

0108

BOX:

450

FOLDER:

4144

DESCRIPTION:

Macarri, John

DATE:

09/15/91



4144

Witnesses;

Casquale Michel

Counsel,

Filed

day of

1891

Pleads,

Stacy H. H.

THE PEOPLE

vs.

degree.

[Sections 224 and 228, Penal Code].

B

John Macorri

Robbery,

DeSancey Macorri
~~JOHN R. MACORRI~~

District Attorney.

Cash I \$15.91 B&W.
" I Oct 10, 91 B&W.

A True Bill.

Dec 24, 1891
as before mentioned

W. L. Berry

Foreman.

W. L. Berry

W. L. Berry
Jury Requested

0109

0110

Police Court-- District.

CITY AND COUNTY } ss
OF NEW YORK,

3
of No. *168 Elizabeth* Street, Aged *38* Years
Occupation *Print Stand* being duly sworn, deposes and says, that on the
28 day of *August* 188*8*, at the *13* Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money
of the United States

of the value of *Twenty* 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

John Macori (number)
and another person not yet
arrested for the reason that
while deponent was standing
at his print stand on Grand
Street near Attorney at about
six o'clock P.M. of said date
defendant (number) and said
person not yet arrested while
acting in concert with each
other came up to deponent that
defendant (number) represented
to deponent that he was going

Sworn to before me this
188
Police Justice

01111

back to Italy, and asking defendant
to give him change for a twenty
dollar bill whereupon defendant
handed to defendant (number) four
five dollar bills and
defendant saw defendant
(number) pass said bills to
said person who got arrested
and immediately thereafter
defendant (number) struck
defendant a violent blow in the
face with his clenched fist
knocking defendant down and
then defendant (number) and
said person who got arrested
ran away. Defendant in com-
pany with officer Michaels of the
1st Precinct pursued defendant
(number) and caused his arrest
Sum to before me
this 29th day of August 1891 Pasquale Michel
more

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

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

1. 2. 3. 4.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses.

No. Street.

No. Street.

No. Street.

\$ to answer General Sessions.

0112

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK,

3 District Police Court.

John Maceri 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 Maceri*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Italy*

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

Answer. *No home in this city*

Question. What is your business or profession?

Answer. *Barber*

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*
Giovanni Maceri

Taken before me this

day of *Aug* 188*9*

Wm. J. Caffrey
Police Justice

0113

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

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 Aug 29 1891 Wm. J. Duffy Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

0114

Police Court---

147
District.

THE PEOPLE &c.,
ON THE COMPLAINT OF

Payson McLean
208 Elizabeth St
John Macoun

Payson
Officer

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

Aug 29 91

Duffy Magistrate.

Michael Officer.

9 Precinct.

Witnesses.....

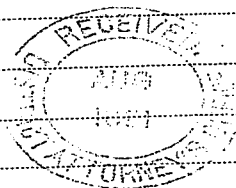
No. Street.

No. Street.

No. Street.

\$ *1000* to answer *G.S.*

Comm



0115

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Macarini

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

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

The said *John Macarini*,

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *August*, in the year of our Lord one thousand eight hundred and *ninety-one*, in the *day* time of the said day, at the City and County aforesaid, with force and arms, in and upon one *Carapate Michel*, in the peace of the said People, then and there being, feloniously did make an assault, and

John promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of *three* dollars *each*; *John* promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *three* dollars *each*; *John* United States Gold Certificates, of the denomination and value of *three* dollars *each*; *John* United States Silver Certificates, of the denomination and value of *three* dollars *each*.

of the goods, chattels and personal property of the said *Carapate Michel*, from the person of the said *Carapate Michel*, against the will, and by violence to the person of the said *Carapate Michel*, then and there violently and feloniously did rob, steal, take and carry away, *the said John Macarini* being then and there aided by an accomplice actually present, whose name is to the Grand Jury aforesaid as yet unknown.

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

Robert M. Hill
District Attorney

0116

BOX:

450

FOLDER:

4144

DESCRIPTION:

Madden, Charles

DATE:

09/09/91



4144

0117

BOX:

450

FOLDER:

4144

DESCRIPTION:

Kaiser, Gustan

DATE:

09/09/91



4144

Witnesses:

Mary Conrad.

Chas. Whalen

14 K.P.

Counsel,

Filed

Pleas,

189

THE PEOPLE

vs.

Charles Madden

and *R*

Gustav Hansen

H. D.

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

JOHN R. FELLOWS

District Attorney.

Part I Sept 16, 91 B.C.D.

even day.

A True Bill.

M. J. C. Ber...

Foreman

Sept 16, 91

Charles Whalen

Chas. Whalen

14 K.P.

0119

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3 DISTRICT.

James Whelan
 of No. 144 West 14th Street, aged 29 years,
 occupation Police Officer being duly sworn deposes and says
 that on the 20th day of August 1887

at the City of New York, in the County of New York. (nowhere) Who is a material witness
 in a certain complaint against Charles
 Madden and Gustave Kaiser Dependent
 has reason to believe that witness being a
 non resident will not appear at the
 next Court of General Sessions held
 for the City and County of New York to testify
 as such witness wherefore dependent prays
 said defendant may be ordered to
 find surety and enter into recognizance for
 the appearance as such witness James Whelan

Sworn to before me, this

of

1887

at

Police Justice.

0120

Police Court

3rd District.

Affidavit—Larceny.

City and County
of New York, ss:

of the

occupation

Philadelphia
Barber
20th Aug
deposes and says, that on the
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the night time, the following property, viz:

Harry Eismann
Street, aged 21 years,
being duly sworn,
189 at the City of New York,
and person
One Silver Watch and Silver chain
together of the value of about five dollars

the property of

Dependent

Sworn to before me, this
day of
189
Police Justice.

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

attempted to be
Charles Madden and Gustave
Kaiser (both now here) from the fact
that at about the hour of four o'clock
a.m. on said date deponent was sitting
down on the door step of No. 1 Second
Avenue when the defendants Madden
while in company with the defendant Kaiser
caught hold of the chain attached to
said watch and worn in the left hand
of deponent and worn in the left hand
person of deponent and attempted to take
steal and carry away said watch and chain
from the person of deponent. Deponent followed
said defendants until he caused the
arrest of said defendants. Deponent further says
he deponent positively identifies said defendants

Harry Eismann.

0121

Sec. 198—200.

3rd

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Madden 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. *Charles Madden*

Question. How old are you?

Answer. *25 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *12 Varick Place, one year*

Question. What is your business or profession?

Answer. *Carpenter*

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**Chas. Madden*

Taken before me this

20thday of *February* 1891

Police Justice.

0122

Sec. 198-200.

3rd

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Gustave Kaiser 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. *Gustave Kaiser*

Question. How old are you?

Answer. *22 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *69 Stanton St. one year*

Question. What is your business or profession?

Answer. *Upholsterer*

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**Gustav Kaiser*

Taken before me this

20th

day of

1891

John H. Ryan

Police Justice

0123

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 defendants

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

Dated August 20th 18 91 J. M. Ryan Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

0124

Police Court---

3

1113 District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harry Esmon

vs.

1 Charles Madden

2 Gustave Kaiser

3

4

Office
Attempted
Surrender from the Prison

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated August 20th 1891

Ryan Magistrate.

Whalen Officer.

14 Precinct.

Witnesses.

No.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Complainant Come
to the house of Detention
in default of \$100 bail
for his appearance

No. 300 Lack of

to answer



42

The People
 Charles Madden
 and
 Gustav Kaiser

Court of General Sessions. Part First
 Before Judge Fitzgerald. Sept. 16. 1891.
 Indictment for attempt at larceny.

Harry Eismore, sworn and examined. I live in Philadelphia and am a barber. I was in the city of New York on the 20th of August. I was on the corner of Second Avenue and First street. I had several glasses of beer that night. I sat down on the stoop corner of First st. and Second Avenue and I fell asleep. Two men came along, and the first thing I knew I felt somebody pull at my chain. I woke up, and the defendant Madden had hold of the chain. I grabbed him by the arm and this man (Kaiser) came over and says, "What is the matter?" I said, "This man is trying to steal my chain." Kaiser gave me a push and said, "You have no business around this corner anyway," and he ran up the street. Madden went with him up the same direction. The watch I have now I traded for that one up in the House of Detention. The watch I had at that time was a silver hunting case watch worth about five dollars.

The chain was fastened to a ring and attached to the button hole of the vest. I had the chain sent from Germany. The prisoners run up towards the Brewery. I watched

them where they went to till I seen the officer; they went down the Bowery and they came out on Second St. and came up towards Second Avenue and they went up on the stoop. They were talking to a young lady. I went over when I seen the officer and told him about it. He went over, and when they seen the officer they run up stairs and hid themselves; the officer then arrested them - Officer Mahlen. There was light on that corner and I could see those two men distinctly.

Cross Examined. I came from Philadelphia on Monday. I was not drunk, I was not under the influence of liquor at all. I had only three or four beers. I have been in the House of Detention since the arrest of the defendants. When I woke up Mahlen had hold of my chain, he was trying to get the watch out of my pocket. I said to him, "What are you trying to do?" He did not say anything, made no answer but walked off. I did not see these men before I fell asleep. I never knew them before that night. I was looking for a lodging place up in the Bowery. What was to prevent Mahlen from taking the chain? I suppose he could not have got it out. I am woke up easily.

James Whalen sworn. I am a police officer attached to the 14th precinct. I arrested the defendants at 20 minutes to six o'clock on the morning of the 28th at No. 29 Second Ave. This complainant came to me about five o'clock and gave me some information. I went to No. 29 Second Avenue, and those two men were standing in the doorway. As soon as they seen me approach them they ran up stairs. I went up through the house and could not find them. I went down and met an officer. I said, there is a case of robbery we will have to investigate. I entered the house again. I saw a side door. I opened it and saw Laiser peeping his head out of the door. I said, "I guess we have got him right." So I went in. Madden was getting under the bed. I charged him, that I wanted him for robbing this man. They denied it at the time. I brought them to the station house and made a charge against them and they were locked up. In the morning I had a conversation with Madden on the way to Court. He said that he touched the man, but he did not think there was anything in it. He says to me, "What do you think of this case?" I says, "I don't know, you ought to know something about it." He said

"he aint no kind of a mug for anybody to touch off like that." Do you know what the word 'touch' means used in that connection? Attempt to rob him, that is what I judge. As far as I can recollect he said in the Court to Judge Ryan that he thought it was a friend of his.

Cross Examined. When I arrested Madden he wanted to know what he was arrested for? I told him to come down stairs and we would let him know down there. He did not say anything until we got to the station house. The complainant charged him with attempting to take his watch from him. They said they did not do it. After that I went to the Police Court with Madden. I did not say anything to him on the way down. He started the conversation and said, "This is a pretty tough mug to rub up against; you know there is nothing in him to turn off." I says, I dont know, he claimed that you attempted to take his watch. He said, "If I was going to do a job I would touch somebody better than he is. That is all the conversation I had with him. In Court he said he thought it was a friend of his. He admitted having hold of his watch for a joke.

Charles Madden, sworn and examined in his own behalf testified I and my friend went into this saloon on the corner; we had two or three drinks and we asked the bartender if a young man, an acquaintance of ours was in there; this young man had worked in there at one time; we were going on a fishing party the next day. The bartender told us that he had went out half an hour previous. As we walked out of the door of the saloon this man who said we tried to rob him was sitting on the door step of the saloon, and I thought he was one of the young men who generally be around there and I thought he might be able to tell us something about this acquaintance of ours. I went over and shook him, and he woke up. He had his head bowed down I could not see his face. I saw I was mistaken. He said to my friend, I was trying to rob him. My friend said in a joking manner that he must be mistaken, but it was a pretty bad place to stay, an officer might come down and club him. Kaiser and I went in that night to a saloon in the Bowery and met a couple of friends. He stayed there drinking an hour or so. He walked down to the

corner again, and this man (the complainant) said we tried to rob him; he was standing on the corner when we walked past him. If we had any intention to rob him we would not come down that way. He had two hours to get away. He stayed at the saloon corner of Pike St., and my friend Kaiser was acquainted with a lady in the house where we were standing. He talked to this young lady. My friend asked me after we were there twenty minutes to drink. In the mean time the man who said we tried to rob him was standing near us. He did not say anything to us nor we to him. My friend asked me to go up stairs to see a lady friend. She asked me to go out to get something to drink. He walked over to the door. I was standing in the middle of the floor, and he opened the door, and I saw the officers coming up the stairs. He says to me, "There must be something the matter." The officers came up and rapped on the door. My friend went over and opened the door. The officers and the complainant came in and said we tried to rob him. On the way to the station house I said to the

Officer. What do you think of this man trying to make this charge against us? He must be crazy. all I done was to shake him.

I says to him, he aint worth going near anyhow. I would not go near anybody around where I was known. I have been brought up around there all my life. If I was going to steal I would not steal there. I made the same complaint in Court as I am now after making here. The complainant said, I was trying to take his watch out, but I had my hand on his chain. He made a statement that my friend shoved him. My friend did not shove him; we did not run away; we walked away. If we run away we would not come back again, if we had the intention of robbing him. He was standing on the corner. What were you doing up four o'clock in the morning? I and my friend was over in a place near Schutzen Park, N. J., some German name. We got over the ferry and we came through Christopher and Bleeker streets; we had a few drinks, and coming along my friend made the proposal that we go on a fishing party that day to the Bowery Bay. We were looking for this third man; we knew he had some lines

his name is Adam Young.

Cross Examined. Kaiser invited me to go on the fishing excursion. We intended to pay our share of the fare for the third man. I lived at 12 Varick Place at that time. We left the pic nic at a quarter past twelve o'clock. Neither of us saw the officer when we went up in the house of the young lady. My friend saw the officer when he knocked at the door; we did not suspect that there would be an officer around; my friend let him in. He said to me, "There must be something the matter. Our lady friend said to him to shut the door. Where were you working at that time? I was not working anywhere at that time. How long since you had been working anywhere? About a little over a month ago. I worked as a waiter down at Coney Island for about two months. Before that I was working as a waiter in Mr. Grattan's in the Bowery. I have been working as a waiter pretty near all the time since the last time I have been in trouble off and on. I worked at the carpenter business four years and a half ago. I worked for Mr. Stilleto, an undertaker in the Bowery. I was in trouble three years and nine months ago.

I was arrested on suspicion with two other
 men and they found a chisel on me.
 The other two men had been committing
 burglaries and on account of my being ar-
 rested with them and having this on me
 they brought it in carrying burglar's tools;
 it was a misdemeanor and I pleaded
 guilty. I was never sent to the State prison.
 I was sent to the penitentiary for one year
 and fined. I stayed there eleven months
 and twenty days. I was arrested once for
 disorderly conduct and since then I have
 been arrested once for disorderly conduct.
 The men who were arrested at the time I
 pleaded guilty were sent to Sing Sing.
 James Whalen recalled by Counsel for
 the defendant I was in Court last Monday
 when this case was first called. I spoke
 to the young lady now pointed out to me.
 I heard her talk to you and say that
 she would give me ten dollars if I
 got you acquitted. Didn't you say, "What
 is the use of spending your money on
 lawyers, give me the ten dollars and I
 won't rap against Kaiser, but I will
 rap against Madden, I am going to
 send him away anyway?" No sir, she
 told me after you left her, "I will give you
 ten dollars; she offered me fifty dollars.

Gustav. Kaiser sworn. I am an upholster and have been arrested once for disorderly conduct but never convicted of any offence. I and my friend went into this saloon corner of First street and Second avenue and had a few drinks in there. We asked the proprietor whether the friend of ours had been in there named Abram Young. We wanted him to go on a fishing excursion with us. The proprietor said he went out about half an hour ago. We went outside and my friend saw the complainant sitting down on the step of the saloon; he went over and shook him and he woke up and my friend walked away. The complainant says to me, "I think that man tried to rob me." I say, No; you are mistaken in a laughing way. I said he did not try to rob you. I said to the complainant, "This is a bad place for you to be sitting anyhow. I say, an officer is liable to come along and club you." I and my friend walked up through First street to the corner of the Bowery and had a few drinks. In there we met two friends, Mr. Diller and Thomas Clayton. When we came

out again we walked down through First St and at the corner of Second Avenue we saw the complainant; he said we tried to rob him. We went to the corner only a few doors away and we stood talking. I says to my friend, "Let us go and see a lady friend of mine for a few minutes." We went up stairs and were in there ten minutes. There I was going out I saw the officer at the bottom of the stairs I says, "I guess there is something the matter in the house, we had better stay in a little while." The officer came up and knocked at the door; we let him in. If we had any intention of robbing that man we would not have stopped and talked, we would naturally go away; we had no intention of robbing that man.

The man is mistaken.

Cross Examined. I have known Madden about a year. I have been working at the upholstery business in Governor's Slip. I have been living at 69 Stanton Street with my mother about four years. John Kaiser is my father's name. When the door was opened I was going out for a bottle of ginger ale and then I saw the two officers down stairs. I closed the door then, I thought there was something

the matter up stairs. and I went and closed the door again.

Jessie Graham sworn. I know the defendants; they were arrested in my room. I was in bed asleep when they came in. I told Gus to go out and get a bottle of ginger ale. He started to go out and I heard some one coming up stairs. I heard Gus say, "Here comes the officers." Gus was standing in the middle of the floor and Madden was standing over near the bed. Nobody hid under the bed. I had a conversation with the officer the other day here in Court. He heard me tell the lawyer for Gus that I would give him ten dollars if he got Gus out; the officer went down to the corner with a friend of mine and had a drink there. He said to me, "Will you make that all right?" I said, "yes." I says, "I will give you five dollars Wednesday morning and the other five afterward. He said he would not say anything to the District Attorney about Gus, but he would send Madden away anyway. Cross Examined. I am not married. I work for Mrs. German who keeps a furnished room house. I have never been convicted of soliciting. I have seen this police officer before in Second Avenue. The jury rendered a verdict of guilty of an attempt to commit grand larceny with a recommendation to mercy.

0137

testimony in the
case of
Charles Madden
and
Gustav Kaiser

filed Sept. 1899

0138

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Charles Madden
and
Gustav Kaiser

The Grand Jury of the City and County of New York, by this indictment accuse
Charles Madden and *Gustav Kaiser*
of the CRIME of GRAND LARCENY in the *first* degree, committed as follows:

The said *Charles Madden* and *Gustav Kaiser*, both

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

one watch of the
value of four dollars and one
chain of the value of one
dollar

of the goods, chattels and personal property of one
on the person of the said

then and there being found, from the person of the said *Harry Eesmon*
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.

Harry Eesmon
Harry Eesmon
Harry Eesmon
De Lancey Recoll,
District Attorney.

0139

BOX:

450

FOLDER:

4144

DESCRIPTION:

Madison, Archibald

DATE:

09/16/91



4144

0140

Witnesses:

Amie Johnson

In the within case it appears that the Com. Pleasant gave her ring to the Dept who refused to return it. The Dept was another 2. home therefore and had the property with him. It appears that the Dept & Complainant were well acquainted and the evidence is such that in my opinion my suggestion can be had by having been returned. Therefore I recommend the defendant of the in defendant. Wm. Johnson. Dkt. 1/9 R.A. Reid 1891

Counsel,

Filed

Pleads,

189

THE PEOPLE

78.

PETIT LARCENY.
Sections 528, 582 Penal Code.

Archibald Madison

DR LANCEY NICOLL,

District Attorney.

A TRUE BILL.

W. L. Berry

Foreman.

Archibald Madison

Demised

0141

Police Court 2 District.

Affidavit—Larceny.

City and County } ss:
of New York,

Annie L. Johnson
 of No. 199 South Fifth Avenue Street, aged 21 years,
 occupation shoe fitting being duly sworn,
 deposes and says, that on the 12 day of September 1891 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 diamond ring
of the value of twenty dollar

\$ 20

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 Archibald Madison now

Defendant
here. Deponent met the deponent in

Sullivan street about the hour of 8:15
O'clock P.M. Deponent wore the
said ring. Defendant asked to look
at it and Deponent took the ring off
her finger and let him look at it.
Then Defendant ran off with
said property, and he had

Sworn to before me, this

of 189

Police Justice.

0142

Said Deputy in his presence
when he was arrested

John J. Kelly
POLICE JUSTICE
September 1898
Annie Johnson

John J. Kelly in his
presence was arrested.
THIS IS BEFORE ME
POLICE JUSTICE
Annie Johnson

0143

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

Archibald Henderson 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. *Archibald Henderson*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *54 Beaul St. 8 years*

Question. What is your business or profession?

Answer. *Gov. Revenue*

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 did not intend to steal it. Archibald Henderson.*

Taken before me this

17

day of Sept

1881

John S. Kelly

Police Justice.

0144

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.....

Reuben Madson

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

Dated *Sept 12* 18*91* *John S. Kelly* Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

0145

Police Court---2 District. ¹²¹⁴

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Annie L. Johnson
199. South 5 Ave.
Archibald Madison

2 _____
3 _____
4 _____

Offence

Mr

Dated *Sept 10* 188*8*

Kelly Magistrate.

Shea Officer.

502 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *500* to answer *SA*

Comm *P. 1/1*



BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Archibald Madison

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

Archibald Madison

of the CRIME OF PETIT LARCENY, committed as follows:

The said

Archibald Madison

late of the City of New York, in the County of New York aforesaid, on the *12th*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*one* at the City and County aforesaid, with force and arms,

*one finger ring of the value
of twenty dollars*

of the goods, chattels and personal property of one

Annie L. Johnson

then and there being found, then and there unlawfully 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.

*De Lancey Nicoll,
District Attorney.*

0147

BOX:

450

FOLDER:

4144

DESCRIPTION:

Magnus, Henry H.

DATE:

09/15/91



4144

0148

POOR QUALITY
ORIGINAL

TORN PAGE

Witnesses:

Morris Convey

Counsel,

Filed

day of

1891

Plends

THE PEOPLE

vs.

Henry M. Magnus

DE LANCEY NICOLL,

District Attorney.

sept. 23/91

At 3

A TRUE BILL.

M. J. L. B.

Foreman.

Bail allowed in the

sum of 1000.00

H. J. L. B.

This indictment
was considered
in the presence
passed on the left
on another indictment

Wanted from
here 28/91, see a. rest at

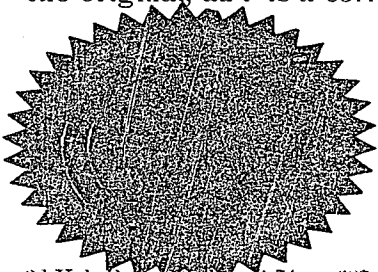
0149

(1116)

I, JOHN SPARKS, Clerk of the Court of General Sessions of the Peace and Clerk of the Court of Oyer and Terminer in and for the City and County of New York (each being a Court of Record, having a common seal), do certify that the annexed is a copy of

An Undertaking to answer

now on file in the Clerk's Office, and that the same has been compared by me with the original, and is a correct transcript therefrom, and of the whole of such original.



3d Vol. R. C. 101 B. 1, § 74, p. 687.

GIVEN UNDER my hand, and attested by the seal
of the said Court, this *thirteenth* day
of *November* in the year of our Lord one
thousand eight hundred and ninety *one*,

[Signature]

State of New York, City and County of New York, ss:

An indictment having been found on the 15th day of September 1891, in the Court of General Sessions of the Peace of the City and County of New York, charging Henry H. Magnus with the crime of Grand Larceny 2^d degree, and he having been duly admitted to bail in the sum of Five hundred dollars:

We Henry H. Magnus defendant, residing at No. 535 E 83^d Street, and Adolph Schlessinger residing at No. 153 Park Row Street, Occupation Jewelry, surety, hereby jointly and severally undertake that the above-named Henry H. Magnus shall appear and answer the indictment above mentioned, in whatever Court it may be prosecuted, and shall at all times render himself amenable to the orders and process of the Court; and if convicted, shall appear for judgment, and render himself in execution thereof; or if he fail to perform either of these conditions, that we will pay to the People of the State of New York the sum of Five hundred dollars.

Taken and acknowledged before me, } Henry H. Magnus Principal
this 7 day of Oct 1891, } Adolph Schlessinger Surety
Randolph P. Martine
Judge, Court

0151

1417

State of New York, }
CITY AND COUNTY OF NEW YORK, } ss.

I, Adolph Schering the surety mentioned
in the annexed undertaking to answer, do hereby authorize and empower any
Policeman of the City of New York, or
or either of them, in my name, place, and stead, to take, seize and
surrender the said Henry H. Magnus (in the said
undertaking held as defendant,) to the Court wherein he is bound to
appear for trial, or deliver him to the custody of the authorities of said city
and county, in my exoneration as surety therein.

Dated Nov 19 1891,

A. Schering Surety



Carfax Copy

NEW YORK

Court of General Sessions of the Peace.

Recognition to Answer.

THE PEOPLE, ETC.,
ON THE COMPLAINT OF

vs.

Henry H. Magnus

Taken the 7 day of Oct 1891

Approved as to Form and Sufficiency.

Dated Oct 7 1891

Deaneey Meek
District Attorney.

Identified by Chapman

Filed 7 day of Oct 1891

New York Dec. 25/91.

To the Honorable Judge Lawrence

Sir!

Hoping you will pardon me, in
taking the liberty of addressing a
few Lines to you. With the consent
of Mr. Lynne the District Attorney & under
advice of my Counsel Mr. A. H. Puddy
I have entered a plea of Attempt of
Forgery in the II degree last Monday,
& will up for Sentence in your Court,
next Monday. I would like to give
you the facts of my Case, this is
the truth. About 2 months ago, I
have bought a Watch, value \$35.00
from Mr. E. Groff (the complainant)
promising to pay \$5.00 weekly
installements. Mr. Groff wanted
Security for the payment (over

I give him a Note payable with him
 30 days signed John McConville & Co
 for \$125.75. Mr. Grof offered me
 me \$90.00 the Bal. on that note,
 I refused to take it, telling him
 that I do not want any money,
 that I want that note back
 after I make 2 or 3 payments,
 which he faithfully promised.
 A week later I paid him \$5.00
 then I fell sick, & could not make
 a payment, I wrote to Mr. Grof
 telling him, that before the note
 is due, he would have his money,
 \$100.00 was coming to me on
 Nov. 25. 91. I would certainly then
 have paid Mr. Grof the Bal. still
 due, but was arrested 1 hour
 before my wife received that \$100.00.
 I did not have any intentions
 whatever to defraud Mr.
 Grof out of one cent

I am 26 years of age & have resided in New York for the last 13 years. I have never been arrested in my life, & I defy any Police Officer to say one word against my Character. I have a wife & child to support, and I hereby beg of you, Your Honor to be lenient with me.

You are known to show mercy, when a young man is worthy of it, and I am sure, the ends of justice is done, I think I am punished enough, having been confined in the Tombs now over 4 weeks, I am suffering very much, & I am paying the penalty of my Crime very dearly, for my wife is very sick at present under Dr. Care, and I ask mercy on her account, I know Your Honor can deal lenient with me.

0155

for the Complainant is perfectly
willing to withdraw, so please
for the sake of saving a young
man from States Prison etc so.

Hoping you will take this
letter a little in consideration
& wishing you a most Happy
New Year

I am
Sir

Your most obliged
& obedient

Henry Magnus

Domb

0156

Sec. 151.

Police Court 3 District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
 OF NEW YORK, } *of New York, or any Marshal or Policeman of the City of New York:*

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 *Maurice Gosses*
 of No. *186 Bergen* Street, that on the *31* day of *August*
1889 at the City of New York, in the County of New York, the following article to wit:

Money
 of the value of *One Hundred* Dollars,
 the property of *Complainant*
 w *as* taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
 believe, by *Henry Maguire*,

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 every of you, to apprehend the bod *of* of the said Defendant
 and forthwith bring *him* before me, at the *3* 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 *31* day of *August*, 188*9*

[Signature]
 POLICE JUSTICE

0157

(1805)

Police Court—

District.

Affidavit—Larceny.

City and County } ss.
of New York, }

of No. 1806 Bergen Street, aged 51 years,
 occupation clerk and collector being duly sworn,
 deposes and says, that on the 3 day of August 1891 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 Hundred dollars good

money

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 Henry Maguire from the

fact that on or about the 20th
day of July 1891 deponent entered
the employ of said Maguire
and as a guarantee of honest
deposited said amount of money
with Maguire with the express
understanding and a agreement
that when deponent left the
employ of said Maguire he
should receive back said
amount of money. Deponent
now says that on said 3 day
of August after leaving the
employ of Maguire he demanded
the return of his money that Maguire
refused and has since repeatedly
refused to return it.

Sworn to before me, this

day of

of

1891

Police Justice.

Maurice Conway

Maurice Conway

0158

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

Henry Magnus 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.

Henry Magnus

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

531 E 84

Question. What is your business or profession?

Answer.

Collector

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
Henry K. Magnus

Taken before me this

day of

August 1888

Police Justice

0159

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 McGowan

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Forty 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 Aug 15 1891 Cloutier Police Justice

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

Dated 18 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 18 Police Justice.

0160

No. 1 by Andrew F. Krutzler
246 East 115th St

BAILED,

No. 1, by Joseph H. Heringer

Residence 155 Park Row Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court---

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Maurice Courvoisier,
1806 Bergen St
Brooklyn
Henry Maguire

2 _____

3 _____

4 _____

Dated Aug 25 1891

Maude Magistrate.

Officer Grand Jurors

Officer.

Precinct.

Witnesses Dand Mierbow

No. 519 E. 83 Street.

William H. Bell Jr

No. 270 W. 129th Street.

Gustav Worew o/s D. von Braun

No. 1518, 3rd Avenue Street.

\$ 3000 to answer

Frank Smith

818 Second Avenue

0161

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry H. Magnus

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

Henry H. Magnus

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

The said *Henry H. Magnus*

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

the sum of one hundred dollars in money, lawful money of the United States of America, and of the value of one hundred dollars.

of the goods, chattels and personal property of one *Maurice Ramsey*

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

~~Second~~ COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Henry D. Magnus*
of the same CRIME OF *Grand* LARCENY, in
the second degree, committed as follows:

The said *Henry D. Magnus*,
late of the City of New York, in the County of New York aforesaid, on the *twentieth*
day of *July* in the year of our Lord one thousand eight hundred and
ninety-*one*, at the City and County aforesaid, being then and there the
husband of *one Maurice Roumey*

and as such *husband* then and there having in *his* possession,
custody and control certain goods, chattels and personal property of the said

Maurice Roumey,
the true owner thereof, to wit: *the sum of one*
hundred dollars in money
lawful money of the United
States of America and of the
value of one hundred dollars.

did afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with
force and arms, feloniously appropriate the said *sum of money*

to *his* own use, with intent to deprive and defraud the said

Maurice Roumey
of the same, and of the use and benefit thereof; and the same goods, chattels and personal property
of the said *Maurice Roumey*

did then and there and thereby feloniously steal, 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.

DE LANCEY NICOLL,
District Attorney.

0163

BOX:

450

FOLDER:

4144

DESCRIPTION:

Maguire, John

DATE:

09/29/91



4144

Witnesses:

John H. Law
Frank O. Chambers

After a full and
careful examination
of the facts in the within
case I am of opinion
that no conviction
can be had as the
element of intent is
strongly lacking
and the want of the
good character of
the deft makes the
question of guilt ex-
tremely doubtful
I therefore recommend
that the indictment
be dismissed
Oct 6/94 Wm. H. H. of Am
9/1 A. H. H. City

370
Counsel,
Filed 29 Sept 1891
Pleds, Wm. H. H.

THE PEOPLE

vs.

John Maguire

Forgery in the Second Degree.
[Sections 511 and 521, Penal Code.]

DE LANCEY NICOLI,
District Attorney.

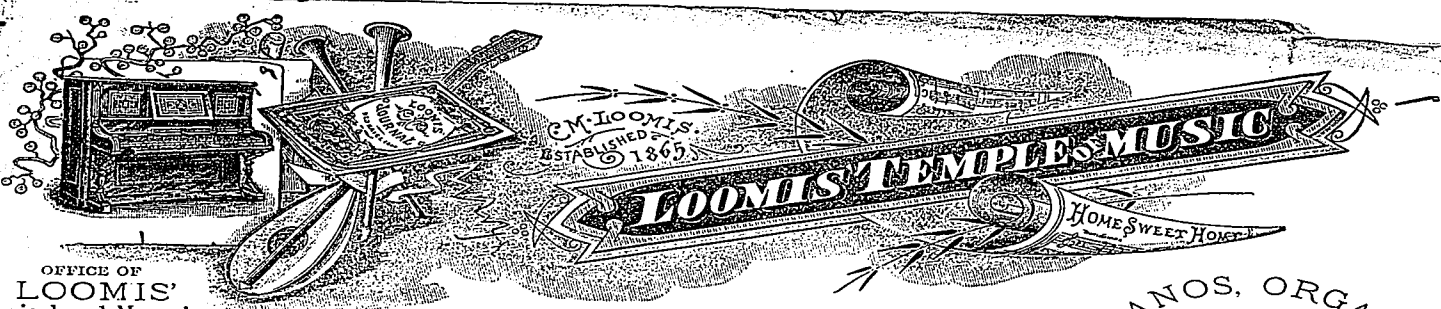
Oct 5, 1891 (M)

A TRUE BILL.

W. J. C. Berry
Foreman.

Post-3. October 6/91 -
Indictment dismissed

0165



OFFICE OF
LOOMIS'
Musical and Masonic
JOURNAL

G. M. LOOMIS' SONS, 833 CHAPEL STREET.

PIANOS, ORGANS,
—AND—
Musical Merchandise.

New Haven, Conn. Sept 26 1891

TO WHOM IT MAY CONCERN.

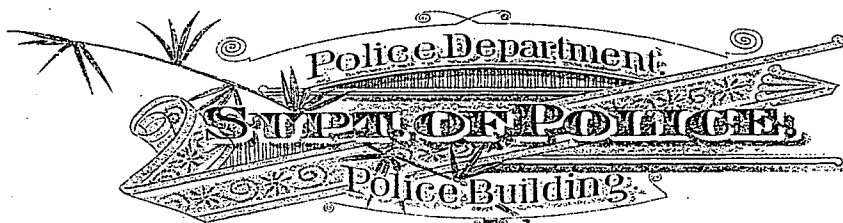
This is to certify that John McGuire was in our employ for four or five years, during which time we found him industrious and honest. His wife has called upon us, and informs us that he is in a little trouble in New York; and if the charge is of minor importance we think he is deserving of leniency.

C.M.LOOMIS' SONS.

0166



C.F. BOLLMANN, SUPT.



New Haven, Conn. Sept 22 1891

To Whom it May Concern
 I am surprised to hear that John Maguire
 has got into such trouble as I hear he has
 I have known him for nearly twenty years
 I have never heard of his honesty being called
 into question. his character in that respect
 is a No. 1, as we say. it is certainly true
 he has been a tenant of mine for about
 nine years. his only bad trait of character
 is that he will get intoxicated some
 time and whatever trouble he is in at
 present must come through drink
 I am in hopes that the New York
 authorities will deal leniently with him
 for I know he is not a bad man

Respectfully
 J. C. Munn. Capt of Police
 New Haven Conn

0167

No. 344

New York Sept 19th 1891

The National Bank of the Republic
OF THE CITY OF NEW YORK.

Pay to the order of J J O Connell

fifty Dollars -

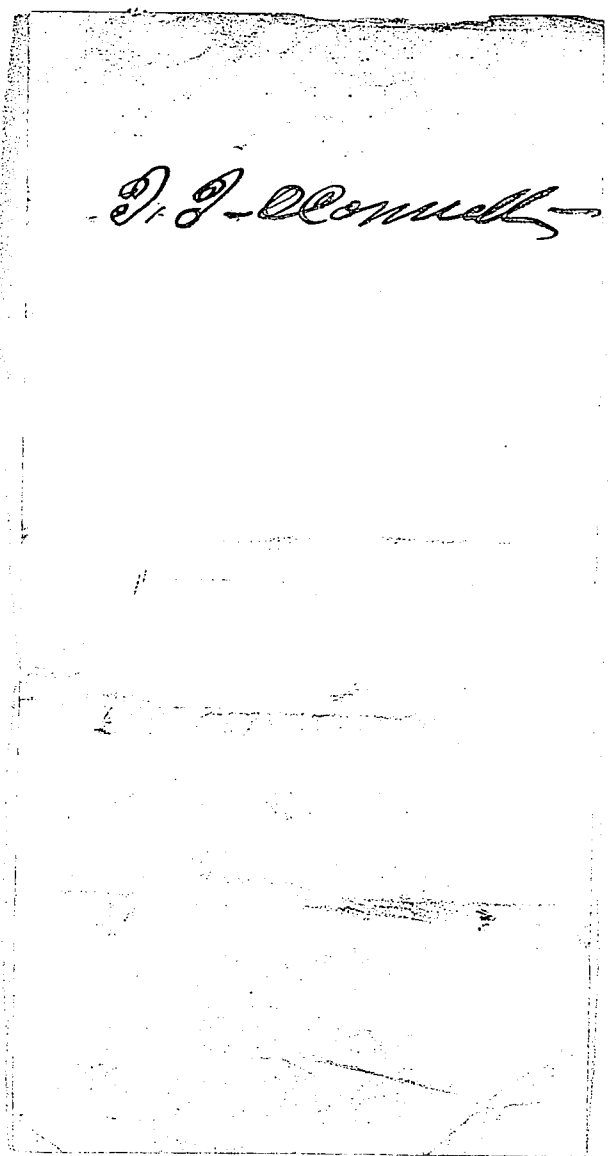
Dollars

\$ 50 ⁰⁰/₁₀₀

Rogers Peet & Co
2.

CHAS. H. MACY & CO. STATIONERS, 38 NASSAU ST. N.Y.

0168



Police Court 2 District.

City and County } ss.
of New York. }

of No. 507 Greenough
occupation. Liquor Dealer

John M. Cain
Street, aged 30 years,
being duly sworn, deposes and says,

that on the 19th day of September 1891, at the City of New York, in the County of New York, John McGuire

(now here) did unlawfully have in his possession with intent to utter, and did utter and offer to pass upon defendant a certain false forged and fraudulent instrument of writing herewith annexed, purporting to be a check drawn by J. J. O'Connell by ^{for} ~~on~~ Rogers Peet & Co., on the National Bank of the Republic for fifty dollars dated Sept. 19 1891. Defendant owed defendant money, and at the time of offering said forged check defendant told defendant that he, the defendant had deposited fifty dollars with the firm of Rogers Peet & Co and had received the said check from Rogers Peet & Co. Defendant is informed by Frank R. Chambers now here, that he is a member of the firm of Rogers Peet & Co. and that the said signature of the firm of Rogers Peet & Co is forged, and that the said firm has no account in the said bank and that the said check is of no value. Defendant charges the defendant therewith with the crime of forgery in offering to pass said check for defendant, and attempting to get money from defendant for the same.

SW (IN) 10/21/80 RE

TRD *Wm E. Ke*
POLICE JUSTICE.

John M. Cairn

0170

CITY AND COUNTY }
OF NEW YORK, } ss.

Frank R. Chambers

aged _____ years, occupation clothing of No.

569 Broadway Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of John M. Carr

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

Sworn to before me, this 21
day of September 1890

Frank R. Chambers

John M. Carr

Police Justice.

0171

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

John Maguire being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h right to
make a statement in relation to the charge against 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. *John Maguire*

Question. How old are you?

Answer. *38 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *North Horse Corn. 2 years*

Question. What is your business or profession?

Answer. *Club*

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

Answer. *I am not guilty*
John Maguire
(mark)

Taken before me this

day of *September* 1897

Police Justice.

0172

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 Maguire

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

Dated *Sept 21* 1891 *John S. Kelly* Police Justice.

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

Dated.....18.....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.....18.....Police Justice.

1249

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Offence Joy

2. _____

3. _____

4. _____

Dated Sept. 21 1889

_____ Kelly _____ Magistrate.

Wm H. Rynders Officer.

.....Precinct.

Witnesses F. R. Chambers

No. J. Rogers, Peck & Co. Broadway & Prince Street.

RECEIVED

No. 21 Street. 1891

ATTORNEYS

No. _____ Street.

1004 to answer 5271

[Signature]

Residence *Street*

RECEIVED
SEP
1891
ATTORNEY'S

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Maguire

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

of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

John Maguire

late of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *September* in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, with intent to defraud, feloniously did forge a certain instrument and writing, which said forged instrument and writing is as follows, that is to say:

No. 344

New York Sept 19th 1891

The National Bank of the Republic
of the City of New York

Pay to the order of J. J. O'Connell
Fifty Dollars. Dollars

\$50⁰⁰/₁₀₀

Rogers Recd &c

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

SECOND COUNT.

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

John Maguire
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

John Maguire
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say:

No. 3441 New York Sept 19th 1891
The National Bank of the Republic
of the City of New York.
Pay to the order of J. J. O'Connell
fifty Dollars Dollars
\$50 ⁰⁰/₁₀₀ Rogers Recd &c

the said

John Maguire
then and there well knowing the same to be forged, 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.

DE LANCEY NICOLL,

District Attorney.

0176

BOX:

450

FOLDER:

4144

DESCRIPTION:

Malloy, Frederick W.

DATE:

09/21/91



4144

Witnesses:

Has A. Weasel

Off. Barry

16th

Counsel,

Filed

189

Pleads,

THE PEOPLE

35-1978.

131

2

Fredrick W. Mallory

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

W. J. LeBerry

Foreman.

Part 3. October 9/91-

Pleads Burroughs 3d deg.

S.P. 2 1/2 yrs.

Section 487, 506, 528, 532, 550.

183

0177

0178

Police Court—2 District.

City and County } ss.:
of New York,

of No. 695 Nicks St. South Brooklyn Street, aged 27 years,
occupation Boatman being duly sworn

deposes and says, that the premises the lighter Idemida Street
in the City and County aforesaid, the said being a an open boat called
a lighter and which was lying on the foot of
West 21st Street being apartments
and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking
open the door leading from the deck
of the said boat into the cabin

on the 1st day of January 1891 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

One suit of clothes, one leather coat,
a quantity of wearing apparel, and
a quantity of bedding altogether
of the value of about fifteen dollars
\$15.00

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Fredrick W. Malloy, (now here)

for the reasons following, to wit: that at about the hour
of 6.30 o'clock P.M. on said date depon-
ent locked and securely fastened the
door leading into the said cabin and the
said property was therein. That on the
2nd day of January 1891 deponent returned
to the said boat about the hour of 7 o'clock
A.M. and found that the said cabin
had been broken into and the said property

0179

taken. Her deponent afterward went to
 Schlutz's Pawn Office at No 277-9th Avenue
 and found that some of the property had
 been pawned in the said pawn office, which
 property deponent fully and positively
 identified as part of the property taken
 as aforesaid. Deponent is now informed
 by Charles Tolson, that this defendant
 admitted to him Tolson, that he, the
 defendant had broken into a cabin
 of about and taken a quantity of property
 and put the same in pawn in his Tolson's
 name. Therefore deponent charges the
 defendant with burglariously ~~entering~~
~~the premises~~ as aforesaid and felon-
 iously taking, stealing and carrying
 away the said property and prays that
 he be held and dealt with as the law
 directs.
 Done before me
 this 28th day of August 1891 } Thomas H. Wessel
 J. Hogan
 Police Justice

Police Court — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Degree.

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0 180

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Falsom
aged 41 years, occupation Stableman of No.

137 West 19 Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Thomas A. Wessel

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

Sworn to before me, this

day of

28
August 1898

Charles Falsom

C. E. Falsom

Police Justice.

0181

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

2 District Police Court.

Frederick W. Malloy 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.

Frederick W. Malloy

Question. How old are you?

Answer.

35 years old

Question. Where were you born?

Answer.

Pennsylvania

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

Answer.

10131 Mar 19 St. - one month

Question. What is your business or profession?

Answer.

Gas fitter

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

Answer.

I am not guilty

Frederick W. Malloy

Taken before me this

day of Aug 1889

Police Justice.

[Signature]

0182

CITY AND COUNTY OF NEW YORK. {ss.

POLICE COURT,

DISTRICT.

John Carey
 of No. *The 16th Precinct Police* Street, aged _____ years,
 occupation *Police officer* being duly sworn, deposes and says
 that on the *25* day of *August* 189*1*
 at the City of New York, in the County of New York *he arrested*

Frederick W. Holloy, now here
 on complaint of *Thomas J. Messel*
 for burglary committed on board
 of the lighter *Holmes* which was
 lying at the foot of West 24th Street.
 Deponent respectfully asks that the
 defendant be held a reasonable time
 to enable deponent to procure further
 evidence and to bring the complainant
 to court

John Carey

Sworn to before me, this

of

1891

day

Police Justice.

0 183

Police Court,

District.

21329

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles W. Mulvey

AFFIDAVIT.

Ex August 28th
2 P.M.

Dated,

Aug 27 1891

Rogers Magistrate.

Carey Officer.

Witness,

Charles Holman
131 West 19th St

Disposition

0184

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.....

Defendants
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 *Aug 28* 1891 *J. J. McLaughlin* Police Justice.

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

Dated.....18.....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.....18.....Police Justice.

0185

1135

Police Court--- District.

(229) THE PEOPLE, &c.,

ON THE COMPLAINT OF

James A. Mical

695 1/2 Adams St. Brooklyn

Inducted M. Malloy

2

3

4

Dated Aug 28 1891

Hogan Magistrate.

Carey Officer.

16 Precinct.

Witnesses Chas. Chalmers

No. 131 West 19 Street.

John J. Cunningham

No. 297 1st Ave. Street.

Hane [unclear] Street.

No. 1000 to answer

8 Corn

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0186

No. 2.

409

TO THE CHIEF CLERK.

Please send me the Papers in the Case of

PEOPLE
Par III

Fred W Malloy

Burg

Camp and Schlang
the pawnbroker served
personally for
Oct 9/91

H. W. G.
District Attorney.

are b
except the off

0187

Brooklyn September 25th 91.

Dear Sir.

Be Nancy Nicolo.
District of N.Y.

In the count of that
your subpoena for a
witness to attend
General Sessions did not
come in our house before
to day at 9 o'clock after
I had went to work
so will you please
excuse my for being
absent. I am working
a lighter for Tom Timmer
oil work theater at N.Y.
and am here over night
when loaded with kapha

0188

463

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Fredricka W. Mallory

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

Fredricka W. Mallory

of the CRIME OF BURGLARY in the *second* degree, committed as follows:

The said

Fredricka W. Mallory

late of the *16th* Ward of the City of New York, in the County of New York aforesaid, on the
first day of *January* in the year of our Lord one
thousand eight hundred and ninety. *one* in the *night* time of the same day, at the
Ward, City and County aforesaid, the dwelling house of one *Thomas A. Werrell,*

there situate, feloniously and burglariously did break into and enter, there being then and there a
human being within the said dwelling house, with intent to commit some crime therein, to wit: the
goods, chattels and personal property of the said *Thomas A. Werrell.*

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.

SECOND COUNT—

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

Fredinda W. Mallory
of the CRIME OF *Ex. LARCENY* —

committed as follows:

The said *Fredinda W. Mallory*,

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, in the *month* time of the said day, with force and arms,

one coat of the value of four dollars, one
other coat of the value of three dollars, one
vest of the value of two dollars, one pair
of trousers of the value of three dollars, and
other articles of wearing apparel, of a number
and description to the Grand Jury aforesaid
unknown, of the value of five dollars, and
a quantity of bedding, (a more particular
description whereof is to the Grand Jury
aforesaid unknown) of the value of five
dollars,

of the goods, chattels and personal property of one *Thomas A. Wessell*,

in the dwelling house of the said *Thomas A. Wessell* —

there situate, then and there being found, from 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.

THIRD COUNT:

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

Frederica W. Mallory —

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

The said *Frederica W. Mallory* —

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, with force and arms,

the same goods, chattels and personal property described in the second count of this indictment,

of the goods, chattels and personal property of one *Thomas A. Wendell* —

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 A. Wendell* —

unlawfully and unjustly did feloniously receive and have; the said

Frederica W. Mallory —

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.

DE LANCEY NICOLL,

District Attorney.

0191

BOX:

450

FOLDER:

4144

DESCRIPTION:

Manson, James

DATE:

09/21/91



4144

0192

Witnesses:

Rich. Harper
Off Smith 34

Counsel

Filed day of Sept. 189

Pleads, *Myself*

THE PEOPLE

vs.

A

James Manson

Grand Larceny, Second Degree.
[Sections 228, 229 Penal Code.]

Dr LANCEY NICOLL,
District Attorney.

A TRUE BILL.

W. J. Leary
Foreman.

Part I

Sept 24

W. J.

Part II September 24/91 -
Tried and acquitted.

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 Manson

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

of the CRIME OF GRAND LARCENY IN THE

second

DEGREE, committed

as follows:

The said

James Manson

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

twelve bottles of wine, of the value of three dollars each bottle, and one case of the value of one dollar

of the goods, chattels and personal property of one

Richard Thorpe

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

He Lansey Nicoll
District Attorney

0 194

James Manton (alias)
Jubilee, was sentenced
to the State Prison for
3 1/2 years Jan 22 - 1886
by Judge Cowing.

He was claimed by
Jed. Young, of 154
Franklin St. with \$1000
a bill of exchange which
was found in his
possession -

~~Henry G. Stone~~

0195

BOX:

450

FOLDER:

4144

DESCRIPTION:

Manson, James

DATE:

09/25/91



4144

0196

Witnesses,

Rich. Hooper
Off. Sweet 5th

Counsel

Filed 25th day of Sep. 1891

Pleads, *Aguey vs.*

THE PEOPLE

vs.

James Manson

Assault in the Second Degree,
(Resisting Arrest.)
(Section 218, Penal Code.)

I

DE LANCEY NICOLL,

District Attorney.

Pay I Oct 29/91
Pay I Oct 5/91
A TRUE BILL.

W. J. LeBerry
Foreman.

James & Leonard
Sept 21/91
Per 141-PSM

0197

(1885)

Police Court—1 District.

Affidavit—Larceny.

City and County } ss.
of New York,

Richard Thorpe
of No. 1 Hudson Street, aged 21 years,
occupation Driver being duly sworn,
deposes and says, that on the 2 day of September 1891 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 case of Wine of the value of
Twenty six dollars

the property of Gottschalk & Company 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 James Harrison (name) and

another person whose name is unknown
who escaped — from the fact that deponent
saw said ~~do~~ unknown man take the
aforesaid property from a wagon that
was standing on Hudson Street between
Reade ^{and} Duane Street in said City

That deponent ran after him and
caught him with the property in his possession
and while deponent had hold of said
unknown man said Harrison caught hold
of deponent and struck him several blows
on the head and body with his fist and
thereafter ~~forced~~ pushed him away and
said unknown man escaped — Therefore

Sworn to before me, this
day
189

Police Justice.

0 198

deponent charges said Manson with acting in
concert ~~and~~ ^{for} with said unknown man
and feloniously taking said property as
aforesaid

1. To the Court

Brought before me
this 3 day of Sept 1891

To J. C. R. ~~Justice~~ ^{Justice}

0199

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

James Hanson 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.

James Hanson

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

N. S.

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

Answer.

26 Greenwich St 2 years

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

*I am not guilty**James Hanson*

Taken before me this

day of

*Sept*189*7*

Police Justice

0200

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

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

Dated Sept 3 18 91 Do Jce Kelly Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

0201

Police Court--- 1169 District.

THE PEOPLE &c.
ON THE COMPLAINT OF

Richard Harper
Hudson St
James Manson

Offence - Larceny
Felony

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated Sept 3 1891
D.O. Reilly Magistrate.
Smith Officer.
5 Precinct.

Witnesses
No. Street.

No. Street.

No. Street.
\$ 10.00 to answer G S

RECEIVED

9th

The People
James ~~Manson~~

Court of General Sessions. Part I
Before Judge Martine. Oct. 5, 1891.

Indictment for assault in the second degree.
Richard Thorpe, sworn and examined. I am
driver of an express wagon for the Ames
Express Co. I remember the 2nd of Sept. of this
year. I was driving a wagon at that time.
I had property on my wagon belonging to Gotts
chalk & Co; there was one barrel of whiskey,
seventeen cases, two baskets and a few kegs.
I went into Davis's restaurant to take my
dinner, and while in there I saw a man
go on the outside of the wagon and remove
a basket of wine off. I ran out and
caught the thief, and Manson ^{came} ~~came~~ from
across the street and separated me from
the thief and struck me. I had hold of the
thief when he struck me. I had hold of
the man who had taken the basket of
wine off the truck. I never saw the man
before; he was not working with me; he
had no right to take the basket of wine;
it was in my charge. What became
of the other man? He ran towards Reade
st. I ran after him and caught hold
of him and Manson struck me again.
I ran down to 3 Hudson St. and Manson
followed me down and kicked me and
said that he would not see me but no

Kid. There was no Kid in it, because the man I got hold of was taller than myself. Manson followed me down to No. 3 Hudson st and stayed around there till Arnes' man came along and we called a policeman and had him arrested. The man who took the basket of wine was taller than I am. There was quite a little crowd around there when I picked Manson out for the officer to arrest. This took place in the city of New York.

Cross Examined I live in Kingbridge. I pick up goods at No. 1 Hudson street and other places over the city. I claim that... on the 2nd of Sept. a case of wine valued at \$36 was stolen from my wagon. I was in the restaurant having my dinner. When I first saw the defendant it was at the corner of Hudson and Reade streets. I did not say anything or do anything to him; he came over and hit me without any provocation. That was the time I had hold of the other man; he had it on his shoulder and was walking away with it, stealing it. I got him crossing Reade street, he was walking down town. I saw the defendant on the sidewalk before I was struck. At the previous

The Court
Counsel

trial I swore to the same as I am swearing now. I did not say anything about him coming from the restaurant.

Was it before a Police Magistrate?
No sir. It was before Recorder Smyth on a trial for grand larceny; he was acquitted upon that charge of acting in complicity with the other man.

Q On the previous trial is it not a fact that you swore that he was going South and that you were going North? He was going North and I was going South, the thief was going South, and the first I noticed of that man his face was headed North anyhow. You do not know whether he was going North or not? No, I don't know where he was going to. You swear that this man came over to you and without any provocation struck you? Yes. He struck me in the face, he pushed me aside from the thief, the man I was going to have arrested; there was no mark on my face. John E. Smith swore and examined. I am an officer attached to the 5th precinct and arrested the defendant on the 2nd of Sept. I stood on the corner of Duane and Hudson Sts. Mr. Thayer came running up to me and told

me that he had lost a case of wine, that was taken off his wagon and that he had got the thief. The defendant was on the corner of Reade st. at the time. Manson was there when the complainant said that there was a basket of wine taken off his wagon and he got the thief, and that the defendant came up to him and struck him and interfered with him so that the thief got away. The complainant also said, "I ran and caught him again (the thief) and he (the defendant) came and followed me up and assaulted me the second time, and then I came after you to have him locked up. I arrested Manson and took him to the station house. I had no conversation with the defendant. I took him to the Police Court after his pedigree was taken in the station house; the defendant said that he saw a man being beaten and kicked by the complainant, and he went up and interfered, he did not like to see the kid ~~licked~~." ~~licked~~.

Cross Examined. The charge made in the station house against the complainant was that he was a suspicious person, but the charge made in the Police Court was

grand larceny.; the charge now made against him is assault in the second degree.

James Manson, sworn and examined in his own behalf testified. I live 26 Greenwich St. I am a fruit loader and have been in that business about six or seven years. On the 2nd of September I was on the dock at twelve o'clock. I went to a restaurant near Duane Street and West Broadway and had my dinner; it took me about 20 minutes. I came out and went to the corner of Duane and Hudson St. I was talking to the truck driver. I seen a little fellow run up Leude St. I went up and saw a man having hold of a boy on the sidewalk beating him about the body, holding him with one hand. That man was Thorpe, the man who made the charge against me. I went over and asked him what he was doing; he turned around and commenced cursing and swearing. He says, "The God damned little son of a b---h. I will break his God damned head for him." I say, "What is the matter?" He said, "Nothing." I said, "What do you want to be hitting him for?" He says, "I will hit him, he will take something off my wagon."

With that he hit him again. I said, "Don't hit him; if he took any thing have him arrested." He said, "What the hell would I have him arrested for and lose five or six days, lose my work and have no satisfaction? I will take my satisfaction here." With that the boy dragged away from him and ran down through Reade St. I did not strike him at that time; the boy ran down Reade St. and he ran after him; he did not catch him. I stood on the corner, and he did not come back. Then the driver said, "Here comes my boss, will you come over and talk to him?" I said, "O yes." I went over, and while I was talking to his boss he went away. I did not know where he went; he went for an officer, but while I was talking to his boss there was a whole crowd around there; the officer came up and made the charge of my interfering with the boy and the officer arrested me. He charged me with complicity in stealing this case of wine. I was tried, and acquitted of that charge. Did you ever strike the man? No sir, I never laid my hands on him, only to separate him. I put my hand up like this (illustrating)

Cross Examined. The truck driver I was talking to drives for Porter Brothers in Thomas street. I could not tell you his name. I have not been working on the docks steadily as a fruit loader, but during a part of the season in the summer time I did not work on the docks during the fruit season of 1888. I was convicted of the crime of grand larceny in the second degree in this Court in the month of January 1888 and sentenced to the State prison for three years and a half. I was supposed to have stolen a barrel of French spirits by rolling it away from a front door. I pleaded guilty by the advice of a Court officer. I had no lawyer. I was employed the day of this trouble. I was just after coming from my work. I was working for different firms - E. H. Kline, Kellogg's in West and Barclay streets. I loaded over five hundred barrels of apples. I had been working all night. I went to work at ten o'clock the night before. I worked down to half past twelve and then I went to get my lunch. I have been a tailor. Then I was arrested before I gave my business as a machine operator. Where I was ^{this} complainant when you first saw him that day? He was standing in Hudson street. I was over in Duane and

Hudson street. There was he when you first
 saw him? Licking the boy in Hudson St.
 opposite Thurber and Wymans. The boy
 had a chab hat and black pants; he had
 a smooth face and was slim, he was
 about four feet tall. I heard the complainant
 say that he was taller than himself. I say
 he was not. I did not take any notice of the
 complainant's weapon. He had hold of the
 boy by the collar of the coat and was
 striking him about the body and the face.
 The boy was hallooing to be let go. There was
 a crowd there before I got there. I asked the
 complainant what was the matter, and I
 got a very dirty answer. I asked him why
 he did not have him arrested. I did not
 use the word "kid". I used the word "boy".
 I saw the basket lying in the street. I could
 not tell whether it was empty or not. I did
 not see anything in it; it was a four
 cornered covered basket. I did not touch
 the basket or have anything to do with it.
 I did not touch the boy at all. or lay my
 hand on him. Did you make an
 attempt to hit this man? No sir. I did not.
 The jury rendered a verdict of guilty of
 assault in the third degree. The defendant
 was sent to the penitentiary for one year.

02 10

Testimony in
Case of
James Manson
filed Sept. 1
1891.

0211

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 Manson

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

James Manson

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

The said *James Manson*,

late of the City of New York, in the County of New York aforesaid, on the *second* day of *September*, in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, with force and arms, feloniously made an assault in and upon one *Richard Thorge*

then and there being, a *man* of the Municipal Police of the City of New York, and as such *man* being then and there engaged in the lawful apprehension and of detention of *a certain* man whose name is to the Grand Jury aforesaid as yet unknown, upon a charge of grand larceny in the second degree, and the said *James Manson*, him the said *Richard Thorge*, then and there feloniously did beat, strike, wound and otherwise illtreat, with intent then and there and thereby to prevent and resist the lawful apprehension and detention of *the said man*, as aforesaid, 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.

DE LANCEY NICOLL,

District Attorney.

02 12

BOX:

450

FOLDER:

4144

DESCRIPTION:

Markley, Edward

DATE:

09/28/91



4144

02 13

Witnesses:

Angela Cordier
Off Morris 23rd

Counsel,

Filed

day of

189

Pleads

THE PEOPLE

us.

PETIT LARCENY.
Sections 528, 582, Penal Code.

15

584.49

R

Edward Markley

DE LANCEY NICOLL,

District Attorney.

Oct 2 - Oct 6, 1891
Pleads Guilty

A TRUE BILL.

M. J. Berry

Foreman.

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

Part 2 188....

P.C. Protulow 93
Oct. 9.

02 14

Court of General Sessions, PART 3

THE PEOPLE

vs.

Charles Reiser

INDICTMENT

For

To

M

Charles Springer

No.

2019 - 1st Ave

Street.

The indictment against the above-named defendant for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *October* the *2nd* day of instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

JOHN LANCEY NICOLL

District Attorney.

02 15

104 15

Left New York
for Boston and
will be home
Monday. Sumrell
is the coxswain

02 16

No. 1.

408

District Attorney's Office.

Pass 3,
PEOPLE

vs.

Calender
Cor 22

Dudman
Rudolph
M. Keale
Keeler
Ellis

0217

Court of
General SessionsThe People
vs
Charles HeiserREPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.100 EAST 23^d STREET,New York, Sept 5th 1891

CASE NO.

69-347

DATE OF ARREST.

OFFICER

Moore

CHARGE

Sept 4/90
Felony Assault

AGE OF CHILD

15 years
~~Protestant~~ Catholic

RELIGION

Heiser

FATHER

MOTHER

Margaret

RESIDENCE

347 E 104th St

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

Society has no record of boy ever having been arrested before. Home comfortable. Parents respectable. Nothing known of boy in the neighborhood except that he frequents the docks day and night.

All which is respectfully submitted,

Ja

Book of
General Sessions

St. Peter

or
Charles H. H. H.

Memorial Book

PENAL CODE, 1880

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.,

100 East 23d Street,
NEW YORK CITY.

0218

0219

Police Court—14th District.City and County { ss.:
of New York,of No. 417 West 56th Street, aged 33 years,
occupation Watchman being duly sworndeposes and says, that the premises No. 640 West 49th Street, 22nd Ward
in the City and County aforesaid the said being a factory buildingand which was ~~occupied~~ vacantand ~~in which there was at the time a human being, by name~~were **BURGLARIOUSLY** entered by means of forcibly breaking a gate
in a fence, and which fence fronted
a yard, and which yard had to be entered
to enter said factory buildingon the 10th day of Sept 1891, in the day time, and the
following property feloniously taken, stolen, and carried away, viz:A quantity of machinery, of
the value of about
Fifteen (15) Dollarsthe property in care and charge of deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away byEdward Marzley ^(known) and two others not
yet arrested, and who acted in concert with
each other

for the reasons following, to wit:

Deponent says—said machinery
was contained in the building No. 417 West
56th Street, and at about 5 PM. deponent
saw that said gate had been broken and
going into the yard saw defendant and said
two others not named, load and place
articles of machinery in a wagon, for removal.Subscribed before me
this 16th day of Sept 1891Angela OrdineJ. W. Smith
Police Justice

0220

(1335)

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

Edward Markley 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 Markley*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *518 West 49th St - Brooklyn*

Question. What is your business or profession?

Answer. *makes hammers*

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.*
Edward Markley
mark

Taken before me this *16th*
day of *June* 189*1*

J. J. McNeill
Police Justice.

0221

Proof of House
J Oppenheim
208-west 131st

0222

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

defendant
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 *April 16* 188*7* _____ 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.

0223

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court-- 14th District. 1221

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Angela Ordine
6417th St. 56 St.
Edward Marley

2
3
4

Murphy
Offence

Dated Sept 16th 1891

Hilbreth Magistrate.

Max J. Morris Officer.

22nd Precinct.

~~I hereby consent that this case be
transferred to the Court of Special
Sessions for trial and final disposition.~~

No. Street.

~~Part 3~~ Street.

No. Street.

No. Street.

\$ 4000 to answer G. S.

CM

0224

472

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Markley

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

Edward Markley
of the CRIME OF PETIT LARCENY, committed as follows:

The said

Edward Markley

late of the City of New York, in the County of New York aforesaid, on the *15th*
day of *September* in the year of our Lord one thousand eight hundred and
ninety- *one*, at the City and County aforesaid, with force and arms,

*a quantity of machinery (a more
particular description whereof, is to
the Grand Jury aforesaid unknown)
of the value of fifteen dollars*

of the goods, chattels and personal property of one

Bradish Johnson

then and there being found, then and there unlawfully 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.

*He Lancy Nicoll,
District Attorney.*

0225

BOX:

450

FOLDER:

4144

DESCRIPTION:

Martin, Edward

DATE:

09/29/91



4144

0226

Witnesses:

Samuel Smith
Delia A. Bear

Sept. 11 Oct. 8 1891

I recommend that a
plea of guilty be
accepted in the case. The
amount stolen was \$26.

H. H. Madison
P. S. S. S.

Counsel.

Filed, day of 1891

Pleads,

29 THE PEOPLE

Obtaining
159 C. 113
ns.

Edward Martin

Grand LARCENY, and
(MISAPPROPRIATION)
(Sections 528 and 53 / of the Penal Code.)

DE LANCEY NICOLL,

District Attorney.

Car. E.

Oct. 8

A TRUE BILL.

W. J. Berry
Sept 2 - Oct. 8, 1891
Foreman.

Heads, Petit Larceny

Per 3 mos 93.

Box 328

0227

May 16/91

Received from Edward Mark

Sum of ^{Twenty One Dollars} 21⁰⁰ Dollars for Work
done in 179 West-98 St. and 1614 10th Ave

Received Mary W. A. Bates.

227 West-80 St.

Write to a friend
Crosby to call

0228

(1365)

Police Court—First District.

Affidavit—Larceny.

City and County }
of New York, } ss.Simon Feistof No. 57 Walker Street, aged thirty six years,
occupation Merchant being duly sworn,deposes and says, that on the first day of July 1891 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: twenty six dollars
Good and lawful money of the United Statesthe property of deponentand that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen
and carried away by one Edward Martin, who ~~is~~ being an
employee of deponent collected from one one Leela
Bear the said sum of twenty six dollars, which was
due to this deponent for rent of premises owned by him,
and has never paid over the same to this deponent, although
demanded from him by deponent, wherefore deponent
prays that said Edward Martin be apprehended
and dealt with according to law.Simon Feist91 10th AveSworn to before me, this 19th day
of August 1891.
Simon Feist
Police Justice

0229

Police Court 1st District.City and County } ss.
of New York.

Lelia Bear
 of No. 687 Amsterdam Avenue - Street, aged twenty eight years,
 occupation (married lady) being duly sworn, deposes and says,
 that on the first day of July 1891, at the City of New
 York, in the County of New York, deponent paid to me Edward
Harlan the sum of twenty six dollars, being the
rent of a flat rented by deponent from Simon First

from before me this

19th day of September 1891

Lelia A. Bear.
Colon W. S. S. S.
Police Justice.

0230

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

Edward Martin 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 Martin*

Question. How old are you?

Answer. *29*

Question. Where were you born?

Answer. *United States*

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

Answer. *159 E 113 St New York 2 months*

Question. What is your business or profession?

Answer. *Steamboating*

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*

Edward Martin

Taken before me this *21*

day of *September* 189*8*

Police Justice.

0231

Sec. 151.

CITY AND COUNTY }
OF NEW YORK, } ss.

Police Court

District.

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

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 *Simon Legas* of No. *27 Mather* Street, that on the *1* day of *July* 188*8* at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the United States
of the value of *Twenty Six* Dollars,
the property of *Complainant*
w*as* taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by *Carroll Martin*

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 every of you, to apprehend the body of the said Defendant and forthwith bring *him* before me, at the *DISTRICT POLICE COURT*, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this *19* day of *July* 188*8*
John Decker
POLICE JUSTICE.

0232

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

Magistrate

Officer.

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

Patrick English Officer.

Dated Sept 21 1889

This Warrant may be executed on Sunday or at
night.

Police Justice.

Dated 188

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

The within named

29
W
N-D
Stamboats
M
Yes
159 E 113
pk

Police Justice.

0233

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

Defendant
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *Three* Hundred Dollars, *300* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *Sept 21* 18 *91* *[Signature]* Police Justice.

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

Dated.....18.....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.....18.....Police Justice.

0234

500 Ex before 22nd 10 A.M.

Police Court---1 District. 1253

THE PEOPLE, &c.
ON THE COMPLAINT OF

Edward Walker
Edward Martin

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

2
3
4

Dated Sept 21 1889

Lawrence Magistrate.

English Officer.

150 Precinct.

Witnesses

No. 687 Amsterdam Ave Street.

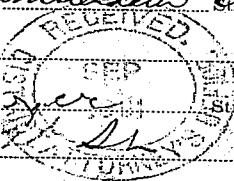
No. *S. Grossman* Street.

310 E 4th St

No. Street.

\$ 300 to answer

Amata



0235

HARLEM RIVER TOWBOAT LINE.

J. H. McCONNELL, AGENT.

PROPELLERS:

C. Van Cott,
Joseph Curtis,
Harlem River,
N. J. Nelson,
Wm. F. Burden.



Harlem River,
Gate and Harbor

TOWING.

Office, 131st Street and Third Avenue Bridge.

TELEPHONE,

HARLEM 218.

New York, Oct 8th 1891

The Beaver Edwance Martin
has been in my employ for
5 or six years on and off
& gave good satisfaction
yours truly
J. H. McConnell
agent

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Martin

The Grand Jury of the City and County of New York, by this indictment, accuse
of the CRIME OF *Edward Martin* *Grand LARCENY, in the second degree*, committed
as follows:

The said

Edward Martin

late of the City of New York, in the County of New York aforesaid, on the *first*
day of *July* in the year of our Lord one thousand eight hundred and
ninety-*one*, at the City and County aforesaid, being then and there the clerk
and servant of one *Simon Feist*

and as such clerk and servant then and there having in his
possession, custody and control certain goods, chattels and personal property of the said

Simon Feist

the true owner thereof, to wit:

the sum of twenty-six
dollars in money, lawful money
of the United States of America,
and of the value of twenty-six dollars.

the said

Edward Martin

afterwards, to wit:

on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *sum of money*

to his own use, with intent to deprive and defraud the said

Simon Feist

of the same, and of the use and benefit thereof; and the same goods, chattels and personal
property of the said *Simon Feist*

did then and there and thereby feloniously steal, 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.

DE LANCEY NICOLL,
District Attorney.

0237

BOX:

450

FOLDER:

4144

DESCRIPTION:

May, Anthony

DATE:

09/09/91



4144

Witnesses:

Officer
25 Ave

Counsel,

9

Filed

Pleads,

day of

1889

THE PEOPLE

vs.

Anthony May

Assault in the Second Degree.
(Section 218, Penal Code).

JOHN R. FELLOWS,

District Attorney.

A True BILL

W. J. L. Berry

Foreman.

Sept 9/91

Heads of Court 2d day

270 Mr. Gz

0238

0239

Police Court— District.

City and County } ss.:
of New York,

Matthew Cooney
 of No. 25th Precinct Street, aged 30 years,
 occupation Police officer being duly sworn
 deposes and says, that on 13th day of August 1887 at the City of New
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Anthony
 May (now here) who struck the
 deponent's body with a dangerous
 weapon of the kind commonly
 known as slung shot

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 dealt with according to law.

Sworn to before me, this 14 day }
 of August 1887. }

Matthew Cooney

[Signature] Police Justice.

0240

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Anthony May 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. *Anthony May*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *1494 2nd Avenue, 3 months*

Question. What is your business or profession?

Answer. *Segar box maker*

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*
*Anthony May*Taken before me this *18*Day of *August* 189*1*

Police Justice

0241

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

defendant
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 Aug 14 1891 John J. [Signature] 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.

0242

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Matthew Cooney

Anthony May

2 _____

3 _____

4 _____

Dated *Aug 14* 1891

Murray Magistrate.

Cooney Officer.

25 Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *1.00* to answer

G.S.
Ch

0243

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Anthony May

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse

Anthony May

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

The said

Anthony May

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

Matthew Cooney

in the peace of the said People then and there being, feloniously ~~did~~ wilfully and wrongfully make an assault; and the said *Anthony May*

with a certain *slung-shot* which *he* the said

Anthony May in *his* right hand then and there had and held, the same being then and there

a weapon and an instrument and ~~weapon~~ likely to produce grievous bodily harm, *him*, the said *Matthew Cooney* then

and there feloniously did wilfully and wrongfully ~~strike, beat~~ *attempt to* bruise 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.

De Lancey Nicoll,
District Attorney -

0244

BOX:

450

FOLDER:

4144

DESCRIPTION:

McBride, John

DATE:

09/22/91



4144

0245

BOX:

450

FOLDER:

4144

DESCRIPTION:

Riley, John

DATE:

09/22/91



4144

209

Counsel,

1891

Filed 22 day of Sept

Pleads, *Magick 23*

THE PEOPLE

17. 9 Duane vs. 2

John Mc Bride

17. 9 Duane

John Riley

[Section 498, Burglary in the Third Degree.]

DE LANCEY NICOLL,

District Attorney.

Part 3. Sept. 29. 1891.

Both plead guilty - Aug 3rd day of 2nd 1891.

A TRUE BILL.

W. J. O'Brien

Foreman.

W. J. O'Brien
W. J. O'Brien
W. J. O'Brien

Witnesses:

W. J. O'Brien

0247

Police Court— / District.

City and County } ss.:
of New York, }George P. Mc Cann
of No. 80 Beekman 198. 3rd Street, aged 34 years,
occupation Clerk being duly sworndeposes and says, that the premises No. 80 Beekman Street, 2 Ward
in the City and County aforesaid the said being a Two story and
basement brick building and its basement of
and which was occupied by deponent as a ~~store~~ ^{fine} Store House for ~~clothes~~ ^{varnish} varnish and
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly pressing their
bodies in between two iron bars which were
between the area way of said building
and the steps leading to said buildingon the 21st day of August 1891 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:A quantity of
varnish and gums of the value of
about One thousand dollarsthe property of Mayer and Lowenstein
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
John Mc Bride and John Reillyfor the reasons following, to wit: that at about the house of One
P. M. on the said 21st day of August 1891
deponent (who is in the employ of said Mayer
and Lowenstein) found the said Mc Bride and
Reilly in the cellar of said premises
Wherefore deponent charges the said Mc Bride
and Reilly with burglariously entering said
premises and prays that they may be
held to answer. Deponent is further informed

and John Sherlin
by Officer Frank Mc Caricks of the 4th
Precinct, that both the defendants Mr. Bridge
and Reilly admitted to them that they entered
said premises with burglarious intent.

I am to before me this
21st day of August 1891 }
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated _____ 1891
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated _____ 1891
Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated _____ 1891
Police Justice.

Police Court, _____ District,

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.	
1.	
2.	
3.	
4.	

Date _____ 1891

Magistrate.

Officer.

Clerk.

Witnesses,

No. _____ Street,

No. _____ Street,

No. _____ Street,

\$ _____ to answer General Sessions.

0249

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 40 years, occupation Police man of No. 4th Precinct

Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of George P. McCann
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 21

day of August

1890

Frank H. Ferris

[Signature]
Police Justice.

0250

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation John Shevlin
Policeman of No. 4th Precinct Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of George P. McLann
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 21
day of August 1890 } John F. Shevlin

[Signature]
Police Justice.

0251

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK }

District Police Court.

John M^c Bride 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 M^c Bride*

Question. How old are you?

Answer. *17 years.*

Question. Where were you born?

Answer. *Camden New Jersey*

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

Answer. *9 Duane Street, 5 years*

Question. What is your business or profession?

Answer. *Fly Boy*

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

Answer. *I am not guilty*

John M^c Bride
mark

Taken before me this

day of

1891

Police Justice.

0252

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

John Reilly 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 Reilly*

Question. How old are you?

Answer. *17 years.*

Question. Where were you born?

Answer. *Riverton New York*

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

Answer. *9 Duane Street. 7 months*

Question. What is your business or profession?

Answer. *Printer*Question. Give any explanation you may think proper of the circumstances appearing in the
testimony against you, and state any facts which you think will tend to your
exculpation?Answer. *I am not guilty.**John Reilly*

Taken before me this

day of August

1891

Police Justice.

0253

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.....

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

Dated *August 21* 189*1* *[Signature]* Police Justice.

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

Dated.....18.....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.....18.....Police Justice.

0254

1115

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

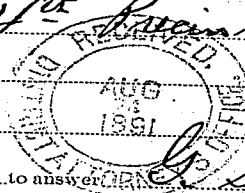
George P. McCarney
198 3 Ave
80 Buchanan
1 John M. Bude
2 John Kelly
3
4

Offence Burglary

Dated August 21 1891
Driver
Sherlin
Officer.

Witnesses Frank M. Carrick
No. 4th Precinct Street.
John Sherlin
No. 4th Precinct Street.

No. Street.
\$ 5.00 to answer



Committed

Aug 31

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

0255

New York, October 16th 1891.

Hon. Frederick Smyth, Recorder &c .

Dear Sir:-

As you requested me to report the characters of John McBride and John Reilly, who plead guilty to Burglary in the third degree on September 9th, I respectfully submit the following report. They are both, orphans, their parents dying when they were young. McBride was sent by the Newsboy's Lodging House to Jacksonville last February. In March he returned to the City and ~~since~~^{since} that time and up to his arrest has been living at the Newsboy's Lodging House and making a living selling papers. In reference to John Reilly it is impossible to find out anything about him except that he was living at the Newsboy's Lodging House and selling papers, and claimed that he had worked for the Commercial Advertiser, but he is not known there. From ~~which~~^{what} I can learn from the keep^ers at the Tombs, they say they are the makings of two bad men.

Yours respectfully,

Reilly, Von Huichler & Lainer

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

THE PEOPLE OF THE STATE OF NEW YORK

against
John Mc Bride
and
John Riley

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

John Mc Bride and John Riley

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

The said

John Mc Bride and John Riley, both

late of the *2nd* Ward of the City of New York, in the County of New York aforesaid, on the
twenty-first day of *August* in the year of our Lord one
 thousand eight hundred and ninety-*one* in the *day*-time of the same day, at the
 Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of
 one *Siegfried W. Mayer*

there situate, feloniously and burglariously did break into and enter, with intent to commit some
 crime therein, to wit: with intent the goods, chattels and personal property of the said *Sieg-*
fried W. Mayer in the said *building*
 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.

Wm Lancelotti Nicoll,
District Attorney.

0257

BOX:

450

FOLDER:

4144

DESCRIPTION:

McCormack, James

DATE:

09/25/91



4144

0258

Indorsed at 277

Witnesses:

David Madden

Counsel,

Filed *25th* day of *Sept* 1891

Pleas, *Indorsed at*

THE PEOPLE

vs.

James J. McConach

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

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

W. J. Berry

Sept 2 - Sept. 30, 1891.

Forfeiture.

Ind and Acquitted

0259

Police Court—5th District.City and County } ss.:
of New York, }

Thomas H. Madden
of No. 1672 Park Avenue Street, aged 47 years,
occupation Saloon Keeper being duly sworn
deposes and says, that on the 14 day of September 1897 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by James J. McCormack
(name here) who did cut and stab deponent,
upon the head with the blade of a
knife which knife he then saw James
J. McCormack then & there hold in his
hand, that deponent was so violently
and feloniously assaulted and beaten

with the felonious intent to take the life of deponent, & 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 14th day } Thomas H. Madden
of September 1897. }

Q. Meacham Police Justice

0260

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

James F. McCormack 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 F. McCormack

Question. How old are you?

Answer.

21 years.

Question. Where were you born?

Answer.

Belmont

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

Answer.

1672 Park Avenue, 5 months

Question. What is your business or profession?

Answer.

Bar-tender

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
James F. McCormack

Taken before me this

14th

day of September 1891

W. M. Adams

Police Justice

0261

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

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 Sept 14th 1891 Crowley Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

0262

1220

Police Court---5th District.

THE PEOPLE &c.,
ON THE COMPLAINT OF

Thomas H. Madden
1672 Park Ave
James F. McDonnack

Offence Assault
Felony

2
3
4

Dated September 14th 1891
Made Magistrate.
Edward F. Miley, Officer.
29th Precinct.

Witnesses
No. Street.

No. Street.

No. Street.

\$ 1000 to answer

500 Sept 16-9. and

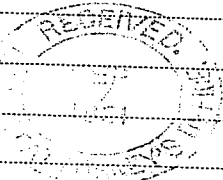
BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.



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 F. McCormack

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

James F. McCormack
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

James F. McCormack
late of the City of New York, in the County of New York aforesaid, on the *14th*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*one*, with force and arms, at the City and County aforesaid, in and upon
the body of one *Thomas N. Madden* in the peace of the said People
then and there being, feloniously did make an assault and *him* the said
Thomas N. Madden with a certain *knife*

which the said

James F. McCormack
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 *Thomas N. Madden*
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 F. McCormack
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

James F. McCormack
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
Thomas N. Madden in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and *him* the said *Thomas N. Madden*
with a certain *knife*

which the said

James F. McCormack
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.

De Ransey Nicoll,
District Attorney

0264

BOX:

450

FOLDER:

4144

DESCRIPTION:

McCormick, Edward

DATE:

09/21/91



4144

0265

BOX:

450

FOLDER:

4144

DESCRIPTION:

Donnelly, John

DATE:

09/21/91



4144

0266

Witnesses:

Off Sullivan
1/2th

Counsel

Filed

Pleaded

day of Feb. 189

THE PEOPLE

vs.

Edward Mc Cormick

and

John Donnelly

Dr LANCEY NICOLL,

District Attorney.

A TRUE BILL.

W. J. Berry

Foreman.

John J. Berry

James J. Berry

City Prison
15 days for Sept 19, 20

Section 49, Chapter 1, Act of 1892, degrees.

0267

Police Court— District.

City and County } ss.:
of New York,

of No. Lewis Street, aged 39 years,
occupation Engineer being duly sworn
deposes and says, that the premises No. 13 Ward
in the City and County aforesaid the said being a 2 1/2 story brick
building and which was occupied by deponent as a dwelling
and in which there was at the time human beings by name

were BURGLARIOUSLY entered by means of forcibly Opening the
front hall bedroom on said 2nd floor by
means of a false key and entering
therein with intent to commit
a felony
on the 14 day of September 1891 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

One Suit of Clothes and one
pair of shoes together of
the value of Twenty three
dollars \$23.00

the property of

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

Edward Mc Cormick and
John Donnelly (both now here)
for the reasons following, to wit: That on said date

at about 5:30 Am Deponent
locked said bedroom door and
left said clothes hanging on the
knob of said door inside of said
room and when he again re-
turned to said room at about
6:30 Am same day he missed
said property. Deponent is

0268

informed by Officer Richard Sullivan
of the 12th Precinct that each of
defendants admitted to him that
they took said property and
removed said clothes at Goldstone
Brothers Pawnshop on Corner
of First Avenue and 15th Street.

8 Defendant then went to
said Pawnbrokers and there iden-
tified said clothes as his property.

Wherefore defendant prays that each of said defendants be held to answer and ordered with as the law directs.

Sum to before me
this 9th day of Sept 1891. Patrick Daly
John Ryan
Police Justice

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.

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

_____ 188
_____ Police Justice.

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.

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

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

vs.

1.

2.

3.

4.

Dated 188.....

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

to answer General Sessions.

0269

CITY AND COUNTY }
OF NEW YORK, } ss.

Richard Sullivan
aged 46 years, occupation Police Officer of No. 17 Princeton Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Patrick Daly
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 9 day of April, 1890, } Richard Sullivan

John Ryan
Police Justice.

0270

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK.

District Police Court.

Edward McEnaney 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.

And I am not guilty
I demand an examination

Edward McEnaney

Taken before me this
day of *Sept* 1891
John H. Cyler
Police Justice.

0271

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

John Danully 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 Danully*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 504 East 13th St. Bayona*

Question. What is your business or profession?

Answer. *Iron worker*

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

Answer.

I am not guilty
John Danully

Taken before me this

day of

1897

Police Justice.

0272

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3 DISTRICT.

of No. 12th Street Street, aged _____ years,
 occupation Police Officer being duly sworn deposes and says
 that on the 8 day of September 1891

at the City of New York, in the County of New York he arrested
Edward McCormack and
John Donnelly, both nowhere,
upon Complaint of Patrick Daly
of No 6 Lewis Street charging
said defendants with the larceny
of a Suit of Clothes. Dependent
prays that said defendants be
committed to enable dependent
to obtain further evidence.

Richard Sullivan

Sworn to before me, this

of

1891

day

Police Justice.

0273

Police Court-- 308 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edw. J. McConnel vs.
John Dornally

AFFIDAVIT.

Henry

Dated Sept 9 1891

Ryan Magistrate.

Shalvey, Sullivan Officer.

Witness, _____

Disposition, _____

Rem Sept 9 - 2 PM

0274

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 McEnniery John Denuelly
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 *Sept 9* 1891 *John Ryan* Police Justice.

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

Dated.....18..... 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.....18..... Police Justice.

0275

179 Police Court--- District. 1188

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Patrick Daly

Edward M. Conner

John Donnelly

Bill O'Dell

Dated *Sept 9* 1891

Ryan Magistrate.

Sholony and Sullivan Officer.

Witnesses *Elizabeth M. O'Connor*

No. *6 Lewis* Street.

Said Officer

No. _____ Street.

No. _____ Street.

\$ *1000* to satisfy



Com *Burg 2* *P.O.* *Recd*

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Court of General Sessions

The People vs

v.
John Donnelly and
Edward Mc Cormack

City and County of New York, ss:

Patrick Daly, being
duly sworn, says:

I am the Complainant herein.
The property taken by the defendants
has been ^{recovered} returned, and I have
no desire to see the defendants punished.

I am satisfied that this is the
first time the defendant have committed
an offense of this kind, and from what
I can learn, I am satisfied, it will
be their last.

I respectfully request this Honor
Judge Fitzgerald, if he find it agreeable
to his judicial duty, to suspend
sentence in this case and give the
defendants an opportunity to become
good men.

Sworn to before me this
24th day of September 1891

Patrick Daly

John H. Hogan
Notary Public
City & Co. of N.Y.

Court of General Sessions.

The People v.

v.
John Donnelly &
Edward Mc Cormack

City and County of New York, ss: John Donnelly
being duly sworn, says:
I am one of the defendants herein, and
am 21 years of age. This is the
first time I have been arrested charged
with a criminal offense.

On the day, when the crime, to which
I pleaded guilty, was committed my
companion Edward Mc Cormack and myself
had been drinking and we were under
the influence of intoxicating drink. We
went to the house 6 Lewis Street to
visit a friend of ours who had a
room there on the floor above the room
of the complainant, and by mistake we
went into the complainant's room, the
door being open, and laid down and
went to sleep, and when we awoke
~~up~~ we committed the crime. I positively
assert that if I hadn't been
intoxicated I would not be where
I am to-day. I have been confined

0278

in prison since September 9th 1891.

I respectfully request His Honor Judge Fitzgerald to suspend sentence upon me and I firmly promise, that I will never again commit any offense whatever.

Sworn to before me this

24th

day of September 1891

John J. Donnelly

John B. Rogan

Notary Public

City & Co. of N.Y.

Court of General Sessions

The People vs

Edward McCormack
and John Donnellu

City and County of New York, ss: Edward McCormack
being duly sworn, says:

I am one of the defendants herein, and
am 15 years of age. This is the first
time I have been arrested charged with
the commission of a criminal offense.

I have read the annexed affidavit
of John Donnellu, and I swear to the
truth of the statements therein as to
the commission of the crime to which
I pleaded guilty. I have been confined
in prison since September 9, 1891.

I respectfully request this Honor Judge
Fitzgerald to suspend sentence upon me
and I firmly promise, that I will
never again commit any criminal offense
whatsoever.

Sworn to before me this

24th day of September 1891

Edward McCormack

John B. Ryan

Notary Public

City & Co. of N.Y.

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 Donnelly and another

City and County of New York, as: James Donnelly
and Norah Donnelly, being severally
duly sworn, they each ~~for themselves~~, say:
We are the father and mother of
the above named defendant, who is
21 years of age. This is positively
the first time said defendant was ever
arrested charged with the commission
of a criminal offense. Said defendant
was engaged in assisting his father
up to the time of his arrest, and
prior thereto worked at the Morgan Iron
Works.

Said defendant is an industrious,
hardworking and loving son, and his
present experience has taught him a
valuable lesson, which he will not
soon forget.

Deponents respectfully request that
His Honor Judge Fitzgerald, if he find

It agreeable with his judicial duty, suspend
 sentence on said defendant, and
 thereby afford him an opportunity to
 right himself with his fellow man.
 Sworn to before me this } James X Dousby
 23rd day of September 1891 } ^{mark} J. C. Doidge
 John J. Rogan
 Notary Public
 City of N.Y.

The People of the State of
New York

Edward M^c Cormack

State of New York }
City & County of New York } S.D.

James M^c Cormack being duly
sworn says, he resides with his family
at N^o 408 East 123rd St in the City of
York.

That his family consists of his wife
and nine children the youngest being
of the age of two years

That Edward M^c Cormack defendant
above named is a man of disponent,

That he said Edward has always
been honest, never having been com-
plained of, for dishonesty previous to
the Complaint herein.

Sworn to before me } James M^c Cormack
this 21st day of Sept 1890 }

James J. Cohen
Notary Public
N.Y.C.

0283

Office of Joshua Gregg, & Co
Carpet and Furniture Dealers,
Fourteenth Street and Fifth Ave.,
New York, Sept 21st 1891

Edward McCormack was
in our employ for some time
and we had no occasion
to doubt his honesty while
with us.

Yours Respectfully
Joshua Gregg

0284

Geo. E. Ward, President.

John B. Beach, Vice President.

Stephen W. Benson, Secy.

The Morgan Iron Works.

Foot North of East River.

New York Sept 21st 1891

To All Whom it May Concern

The Bear

Edward McCormack has been personally
 known to me, also worked for me of & on,
 at Sealing Vessels I have always found him
 to be ^{an} honest, sober & industrious young man

Daniel D. Garrison

Foreman Boiler Maker

& Ship Builder

0285

Geo. E. Wood, President.

John R. French, Vice President.

Stephen W. Beach, Secy.

The Morgan Iron Works,

Foot North St. East River.

New York, Sept 21st 1891

To All Whom it May Concern

The Bearers

Edward McCormack has been personally
known to me, also worked for me of & on,
at Sealing Vessels I have always found him
to be ^{an} honest, sober & industrious young man

Yours Truly

Foran Boat Maker

& Ship Builder

—
Cust of General Sessions
—

The People vs

v.

Edward Mc Cormack

vs
John Donnelly

—
Affidavits
—

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Edward Mc Cormick
and
John Donnelly*

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

Edward Mc Cormick and John Donnelly
of the CRIME OF BURGLARY in the *second* degree, committed as follows:

The said *Edward Mc Cormick and
John Donnelly, both*
late of the *13th* Ward of the City of New York, in the County of New York aforesaid, on the
fourth day of *September* in the year of our Lord one
thousand eight hundred and ninety-*one* in the *day* time of the same day, at the
Ward, City and County aforesaid, the dwelling house of one *Patrick Daly*

there situate, feloniously and burglariously did break into and enter, there being then and there a
human being within the said dwelling house, with intent to commit some crime therein, to wit: the
goods, chattels and personal property of the said *Patrick Daly* —

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.

0288

SECOND COUNT—

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

Edward Mc Cormick and John Donnelly
of the CRIME OF *Petit* LARCENY committed as follows:

The said *Edward Mc Cormick and John Donnelly*, both

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, in the *day* - time of the said day, with force and arms,

*one coat of the value of ten dol-
lars, one vest of the value of
five dollars, one pair of trousers of
the value of five dollars and one
pair of shoes of the value of
three dollars*

of the goods, chattels and personal property of one

Patrick Daly -

in the dwelling house of the said

Patrick Daly -

there situate, then and there being found, from the dwelling house aforesaid, then and there felon-
iously 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.

THIRD COUNT:

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

Edward Mc Cormick and John Donnelly
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Edward Mc Cormick and John Donnelly*, both

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, with force and arms,

*one coat of the value of ten dollars,
one vest of the value of five dollars,
one pair of trousers of the value of
five dollars, and one pair of
shoes of the value of five dollars*

of the goods, chattels and personal property of one

Patrick Daly

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

Patrick Daly

unlawfully and unjustly did feloniously receive and have; the said

Edward Mc Cormick and John Donnelly
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.

DE LANCEY NICOLL,

District Attorney.