Cassidy, Andrew Storer*

guilty thereof, I order that they be admitted to bail in the sum of *Two Hundred Dollars* and be committed to the Warden or Keeper of the City Prison until they give such bail.

Dated *May 10* 188 *2*

J. Henry Ford 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.

0060

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.2nd
DISTRICT POLICE COURT.

Andrew Stone 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. *Andrew Stone*

Question. How old are you?

Answer. *20 Years old*

Question. Where were you born?

Answer. *Jersey*

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

Answer. *623 West 46 Street: 15 years*

Question. What is your business or profession?

Answer. *Builder*

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*

Andrew Stone

Taken before me, this *10th*

day of *May* 188*7*

J. Henry Ross Police Justice.

0051

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.Jaid
DISTRICT POLICE COURT.

Christopher Crosby 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 waived cannot be used against him on the trial,

Question. What is your name?

Answer. *Christopher Crosby*

Question. How old are you?

Answer. *19 years old*

Question. Where were you born?

Answer. *New York.*

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

Answer. *# 521 West 41st Street: 6 months.*

Question. What is your business or profession?

Answer. *Butcher*

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 know nothing about it.*

I was never arrested before for any offence. I am innocent.
Christopher Crosby

Taken before me, this *10th*

day of *May* 188*8*

J. Henry Ross Police Justice.

0062

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

John Kelly 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. *John Kelly*

Question. How old are you?

Answer. *19 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *52nd Street : 8 years.*

Question. What is your business or profession?

Answer. *Longshoreman*

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 know nothing about it.*

I went in the stable alone about half past 12 o'clock. I was drunk when I went there.

John ^{his} Kelly
X
mark

Taken before me, this *10th*

day of *May* 188*7*

J. Henry [Signature] Police Justice.

0063

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK } ss.

DISTRICT POLICE COURT.

John Devlin 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. *John Devlin*

Question. How old are you?

Answer. *19 years old*

Question. Where were you born?

Answer. *New York.*

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

Answer. *49th Street & 10 Ave: 7 years.*

Question. What is your business or profession?

Answer. *Brick-layer*

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. *Had nothing to do with it*
John Devlin

Taken before me, this *10th*

day of *May* 188*8*

J. Henry Bond Police Justice.

0064

Sec. 198-200.

2nd DISTRICT POLICE COURT.CITY AND COUNTY }
OF NEW YORK, } ss.

Edward Cassidy 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. *Edward Cassidy*

Question. How old are you?

Answer. *21 years old*

Question. Where were you born?

Answer. *11th Avenue*

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

Answer. *#659-11th Avenue: 12 years.*

Question. What is your business or profession?

Answer. *Butcher*

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*

Edward X Cassidy
my

Taken before me, this *10th*

day of *May* 188*7*

J. Henry Ford Police Justice.

0865

Police Court—Second District.

City and County
of New York. } ss:Thomas O. Gorman.
Age 30. Employed by the Hudson River
of No. 603 West 35th Street, being duly sworn,deposes and says, that the premises No. 603 West 35th
Street, 20th Ward, in the City and County aforesaid, the said being a dwelling house
and which was occupied by deponent as a place of abodewere **BURGLARIOUSLY** broken
open and entered by means of forcibly raising an outer window
leading into deponent's room in said premises,
with intent to commit a crime thereinon the Morning of the 10th day of May 1882

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

One frock coat - One pair of
pantaloons - One seal skin Vest
and three cloth vests, together of the
value of Forty dollars

the property of this deponent

and deponent further says, that he has great cause to believe, and does believe, that
the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen
and carried away by Edward Cassidy, John

for the reasons following, to wit:

Stephen. John Kelly.
Christopher Crooky and Andrew Stone,
(all now here) for the reasons following, to
wit: That about the hour of 10.30 o'clock
P.M. on the 9th day of May 1882, deponent
closed the aforesaid outer window and re-
-tired to bed and at the said time the
property aforesaid was contained in deponent's
room, and further that about 4.30 o'clock
A.M. on the 10th day of May 1882, when
deponent got up he found the said window

open and the said property gone
 This deponent further says that he was
 thereafter informed by officers Leroy
 Stevens and Francis Walsh that on
 the 10th day of May 1882, at about 5
 o'clock A.M. they arrested the said
 Cassidy, Devlin, Kelly, Crook and
 Storer in a stable No. 400 Eleventh
 Avenue, and the said officers also in-
 formed deponent that they found in
 the straw in the said stable one Seal
 Skin Vest.

And deponent further says that the
 Seal Skin Vest now here shown
 by the said officers is fully identified
 by deponent as his personal property
 and further deponent also says that
 the prisoner Storer now has on his
 person a pair of pantaloons belonging
 to deponent and the prisoner ^{Cassidy} now has
 on his person a coat and vest of
 deponents and which were stolen from
 deponents possession as hereinbefore
 described.

Sworn to before me this 10th day of May 1882 Thomas O'Connor
 J. Henry Fox
 Police Justice.

City and County of New York ss:-

Leroy Stevens and Francis
 Walsh, both officers attached to the 20th
 Police Precinct being severally and duly sworn
 depose and say that they have read the
 foregoing affidavit of Thomas O'Connor

0867

and so much thereof as relates to their
deponents is true of their own knowledge
Solemnly sworn to before } Leroy Stevens
on this 10th day of May 1882 } Francis Walsh
J. Henry Ford
Police Justice

0068

COURT OF GENERAL SESSIONS.

JUDGE'S CHAMBERS.

32 CHAMBERS STREET.

New York, _____ 188

The People

vs

Edward Cassidy
John Devlin
John Kelly
Christopher Crosby
Andrew Stone

Cassidy has been convicted of Burglary
committed in 34 St, Mr Frere's - arrested
by Officer McCormack, 28th Precinct and
sentenced to S.P. 1yr 6 mos

Crosby has been arrested for Disorderly Conduct

Stone has been in the House of Refuge for
nearly 5 years -

Nothing known against Kelly & Devlin -
Devlin proved good character on his
trial.

Bill returned

Counsel

Filed *19* day of *May* 188*2*
All
Pleadings *correctly*

THE PEOPLE

Edwards Cassidy^{vs.}
John Devlin
John Kelly
Christopher Czekaj
Andrew Stone

BURGLARY—First Degree, and
Robt. Grand Larceny.

2 cases apt all

JOHN McKEON,

Convicted in another
indictment. #
A True Bill.

District Attorney.

James J. Stevens
Foreman.

Verdict of Guilty should specify of which count.

Part I

0870

COURT OF GENERAL SESSIONS OF THE PEACE
OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
Edward Cassidy against John Devlin
John Kelly Christopher Crosby
And Andrew Stone

The Grand Jury of the City and County of New York, by this indictment, accuse
Edward Cassidy John Devlin John Kelly Christopher Crosby
And Andrew Stone

of the CRIME OF BURGLARY in the first Degree, committed as follows:

The said Edward Cassidy John Devlin John Kelly
Christopher Crosby And Andrew Stone
late of the twentieth Ward of the City of New York, in the County of
New York, aforesaid, on the tenth day of May in the
year of our Lord one thousand eight hundred and eighty-two with force
and arms, about the hour of three o'clock in the night time of the same
day, at the Ward, City and County aforesaid, the dwelling house of Raffaele Gallo

there situate, feloniously and burglariously did break into and enter, by means of forcibly
breaking open an outer window thereof
whilst there was then and there some human being, to wit, one Raffaele Gallo

Edward Cassidy John Devlin John Kelly Christopher Crosby
And Andrew Stone within the said dwelling-house, the said
then and there intending to commit some crime therein, to wit: the goods, chattels and
personal property of Raffaele Gallo

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

And the Grand Jury aforesaid, by this indictment, further accuse the said Edward Cassidy
John Devlin John Kelly Christopher Crosby And Andrew Stone
of the CRIME OF GRAND LARCENY IN A DWELLING HOUSE, committed as follows:

The said Edward Cassidy John Devlin John Kelly
Christopher Crosby And Andrew Stone

late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the
year aforesaid, at the Ward, City and County aforesaid, about the hour of three
o'clock in the night time of said day, four pairs of shoes of the
value of two dollars each pair and two shoes of the
value of one dollar each
of the goods, chattels, and personal property of Raffaele Gallo

Raffaele Gallo in the said dwelling house of one
then and there being found
in the dwelling house aforesaid, 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 McKEON, District Attorney.

Dated _____ 188_____ Police Justice.

0072

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

J. J. DISTRICT POLICE COURT.

Andrew Stone 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. *Andrew Stone*

Question. How old are you?

Answer. *20 years old*

Question. Where were you born?

Answer. *Jersey*

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

Answer. *62 West 46 Street: 15 years*

Question. What is your business or profession?

Answer. *Peddler*

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.*

Andrew Stone

Taken before me this *10th*

day of *May* 188*8*

J. Henry Ford

Police Justice.

0073

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.2nd
DISTRICT POLICE COURT.

Christopher Crosby 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. *Christopher Crosby*

Question. How old are you?

Answer. *19 years old*

Question. Where were you born?

Answer. *New York.*

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

Answer. *#52 West 41st Street; 6 months*

Question. What is your business or profession?

Answer. *Butcher*

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 had nothing to do with it. It was late and I did not want to go home as my mother was sick. I earn a decent living.*
Christopher Crosby

Taken before me, this *10th*

day of *May* 188*2*

J. Henry Ford Police Justice.

0874

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK } ss.

2nd
DISTRICT POLICE COURT.

John Kelly 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 Kelly

Question. How old are you?

Answer. 19 years old

Question. Where were you born?

Answer. New York

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

Answer. 52? Street : 8 years.

Question. What is your business or profession?

Answer. Luggage man

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. Had nothing to do with it

John ^{his} Kelly
sworn

Taken before me this 10th
day of May 1888

J. Henry Ford Police Justice.

0075

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.2nd
DISTRICT POLICE COURT.

John Devlin 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. *John Devlin*

Question. How old are you?

Answer. *19 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *# 49th Street & 10 Ave : 7 years.*

Question. What is your business or profession?

Answer. *Brick layer*

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 don't know any thing about it*
John Devlin

Taken before me this *10th*

day of *May* 188*2*

J. Henry Dwyer Police Justice.

0076

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

Ind
24 DISTRICT POLICE COURT.

Edward Cassidy 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. *Edward Cassidy*

Question. How old are you?

Answer. *21 Years old*

Question. Where were you born?

Answer. *11 Avenue*

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

Answer. *Nº 659 - 11 Avenue : 12 years.*

Question. What is your business or profession?

Answer. *Butcher.*

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*

Edward X Cassidy
sworn

Taken before me, this *10*

day of *May* 188*2*

G. Henry Ford Police Justice.

0077

Police Court—Second District.

City and County } ss:
of New York.Raffaele Gallo.
Age 28. Shoe dealer.

of No. 419 Tenth Avenue Street, being duly sworn,
deposes and says, that the premises No. 419 Tenth Avenue
Street, 20th Ward, in the City and County aforesaid, the said being a dwelling house
and which was occupied by deponent as a ^{in part} place of abode and a
shoe store were **BURGLARIOUSLY** broken

open and entered by means of forcibly removing an iron bar and one
shutter from an outer window and breaking the glass in
the said window, with intent to commit a crime
therein

on the Morning of the 10th day of May 1882
and the following property feloniously taken, stolen, and carried away, viz:

Four pairs of Shoes and Ten odd
Shoes together of the value of Nine dollars

the property of this deponent.

and deponent further says, that he has great cause to believe, and does believe, that
the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen
and carried away by Edward Cassidy, John

for the reasons following, to wit:

Devin. John Kelly.
Christopher Crossby and Andrew Stone
(all now here) for the reasons following,
to wit: That about the hour of ten
O'clock P.M. on the 9th day of May
1882 deponent closed and securely
fastened the said outer window by putting
up the shutters and fastening them by
the said iron bar, and at the said time
the said property was in the show window
of deponent's said store: That about the

hour of 3.30 O'clock A.M. on the 10th day of May 1882 deponent was awakened by a noise in his said store and upon getting up deponent found the said store window broken open and at the same moment deponent saw a number of men run away from the said window down Fifth Avenue and around the corner along West 34th Street.

This deponent further says that he was afterwards informed by Officers Leroy Stevens and Francis Walsh that on the 10th day of May 1882, at about 5 O'clock A.M. they arrested the said Cassidy.

Devlin, Kelly, Grooby and Stone in a stable N^o 400 Eleventh Avenue near 34th Street, pretending to be asleep and where they had no legal right, and the said officers also informed deponent that upon making a search in the said stable they found hidden away in the straw four pairs of Shoes, Two odd Shoes and One pair of Slippers.

And deponent further says that he has seen the said property found as aforesaid by the said officers and deponent fully identifies the said four pairs of shoes and two odd shoes as his personal property stolen from deponent's possession as hereinbefore described. Raffaele Gallo sworn to before me this
10th day of May 1882 {

J. Henry Park Police Officer

Police Justice

0879

City and County of New York, ss. -

Leroy Stevens and Francis Walsh, officers attached to the 20th Police Precinct being sworn and duly sworn deposed and say that they have heard read the foregoing affidavit of Raffaele Gallo, and so much of it as relates to deponents is true of their own knowledge

Personally sworn to before me this 10th day of May 1892 } Leroy Stevens
Francis Walsh

J. Henry Ford
Police Justice

0001

**END OF
BOX**