

0906

**BOX:**

353

**FOLDER:**

3330

**DESCRIPTION:**

McDermott, James

**DATE:**

05/07/89



3330

POOR QUALITY  
ORIGINAL

0907

Witnesses:

Counsel,

Filed

Pleas,

1889

THE PEOPLE

35  
641

James Mc Dermott

Grand Larceny Second Degree  
(From the Person.)  
[Sections 528, 531, 532 Penal Code].

JOHN R. FELLOWS,

May 29, 1889. District Attorney.

A True Bill.

*[Signature]*

Foreman.

May 29/89  
pleas at 5 L. 1889  
S. P. 1889 & 1890

*[Signature]*

POOR QUALITY  
ORIGINAL

0908

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

DISTRICT.

RECOGNIZANCE TO TESTIFY.

2  
the 5 day of May BE IT REMEMBERED, That on  
of James G. Mead in the year of our Lord 1889  
and Gilbert H. McKibbin Street, in the City of New York,  
of Park Avenue Hotel Street, in the said City,  
personally came before the undersigned, one of the Police Justices in and for the City of New York, and  
acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said  
James G. Mead  
the sum of one Hundred Dollars,  
and the said Gilbert H. McKibbin  
the sum of me Hundred Dollars,  
separately, of good and lawful money of the State of New York, to be levied and made of their respective  
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-  
dition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally  
appear at the next COURT OF General SESSIONS of the Peace, to be holden in and  
for the City and County of New York, and then and there Testify and give such evidence, in behalf of  
the People of the State of New York, as he may know concerning an Offence or  
said to have been lately committed in the City of New York aforesaid by

James McKibbin

And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to  
remain in full force and virtue.

Taken and acknowledged before me, the }  
day and year first above written. }

Thomas G. Mead  
Gilbert H. McKibbin

James G. Mead, Police Justice.

POOR QUALITY  
ORIGINAL

0909

CITY AND COUNTY }  
OF NEW YORK, } ss.

day of July 1889  
De Velinsky Police Justice

Gilbert H. Mc Kibbin  
the within-named Bail, being duly sworn, says that he is a home holder in  
said City, and is worth Two Hundred Dollars,  
over and above the amount of all his debts and liabilities; and that his property consists of  
one half interest in the fittings  
and machinery in the premises  
no 84 South 5th Avenue  
Worth \$2,500

Gilbert H. Mc Kibbin

New York General Sessions.  
THE PEOPLE, &c.

Recognition to Testify.

James Green

Magistrate

Filed 831 day of



POOR QUALITY  
ORIGINAL

0910

2

POLICE COURT— DISTRICT,  
CITY AND COUNTY  
OF NEW YORK

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on  
the 5th day of May in the year of our Lord 1889  
of Thomas Bradburn Street, in the City of New York,  
and Gilbert H. McKibbin  
of Park Ave Hotel Street, in the said City,  
personally came before the undersigned, one of the Police Justices in and for the City of New York, and  
acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said  
Thomas Bradburn  
the sum of one Hundred Dollars,  
and the said Gilbert H. McKibbin  
the sum of one Hundred Dollars,  
separately, of good and lawful money of the State of New York, to be levied and made of their respective  
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-  
dition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally  
appear at the next COURT OF General SESSIONS of the Peace, to be holden in and  
for the City and County of New York, and then and there Testify and give such evidence, in behalf of  
the People of the State of New York, as he may know concerning an Offence or  
said to have been lately committed in the City of New York aforesaid by

James McLaughlin

And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to  
remain in full force and virtue.

Taken and acknowledged before me, the }  
day and year first above written. }

Thomas Bradburn  
Gilbert H. McKibbin

Gilbert H. McKibbin

James McLaughlin Police Justice.

0911

Seen before me, this \_\_\_\_\_ day of \_\_\_\_\_ 188\_\_\_\_\_  
*Wm. H. Bennett* Police Justice.

over and above the amount of all his debts and liabilities; and that his property consists of

Gilbert M. Kibbin

THE PEOPLE, &c.

### Recognition to Testify.

23.

James Bradburn

Magistrate

6222

*Filed*

day of

831

POOR QUALITY  
ORIGINAL

09 12

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

POLICE COURT, <sup>2</sup> DISTRICT.

of No

5th Precinct Police

Street, being duly sworn, deposes and says,

that on the

4

day of

May

1887

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

Thomas G. Mead

(now dead, and Thomas Blackburn  
now dead) are material witnesses in  
the case of a complaint made this  
day in this court by said Mead  
against one James M. Bennett for  
larceny from the person: That the  
said Blackburn is a non resident,  
and deponent can reason to believe  
that the said Mead and Blackburn  
will not appear to prosecute the  
said complaint. deponent asks that  
they be required to find surety for  
their appearance as witnesses.

Answer to before me this  
4th day of May 1887

Edward J. Gallagher

Do & certify  
John T. Foster



POOR QUALITY  
ORIGINAL

0913

Police Court 2 District.

Affidavit—Larceny.

City and County } ss.:  
of New York,

of No. 301 Perry Street, aged 49 years,  
occupation Brookbruder being duly sworn  
deposes and says, that on the 9 day of May 1889 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 day time, the following property, viz:

a gold watch  
of the value of seventy dollars  
(\$70)

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

James M. Dermott  
now here, under the following circumstances:  
Deponent had the said gold watch  
in the left pocket of his vest attached  
to a chain and the said chain was  
fastened to deponent's vest in Brooklyn  
Fifth Avenue about 4.00 clock P.M. De-  
ponent is informed by Thomas Bradburn  
(now here) that he saw the defendant  
actually take the said watch from  
deponent's pocket and also saw the  
defendant arrested with the said  
watch in his possession by Policemen  
Edward J. Gallagher (now here). Deponent  
asks that defendant be dealt with as  
the law directs. Thomas G. Mead

Sworn to before me, this  
day of May 1889

Ed. J. Gallagher Police Justice.



POOR QUALITY  
ORIGINAL

0914

CITY AND COUNTY { ss.  
OF NEW YORK,

Thomas Bradburn  
aged 35 years, occupation Bookbinder of No.

271 Grand St Brooklyn E.D. Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Thomas G. Head

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

Sworn to before me, this

day of May 4 1889

Thos Bradburn

Sam'l C. Smith  
Police Justice.

POOR QUALITY  
ORIGINAL

09 15

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*James Mc Dermott* 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.

*James Mc Dermott*

Question. How old are you?

Answer.

*35 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*641 First Av - 14 years*

Question. What is your business or profession?

Answer.

*Labourer*

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 deny the charge. I took the watch, which was hanging out exposed, for safety, & put it in the pants pocket of the complainant who was drunk. I had been drinking with the complainant. I did not mean to run away but I did run across the street to get out of the way of a truck. I did not try to run away. I have never been arrested before.*

*James Mc Dermott*  
*man*

Taken before me this

day of

*May*

188

*9*

*John J. McQuillan*  
Police Justice.

POOR QUALITY  
ORIGINAL

0916

Notify William H.  
McKibbin  
84 South 5th Ave.  
Who is quiet for  
interview

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

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

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

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

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

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

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

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

BAILED, 84, South 5th Ave

William H. McKibbin

~~William H. McKibbin~~

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Thomas S. Head

Police Court--- 2 District, 648

James H. Dermott

Offence Larceny  
from Person

Dated May 4 1889

O'Reilly

Callaghan

Officer

Witnesses Thomas Bradburn

No. 24 South 5th Ave.

James H. Dermott

No. 84 South 5th Ave.

Thomas S. Head

No. 1000

RECEIVED  
MAY 6 1889  
CLERK OF DISTRICT COURT

James H. Dermott

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 H. Dermott

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 May 4 1889 Police Justice.

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

Dated 1889 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 1889 Police Justice.



POOR QUALITY  
ORIGINAL

0917

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 Mc Dermott*

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

*James Mc Dermott*  
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

*James Mc Dermott*

late 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-*nine*, in the *day* time of the said day, at the City and County  
aforesaid, with force and arms,

*one watch of the  
value of seventy dollars*

of the goods, chattels and personal property of one *Thomas G. Mead*  
on the person of the said *Thomas G. Mead*  
then and there being found, from the person of the said *Thomas G. Mead*  
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

09 18

SECOND COUNT—

AND THE GRAND JURY AFORESAID. by this indictment, further accuse the said  
*James Mc Dermott*  
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

*James Mc Dermott*  
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  
seventy dollars*

of the goods, chattels and personal property of one

*Thomas G. Mead*

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

*Thomas G. Mead*

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

*James Mc Dermott*

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.*

09 19

**BOX:**

353

**FOLDER:**

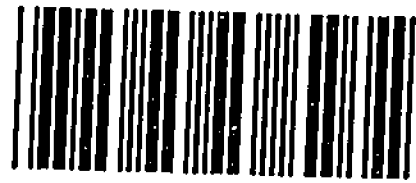
3330

**DESCRIPTION:**

McGinn, James

**DATE:**

05/10/89



3330

POOR QUALITY  
ORIGINAL

0920

Witnesses:

*H. L. Bergen*  
*Officer Wade*

Counsel,

Filed

Pleads,

1889

THE PEOPLE

vs.

P

*James McGinn*

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*James McGinn*  
*Foreman.*

POOR QUALITY  
ORIGINAL

0921

Police Court— 4 District.

City and County { ss.:  
of New York,

Herman L. Berger  
of No. 345 East 61<sup>st</sup> Street, aged 53 years,  
occupation Porter being duly sworn  
deposes and says, that on the 29 day of April 1889 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

James Mc Ginn (now here)  
who cut and stabbed a wound  
in the right breast with a knife  
he held in his hand

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 2 day  
of May 1889 Herman L. Berger

John J. Mann Police Justice.



POOR QUALITY  
ORIGINAL

0922

Herman Bauger is suffering from a  
stab-wound of the chest. He is in an  
immediate danger.

Dr. C. H. H. H.

Apr. 30/84

POOR QUALITY  
ORIGINAL

0923

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

Bernard Wade  
of the 25 Precinct Police Street, aged 40 years,  
occupation Police officer, being duly sworn deposes and says,  
that on the 29 day of April 1889

at the City of New York, in the County of New York, he arrested  
James McGinn (now here) on the Complaint  
of Wernand Bengel who charges that  
said McGinn cut and stabbed him  
in the right breast with a knife he held  
in his hand, said Bengel is now  
confining to the Presbyterian Hospital from  
the injuries inflicted upon him and  
unable to appear in Court to make Complaint.  
Deponent prays that said McGinn be  
committed to await the result of said  
injuries.

Bernard Wade

Sworn to before me, this

of

1889

30 day

Thos. J. Moran  
Police Justice.

POOR QUALITY  
ORIGINAL

0924

Police Court-- District  
THE PEOPLE, &c.  
ON THE COMPLAINT OF

vs.  
*James McGinnis*

AFFIDAVIT. *Robert  
McGinnis*

Dated *April 30* 188*9*  
*German* Magistrate.

*Wade* Officer.

Witness, *25*

Disposition,

*Remanded to station house  
in care of officer  
until 9 AM Mays St*

*\$500 bail for ex  
and to await result  
of inquest*

POOR QUALITY  
ORIGINAL

0925

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

*James Mc Ginn* 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. *James Mc Ginn*

Question. How old are you?

Answer. *39 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *350 East 61st Street 1 year*

Question. What is your business or profession?

Answer. *Coachman*

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*

*James Mc Ginn*

Taken before me this

day of

*July* 1897

1897

*John J. Mc Ginn*  
District Police Justice.



0925

POOR QUALITY  
ORIGINAL

\$1000 bail for E  
2 R M May 3/  
1889

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

Police Court-- District 644

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William E. Murphy  
346 East 61 St  
New York

Offence assault  
felonious

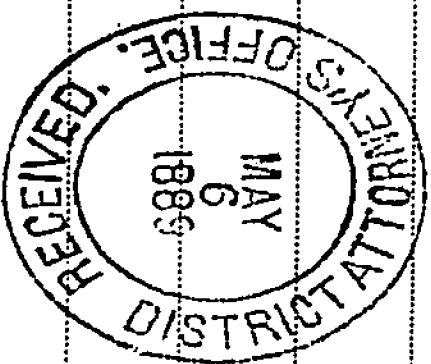
Dated May 2 1889

James H. Quinn Magistrate  
Edward Spade Officer  
25 Precinct

Witnesses

No. \_\_\_\_\_ Street \_\_\_\_\_

No. \_\_\_\_\_ Street \_\_\_\_\_



No. \_\_\_\_\_ Street \_\_\_\_\_

\$ 500 TO ANSWER 88

Can't

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 Two 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 3 1889 John H. Jones 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

0927

Lara Markin 349 & 61 St.  
Mrs. Tiner 348 " " " " " "  
Mrs. Linn 346 " " " "  
Mrs. Healy 346 " " " "  
X Mrs. Kate Tucker 346 " " " "  
X John Tucker 346 " " " "  
Hate - Linn 347 " " " "

**POOR QUALITY  
ORIGINAL**

0928

The People  
vs.  
James McGinn

Court of General Sessions, Part II.  
Before Judge Martine.

Monday, May 27, 1889.

Indictment for assault in the first degree.

Hermann L. Bengner sworn and examined.

I work in the tobacco factory of Carl Opperman 406 and 408 East 59th Street, I live 345 61st Street, I am in the casing department of the factory and have been employed there five years, I saw the defendant McGinn on the 29th of April in this city in 61st Street the time he stabbed me near First Avenue; it was about six o'clock in the evening, I was alone the time I saw him and before that I was in my house 345, my son called me out on account of a fight and I went out on the street, I went out to take my wife in the house, the Defendant's wife and my wife were in the street fighting and I went out to get her inside the house out of the fight; when I got out in the street I saw my wife but I did not see the defendant right away. I was on the sidewalk and the Defendant came after me and stabbed me, I never talk a word with him. I could not get my wife in at the time, they pushed her back again when I took hold of her, she was excited and she did not come; my wife was coming out of the crowd when this man stabbed me; there was a crowd on the street, the Defendant was six feet from me when I first saw him, I said nothing at all to him, he choked my wife on the sidewalk. He raised his hand with a knife, I was standing on the mud gutter, I saw the blade of the knife but not the handle, the blade was about three inches long and about half an inch wide, he ran after me and stabbed me in the right breast, he did not say anything but walked off.

**POOR QUALITY  
ORIGINAL**

0929

The stab went through my clothes and made a wound in my body, it bled; they brought me in a drug store, I lost two or three quarts of blood I guess and my clothes were all bloody, I went back to the house, I did not go to the hospital right away, my wife was sick at the same time from the fight, it was an hour before the ambulance came; I could not walk, I was weak from the loss of blood and I was taken to the Presbyterian Hospital, I was there from Monday evening until Wednesday, I told them I wanted to go home, I went back every two days to be examined, I was there four times afterwards, I was in bed in the hospital from Monday till Wednesday, they put no stitches in the wound, it is not well yet, the mark can still be seen in my body. After he stabbed me he walked across the street I told him, "I'll fix you", I did not see him any more until he was brought to the hospital by the officer on Tuesday morning, I identified him as "the man that stabbed me the preceding night, I never saw him before that day.

Cross Examined. I guess there was about a hundred people in the crowd in the street; up to the time that I was struck I did not strike or put my hands on anybody except that I caught hold of my wife to bring her in the whole business was done in about five minutes, I wanted to get my wife and they pushed her back in the crowd and the defendant came out of the crowd and stabbed me; my wife was standing between the first and the other house on the sidewalk and the other woman was near her, she was reaching after my wife, they were quarreling, I told my wife to come in but she was excited and out of her senses and she did not come; this happened between



**POOR QUALITY  
ORIGINAL**

0930

six and seven o'clock and it was daylight, I did not tumble against the defendant, I was standing when I received the stab wound.

John Nestler sworn and examined.

I know the last witness, I live across the street, No. 346, I was home the evening of this fight, I was looking through the window on the ground floor, I saw the fight, I saw the complainant and the Defendant, I saw McGinn standing about two hours before by the lamp-post with a knife, walking backwards and forwards, and Mrs. McGinn and Mrs. Bengler were in a fight; I noticed that the Defendant had his hand in his pocket, he pulled the hand out and I saw the knife; the women caught hold of each other by the hair and dragged each other to and fro on the sidewalk but I did not see Bengler at that time; the two women were separated by people who jumped in between them and took Mrs. Bengler in, my wife attended to her, Bengler was stabbed, I saw Bengler come out and call his wife; she laid down on the sidewalk and she got a couple of cracks and Mr. Bengler came and chucked his wife off and Mr. McGinn came with a knife and stabbed him in the right side, I saw him stab him right here (pointing to the breast); after he stabbed him the defendant ran away, I did not see him any more until to-day, Bengler was bleeding from that wound and I helped him around to the drug store, I was there when the ambulance came and took him to the hospital.

Cross Examined.

I have known McGinn about eight months, I know Mr. Wolf my landlord, I was housekeeper for him, I was not dispossessed by him on account

**POOR QUALITY  
ORIGINAL**

0931

of my quarrelsome disposition and because I got into numerous fights, I was not put out of the house at all, I paid my rent every month, I was discharged as janitor of the house but I did not quarrel with the people; there was a very rough class of people living in the house and Mr. Wolf gave the position to an Irishman, McGinn never loaned me any money to pay my rent; this affair occurred on a Monday four weeks ago and it was the day before the Centennial celebration. I say that I saw McGinn walk up and down the street for about two hours with a knife in his pocket and the blade open, a little portion of the handle of the knife could be seen, he walked up and down the whole time that Mrs. McGinn and Mrs. Bengen was in a fight, he was in his shirt sleeves; McGinn interfered and held Mrs. Bengen so that Mrs. McGinn could beat her very well; nobody interfered to make peace between them; when Mr. Bengen came out the quarrel was over and he tried to get his wife in, there was some talking yet but there were no blows; when Mr. Bengen came out Mrs. McGinn had Mrs. Bengen on the ground, I did not see Mrs. McGinn struck any blow; while the fight between the women was going on more and more people were gathering until at last it reached about a hundred persons; when it first started there were a great many children there, I was in my house at the window when I saw Mr. Bengen come out, McGinn was about six feet away from him, he turned around and stabbed him. Bengen did not get into the crowd exactly but there were people around where he tried to get his wife from the ground, to get her up; McGinn had no quarrel with Bengen. At the time of the quarrel I did

**POOR QUALITY  
ORIGINAL**

0932

not see Mrs. Arndt, I know th woman but I did not see her during the quarrel. I did not see what McGinn did with the knife. Mrs. Benger was not quarreling all the time with Mrs. McGinn, but Mrs. McGinn commenced also to quarrel with the children.

Catherine Nessler sworn.

I am the wife of the la st witness and on the 29th of April, I was living with him in 348 61st Street, I know the defendant ever since I lived in the house where I am living now, since last November, I was house-keeper for Mr. Wolf, I know Benger for five years, I remember seeing him the evening that he was stabbed, I saw the two women fighting and Benger's little boy ran in to call his father out to get his mother away from Mrs. McGinn, Mr. Benger came out and as he wanted to take his wife away Mr. McGinn stepped up to him with a knife and stabbed him on the right side, I saw that from my own window and I saw the knife which McGinn had in his hand, I could see it shining when he raised his hand, when McGinn stabbed him he walked off in the crowd and went up to his house, I did not see McGinn again until the day he was arrested at 57th Street, it was between six and seven when he was stabbed and I went over to where he was an hour afterward I saw him resting on a chair where a young man was attending him until the ambulance came, I stopped with his wife all night, he was taken away in an ambulance to the Presbyterian Hospital.

Cross Examined. I saw the two women fighting at half past four or a quarter to five, Mrs.

**POOR QUALITY  
ORIGINAL**

0933

McGinn was fighting before that but not with Mrs. Bengor, she started a quarrel with some parties who were decorating a window with a flag, she was quarreling with the house-keeper and with some girls in the house and maybe an hour afterward she was quarreling with Mrs. Bengor, I saw Mrs. McGinn strike Mrs. Bengor first and then Mrs. Bengor hauled off and struck her back again and the trouble was kept on quite a while, they pulled each other by the hair; I did not see Mrs. Bengor on the ground until her husband was stabbed, she was taken in on the stoop and had some kind of cramps.

Bernard Wade sworn and examined.

I am an officer attached to the 25th precinct, I know the Defendant McGinn and arrested him on the 29th of April about half past eleven o'clock at night in front of his own residence, I heard about the fight about half past six in the evening, a boy came to me on post and told me of it, I went down 61st Street and asked where he was and they said he went to a drug store, I went and saw Bengor there, he told me he was stabbed but he did not tell me the name of the man but he said he was in his shirt sleeves and that he lived in the house; I went immediately but did not find him, I searched his rooms about twenty minutes past seven but did not find him there or any member of his family, I searched the first floor and the janitor's room and inquired of people in the house about him, I heard he went up Second Avenue, I went back to the Station House and put on citizen's clothes and by reason of certain inquiries I watched his house till half past



**POOR QUALITY  
ORIGINAL**

0934

2  
eleven, I saw him standing in front of his residence in-  
toxicated and staggering, I arrested him, he asked me  
what I was arresting him for? I said, "you know"; he  
says, "I did not do anything." I told him he was ar-  
rested for stabbing a German man in 61st Street, he said  
he did not do it; the next morning I brought him to the  
Presbyterian Hospital and Bengert identified him as the  
man who stabbed him the night before. McGinn said he did  
not do it. I know McGinn about eighteen months, I have  
had no conversation with Mr. or Mrs. Nessler.

#  
The Defendant pleaded guilty to assault in  
the third degree and was sentenced to the Penitentiary  
for eleven months.

6

**POOR QUALITY  
ORIGINAL**

0935

Testimony in the  
case of  
James McGinn  
filed May  
1889

POOR QUALITY  
ORIGINAL

0936

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 McGinn*

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

The said

*James McGinn*  
late 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-nine with force and arms, at the City and  
County aforesaid, in and upon the body of one *Herman L. Banger*  
in the peace of the said People then and there being, feloniously did make an assault,  
and *him* the said *Herman L. Banger*  
with a certain *knife*

which the said

*James McGinn*  
in *his* 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

*him* the said *Herman L. Banger*  
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  
*James McGinn*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

*James McGinn*  
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 *Herman L. Banger*  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and *him* the said  
*Herman L. Banger*  
with a certain *knife*

which the said

*James McGinn*  
in *his* 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

0937

THIRD COUNT—

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

James Mc Ginn  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

James Mc Ginn  
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

Herman L. Banger in the peace of the said People then  
and there being, feloniously did wilfully and wrongfully make another assault, and

him the said Herman L. Banger  
with a certain knife

which he the said James Mc Ginn  
in his right hand then and there had and held, in and upon the breast

of him the said Herman L. Banger  
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 Herman L. Banger

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.



0938

**BOX:**

**353**

**FOLDER:**

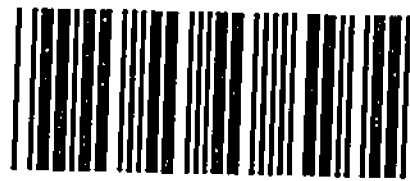
**3330**

**DESCRIPTION:**

**McGinty, James**

**DATE:**

**05/23/89**



3330

0939

Officer McCauley

Aug 16<sup>th</sup> cont'd

June 1873

POOR QUALITY  
ORIGINAL

0940

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

of No. 308 Mulberry Street, aged \_\_\_\_\_ years,  
occupation Detective Sergeant being duly sworn deposes and says,  
that on the 5<sup>th</sup> day of May 1889

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

James M. Guity (now here) did feloniously have in his possession under circumstances evincing an intent to use or employ the same in the commission of a burglary burglar's instruments to wit! a pick lock and a skeleton key. in violation of section 508 of the Penal Code. of the state of New York

deponent further says that he knows the said M. Guity to have been previously convicted of crime. and that he arrested the

Subscribed by me, this \_\_\_\_\_ day of \_\_\_\_\_ 1889

Police Justice

POOR QUALITY  
ORIGINAL

0941

said Mr. Ginty as a suspicious person  
and when defendant searched the said  
Mr. Ginty's room on the 2<sup>d</sup> floor of premises  
No 275-Becker st defendant found said  
picklock and skeleton key in his room  
Wherefore defendant prays the said  
defendant may be dealt with as the  
law directs.

Sworn to before me  
this 6th day of May 1889

Stephen Quinn

Police Court, District,

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Dated

188

Magistrate.

Officer.

Witness,

Disposition,



POOR QUALITY  
ORIGINAL

0942

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*James Mc Ginty* 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*  
*James Mc Ginty*

Taken before me this

day of

188

Police Justice.

0943

A circular ink stamp from the District Attorney's Office. The outer ring contains the text "RECEIVED." at the top and "DISTRICT ATTORNEY'S OFFICE." at the bottom. The center of the stamp features the date "MAY 9 1889" in a bold, sans-serif font.

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

POOR QUALITY  
ORIGINAL

0944

District Attorney's Office.

PEOPLE

vs.

James McGinty  
vs. James Williams

Superior Court

2nd offense

Warrant for second.

POOR QUALITY  
ORIGINAL

0945

## At a Court of Sessions.

held in and for the County of Kings, in the Court House in the  
City of Brooklyn, on the 26 day of September in  
the year of our Lord one thousand eight hundred and eighty four

Present:

The Honorable HENRY A. MOORE, County Judge of the County of Kings.

James Savage  
William Shelton

Justices of the Sessions of the County  
of Kings.

The People of the State of New York,

against

James Williams

Having been indicted for Burglary  
Third Degree and Grand Larceny Second  
Degree in having at the City of Brooklyn  
in the County of Kings on the Third day of  
July in the year 1884 feloniously and bur-  
glariously broken and entered the room  
of one Martin Most there situate with  
intent the goods chattels and personal  
property of the said Martin Most in the  
said room then and there being then  
and there feloniously to steal take and  
carry away and stealing therefrom. One  
coat of the value of fifteen dollars. One  
vest of the value of five dollars. One  
pair of trousers of the value of five dollars



POOR QUALITY  
ORIGINAL

0946

One chain of the value of fifteen dollars  
of the goods chattels and property of the said  
Martin Most and being arraigned upon  
said indictment pleaded guilty of Burglary  
Third degree and upon the twenty sixth  
day of September 1884 was sentenced to be  
imprisoned in the Penitentiary of the  
County of Kings for the term of Three  
years and six months

A true extract from the minutes  
*W. L. G. L.*  
Clerk

Kings County Court of Sessions.

THE PEOPLE OF THE STATE OF  
NEW YORK,

vs.

*James Williams*

EXTRACT FROM THE MINUTES.

*James Williams*  
*James Williams*

POOR QUALITY  
ORIGINAL

0947

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 McHenry*

The Grand Jury of the City and County of New York, by this  
Indictment accuse *James McHenry* of a *Felony*,

of the crime of

~~as a SECOND OFFENSE~~, committed as follows:

Heretofore, to wit: at a court of ~~General Sessions of the Peace~~, holden in and  
for the ~~City and County of New York~~, at the ~~City Hall~~, in the ~~said City of New York~~  
in the ~~said County of Kings~~,  
on the ~~Twenty-sixth~~ day of ~~September~~, in  
the year of our Lord, one thousand eight hundred and ~~eighty-four~~  
before the Honorable ~~Henry A. Moore, County Judge of the~~  
~~County of Kings, Special, James Savage and William~~  
~~Shedden, Justices of the Supreme Court of the said County~~  
and Justices of the said Court, the said *James McHenry*  
by the name and description of *James Williams*,  
was in due form of law convicted of *a Felony*  
to wit: *Swindling in the Third degree*,  
upon a certain indictment then and there in the said Court depending against him  
the said *James McHenry* by the  
name and description of *James Williams*,  
as aforesaid,

for that *he*

~~then~~

~~late of the~~

POOR QUALITY  
ORIGINAL

0948

City of New York, in the County of New York aforesaid, on the  
— third — day of — July, — in the  
year aforesaid, at the City of Brooklyn in the City and  
County aforesaid, with force and arms, the room of one Martin  
most there situate, did feloniously and  
unlawfully break and enter, with intent  
the goods, chattels and personal property  
of the said Martin most, in the said  
room then and there being, then and there  
feloniously to steal, take and carry away;  
and one coat of the value of fifteen  
dollars, one vest of the value of five  
dollars, one pair of trousers of the value  
of five dollars, one chain of the value of  
fifteen dollars, of the goods, chattels and  
property of the said Martin most, then  
and there did feloniously take, steal and  
carry away from the said room:—

POOR QUALITY  
ORIGINAL

0949

And Thereupon, upon the conviction aforesaid, it was considered  
by the said Court of ~~General Sessions of the Peace~~, and ordered and adjudged that  
the said James Mc Hickey  
by the name and description of James Mc Hickey  
as aforesaid,  
for the felony and larceny whereof  
he was so convicted as aforesaid, be imprisoned in the Penitentiary  
House of the County of Kings ~~at hard labor~~ for  
the term of three years and six months,  
as by the record thereof doth more fully and at large appear.

And the said James Mc Hickey  
late of the  
City of New York, in the  
County of New York aforesaid, having been so as aforesaid convicted of the  
said felony and larceny, in  
manner aforesaid, afterwards, to wit: on the 18th day of  
May, in the year of our Lord one thousand eight hundred  
and nineteen, at the City and County aforesaid, with force  
and arms, did feloniously have in his  
possession certain tools and imple-  
ments adapted, designed and commonly  
used for the commission of larceny  
and felony, to wit: one pick-axe,  
and one false key, under circumstances  
evinced an intent to use and employ  
the same in the commission of a  
crime to the Grand Jury aforesaid  
unknown, against the form of  
the Statute in such case made



POOR QUALITY  
ORIGINAL

0950

and provided, and against the  
peace of the People of the State  
of New York, and their dignity.

John R. Kelloms.

Attorney

0951

**BOX:**

353

**FOLDER:**

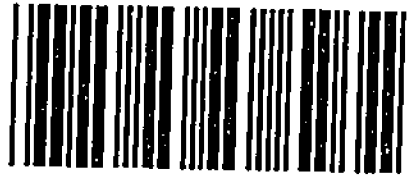
3330

**DESCRIPTION:**

McLaughlin, Bernard

**DATE:**

05/09/89



3330

POOR QUALITY  
ORIGINAL

0952

Witnesses:

Officer Beasley

Mary S. Anthony

Rodama Cunningham

Peter Cunningham

Chas. Cody  
274 1/2 Ave.

I have carefully examined the  
evidence in this case & find that  
there ought not to be a  
conviction. The defendant bears  
a good character for sobriety &  
industry. The wife was a drunkard  
& neglected her home & her children.  
It cannot be made to appear  
that defendant inflicted the  
injuries from which she died.  
If therefor accompanied the  
dismissal of this indictment  
from the

Vermon M. Davis

See paper filed herein by  
the defense.

WMA  
Act.

Counsel,

Filed

Pleads,

(day of)

1889

THE PEOPLE

vs.

Bernard McLaughlin

JOHN R. FELLOWS,

District Attorney.

Off. Rec. 1889

A TRUE BILL.

Dec. 23 89

Foreman.

See on the 10 of day  
Dec. 23 89

Maryanna Cunningham, wife of  
Patrick Cunningham. Since the 15th  
of October, 1884, I have been in the  
Charity Hospital, where I was de-  
livered of child. The baby is dead-  
now. Before that I lived with my  
husband in No. 521 West 23rd Street.  
Our rooms were one flight up-stair  
above of the defendant on the first  
floor. One afternoon in February,  
1884, I heard a noise downstairs,  
and in looking out from my  
room I saw the defendant dragg-  
ing the deceased into the yard. He  
had his ~~arms~~ under her arms  
from the front. I went down  
stairs, and saw her lying in the  
yard, near the door. Her face  
was smeared with blood  
and covered with the hair of  
her head. The defendant went  
back into his room and locked  
the door behind himself. I  
did not speak to him, but re-  
turned to my room to attend  
to my baby. About fifteen  
minutes later I heard another  
noise downstairs and looking



out of my room, I am the de-  
 fendant drag the deceased back  
 into his room. I believe that  
 both were drunk at the time. When  
 he dragged her out into the yard, I  
 said that somebody ought to call  
 in the police, whereupon someone  
 said that I should mind my  
 own business. I do not know  
 whether it was the defendant  
 who made the said remark.  
 It is not true that I tried to separate  
 the defendant and the deceased,  
 when they were in the hallway,  
 she being dragged by the defend-  
 ant. That is all I heard and  
 saw of the said parties on the  
 said day. In the morning of  
 the next day the defendant came  
 to our door and told us that  
 his wife was dead. He request-  
 ed me ~~that~~ to report the case  
 at the Station House, as he  
 could not go himself. I saw  
 the corpse of the deceased. It  
 was taken out of the window  
 into the street, because the  
 hallway is too narrow. I do

POOR QUALITY  
ORIGINAL

0955

not know who took it out. A  
police officer was present, who  
was on the scene  
when we were notified  
of her death.

POOR QUALITY  
ORIGINAL

0956

Court of General Sessions

The People vs

Bernard McLaughlin

Take Notice, that upon the indictment herein and ~~the~~ all other papers and proceedings in this action I shall move this Court at Part II thereof in the Court House in the City of New York on the 31<sup>st</sup> day of December 1889 at the opening of said Court on that day or as soon thereafter as counsel can be heard for an order dismissing the said indictment for want of prosecution thereof and that defendant be discharged from custody and for such other and further relief in the premises as may be just and proper.

Dated New York December 28. 1889.

Yours &c  
John R. Steinzelman  
Atty for Def.  
280 Broadway N.Y. City

To  
John R. Hellows Esq.  
Dist. Atty, N.Y. Co

0957

The People re

5

Bernard McLaughlin

Protein of Proteins

JOHN R. HEINZELMAN,

Attorney for -

**STEWART BUILDING,  
280 BROADWAY,  
NEW YORK CITY.**

*Service of a Copy of the willin is hereby  
admitted.*

*Dated*...

8

To



POOR QUALITY  
ORIGINAL

0958

IN THE CORONER'S COURT OF THE CITY OF NEW YORK.

INQUEST IN THE MATTER OF THE DEATH : BEFORE HON. FERDINAND LEVY,  
OF : CORONER,  
M A R Y ~~Mc~~ M c L A U G H L I N. : AND A JURY.

NEW YORK CITY, THURSDAY, FEBRUARY 21ST, 1889.

T H E O D O R E B E E S L E Y,  
a Roundsman, 20th Precinct, sworn and examined.  
BY THE CORONER:

Q. Tell the Jury what you had to do with this case? A. At 10.40 on the morning of Tuesday, February 19th, Mrs. Rose Cunningham, residing at 521 West 28th Street came to the Station House and said that Mrs. Mary N. McLaughlin had died very suddenly at the same number---521 West 28th Street. I went there and went in the room. The door was shut, but it was not locked. I opened the door and went in the room, and from there I went into another room that was adjoining it, and on a bed lay a woman dead, covered up to her head with some kind of a quilt. Her face was all bruised. I went out of there and went upstairs, right directly over her apartments, and I found the prisoner sitting in a half stupor, just as though he had come out of a drunk. I asked him a few questions. Exactly what they were, I don't know now. I asked him his wife's age. He told me 40. I asked him a few questions and he contradicted himself so and the body being bruised, I thought it was my duty to take him to the Station House; so I took him to the Station House, and from there I took him before Justice Duffy in Jefferson Market, and from there I brought him here. I then went around the neighborhood to see if I could find out anything. I found Mrs. Mary Anthony, and she wouldn't tell me anything, only that James Garvey saw it as well as she did. What he saw I don't know. It is a very small house. It is a house of eight rooms. There are four rooms on a floor, and they are divided into two apartments. There are four families in the eight rooms. And it being so confined, I thought it was best to take all that were in the house for witnesses, for there couldn't much happen in such a small place without some of them knowing something about it.

Q. What did you ask the prisoner? A. Nothing more than her age and her birth. That was all I asked him. That is all that I did in the case.

M A R Y E. A N T H O N Y,

sworn and examined.

BY THE CORONER:

Q. You live in the same house? A. No, sir.

Q. Where do you live? A. Next door.

Q. What number? A. 523 West 28th.

Q. Now tell the Jury all that you know with reference to this matter? A. Well, I was just coming from the store, after ordering the meat from the butcher for my husband's supper, and I was just passing in, and just where I live there is a partition between the two houses, and as I was passing in I kind of looked down in the yard and I saw Mrs. McLaughlin laying on the broad of

**POOR QUALITY  
ORIGINAL**

0959

her back and covered with blood in the face, and I seen her husband come out and just drag her in the hall, and that is all I know about it. I never heard the fighting or anything else.

Q. How was she brought in the yard? A. She was laying in the yard when I seen her.

Q. You don't know who took her there? A. No, sir.

Q. You saw her husband come out where? A. Out of his hallway and drag her in the hallway.

Q. From the yard? A. Yes, sir.

Q. How did he drag her? A. He lifted her by the arms and turned her right around and dragged her right in the hallway.

Q. Was she lying on her face in the yard? A. No; she was lying on her back.

Q. Did you see him strike her? A. No.

Q. Was this all you saw? A. This was all I saw.

Q. You don't know anything of any fighting? A. No, sir; I wasn't in the house all day. I was in the front house where our landlord died.

BY A JUROR:

Q. Did they live upstairs or on the ground floor? A. On the ground floor.

BY THE CORONER:

Q. What floor do you live on? A. I live one flight of stairs up, in the next house.

Q. But you could look into the yard? A. Yes, sir.

Q. How did you come to look in the yard? A. I was going in and there was a board out in the partition and I just happened to look down in the yard and seen the lady lying there.

MRS MARY O'DONNELL

sworn and examined.

BY THE CORONER:

Q. Where do you live? A. 521 West 28th Street.

Q. What did you see? A. Well, I was just coming down stairs Monday morning and I was going outside and she called me, the lady did, herself.

Q. Who called you? A. Mrs. McLaughlin. She asked me if I would go on an errand for her.

Q. What errand? A. She sent me for ten cents worth of whiskey, and when I came back he was quarrelling with her about the money he gave to her night before last. So then all of a sudden he took hold of her and he shoved her outside of the door and her head struck the bottom of the stairs, and I asked him would he please to leave her in again, and he said, no, he would leave nobody in. So he shut the door on me and on her too. I begged him again to please let her in, and I then went upstairs, and when I was upstairs he dragged her into the yard.

Q. Did you see him drag her into the yard? A. No, sir; I was upstairs when he done that.

Q. How do you know he dragged her there? A. I heard the noise downstairs, and I heard Mrs. McLaughlin in the yard fighting with him because he dragged her into the yard.

Q. Did you recognize his voice? A. Yes, sir.

Q. But you did not actually see him drag her into the yard?

A. No, sir; I did not. But I seen him knock her out of his own room into the hallway and her head struck the bottom of the stairs.

Q. Was deceased intoxicated at the time? A. Yes, sir; she was drunk, I think.

POOR QUALITY  
ORIGINAL

0960

Q. Was he drunk? A. Yes, sir; I think he was drunk.  
Q. When did you get the whiskey? A. Between one and two o'clock in the afternoon.  
Q. How much whiskey did you get? A. She sent me for ten cents worth.  
Q. Did you get a pint? A. It was ten cents worth.  
Q. In what kind of a bottle? A. A soda water bottle.  
Q. Was it full? A. It wasn't quite full.  
Q. And you handed the whiskey to her when you came back?  
A. Yes, sir.  
Q. Was he there too? A. Yes, sir.  
Q. Did she drink anything in your presence? A. Yes, sir.  
Q. Nearly emptied the bottle? A. No, sir; she poured it out into glasses.  
Q. A pretty good quantity? A. Yes, sir.  
Q. Did she drink it? A. Yes, sir.  
Q. Did he drink any? A. Yes, sir.  
Q. Of the same whiskey? A. Yes, sir; she asked him would he please put sugar in it and he said yes, and he gave her the sugar.  
Q. If he was friendly disposed at the time and friendly with her, how did he come to put her out? A. He commenced to talk to her about money. He says to her, "What did you do with the money you had last night?" She says to him, "I had no money last night," and he says, "Yes, you had; you had money in your stocking." She says, "I didn't have no money in my stocking." So then all of a sudden he pushed her out, right outside the door.  
Q. Then she fell, as you described? A. Yes, sir.  
Q. Is that all you know of this case? A. That is all I know about it.  
BY A JUROR:  
Q. You didn't see him put her out? A. I saw him shove her outside the door.  
Q. What was this fall she got when she struck the bottom of the stairs; was that a very violent fall? A. The back of her head just struck against the first step of the stairs.  
Q. Did it knock her insensible, or did she get up? A. I spoke to her right away. I says, "Mrs. McLaughlin, get up," and she says, "Wait a minute," and I went right up and I didn't come out after that.  
BY THE CORONER:  
Q. Was he there then? A. Yes; he had locked the door on her then.

MRS ROSANNA CUMMINGS

sworn and examined.

BY THE CORONER:

Q. Where do you live? A. 521 West 28th Street.  
Q. Did you see any of this trouble between deceased and her husband? A. Yes, sir.  
Q. What did you see; tell the Jury? A. I heard some noise down stairs and I opened the door and I seen Mrs. McLaughlin lying at the foot of the stairs. Then I heard another little trouble after that like a noise.  
Q. Where was he at the time? A. He was inside, and he shut the door. And then a little while after that I opened the door again and I heard another noise and I seen him drag her out of the room and leave her lying in the yard, and her all covered



POOR QUALITY  
ORIGINAL

0961

with blood---her face and head.

Q. Did you see him drag her? A. Yes, sir.

Q. Where to? A. He left her lying in the yard.

Q. Did you see him strike her? A. No, sir; I did not. And then I seen him taking her in again, and I never heard any more about it until the morning, when he came upstairs about eight o'clock and he said his wife was dead.

Q. You have told us all that you saw? A. Yes, sir.

Q. Are you related to these people, the McLaughlin's? A. No.

Q. Have you known of any trouble existing between the deceased and her husband before? A. No; only some growling and talk and cross words sometimes.

Q. Do you think they were drunk at the time of this trouble?

A. Yes, I do believe they were both drunk.

PETER CUNNINGHAM,

sqorn and examined.

BY THE CORONER:

Q. Where do you live? A. 521 West 28th Street. I had been working on Monday last in the morning at nine o'clock, after the rain, and then there wasn't any trouble when I came home. Then I went to work at 12 o'clock again and we finished between three and four o'clock and then I came home again, and then there was a little trouble between McLaughlin and his wife. I stood on the sidewalk and looked into the house and I saw Mr. McLaughlin drag his wife out of his own room into the yard, by the two arms, and leave her lying on the broad of her back in the yard for about fifteen minutes, and then he came out again and dragged her into the house again and closed the door, and I didn't hear any more noise from him or the wife. Next morning he came up to my door and said his wife was dead.

BY A JUROR:

Q. You didn't see him strike her? A. No, sir; I never saw him raise a hand to her. He just took her there and laid her down carefully.

BY THE CORONER:

Q. How did he drag her out? A. He had his hands under her two arms.

Q. About what time was this? A. About 6 o'clock, or close on to it, in the afternoon.

Q. Did he raise his hand against her? A. No, sir; he did not.

Q. Do you think they were drunk at the time? A. The both of them were drunk.

Q. Full of liquor? A. Yes, sir.

Q. Did he pull her by the hair? A. No; not that I seen. I was only standing on the sidewalk and looked right in and I seen him. I didn't go upstairs until after he closed the door, and there was no more noise and no nothing.

BY A JUROR:

Q. Was he so stupified that he didn't know what he was doing when he dragged her into the hallway? A. No, he wasn't. Certainly he knew what he was doing.



POOR QUALITY  
ORIGINAL

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D R. W I L L I A M T. J E N K I N S,

sworn and examined.

THE WITNESS: I made the autopsy on Mary McLaughlin February 19th, at 234 9th Avenue, the Undertaker's office, said to have died at 521 West 28th Street, first floor, rear. The body of the woman was well nourished. There was a contusion of the forehead just above the bridge of the nose; that is, a bruise, about an inch in diameter. There was a contusion of the left eye, just over the outer angle, and the eye was blue, or black, commonly called a "black eye". There was a contusion also of the right cheek just below the outer angle of the right eye. There was a contusion in front of the helix of the right ear. There was laceration of the skin of the upper lip, half an inch in length, beginning at the septum of the nose and extending down here (illustrating). Opening the lip, there was also a corresponding one at the junction of the lip with the gum----a very small one. On the inside of the lower lip there was an extensive laceration of the skin. It was very much torn in there, as if it had been torn against her tooth, involving an area of about three quarters of an inch in diameter. There was a slight abrasion of the skin on the left side just at the angle of the lower jaw. There was a small contusion over the lower jaw, about the middle of the ramus of the lower jaw, or this portion of the lower jaw (illustrating). There was a slight contusion on the posterior aspect of the right shoulder, very superficial, amounting to nothing. On the right side of the head, on removing the scalp, there was a large tumor about four inches long and about three inches wide, and there were several smaller ones around the scalp, upon removing the scalp. There was no fracture of the skull, no injury to the brain, no bones broken, no bruises on the body, other than those described about the head and face, which were mainly superficial. The woman had some congestion of the lungs, but the lungs were normal, practically. The stomach was the seat of chronic gastritis. She had evidently been a heavy drinker. The liver was also very fatty, another indication that she had *been a heavy drinker* fatty degeneration of the liver, and also Bright's disease of the kidneys, marked.

Q. Could you tell us, as far as you examined the case, the cause of death? A. As far as the injuries, individually speaking, are concerned, they did not seem to be enough to cause death, any one of them. There was no bone broken, or injury to the brain, but being a woman in her condition, having that condition of liver and kidneys, they would probably accelerate her death.

Q. Drinking brought it on? A. Yes, sir; that was the most marked cause of death that I could find. The other things contributed. The question comes up, Could such injuries cause death in a perfectly healthy person? I don't think they could. I think that these injuries, in her condition of health, accelerated her death. There was no direct lesion to which I could attribute the cause of death in the injuries, only in so far that I will state on general principles that the injuries probably accelerated that woman's death. The question is how she received those injuries. She must have fallen quite a number of times to have received so many injuries.

BY A JUROR:

Q. Were these injuries all produced at the same time? A. These injuries were all produced about the same time.

Without retiring the Jury found a verdict in accordance with the testimony of Dr. Jenkins.

ADJOURNED.

POOR QUALITY  
ORIGINAL

0963

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 4<sup>th</sup> Ward of the City of  
New York, in the County of New York, this 21 day of February  
in the year of our Lord one thousand eight hundred and 89 before

FERDINAND LEVY, Coroner,  
of the City and County aforesaid, on view of the body of Mary A. McLaughlin  
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 Mary A. McLaughlin came to her death, do upon  
their Oaths and Affirmations, say: That the said Mary A. McLaughlin  
came to her death by

Fatty Degeneration  
of the Liver and Chronic Bright's Disease, occasioned  
by injuries received at the hands of her husband  
Bernard McLaughlin at their home in the City of New York  
on or about February 18/89.

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.

John J. Burke  
Richard Cohen  
Genius J. Phail  
Jacob Beilinsky 266 Bowery  
Henry H. Apples 1367 3 Ave  
J. H. Varing

Otto Kuhlmann 1400 3<sup>rd</sup> Ave  
Strand L. Barker  
Mark Matheny 13

Ferdinand Levy  
CORONER, N. Y.

POOR QUALITY  
ORIGINAL

0964

TESTIMONY.

*Wm. J. Jenkins* M. D., being duly sworn, says:  
I have made an Autopsy of the body of  
*Mary A. McLaughlin* now lying dead at  
*274-9th Ave* and from such Autopsy  
and history of the case, as per testimony, I am of opinion the cause of  
death is *Fatty Degeneration of Liver and Chronic Brights*  
*Disease, accelerating multiple contusions of face and*  
*face, laceration of mucous membrane of mouth*  
*and hemorrhage.*

*Wm. J. Jenkins, M.D.*  
M. D.

Sworn to before me,

this

day of

188

*Fredman Levy*

CORONER.



POOR QUALITY  
ORIGINAL

0965

MEMORANDA.

att 30

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
Years	Months	Days			
			New York	274-9 <sup>th</sup> Ave	Feb 19 <sup>th</sup> 89
or 521 W. 28 <sup>th</sup> St					

Faculty Disposition of  
Chronic Anger & Disin-  
clination to handle an  
accident of this kind  
should just by means  
of the 31<sup>st</sup> of Feb.  
31<sup>st</sup> of Feb.

F. L.

381

No. 584

1st. Quail

1889

AN INQUISTION

On the VIEW of the BODY of

Wm. J. W. W. W. W.

whereby it is found that he came to  
his death by

Fatty

degeneration of  
and Chronic Anger

Disinclination

by means of

of the 31<sup>st</sup> of Feb.

of the 31<sup>st</sup> of Feb.

FERDINAND LEVY, CORONER.



POOR QUALITY  
ORIGINAL

0966

W. Reid Gould, Law Blank Publisher and Stationer,  
139 Nassau Street, cor. of Beekman, and 120 Broadway, N. Y.

*NY General Sessions*  
*The People vs.*

*against*  
*Norman Reuchner*  
*and* *Adolph Reuchner*

Notice of Argument.

Sir:

Please to take Notice, That the *Appeal* in the  
above action will be brought on for Argument before the Honorable Court,  
of General Sessions of the Peace of New York County,  
at a stated Term thereof to be held at the Court House No. 32 Centre  
(Street) New York City, on the *17<sup>th</sup>* day of *December* 18*89* at the opening  
of the Court on that day, or as soon thereafter as Counsel can be heard. before  
Hon. Joseph B. Martine one of the Judges of said Court.  
Dated the *16<sup>th</sup>* day of *December* 18*89*.

Yours, &c.

To John R. Fellows Esq.,  
District Attorney for N.Y. Co.

Charles Stecker  
Attorney for Deft

POOR QUALITY  
ORIGINAL

0967

Dec. 1889  
Judgment of  
Special Sessions  
affirmed D.

H. H.

W. L. Linn  
The People vs.

against

Herman Reinhardt  
vs. Adolph Reinhardt.

NOTICE OF ARGUMENT.

Charles Stocker  
Defendant  
vs. Cent. 1889  
admit due service of the within Notice

20 RECEIVED  
DEC 16 1889  
John P. Holloway  
District atty

POOR QUALITY  
ORIGINAL

0968

District Attorney's Office.

*Part out*  
PEOPLE

vs.

*W. Lapham*  
*To Give Out*

Put this case  
on Pt. One for  
Jan <sup>22</sup> 1890 for  
dismissal of  
Indictment.

*V. M. Davis*  
*Asst*

District Attorney's Office.

PEOPLE

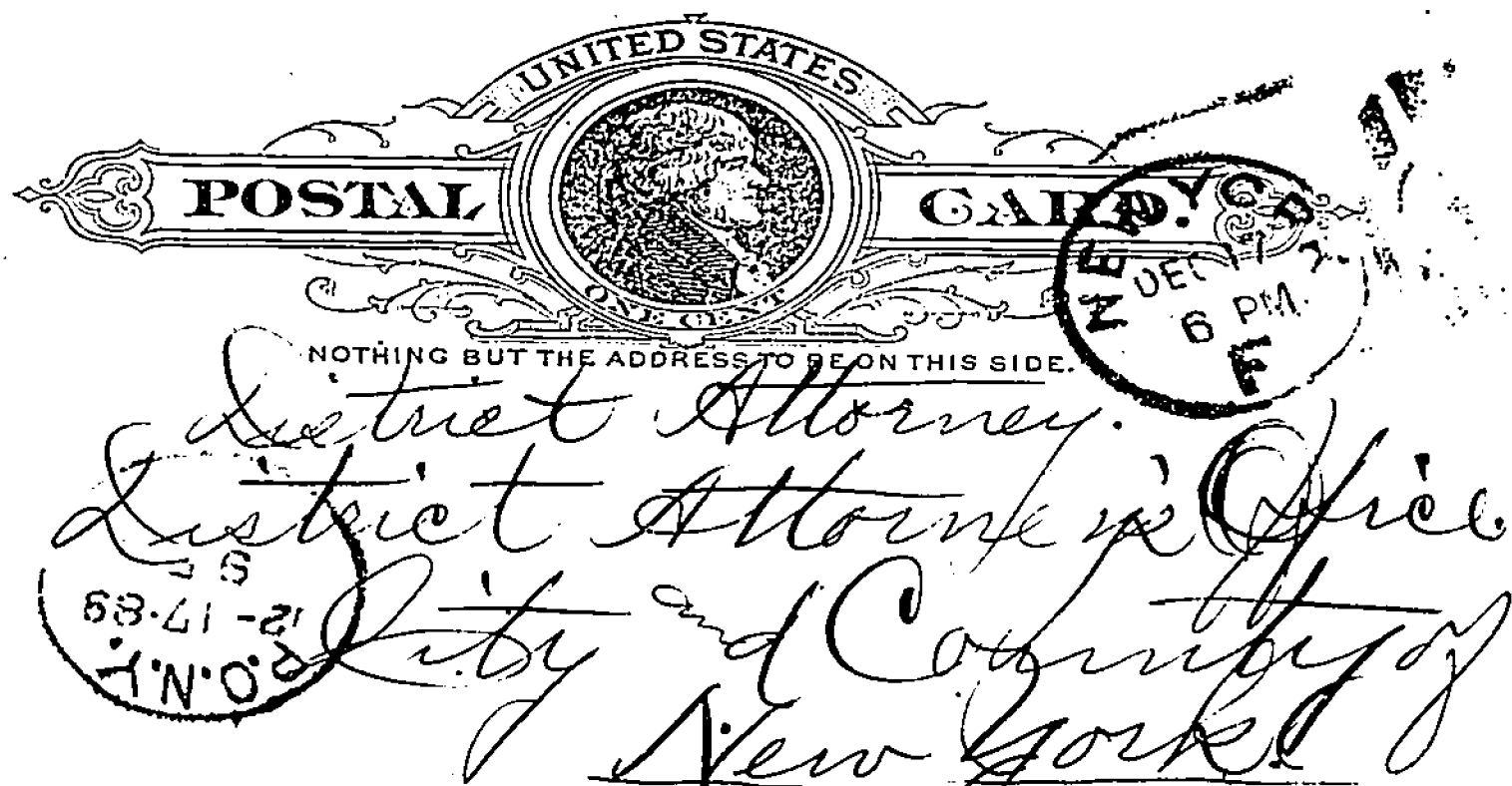
vs.

- ✓ (1) Mary O. Donnell, <sup>430 W 28</sup>
- (2) Rosanna Cunningham,
- (3) Peter Cunningham.
- (4) Mary E. Anthony.
- (5) Mary Gannon.
- (6) Officer Beesley.
- (7) Dr. Jenkins.
- (8) Undertaker.  
<sup>Room 275 North Ave.</sup>

*Mary O'Donnell*  
+ *Mary Gannon*  
are one & the same  
person - *Smith*

POOR QUALITY  
ORIGINAL

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POOR QUALITY  
ORIGINAL

0970

Dec. 17 '89.  
Edward Groves Esq.  
Dear Sir:  
In reply to your in-  
quiry about Mrs.  
Cecilia Cunningham  
I would say, that  
she has sufficiently  
recovered from her  
confinement to testi-  
fy at any time you  
desire.  
Truly yours.  
W. C. Thompson  
Maternity Hospital  
D. C.

POOR QUALITY  
ORIGINAL

0971

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

Charity, Maternity and Epileptic Hospitals,  
BLACKWELL'S ISLAND,

ROBERT ROBERTS,  
Warden.

New York,

Nov. 27 1889.

This is to certify, that  
Rosanna Longfellow  
was lately confined in  
the Maternity Hospital  
D.I. and that she is  
now convalescing  
from her sickness.  
She, herself, is not  
sufficiently recovered  
to attend Court, as  
a witness; besides, her  
infant, is very ill at  
the present writing.

Respectly,

Dr. O. Drimpton, M.D.  
House Physician, at Maternity Hospital

POOR QUALITY  
ORIGINAL

0972

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

Charity, Maternity and Epileptic Hospitals,  
BLACKWELL'S ISLAND,

ROBERT ROBERTS,  
Warden.

New York,

Nov 28<sup>th</sup> 1889

Edward Trosset, Esq  
Acting Chief Clerk  
District Attorney Office

Sir

I herewith transmit you  
Statement from House Physician  
of this Hospital, who is now  
attending on Patient Rosanna  
Cunningham

Very Respectfully  
Robert Roberts  
Warden

Court of General Sessions.

The People

<sup>v.</sup>  
Bernard McLaughlin

Indictment:

Manslaughter 2<sup>d</sup> deg.  
§ 190 P.C.

for having on the 18th of February  
1889, willfully and feloniously  
killed Mary A. McLaughlin  
by beating and striking her  
and throwing her to the ground.

Trial Witnesses:

Peter Cunningham

54 West 28<sup>th</sup> St

Saw defendant drag the deceased  
out of his room and carry  
it into the yard of his house,  
and afterwards back to the  
said room.

Mary Cunningham,

Charity Hospital.

Corroborating Peter Cunningham



testimony.

Mary Gannon,

32 West 10th Avenue,  
10th Avenue,

Saw defendant knock deceased  
out of his room and her  
head strike the bottom of the  
stairs.

Condition of both parties at  
the time.

Mary J. Anthony,

523 West 28th Street

Saw deceased ~~lie~~ in the yard,  
covered with blood, and dragged  
back into the hallway by  
the defendant.

Theodore Parley,

20th precinct

Arrest of defendant, Condition  
of deceased at the time of  
arrest.

Dr. Jenkins,

Coroner's Office

Autopsy.

Mr. Garvey, who is mentioned  
by officer Deoley, has been  
examined by me. His tes-  
timony is of no account  
for the purpose.

The witnesses who testified  
at the Coroner's Inquest have  
all been re-examined by  
me, with the exception  
of Mary Cunningham  
and Mary Cannon. Their  
examination has resulted  
in a confirmation of their  
statements before the Coroner,  
and I therefore refer to the  
same. Patrick Cunningham's  
statement before me was more  
explicit, and I have, therefore,  
re-written the same. It is  
annexed hereto.

Patrick Cunningham, 519 West 28  
Street, truck driver for Mr. Carney.  
In the afternoon of February, the,  
13th, 1889, while I was in Mr. Carney  
yard, at 519 West 28th Street, I heard  
my wife halloo murder. I went  
out on the side walk and from  
there I saw the defendant drag  
his wife, the deceased, out of  
his own room on the first floor  
into the yard of 521 West 28th  
Street. My wife wanted to se-  
parate them, but the defendant  
told her to mind her own  
business. He laid her down  
in the yard and let her lie there  
for about fifteen minutes.  
He walked back into his room,  
then he came out again and  
dragged her back into his room.  
He closed the door. Thereafter I  
did not see or hear any thing  
else of the defendant or the de-  
ceased. <sup>from the office door</sup> Next morning he  
came to my door on the floor  
above and informed me that  
his wife was dead. That was  
at about seven o'clock. He

POOR QUALITY  
ORIGINAL

0977

said, that he went out at about five o'clock in the morning to get a drink of whiskey for his wife, and that when he came back with the whiskey, he found his wife dead. He requested my wife to go to the Station House and inform the Police of the case. He was drunk at the time, but he knew what he was doing.

Harry O'Hannell has not been found up to the present time. Special efforts will, however, be made to procure him to stand at the trial.



POOR QUALITY  
ORIGINAL

0978

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs.

*Bernard McLaughlin*

BRIEF OF FACTS.

For the District Attorney.

*Dated December 17, 1888.*  
*Edward G. ...*

Deputy Assistant.

POOR QUALITY  
ORIGINAL

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Mary O'Donnell personally  
Rosanna } Flemmingham - left with Mr. Garvey 5/19/28  
Peter  
Mary Anthony - personally  
Off Beesley sick =  
Undertaker 275 North Ave.

**POOR QUALITY  
ORIGINAL**

0480

Wine

434 N 27 E.

Count of General Sessions

The People vs

Bernard McLaughlin

City & County of New York J.C.

Edward  
Mr. Parker being duly sworn says:  
I am a dealer in coal having  
an office at foot 37 St. N. E.  
in the City of New York.

I am well acquainted with  
Bernard McLaughlin the  
defendant above named.

That at the time of his  
arrest said defendant was  
in my employ as a laborer  
and had been such for about  
a year and a half previous. And  
that during said time he was  
a sober, industrious and  
peaceable man and did his  
work well and faithfully.

Sworn to before me this  
day of January 1890

Edw. M. Parker

Notary Public

Robert H. H. H.

W. H. H.



N. Y. General Sessions

The People vs.

Bernard McLaughlin

City & County of New York

Patrick Survey  
being duly sworn says. I am the Landlord  
of premises Number 521 & 519 West 28<sup>th</sup> St.  
in this City and was such in the Month of Feb. 1890.

That at said time and for about four Months  
previous the defendant and his wife were  
living at the first floor of said House No 521  
while I lived in the building adjoining.

Deponent further says that defendant  
has worked for him for some time and that  
defendant has always been a sober industrious  
and hard working and peaceable man  
and that his wife was addicted to the immoder-  
ate use of intoxicating liquors.

Sworn to before me this }  
17<sup>th</sup> day of January 1890. } J. W. L. W. L.

James A. Powell  
Notary Public 16  
New York County

Court of General Sessions

The People vs  
Bernard McLaughlin }

City & County of New York Jo.

Bernard McLaughlin  
being duly sworn says that he is the  
defendant in the above entitled action  
and has been in actual custody since  
the month of February, 1889 upon a  
complaint made against him charging  
him with feloniously causing the  
death of his wife.

Deponent further says that he has  
been married to his wife for more  
than 17 years past and that during  
all of said time has treated his wife  
with kindness and forbearance and  
always worked in order to support  
and maintain his family, and  
delivered his weekly earnings to his  
said wife to enable her to secure  
the necessities for the household.

That for a number of years  
past deponent's wife has been  
addicted to the immoderate use  
of intoxicating liquor and has

repeatedly been grossly intoxicated and that frequently upon deponent's return home at night from his work he would find her helplessly drunk and his home and children abandoned and neglected.

That deponent while he has often reprimanded his wife for her misconduct never committed any act of violence upon her.

That owing to his wife's persistence in visiting and receiving the visits of women, neighbors of his and then spending their time in drinking liquor together deponent frequently moved his home from place to place in this city hoping that by such means he might prevent the continuance of said visits and prevent his wife from indulging in the habits aforesaid.

That at the time of the death of his wife deponent was residing in the house for about four months the last two of which his wife exchanged visits with Mrs. Cunningham who resided on the floor above those occupied by deponent and that deponent frequently



found them drinking whiskey to-  
-gether.

That about two weeks previous to the death of my wife I found my said wife, Mrs. Cunningham, Mrs. Donnelly and Mary Anton together they were all under the influence of intoxicating drink and were still drinking in the rooms occupied by Mrs. Cunningham, that while deponent was in his own room. He heard them making considerable noise and in order to secure peace and quietness in the house and at the same time the removal of his wife from the place to his own room, deponent went to the landlord ~~and~~ <sup>refused</sup> and called his attention to the facts hereinbefore narrated who immediately accompanied deponent up stairs, that upon the arrival of deponent in the hallway of the rooms occupied by him, they found his wife lying upon the floor, scratched, cut and bruised, that deponent in the presence of said landlord picked his wife up from the floor and carried her into bed.



And deponent alleges that said scratches, cuts and bruises were the same and identical as those discovered upon her person as testified to before the coroner, and were inflicted upon her as he verily believes by her companions in a quarrel as had been done frequently before.

That on the day previous to the death of his wife at about 7 1/2 o'clock A.M. Mrs. Donnelly called at our house and that upon three occasions during her stay whiskey was sent for and consumed by them, that deponent made strenuous objection to all this which however was unheeded. ~~And that owing to deponent's fatigued condition after his day's work he retired to his bed in an adjoining room and went to sleep leaving his wife and companions together.~~ That several hours thereafter deponent became awakened and left his bed and found that Mrs. Donnelly was no longer there and that his wife was lying in

~~a drunken stupor where he was~~  
~~that defendant lifted his wife~~  
~~into bed and again returned and~~  
~~sleep till about six o'clock, when~~  
~~he discovered that his wife had~~  
~~disappeared from the house, that~~  
~~defendant dressed himself and~~  
~~left the house on his way to work~~  
~~that, about five o'clock, p.m.~~  
~~and while in the hallway, he observed~~  
~~his wife leaving the apartments of~~  
~~Mrs. Cunningham and staggered~~  
~~down the stairs to where defendant~~  
~~was, that while she was~~  
~~going down said stairs said~~  
~~deceased suddenly fell down~~  
~~to the foot of the stairs, that~~  
~~defendant became exasperated~~  
~~at her misconduct and again~~  
~~removed her to her home and~~  
~~bed by dragging her through the~~  
~~hallway, and lifting her to her~~  
~~bed, that during all of this~~  
~~time his wife's condition was~~  
~~such that she could not~~  
~~speak intelligently.~~

That the only violence used  
 by defendant upon his wife was  
 the necessary force used in  
 removing her body as of record

That deponent has never been arrested upon any complaint save about ten years ago when he was convicted of committing an assault and was sentenced to two months imprisonment.

That for the past nine years deponent has been employed as a laborer the last year and a half he was employed by E. W. Parker a coal dealer having an office at 42 Street and Seventh Avenue this city and that for the period of seven years he was weigh master in the employ of C. W. Durant ~~and~~ and that deponent lost his position therein owing to the dissolution of the firm.

Deponent most solemnly avers that he did not commit the acts of which he is indicted and that the death of his wife was occasioned by the natural consequences of the dissipated life she led.

Subscribed and sworn to before me this 15th day of January 1890

Bernard M. J. J. J.

Geo. A. Hooker,  
Notary Public,  
Suffolk Co., N.Y.  
Certificate filed in N.Y. Co.



POOR QUALITY  
ORIGINAL

0989

*N.Y. General Sessions*

*The People vs*

*vs*

*Bernard Madanlykin*

*Defendant*

JOHN R. HEINZELMAN,

*Attorney for*

*Def.*

*STEWART BUILDING*

*260 BROADWAY,*

*NEW YORK CITY.*

*23 Chambers St.,*

*Service of a Copy of the within is hereby*

*admitted.*

*Dated*

*18*

*To*



POOR QUALITY  
ORIGINAL

0990

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Bernard McSaulfin

The Grand Jury of the City and County of New York, by this  
Indictment accuse Bernard McSaulfin

of the crime of *Manslaughter in the*  
*Second degree,*

committed as follows:

The said Bernard McSaulfin,

late of the City of New York, in the County of New York, aforesaid, on the  
*eighteenth* day of *January* in the year of our Lord one thousand  
eight hundred and eighty-*nine* —, at the City and County aforesaid,  
*with force and arms, in and upon*  
*one Mary A. McSaulfin, then*  
*and there being, unlawfully and*  
*feloniously did make an assault,*  
*and then the said Mary A. Mc*  
*Saulfin, with the hands and*  
*feet of him the said Bernard*  
*McSaulfin did then and*  
*there unlawfully and feloniously*  
*strike, beat, bruise and wound,*  
*and then the said Mary A. Mc*  
*Saulfin, with the hands of*

POOR QUALITY  
ORIGINAL

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Then she said Bernard McLaughlin  
then and there wilfully and felon-  
iously did cast and throw, with  
great force and violence down  
into and upon the ground  
there, so that she she said many  
a we Laughlin, by reason of  
such casting and throwing  
did then and there fall with  
great force and violence down  
into and upon the ground  
there, and she said Bernard  
McLaughlin, her she said many  
a we Laughlin, in and upon  
the head of her she said many  
a we Laughlin, then and there  
and whilst she she said many a  
we Laughlin was lying and  
lying upon the ground, wilfully  
and feloniously did strike, beat,  
kick, bruise and wound, with  
the hands and feet of him  
the said Bernard McLaughlin,  
giving unto her she said many  
a we Laughlin, then and there,  
as well by the striking, beating,  
bruising and mounding of her  
she said many a we Laughlin,  
in manner aforesaid, as by the  
casting and throwing of her then

said many a me Laughlin down  
into and upon the ground as  
aforesaid, and as also by the  
striking, beating, <sup>bruising</sup> and  
wounding of her she said many a  
me Laughlin, whilst she the said  
many a me Laughlin was so  
lying and being upon the ground  
as aforesaid, in and upon the head  
of her she said many a me Laughlin,  
several mortal wounds and bruises,  
of which said several mortal wounds  
and bruises she the said many a  
me Laughlin, at the City and County  
aforesaid, from the said eighteenth  
day of February in the year aforesaid,  
until the nineteenth day of February,  
in the same year aforesaid, did  
languish, and languishing did  
live, and on which said nineteenth  
day of February in the year  
aforesaid, she the said many a  
me Laughlin, at the City and County  
aforesaid, of the said mortal wounds,  
and bruises did die.

And so the Grand Jury  
aforesaid do say: That the said  
Bernard me Laughlin, her the  
said many a me Laughlin, in the

POOR QUALITY  
ORIGINAL

0993

manner and form and by the  
means aforesaid, unlawfully and  
feloniously did kill and slay,  
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 [illegible]

[illegible]



0994

**BOX:**

353

**FOLDER:**

3330

**DESCRIPTION:**

McMullen, William

**DATE:**

05/07/89



3330

POOR QUALITY  
ORIGINAL

0995

Witnesses:

Counsel,

Filed

Pleads,

1889

THE PEOPLE

vs.

William McMillan

Robbery, [Sections 224 and 225, Penal Code].  
degree.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Edmund McMillan  
Foreman

14 May '89 [initials]

Pr May 16. 1889.  
Jried & acquitted

POOR QUALITY  
ORIGINAL

0996

Police Court-- 2d District.

CITY AND COUNTY }  
OF NEW YORK, ss

Fredrick Brandenburg  
of No. 436 W 40 Street, Aged 45 Years  
Occupation Machinist being duly sworn, deposes and says, that on the  
24 day of April 1889, at the 20th 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:

One silver Watch of the value of Fifteen  
dollars and good and lawful money  
of the United States consisting of three  
bills of the denomination and value of  
Five dollars each all

of the value of Thirty 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 force and violence as aforesaid by

William Mc Mullin (monroe) and four others whose  
names are unknown  
Deponent says that he saw said Mc Mullin  
and said others in a saloon No 344 West  
39th Street in said City and as  
he turned the corner of 9th Avenue & 40th  
Street Deponent saw said Mc Mullin and  
said others standing there together and that  
said Mc Mullin and said others struck  
him three times on the neck knocking him  
down in a cellar and while down in the  
cellar one of said unknown persons placed  
a cloth over his mouth and another of

deputy of

Sworn to before me this

1889

Police Justice

POOR QUALITY  
ORIGINAL

0997

them took said property that was contain-  
ed in the pockets of the vest then and there  
seen by him and said defendants ran  
away. Defendant says that he positively  
identifies said the murder.

Before me  
this 26 day of April 1889  
In testimony whereof I have hereunto set my hand and  
the seal of the said Court at New York, this 26th day of April 1889.

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 1889  
Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereunto annexed.  
Dated 1889  
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 1889  
Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—ROBBERY.

1  
2  
3  
4

Dated 1889

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.



POOR QUALITY  
ORIGINAL

0998

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*William Mc Mullin* 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.

*William Mc Mullin*

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.

*341 W 39th St*

*7 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 innocent of the charge*

*William D Mc  
Mullin*

Taken before me this

*26*

day of

*Apr*

188

*9*

*Police Justice*

POOR QUALITY  
ORIGINAL

0999

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

Police Court---2  
District, 641

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Frederick Brandenburg  
436 West 40 St  
William McShullin

Offence Robbery

Dated Apr 26 1889

Daniel O'Reilly Magistrate

David W. Green Officer

204 Precinct

Witnesses

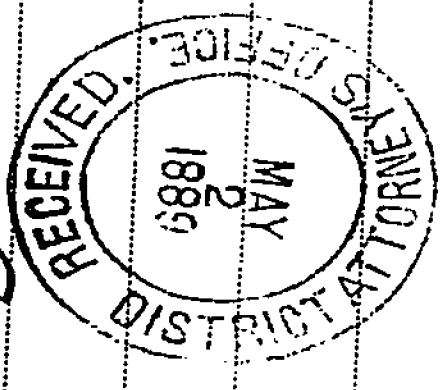
No. \_\_\_\_\_ Street \_\_\_\_\_

No. \_\_\_\_\_ Street \_\_\_\_\_

No. \_\_\_\_\_ Street \_\_\_\_\_

No. \_\_\_\_\_ Street \_\_\_\_\_

Remitted



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 William McShullin

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 Apr 26 1889 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 he to be discharged.

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

1000

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*William Mc Mullen*

The Grand Jury of the City and County of New York, by this indictment, accuse *William Mc Mullen*

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

The said *William Mc Mullen*

late of the City of New York, in the County of New York aforesaid, on the *twenty* day of *April*, in the year of our Lord one thousand eight hundred and eighty-nine, in the time of the said day, at the City and County aforesaid, with force and arms, in and upon one *Fredenda Brandenburg* in the peace of the said People, then and there being, feloniously did make an assault, and *one watch of the value of fifteen dollars,*

*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 and value of *five* dollars each; *three* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *five* dollars each; *three* United States Silver Certificates of the denomination and value of *five* dollars each; *three* United States Gold Certificates of the denomination and value of *five* dollars each;

of the goods, chattels and personal property of the said *Fredenda Brandenburg*, from the person of the said *Fredenda Brandenburg*, against the will, and by violence to the person of the said *Fredenda Brandenburg*, then and there violently and feloniously did rob, steal, take and carry away, the said *William Mc Mullen* then of them and there aided by four accomplices, actually present, whose names are 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. Bellows*  
*Attorney General*

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**END OF  
BOX**