

0864

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McCauley, Thomas

**DATE:**

04/18/89



3300

Witnesses:

*W. W. H. H. H.*

The officer complainant in the  
case informs me that  
the boy to whom the liquor  
was sold cannot be  
found after diligent search  
made by him. (See affide-  
vits herewith). I therefore  
recommend the dismissal  
of this indictment.

Nov. 15/87

*V. M. Dan-*  
*Arch.*

*C. J. Plover*

Counsel,

Filed *18* day of *October* 188*9*  
Pleads, *Chitiquity*

THE PEOPLE

vs.

*Thomas McCauley*

VIOLATION OF EXCISE LAW.  
(SELLING TO MINOR).  
[III Rev. Stat. (7th Ed.) p. 1882, § 16.]

JOHN R. FELLOWS,

District Attorney.

*For 10th June*  
*peremptory*

**AND**

**A True Bill.**

*J. M. H. H. H.*  
*Nov 15/87*

Foreman.

*on record of the*  
*indictment, P.B.H.*

*317*

0065

0866

Thomas M'Cauley - bar tender - at  
Saloon kept by Baldwin, cor. 5<sup>th</sup> Ave  
& 119<sup>th</sup> St

Arrested April 12<sup>th</sup> by Mr Childs - of  
Dr Goodbye Soc. Charge - selling to minor.  
April 15<sup>th</sup> Committed by Harlem police  
Court to Gen<sup>l</sup> Sessions - \$100. Bail - Baldwin  
bondsmen.

Has been indicted by Grand  
Jury.

We earnestly ask that the case  
may be at once placed on the Calendar  
As this mans place is the resort of a tough  
gang, and being persuaded that his case  
is pigeon holed, he is more than ever defi-  
ant of the law

Mr W. L. Whitney writes in this  
request

Repl

May 24<sup>th</sup> 1889

J. W. Chester

2310 Third Ave

0867

Court of General Sessions.

THE PEOPLE

vs.

Thomas McCauley

City and County of New York, ss.:

William H. Childs being duly sworn, deposes and says: I am a ~~Police Officer~~ <sup>an officer of the Society for Prevention of Cruelty to Children</sup> attached to the ~~Police~~ Precinct,

in the City of New York. On the 30th day of Oct. 1889, ~~and on several other occasions,~~  
I called at 76 West 118th St.

the alleged residence of John Hartigan  
a witness the complainant herein, to serve him with the annexed subpoena, and was informed by the tenants of said premises that the family of said Hartigan (who is a child of eight years) had removed therefrom about three months ago. They did not know where he now resides.

I have made diligent effort to obtain information as to said Hartigan's whereabouts, but I cannot obtain ~~any~~ such information

Sworn to before me, this 15th day of Nov 1889

Henry Herzbach

Wm. H. Childs  
Notary Public N. Y. Co.



**Court of General Sessions.**

THE PEOPLE, on the Complaint of

vs.

*Thomas McAuley*

Offence :

JOHN R. FELLOWS,

*District Attorney.*

*Affidavit of Police Officer*

*Sam H. Childs*

*A.P.C.*

*Precinct*

**Failure to Find Witness.**

0060

0869

*Fifth*

District Police Court.

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

*William H. Childs*

of Number *301 W 29 Street* being duly sworn,  
deposes and says, that on the *12<sup>th</sup>* day of *April*, 18*89*, at the  
City of New York, in the County of New York, *Thomas M. Cully*  
*of N. W. Cor 5<sup>th</sup> Ave & 119<sup>th</sup> Street*  
unlawfully and wilfully did *on these premises*

sell a certain strong and spirituous liquor

commonly known as

*Mixed Ale*

to one

*John Hartigan of 25 W 118<sup>th</sup> St*

who then and there was a minor, under the age of fourteen years, to wit, of the age of  
*Eight* years, then and there knowing and having reason to believe such  
minor to be under the age of fourteen years:

Wherefore, the complainant prays that the said

*Thomas M. Cully*

may be apprehended, arrested and dealt with according to law.

Sworn to before me, this

*12*

day of

*April*

18*89*

*W. H. Childs*

*Wm. H. Childs*

Police Justice.

POLICE COURT 5<sup>TH</sup> DISTRICT.

THE PEOPLE, & CO.,  
ON THE COMPLAINT OF

*John H. Cheek*  
*301 W 29 St*

*vs.*  
*Thomas M. Caudy*  
*car 5 Ave 7119 St*

SELLING LIQUOR TO MINOR.

LAWS 1877, CHAP. 420.

DATED *April 12* 18*89*.  
Magistrate.

Clerk.

Officer.

Witnesses:

*John Cheek*  
*301 W 29 St*

*Officer M. C. Dismore*  
*Central office*

*John Hartigan*  
*45 W 168 St*

Disposition

AN ACT TO AMEND CHAPTER SIX HUNDRED AND TWENTY-EIGHT OF THE LAWS OF EIGHTEEN HUNDRED AND FIFTY-SEVEN, ENTITLED "AN ACT TO SUPPRESS INTEMPERANCE, AND TO REGULATE THE SALE OF INTOXICATING LIQUORS."

§ 1. Section fifteen of Chapter six hundred and twenty-eight of the Laws of eighteen hundred and fifty-seven, entitled "An Act to Suppress Intemperance, and to Regulate the Sale of Intoxicating Liquors," is hereby amended so as to read as follows:

§ 15. No inn, tavern or hotel keeper, or any other person licensed to sell any strong or spirituous liquors or wines, shall, either personally or by his wife, servant, employee or other agent, sell or give any such liquors or wines to any Indian or apprentice, knowing or having reason to believe him to be such, or within the knowledge of such agent, without the consent of his master or mistress, nor to any minor under the age of eighteen years, without the consent of his father or mother, or guardian.

Whoever shall, either personally or by his wife, servant, employee or other agent, offend against either of these provisions, shall forfeit ten dollars for each and every offence, to be recovered by the master of such apprentice or servant, or by the parent or guardian of such minor; and any person who shall, either personally, or by his wife, servant, employee or other agent, sell or give away any strong or spirituous liquors, ale, beer or wine to any Indian in this State, or shall sell any beer, ale, wine or any strong or spirituous liquor to any minor under the age of fourteen years, knowing or having reason to believe such minor to be under such age, shall be deemed guilty of a misdemeanor, and, on conviction, shall be liable to a fine of twenty-five dollars for each and every offence.

LAWS OF 1877, CHAP. 420, § 1.

§ 2. This Act shall take effect immediately.

LAWS OF 1877, CHAP. 420, § 2.

0071

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *Thomas McCauley*

Question. How old are you?

Answer. *28 Years*

Question. Where were you born?

Answer. *This City*

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

Answer. *11 West Cov 119<sup>th</sup> St & 5 Ave*

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 and  
if held after examination I demand  
a trial by Jury**Thos A McCauley*

Taken before me this

day of

188

Police Justice.



0872

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

Thomas McCauley  
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 April 12 1889 Wm. H. Murray Police Justice.

I have admitted the above named

Defendant  
to bail to answer by the undertaking hereto annexed

Dated Apr 12 1889 Wm. H. Murray 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.



0873

Police Court--- 5-320 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

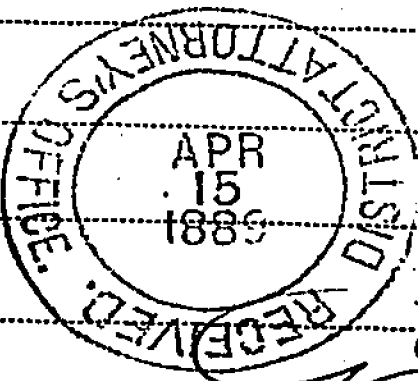
William H Childs  
301 West 29th  
Thomas McCauley

Selling liquor  
to minor  
Offence

2  
3  
4

Dated April 12 1889  
Murray Magistrate.  
McDermott Officer.  
C. O'Farrell Precinct.  
Witness John Hartigan  
No. West 118th Street.

No. Street.  
No. Street.  
\$ 100 to answer



Bail

BAILED.

No. 1, by James J. Baldum  
Residence 77 E. 117th Street.

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

0074

Must have been put in the  
address not known Nov 1889

**PART II.**

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.

☒ If this Subpoena is disobeyed, an attachment will immediately issue.

☒ Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To John Hartigan  
of No. 75 West 118 Street

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 15 day of November 1889, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Thos. M. & Bailey

Dated at the City of New York, the first Monday of November in the year of our Lord, 1889.

JOHN R. FELLOWS, *District Attorney.*

0075

THE PEOPLE

vs.

*Mrs. M. C. Lundy*

City and County of New York, ss:

*Eugene Spach* being duly sworn, deposes and says: I reside at No. *113 West fifty Sixth* Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the City and County of New York. On the *14<sup>th</sup>* day of *November* 188*9*, I called at *no 45 West one hundred and Eighteenth Street in this City* the alleged *Residence* of *John Hartigan* the complainant herein, to serve him with the annexed subpoena, and was informed by *parties*

*residing in the said house that the janitor that said Hartigan did not live there having moved from said house some months since with his father and family I learned they had gone to West 133<sup>rd</sup> St No 235 where the father was employed as janitor went there and found same to be a private residence and the tenant and inquired for said Hartigan was informed that no such person was employed or known there and had ever been employed or known there.*

Sworn to before me, this *15* day of *Nov* 188*9*

of

*Wm H. Southerland*  
Notary Public  
*N.Y.C.*

*Eugene Spach*  
Subpoena Server.

**Court of General Sessions.**

THE PEOPLE, on the Complaint of

vs.

*John McCauley*

Offence :

JOHN R. FELLOWS,  
*District Attorney.*

Affidavit of

*Ernest S. Saacks*  
Subpoena Server.

**Failure to Find Witness.**

0876



0877

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas A. McCauley*

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

*Thomas A. McCauley*

of a MISDEMEANOR, committed as follows:

The said

*Thomas A. McCauley*

late of the City of New York, in the County of New York aforesaid, on the  
*twelfth* day of *April* in the year of our Lord  
one thousand eight hundred and eighty-*nine*, at the City and County aforesaid,  
certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of  
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of  
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of  
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury  
aforesaid unknown, unlawfully did sell to one *John Hartigan*  
who was then and there a minor under the age of fourteen years, to wit: of the age of  
*eight* years, as *he* the said *Thomas A. McCauley*  
then and there well knew and had reason to believe; against the form of the statute in such  
case made and provided, and against the peace of the People of the State of New York,  
and their dignity.

JOHN R. FELLOWS,

District Attorney.



0878

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McCormack, Hugh

**DATE:**

04/04/89



3300

Albert de Jonge  
Off. Michael P. Gorman

## Pleads,

day of *March* 188

vs.

21

High The Cornac

JOHN R. FELLOWS,

*District Attorney.*

# A True Bill

*Foreman.*

Regehr, J. J. index

P.D. H.P.S.

№ 53.

Mr.

[Sections 528, 589 of Penal Code].

Grand Larceny & Misdemeanor

0000

Police Court

3<sup>rd</sup> District.

Affidavit—Larceny.

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

Albert Ne Jange

of No. 26 Henry Street, aged 56 years,

occupation Book-keeper being duly sworn

deposes and says, that on the 24<sup>th</sup> day of March 1889 at the City of New

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

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

One plated watch of the  
value of five dollars

the property of deponent

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

and carried away by Hugh McCormack, now  
here, from the fact that while  
deponent was standing in Oliver  
Street, at about the hour of 11  
o'clock A. M. some one approached  
deponent and snatched said  
watch out of the left pocket  
of the coat then worn upon the  
person of deponent and ran  
away with the same in his  
possession. That the deponent,  
here present, was immediately  
arrested by officer Gorman,  
now here, who informs deponent  
that he found in the possession

0001

of the defendant the watch now  
here shown, and defendant now  
identifies the watch so found  
by said officers in the possession  
of said defendant as being the  
stolen property aforesaid.

Sworn to before me this } Albert R. Jones  
24<sup>th</sup> day of March 1869 }

J. M. Blanton Police Justice

0002

CITY AND COUNTY }  
OF NEW YORK, } ss.

Michael P. Gorman  
aged 23 years, occupation Police officer of No. 7<sup>th</sup> Precinct Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Albert DeJong  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 24<sup>th</sup> day of March 1889 } Michael P. Gorman

J. M. O'Connor  
Police Justice.



0003

Sec. 193-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

3 District Police Court.

*Hugh McCormack* 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.

*Hugh McCormack*

Question. How old are you?

Answer.

*42 years or so*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*Windsor Hotel, Berwyn, 1 year*

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*  
*Hugh McCormack*

Taken before me this

*24<sup>th</sup>*

day of *March* 188*9*

*John J. [Signature]*  
Police Justice.

0004

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

Dated March 24 188 9 John J. Sullivan Police Justice.

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

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

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

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

0885

Police Court--- 3 448 District.

THE PEOPLE,  
ON THE COMPLAINT

Albert D. Jones  
26 Henry  
Hugh McCormack

Offence Larceny (prop)  
The persons

2  
3  
4

Dated March 24 1889  
Patterson Magistrate.  
Gorman Officer.  
Precinct.

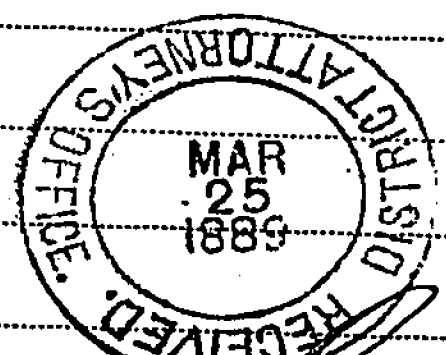
Witnesses Michael P. Gorman  
No. 1 Precinct Police Street.

No. Street.

No. Street.

\$ 1000.00 to answer

Comd



BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0006

**Grand Jury Room.**

PEOPLE

vs.

*H. McCormack*

*allow George  
change  
his address  
to 80 Madison  
St.*



0887

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Hugh McCormack*

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

*Hugh McCormack*

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

The said

*Hugh McCormack*

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

*the night-time of the said day*  
*one watch of the value*  
*of five dollars*

of the goods, chattels and personal property of one *Albert De Jonge*  
*on the person of the said Albert De Jonge, where there*  
*being found, from the person of the said Albert De Jonge*

~~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.



0000

SECOND COUNT—

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

— *Hugh Mc Cormack* —  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

*Hugh Mc Cormack*

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

*one watch of the value  
of five dollars*

of the goods, chattels and personal property of one

*Albert De Jonge*

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

*Albert De Jonge*

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

*Hugh Mc Cormack*

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

JOHN R. FELLOWS,

District Attorney.

0009

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McCue, Joseph

**DATE:**

04/23/89



3300

Witness:

*Jos. Conannon*  
*Marie*

Counsel,  
Filed *23* day of *April* 188*9*  
Pleads,

THE PEOPLE

vs.

*R*

*Joseph McCue*

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

JOHN R. FELLOWS,  
District Attorney.

*John R. Fellows*  
*May 11/89*

A True Bill.

*John R. Fellows*  
*May 11/89*  
Foreman.

*John R. Fellows*  
*May 11/89*  
*John R. Fellows*

0890

0091

Police Court—6<sup>th</sup> District.CITY AND COUNTY  
OF NEW YORK, } ss.

John Concannon, 41 years laborer  
 of No. 1346 Clinton Avenue Street,  
New York City being duly sworn, deposes and says, that  
 on Wednesday the 17<sup>th</sup> day of April

in the year 1889 at the City of New York, in the County of New York, in 169<sup>th</sup> Street  
 he was violently and feloniously ASSAULTED and BEATEN by Joseph McCue,  
now here, who threw a missile, which  
struck deponent on the head inflicting  
a severe wound. Deponent was walking  
along the street going home at 11 P.M.,  
when he was hit with said missile, and  
immediately thereafter said Joseph  
McCue came across the street and,  
putting his hand on deponent's head, said  
"This is you - Is it?" and went away  
leaving deponent bleeding lying on the  
sidewalk. And said assault  
was committed

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

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

Sworn to before me, this 18<sup>th</sup> day  
 of April 1889.

John Concannon

POLICE JUSTICE.



0892

Sec. 198-200.

6 <sup>1/2</sup>

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

Joseph McCue 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.

Joseph McCue

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

New York City

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

Answer.

169<sup>th</sup> Street near Boston Avenue, 2 years

Question. What is your business or profession?

Answer.

Watchman

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

Answer.

I am not guilty. I acted in self  
defence

Joseph <sup>his</sup> <sub>mark</sub> McCue

Taken before me this

16

1891

Police Justice.

0893

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.....

*Mr. Case*

*Joseph*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *50* 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 18<sup>th</sup>* 1889

*[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 h to be discharged.

Dated..... 188

..... Police Justice.

0094

Police Court 6<sup>th</sup> District. 593

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Concannon  
1346 Fulton ave  
1 Joseph McCrease  
2  
3  
4

Offence Assault  
Felony

Dated April 18<sup>th</sup> 1889

Murray Magistrate.

Lockwood Officer.

33<sup>rd</sup> Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ to answer

(Qpm)

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0895

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Joseph McRue*

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

*Joseph McRue*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said *Joseph McRue*,

late of the City of New York, in the County of New York aforesaid, on the  
*seventeenth* day of *April*, in the year of our Lord  
one thousand eight hundred and eighty-*nine*, with force and arms, at the City and  
County aforesaid, in and upon the body of one *John Roucannon*,  
in the peace of the said People then and there being, feloniously did make an assault,  
and *in* the said *John Roucannon*,  
with a certain *instrument and weapon to the*  
*Grand Jury aforesaid unknown*,  
which the said *Joseph McRue*  
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 *John Roucannon*,  
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  
*Joseph McRue*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Joseph McRue*,

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 *John Roucannon*,  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and *in* the said *John Roucannon*,  
with a certain *instrument and weapon to the*  
*Grand Jury aforesaid unknown*,  
which the said *Joseph McRue*

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.



0096

THIRD COUNT—

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

Josephine McRae

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

The said Josephine McRae,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the said John Concanan, in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and

him the said John Concanan, with a certain instrument and weapon to the Grand Jury aforesaid unknown, which she the said Josephine McRae in his right hand then and there had and held, in and upon the head of him the said John Concanan,

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

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

JOHN R. FELLOWS,  
District Attorney.

0097

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McEvoy, Thomas

**DATE:**

04/16/89



3300

0898

**BOX:**

350

**FOLDER:**

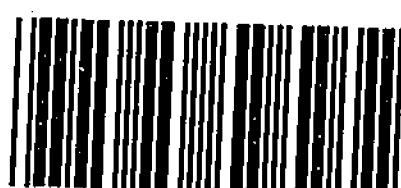
3300

**DESCRIPTION:**

McGuinness, Charles

**DATE:**

04/16/89



3300

0099

Witnesses:

*James Devro*  
*W. A. Gillespie*

Counsel,

Filed

16 day of April 188

Pleads,

Chitiquity 17

THE PEOPLE

vs.

P

*Thomas McEvoy*

P

*Charles McEvoy*

Grand Larceny Second degree  
[Sections 528, 529, 532 Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*W. A. Gillespie*  
Foreman.

Ref III April 23/88  
Both please guilty.

Each 4: 2<sup>nd</sup> day  
Elmore Ref

# 1036

25



0900

Police Court

2

District.

Affidavit—Larceny.

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

Leonora De Vivo

of No. 359 West 23d

Street, aged \_\_\_\_\_ years,

occupation Housekeeper

being duly sworn

deposes and says, that on the 10 day of April 1888 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

two pairs of  
men's trousers; the two coats, one  
napkin ring, one pocket book  
containing twenty five dollars,  
one open glass of the value  
of ten dollars and other article  
of the value in all of over  
one hundred dollars \$100

the property of various boards in the premises  
No 359 West 23d St. and then  
in deponent's charge

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

Charles McGinnis (now here), under the  
following circumstances. The said  
property was in said house on said  
date. Deponent is informed by  
Policeman Gillispie, now here, that about  
on said date, about 5:45 o'clock  
P.M., he arrested the defendant  
McGinnis in the act of leaving  
the said premises with part of  
the said stolen clothing in his  
possession, and that upon entering  
the said house immediately he found  
the defendant Mc Evoy inside  
the house with a part of the

Subscribed before me, this

188

Police Justice.

0901

said clothing on his person in the  
hallway of said premises. The defendants  
obtained admission to said premises  
on the pretense that they were  
engaged to put up awnings and  
the defendants had no right there  
defendant asks that the defendant  
be dealt with as the law directs.

Sworn to before me this  
11th day of April 1889

J. M. Plummer  
Notary Public

Leonard de Vry

0902

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 32 years, occupation Solicitor of No. 16 St. Prescott

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

Sworn to before me, this

day of April 1885

David A. Gillespie

John Platten

Police Justice.

0903

Sec. 198—200.

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

Charles Mc Evinis 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. Charles Mc Evinis

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. N.Y.

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

Answer. 504 West 24 St. 12 years

Question. What is your business or profession?

Answer. Money Lender

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.  
Mc Evinis

Taken before me this

day of June

188

W. M. Sullivan

Police Justice.



0904

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer. *Thomas McEoy*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *116 E. 10th St. 4 months*

Question. What is your business or profession?

Answer. *Iron work*

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 went to put up awnings  
I am guilty I had the  
clothes on*

*Thomas McEoy*

Taken before me this

day of *June* 188*8*

Police Justice.

0905

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

Thomas Mc Swz, - Charles H. Swz

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

Dated April 11 188 J. M. Clutton Police Justice.

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

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

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

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

0906

Police Court---2---560 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Louisa De Viro*  
*339 West 23<sup>d</sup>*  
*Thomas Mc Evey*  
*Charles Mc Guinn*

Offence

*Quarry*  
*factory*

BAILED,

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

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

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

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

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

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

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

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

3. \_\_\_\_\_

4. \_\_\_\_\_

Dated *April 11* 188*9*

*Oatman* Magistrate.

*Gillispie* Officer.

*16* Precinct.

Witnesses \_\_\_\_\_

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

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

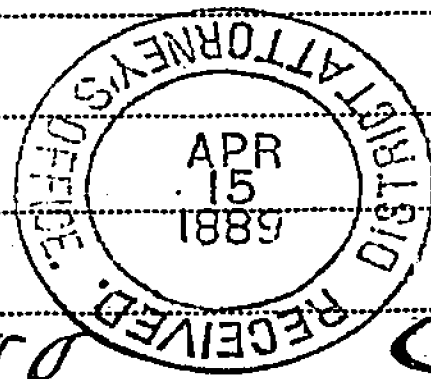
No. \_\_\_\_\_ Street.

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

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

\$ *1.50* to answer *SS*

*Cond gk*



0907

To whom it may concern:  
This is to certify  
that I have known  
Chas. McFinniss for the  
last five (5) years and  
have always found in  
him a sober, honest and  
hard working boy.

Respectfully

John J. Donovan  
353 West 25<sup>th</sup> St.



0908

#225-10 ave. c. Apr 27.89

To Whom it May Concern:-  
This is to  
certify that I have known  
Charles McGinnis the past  
three years and during  
that time I have seen him  
frequently - he has always  
conducted himself in a gen-  
erally self-respecting  
manner. He has received  
a moral training in the  
highest sense of that term  
and has always been in the  
enjoyment of a very decent  
home. His parents I have  
also known for three years and  
consider it now; as I have  
always considered it my pleas-  
ure to know them socially.



0909

New York Apr 26<sup>th</sup>

To The Presiding Judge I

would most respectfully submit  
this Testimonial of Character  
concerning Charles Mc Ginnis  
a prisoner to be tried before  
you to-morrow. I have known  
him for the past Eight years  
to be Steady, Industrious, and  
Honest, and it was with a great  
feeling of surprise I learned of  
his arrest. I trust you will  
temper Justice with Mercy  
and show him as much Ben-  
ignity as possible.

Yours Respectfully  
John H. Jefferson.  
10 Cornelia St.  
City.

0911

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Mc Evoy  
and  
Charles Mc Ginnis

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

Thomas Mc Evoy and Charles Mc Ginnis

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

The said

Thomas Mc Evoy, and  
Charles Mc Ginnis, both

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

two pair of trousers of the value  
of ten dollars each pair, two  
coats of the value of fifteen  
dollars each, one napkin ring  
of the value of one dollar, one  
pocket-book of the value of  
fifty cents, the sum of twenty-five  
dollars in money lawful money  
of the United States of America, of the  
value of twenty-five dollars, one opera  
glass of the value of ten dollars and  
divers other goods, chattels and personal prop-  
erty, of a number and description to the Grand  
Jury aforesaid unknown, of the value of fifteen dollars  
of the goods, chattels and personal property of one Leonora De Vivo

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.

09 12

SECOND COUNT—

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

*Thomas Mc Evoy and Charles Mc Ginnis*

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

The said

*Thomas Mc Evoy - and  
Charles Mc Ginnis, both*

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,

*two pair of trousers of the value  
of ten dollars each pair, two coats  
of the value of fifteen dollars each,  
one napkin ring of the value of  
one dollar, one pocketbook of the  
value of fifty cents, the sum of  
twenty-five dollars in money,  
lawful money of the United States  
and of the value of twenty-five  
dollars, one opera glass of the value  
of ten dollars, and divers other goods,  
chattels and personal property of a  
number and description to the Grand Jury afore-  
said unknown, of the value of fifteen dollars*  
of the goods, chattels and personal property of one *Leonora De Vivo*

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

*Leonora De Vivo*

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

*Thomas  
Mc Evoy and Charles Mc Ginnis*

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

JOHN R. FELLOWS,

District Attorney.

09 13

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McGee, Robert

**DATE:**

04/18/89



3300

Witnesses:

*E. J. Collins*

Counsel,

Filed, *11* day of *April* 188*9*

Pleads, *Guilty* in

THE PEOPLE,

vs.

*Robert Mc Lee*

*422 2 A*

JOHN R. FELLOWS.

*April 25<sup>th</sup> at City* District Attorney.

*request*  
A True Bill. *Wof*

*C. M. Bridges*

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

Part 2... Sept. 25... 1889.  
*J. J. J.*

VIOLATION OF EXCISE LAW  
(Keeping Open on Sunday.)  
[III Rev. Stat. (7th Edition), Page 1889, Sec. 5.]

0914



09 15

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Robert Mc Gee*

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

The said

*Robert Mc Gee*

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

JOHN R. FELLOWS,

*District Attorney.*

0916

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McGlynn, Peter

**DATE:**

04/23/89



3300

09 17

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

Kingston, Thomas

**DATE:**

04/23/89



3300

Bail reduced to  
\$2000  
Witness:  
Jesse Murphy  
J. J. Chalk

Bail reduced  
to \$1000  
Jury 19/89 R/S

Third No. 2 and was  
faced to admission the  
case after the trial  
there is no more  
evidence against No. 1  
perfectly accurate  
that the indictment  
be dismissed against  
No. 1.

Nov. 19 1899 Part 3.  
Mr. Senor  
Jury back

1000

Counsel,  
Filed 23 day of April 1889  
Pleads, Not guilty

THE PEOPLE  
vs.  
Peter McGlynn  
and  
Thomas Kingston

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

JOHN R. FELLOWS,  
District Attorney.  
Part III November 19/89  
may No. 2. Trial & Acquittal.  
def. No. 1. Dismissed & dismissed.  
A True Bill

Nov. 3 Nov. 18 1899  
Jury back  
! 338



0919

DR. W. E. BURKARD,  
112 EAST 40TH ST.

March 30<sup>th</sup> 1919

I have attended  
John Murphy of  
437 East 17<sup>th</sup> Str. for a  
fracture of the skull.  
Since the Seventh (7<sup>th</sup>)  
of February - and have  
twice removed small  
pieces of bone from  
the wound.

The wound is still  
open and communicates  
with the brain.



0920

I can not consider  
the young man out  
of all danger yet,  
for he has at  
times severe pain  
in the head, and  
if inflammation of  
the brain membranes  
should arise his  
condition would be  
critical

Very Respectfully

W. Bullard M.D.

0921

Police Court— District.

City and County  
of New York, } ss.

of No. 413 East 17<sup>th</sup> Street, aged 17 years,  
occupation Laborer, being duly sworn

deposes and says, that on 3 day of February 1889 at the City of New  
York, in the County of New York, in 424 East 13<sup>th</sup> Street

he was violently and feloniously ASSAULTED and BEATEN by

Peter M. Flynn and Thomas Kingsley

from the fact that on the  
day in question the said M. Flynn  
struck deponent a violent blow in  
the face with his head and at the  
same time the said Kingsley  
did willfully and feloniously strike  
deponent a blow on the head with a  
pistol inflicting and fracturing deponent's  
skull.

do deponent  
with the felonious intent to ~~take the life of~~ inflict 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 5 day  
of March 1889

John Murphy  
Police Justice.

0922

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, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by John Murphy  
of No. 437 E. 17th Street, that on the 3 day of February  
1889 at the City of New York, in the County of New York,

he was violently Assaulted and Beaten by Peter McGlynn  
Kingston

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him  
forthwith before me, at the 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 5 day of March 1889

P. H. Duff  
POLICE JUSTICE.



0923

Police Court 3 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Murphy  
vs.

Peter M. Glynn  
Kingston

Warrant-A & B.

Dated March 30 1889

Duffy Magistrate

Shiels Officer.

The Defendant

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

..... Officer.

Dated..... 188

This Warrant may be executed on Sunday or at  
night.

Plg. Duffy  
Police Justice.

March 30<sup>th</sup> 1889  
Peter M. Glynn  
WARDEN and KEEPER of the City Prison of the City of New York.  
having brought before me under this Warrant, is committed for examination to the

Dated

188

Police Justice.

The within named

W. S.  
R. S.  
433 E. 13

Thomas Kingston  
28 Yrs  
Plumber  
R. S.  
415 E. 14

0924

Sec. 193-200.

3 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Peter M. Glynn* 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.

Taken before me this *22*  
day of *March* 188*9*  
*J. M. Quinlan*  
Police Justice.



0925

Sec. 193-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Thomas Kingston* being duly examined before the undersigned 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. *Thomas Kingston*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *415 E 14<sup>th</sup> St New York*

Question. What is your business or profession?

Answer. *Plumber*

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

Answer. *I am not guilty*  
*Thomas Kingston*

Taken before me this

*3d*day of *April* 188*9**Samuel J. ...*

Police Justice.

0926

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.....

*Lefferts*  
guilty thereof, I order that ~~he~~ be held to answer the same and ~~to 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.~~ *be legally discharged*  
Dated *March 30<sup>th</sup>* 188 *J. M. Blanton* Police Justice.

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

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

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

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

0927

Bail fixed at \$5000.  
RBM,

BAILED,

No. 1, by George B. Marx  
Residence 412 East 13<sup>th</sup> Street.

No. 2, by John Wynne  
Residence 413 East 14<sup>th</sup> Street.

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Police Court---

484 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Murphy  
509 East 13<sup>th</sup>  
Peter M. Slapman  
Thomas Kingston  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence Murder  
"Deland"

Dated March 30 1889  
Patrick G. Leff Magistrate.

Shields Officer.  
Court Precinct.

Witnesses A. W. E. Conner  
No. 112 E 40<sup>th</sup> Street.

Mrs Wynne 509 East 13<sup>th</sup>  
509 East 13<sup>th</sup>

No. Mrs M. R. Rennie 509 East 13<sup>th</sup> Street.  
509 East 13<sup>th</sup> 1889

No. \_\_\_\_\_ Street.  
\$ Comd G. S. to answer

without bail

Exp. March 31 at 10 a.m.

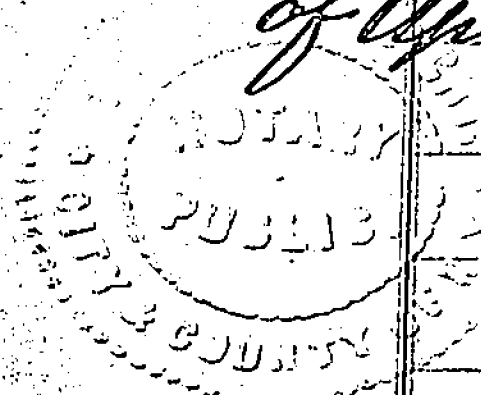
0928

Patrick Caffery residing at 356  
1<sup>st</sup> Ave in the City of New York, being  
duly sworn, according to law depose  
and say. That he knows John  
Murphy since childhood, and  
of late worked together with him,  
that he saw said Murphy about  
three months ago with his head  
bandaged and said Murphy was  
telling him that he has been assaul-  
ted and his head was split open.  
Several days after this, deponent  
saw said Murphy again and found  
him under the influence of liquor.  
Deponent further depose: that on April  
21<sup>st</sup> 1889, said Murphy met me on Ave  
A when he said he had attended  
a base ball match in Long Island.

Pat Caffery  
356 1<sup>st</sup> Ave  
City

Sworn to and subscribed  
before me this twenty third day  
of April A.D. 1889.

Harroff Chack  
Notary Public N.Y.C.





0929

DR. W. E. BULLARD,  
112 E. 40TH ST

April 25<sup>th</sup> 89

Judge Martine  
Dear Sir

I gave a  
certificate to a clerk  
of Horn and Hummel

0930

Apr 23<sup>rd</sup>. and I  
understood that it  
was to have been  
handed to you the  
next morning

Very Respectfully  
W. B. Wood

0931

112 E. 40TH ST.

May 5<sup>th</sup> 1889

I have just examined  
John Murphy, and  
find the wound in  
his scalp still open  
down to and into  
the Skull. I expect  
to be able to remove  
another small piece of  
dead bone from the  
wound, and unite

0932

115 E 40th St.

My dear  
I have just  
been thinking  
of you and  
wondering  
how you are  
getting on.  
I hope you  
are well and  
happy. I  
am well and  
hope this  
letter finds  
you the same.



0933

New York City  
112 E 40<sup>th</sup> St.  
June 14<sup>th</sup> 1889

To Assistant District Attorney Fitzgerald  
Dear Sir

I hereby certify that  
I was called to attend the Plaintiff  
(John Murphy) in the suit of  
People against Peter M. Glynn  
on the evening of February 7<sup>th</sup> '89  
I found the Plaintiff suffering  
from a wound at the back of  
the head on the left side, the  
wound at this time was a long  
incised one with considerable  
contusion and swelling of the  
surrounding parts. Plaintiff stated  
to me at this time that the House  
Surgeon at Bellevue Hospital  
had enlarged the existing  
wound by cutting with a  
knife. The wound, when I  
saw it, was a recent one.  
Bone could be felt at the bottom  
of the cut and I found a fracture  
of the skull at the point of injury.  
I introduced a silver probe  
through this opening in the skull

into the brain tissue to the distance of half an inch and could not discover any foreign body in the brain substance.

Plaintiff was seen by me regularly during the first week after my first visit and subsequently at intervals during the remainder of February, March, and April. His condition for the first week was at times alarming and feared compression of the brain would ensue.

Suppuration was established on the third or fourth day and on or about the 26<sup>th</sup> of February and again on the 4<sup>th</sup> of March I removed from the wound a small piece of dead bone. I last saw the plaintiff professionally on May 5<sup>th</sup> and pronounced him well enough to resume work.

Very Respectfully  
W. A. Bullard

0935

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against  
Peter Mc Glyn  
and  
Thomas Kingston

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

Peter Mc Glyn and Thomas Kingston  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Peter Mc Glyn, and  
Thomas Kingston, both  
late of the City and County of New York, on the third day of  
February, in the year of our Lord one thousand eight hundred and  
eighty-nine, with force and arms, at the City and County aforesaid, in and upon one  
John Murphy  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make an assault; and the said Peter Mc Glyn  
and Thomas Kingston  
with a certain pistol which they the said  
Peter Mc Glyn and Thomas Kingston  
in their 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 John Murphy then  
and there feloniously did wilfully and wrongfully strike, beat  
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.

0936

SECOND COUNT—

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

*Peter Mc Glynne and Thomas Kingston*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Peter Mc Glynne, and*  
*Thomas Kingston, both*  
late of the City and County aforesaid, afterwards to wit: on the day and in the year  
aforesaid, at the City and County aforesaid, with force and arms, in and upon the  
said *John Murphy*—

in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault; and the said *Peter Mc Glynne and Thomas Kingston*  
the said *John Murphy*—

with a certain *pistol*  
which *they* the said *Peter Mc Glynne and Thomas Kingston*  
in *their* right hand then and there had held, in and upon the  
*head*— of *him* the said *John Murphy*

then and there feloniously did wilfully and wrongfully strike, beat  
bruise and wound, and did then and there and by the means aforesaid, feloniously,  
wilfully and wrongfully inflict grievous bodily harm upon the said *John*  
*Murphy* to the great damage of the said *John Murphy*  
against the form of the statute in such case made and provided, and against the peace of  
the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

*District Attorney.*



0937

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McGuinness, Alexander

**DATE:**

04/23/89



3300

0938

WITNESSES:

*[Signature]*

Counsel,

Filed 23 day of April 1889

Pleads

*Not guilty. May 6*

THE PEOPLE,

vs.

*B*  
*Alexander McGinness*

VIOLETION OF EXCISE LAW

(Selling on Sunday, Etc.)  
[III Rev. Stat. (7th Edition), page 1083, Sec. 21 and  
page 1080, Sec. 6.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*Placed Guilty*  
*Fined \$30. Paid.*

Foreman.

*F. May 29 1889*  
*1889*

0939

Excise Violation-Selling on Sunday.

POLICE COURT-

DISTRICT,

City and County } ss.  
of New York,

of No. 14th 29th Louis J. Reidel Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 2nd day  
of March 1889 in the City of New York, in the County of New York,

at premises No. 101 East 118th Street,  
Alexander M. Guinness (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his  
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,  
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Alexander M. Guinness  
may be arrested and dealt with according to law.

Sworn to before me, this 25th day  
of March 1889

A. J. White Police Justice.

Louis J. Reidel

0940

Sec. 193-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty and  
I hold demand a trial by  
jury*

*Alex McGinnis*

Taken before me this

day of

188

Police Justice.



0941

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 March 25 1889 A. J. White Police Justice.

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

Dated March 25 1889 A. J. White Police Justice.

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

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

0942

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

470 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Lawrence J. Redel

vs. William M. Ginn

2

3

4

Dated

March 27 1889

White Magistrate.

Redel Officer.

29 Precinct.

Witnesses

No.

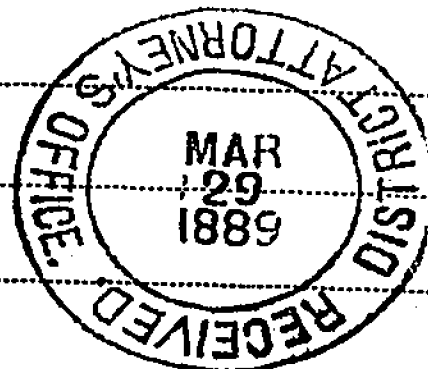
No.

No.

\$

11111 to answer

Bailed



0943

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Alexander Mc Guinness*

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

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

The said

*Alexander Mc Guinness*

*twenty-fourth* late of the City of New York, in the County of New York aforesaid, on the *day of March* in the year of our Lord one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

*Louis J. Reidell*

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

SECOND COUNT—

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

*Alexander Mc Guinness*

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

The said

*Alexander Mc Guinness*

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

**JOHN R. FELLOWS,**

District Attorney.

0944

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McGuire, James

**DATE:**

04/17/89



3300



0945

WITNESSES:

*Gus Foster*

Counsel,

Filed

17 day of April 1889

Pleads

*Guilty*

THE PEOPLE,

vs.

B

*James Mc Guire*

*May 6/89*  
Sent to the Court of Special Sessions for trial, by request of the District Attorney.

VIOLETION OF EXCISE LAW  
(Selling on Sunday, Etc.)  
[Ill. Rev. Stat. (7th Edition), page 1983, Sec. 21 and page 1989, Sec. 6.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*C. J. Murphy* Foreman.

No 286

0946

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*James Mc Guire*

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

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

The said

*James Mc Guire*

late of the City of New York, in the County of New York aforesaid, on the *fourteenth* day of *April* in the year of our Lord one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

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

SECOND COUNT—

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

*James Mc Guire*

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

The said

*James Mc Guire*

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

**JOHN R. FELLOWS,**

District Attorney.

0947

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McKee, James

**DATE:**

04/12/89



3300

0948

**BOX:**

350

**FOLDER:**

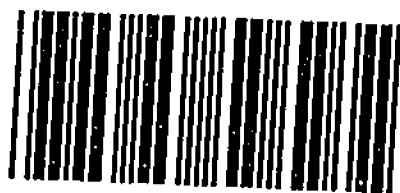
3300

**DESCRIPTION:**

Kelly, John

**DATE:**

04/12/89



3300



0949

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

Kelly, James

**DATE:**

04/12/89



3300

0950

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

Kelly, Catharine

**DATE:**

04/12/89



3300

Witnesses;

Nicholas Morton  
Officer Sashy  
Mc Poetta Gm  
Officer Gas Lamy  
Harvey Pablos Jr

Upon Examining the  
Evidences I do not think  
there is any connection  
between Catherine and  
James Kelly and I  
recommend their discharge  
Sincerely yours  
Asst Dist Atty

T

153.

2. 1845 B

Counsel,

Filed 13 day of April 1889  
Pleads, N. City, Ga. 15

THE PEOPLE

vs.

James Mc Kee  
John Kelly  
James Kelly  
Catherine Kelly

Burglary in the Third degree,  
Grand Jurors, Second degree,  
[Section 498, 506, 528, 531 & 530.]

JOHN R. FELLOWS,

Pr 2 May 28/89.  
No 2 pleads 18 May 20 April 25  
Pr 2 May 28/89  
No 2 pleads 18 May 20 April 25  
District Attorney.

A TRUE BILL.

Charles H. Harper  
April 15/89  
No 1. P.P. 2 yrs & 6 mo.  
No 2. P.P. 2 yrs & 6 mo.  
Pr 2 May 28/89

0952

Police Court—1st District.City and County }  
of New York, } ss.:of No. 20 Marion Street, aged 50 years,occupation Greener being duly sworndeposes and says, that the premises No 20 Marion Street,in the City and County aforesaid, the said being a Brick Buildingin the 14th Wardand which was occupied by deponent as a Greener Storeand in which there was at the time no human being, by namewere BURGLARIOUSLY entered by means of forcibly Opening the  
door leading from Marion Street to  
back premiseson the 2nd day of April 1889 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:A quantity of Groceries & Dances.  
and Brooms together of the Value  
Seventy Dollars.the property of Deponent

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

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

James M. Kelly, James Kelly,  
and Catherine Kelly (all together)

for the reasons following to wit:

That at or about the year1889 I was said date deponentpersonally acquainted and left saidpremises that at or about the year1889 I was said date deponentwas informed by Officer Connollythat said premises were openthat in going to the store in said premisesdeponent discovered that it had been



0953

Entered as a freetail and the said property  
 feloniously taken & stolen and carried away.  
 Deponent is informed by Officer Scully  
 that he arrested the said McKee at  
 or about the hour of 4 A.M. on said date  
 in Marion Street and saw the said  
 McKee leaving a Wagon which contained  
 two boxes of Groceries which deponent  
 fully identifies as a portion of the  
 property taken & stolen and carried away  
 as a freetail. Deponent is further informed  
 by Officer Curry that he is Company  
 with Officer Sheridan arrested  
 the said John Kelly, James Kelly  
 and Catherine Kelly in premises No. 14  
 Marion Street and found in their possession  
 a quantity of Groceries, Groceries  
 and Tobacco which deponent fully  
 identifies as the other portion of the  
 property feloniously taken & stolen  
 and carried away from said premises  
 as a freetail. Deponent therefore  
 prays that said defendants may be  
 held to answer the same  
 Drown & Legere Mc  
 This 3 day of April 1889 Nicholas Mott  
 John Kelly and Mark

Police Court	District
THE PEOPLE, &c.,	
ON THE COMPLAINT OF	
vs.	
Burglary	Degree
Dated	188
Magistrate	
Police Justice	
Witnesses:	
Committed in default of \$	
Bailed by	No.
Street	

0954

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 24 years, occupation

*Cornelius J. Scully*  
*Police Officer* of No. *10*  
*Freeman* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Nicholas Motta*

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

Sworn to before me, this

day of *April* 188*8*

*Cornelius D. Scully*  
*James Bond*

Police Justice.

0955

CITY AND COUNTY  
OF NEW YORK, } ss.

aged

40

years;

occupation

Police Officer

of No.

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

Sworn to before me, this

day of

April

188

Police Justice.

0956

Sec. 193-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *James McKee*

Question. How old are you?

Answer. *21 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *37 Spring St. 21 Years*

Question. What is your business or profession?

Answer. *Rubber Work*

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 McKee*

Taken before me this

day of *March*

1881

*John J. [Signature]*  
Police Justice.



0957

Sec. 192-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

Question. What is your name?

Answer. *John Kelly*

Question. How old are you?

Answer. *17 Years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *17 Mann St 6 Weeks -*

Question. What is your business or profession?

Answer. *Vagant 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 - I did  
not go out of my house with  
McGee*

*John Kelly*

Taken before me this

day of

188

Police Justice.

0958

Sec. 103-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK, }

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

Question. What is your name?

Answer. *James Kelly*

Question. How old are you?

Answer. *28 Years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *17 Mariner St. 6 Years.*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty. I saw*  
*McKie carrying goods from*  
*the place entered at about*  
*2 to 2 30 a m.*

*James Kelly*

Taken before me this

day of *January* 188*9*

Police Justice.

0959

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Catherine Kelly* 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 *h* see fit to answer the charge and explain the facts alleged against *h*  
that *h* is at liberty to waive making a statement, and that *h* waiver cannot be used  
against *h* on the trial.

Question. What is your name?

Answer. *Catherine Kelly*

Question. How old are you?

Answer. *43 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *17 Murray St / 1 month*

Question. What is your business or profession?

Answer. *House Keeper*

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*  
*Catherine X. Kelly*  
*Murray*

Taken before me this

day of *March* 188*9**John W. Smith*  
Police Justice.

0960

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, Each 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 30 188 G. Murray Police Justice.

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

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

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

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



0961

Witnesses

Nicholas Motta

Off Sully

Off Curry

14 Potts St

14 Potts St

BAILED,

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

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

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

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

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

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

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

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

No. 153 180 499  
Police Court - District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Nicholas Motta  
20 Marion St  
James M. McNeil  
John Kelly  
James Kelly  
Catherine Kelly

Offence

Dated April 3<sup>rd</sup> 1889

John \_\_\_\_\_ Magistrate.

Sheridan Curry & Sweeney Officer.

10<sup>th</sup> Precinct.

Witnesses John Sheridan

Charles D. Sweeney

No. James Curry Street.

14 Potts St

14 Potts St

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

0962

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Mc Kee, John Kelly, James Kelly and Catharine Kelly*

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

*James Mc Kee, John Kelly, James Kelly and Catharine Kelly*

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

The said

*James Mc Kee, John Kelly, James Kelly and Catharine Kelly, all*

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

*Nicholas Motta,*

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

*Nicholas Motta,*

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

0963

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said *James Mc Kee, John Kelly, James Kelly and Catherine Kelly* of the CRIME OF *Grand LARCENY in the second degree*, committed as follows:

The said *James Mc Kee, John Kelly, James Kelly and Catherine Kelly*, all

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 *night* time of the said day, with force and arms,

a quantity of groceries, a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of *Twenty* dollars, — a quantity of tobacco, a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of *Twenty* dollars, and ten persons of the value of one dollar each,

of the goods, chattels and personal property of one *Nicholas Motta* —

in the *House* of the said *Nicholas Motta*, —

there situate, then and there being found, in the *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.

0964

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said *James Mc Kee, John Kelly, James Kelly and Katharine Kelly* of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *James Mc Kee, John Kelly, James Kelly and Katharine Kelly*, all 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 in the second count of this indictment described,*

of the goods, chattels and personal property of ~~one~~ *the said Nicholas Motta,*

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

unlawfully and unjustly, did feloniously receive and have; the said *James Mc Kee, John Kelly, James Kelly and Katharine Kelly*

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

JOHN R. FELLOWS,  
District Attorney.



0965

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McKenney, William H.

**DATE:**

04/02/89



3300

0966

Witnesses:

August Newman  
John Parr

Counsel,

Filed, 2 day of April 1887

Pleads, *Not guilty*

THE PEOPLE,

vs.

7.

William M. Mc Kenney

*Not guilty*

Forgery in the Second Degree.  
(Sections 511 and 521, Penal Code.)

JOHN R. FELLOWS.

District Attorney.

A True Bill.

*Alfred W. W. W.*  
April 7, 1887 Foreman.  
*John W. W.*  
S.P. 4 years P.M.

0967

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

Police Court, 4 District.

aged 43 years, *August Newman*  
of No. *1029*, *2nd Avenue* Street, being duly sworn, deposes andsays, that on the *19* day of *March*, 18*89*

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

*William H. McKenna* (nowhere)  
did unlawfully and feloniously forge  
counterfeits and utter as true that certain  
instrument in writing, purporting to be a  
check made and drawn by John Parr  
payable at the Garfield National Bank of  
said City to the amount and value of *Seven*  
dollars, with the intent to cheat and defraud.

That on said 19<sup>th</sup> day of March 1889  
said defendant came to deponent's place of  
business and gave said (here to annexed)  
check to deponent requesting deponent  
to give him said defendant the amount  
of money for said check, he represented  
to deponent that he received said check  
from said John Parr of N<sup>o</sup> 647 8<sup>th</sup>  
Avenue for work done for him and  
deponent knowing said John Parr by  
reputation as a business man, and in  
good financial standing gave said  
defendant, at that time *five* dollars,  
deponent not having had sufficient  
money at the time, and deponent  
gave said defendant the balance  
of said money on the following day.

Deponent presented said check  
at the Bank for payment and it  
was returned to deponent as being  
of no value, - Deponent is now

0968

informed by said John Parr of No 647  
~~East 80th Street~~ <sup>8th Avenue</sup> that he did not make  
 said check, that the name John  
 Parr is forged and not true  
 Dependent therefore charge that said  
 Defendant did make forge and  
 counterfeit said instrument with  
 the intent to cheat, and whereby he  
 did cheat dependent of seventeen  
 dollars in good and lawful  
 money as aforesaid

Sworn to before me this 27 day of August 1897  
 27 day of August 1897  
 John Parr  
 Defendant

Police Court, District.

THE PEOPLE, &c..

ON THE COMPLAINT OF

AFRIDA VIT.

Dated 1897

Magistrate.

Officer.

Witness.

Disposition.



0969

CITY AND COUNTY }  
OF NEW YORK, } ss.

John Parr  
aged 60 years, occupation hardware dealer of No.

647 8th Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of August Spemann

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

Sworn to before me, this 27  
day of March 1889

J. H. Carr

August Spemann  
Police Justice.

0970

Sec. 198-200.

14 District Police Court.

CITY AND COUNTY }  
OF NEW YORK. } ss.

*William H. McHenry* 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.

*William H. McHenry*

Question. How old are you?

Answer.

*45 years*

Question. Where were you born?

Answer.

*State of Maine*

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

Answer.

*425 East 80 Street 9 months*

Question. What is your business or profession?

Answer.

*Electrician*

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 and make  
exculpation*

*Wm. H. McHenry*

Taken before me this

day of *March* 1889

*John J. McHenry*  
Police Justice.

0971

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 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 March 24 1889 John H. Thompson Police Justice.

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

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

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

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

0972

Police Court---

460 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*August Newman*  
*1029 2<sup>d</sup> ave*  
*Mrs H M Newman*

*Forger*  
Offence

2  
3  
4

Dated *March 27* 188*9*

*John P. Euff* Magistrate.

*John P. Euff* Officer.

*23* Precinct.

Witnesses *same as before*

No. *John P. Euff* Street.

No. *647* Street.

No. *1000* Street.

\$ *1000* to answer

*Call*

*Forger*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

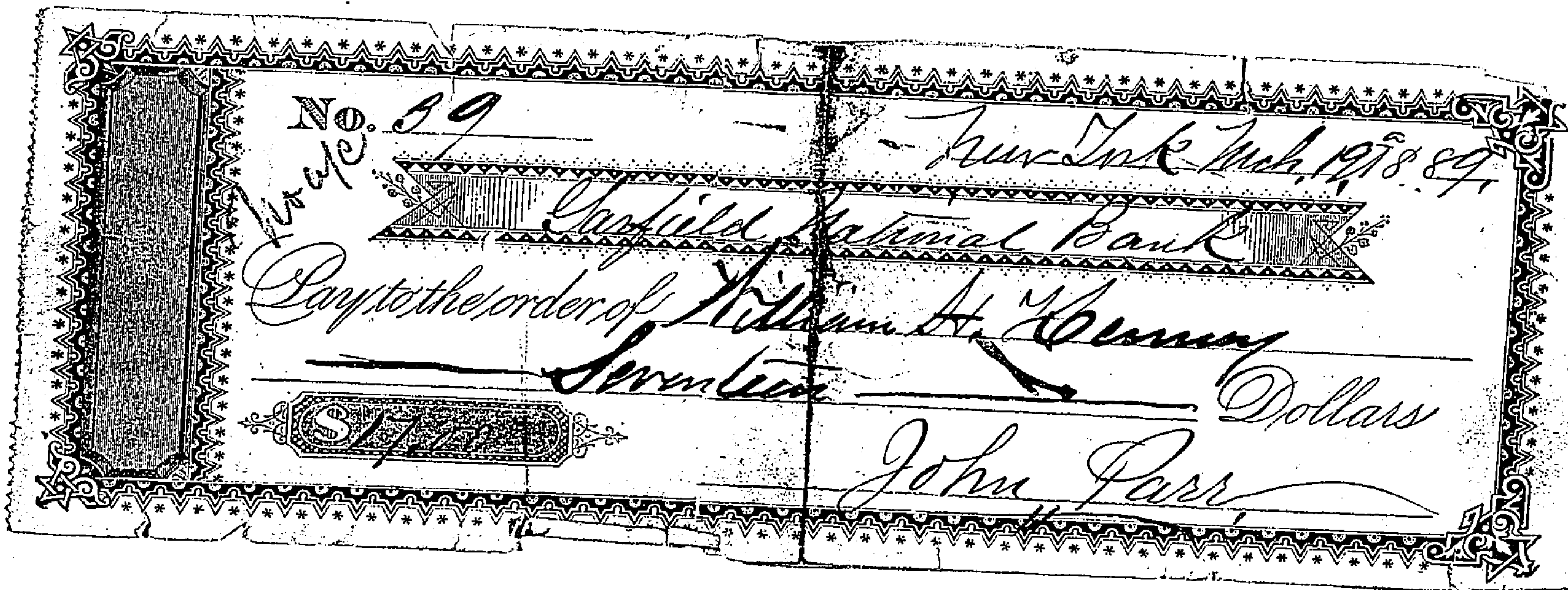
Residence Street.

No. 4, by

Residence Street.



0973



0974

William H. Kenney.

J. G. Newman

~~W. H. Kenney~~

0975

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William H. Mc Kenney

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

William H. Mc Kenney  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

William H. Mc Kenney

late of the City of New York, in the County of New York aforesaid, on the  
nineteenth day of March in the year of our Lord  
one thousand eight hundred and eighty-nine, with force and arms, at the City and  
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly  
act and assist in the forging a certain instrument and writing, to wit: an  
order for the payment of money of  
the kind commonly called bank cheques  
which said forged bank cheque  
is as follows, that is to say:

No 39

New York Mch. 19<sup>th</sup> 1889,

Garfield National Bank

Pay to the order of William H. Kenney

— Seventeen — Dollars

\$17.00

John Farr

with intent to defraud, 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.

0975

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William H. Mc Kenney

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

William H. Mc Kenney  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

William H. Mc Kenney

late of the City of New York, in the County of New York aforesaid, on the  
nineteenth day of March in the year of our Lord  
one thousand eight hundred and eighty-nine, with force and arms, at the City and  
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly  
act and assist in the forging a certain instrument and writing, to wit: an  
order for the payment of money of  
the kind commonly called bank cheques  
which said forged bank cheque  
is as follows, that is to say:

No 39

New York Mch, 19<sup>th</sup> 1889,

Garfield National Bank

Pay to the order of William H. Kenney

— Seventeen — Dollars

\$17.00

John Farr

with intent to defraud, 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.



0976

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William H. Mc Kenney

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

William H. Mc Kenney  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said William H. Mc Kenney

late of the City of New York, in the County of New York aforesaid, on the  
nineteenth day of March in the year of our Lord  
one thousand eight hundred and eighty-nine, with force and arms, at the City and  
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly  
act and assist in the forging a certain instrument and writing, to wit: an  
order for the payment of money of  
the kind commonly called bank cheques  
which said forged bank cheque  
is as follows, that is to say:

No 39

New York Mch, 19<sup>th</sup> 1889,

Garfield National Bank

Pay to the order of William H. Kenney

— Seventeen — Dollars

\$17.00

John Farr

with intent to defraud, 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.

0977

SECOND COUNT:—

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

*William H. Mc Kenney*  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

*William H. Mc Kenney*

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, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, *to wit: an order for the payment of money of the kind commonly called bank cheques* which said forged *bank cheque* is as follows, that is to say:

*No. 39* *New York N.Y. 19th 1889*  
*Garfield National Bank*  
*Pay to the order of William H. Kenney*  
*— Seventeen — Dollars*  
*\$17.00* *John Parry*

with intent to defraud, *he* the said *William H. Mc Kenney* 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.

JOHN R. FELLOWS,

District Attorney.

0978

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McNally, Hugh

**DATE:**

04/23/89



3300

Witnesses:

*Rich. Manning*  
*Mary*

Counsel,

Filed *23* day of *April* 188*9*  
Pleads, *Not guilty as charged*

*J. C. Lantry vs*

THE PEOPLE

vs.

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

*Thugh Mc Hally*  
*for same*

JOHN R. FELLOWS,  
District Attorney.

A True Bill.

*A. M. Ward*  
Foreman.  
*April 23 1889*  
*Plenty Assault Day*  
*P.M. 8 yrs. P.B.M.*  
*B.F.*



0980

Police Court—First District.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Mary Flanigan  
of No. 4. Hague Street,

being duly sworn, deposes and says, that  
on Monday the fifteenth day of April  
in the year 188 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Hugh Mc Nally,  
now here, who struck deponent several  
violent blows upon her body with  
the leg of a table then in there held  
in the hands of said Mc Nally

with the felonious intent to take the life of deponent, or to do <sup>her</sup>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 15<sup>th</sup> day  
of April 188 9

Mary ~~Flanigan~~  
Flanigan

John J. Herman  
POLICE JUSTICE.

0981

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

First District Police Court.

Hugh Mc Nally 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. Hugh Mc Nally

Question. How old are you?

Answer. 21 Years

Question. Where were you born?

Answer. New York City

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

Answer. 11. Hague Street, about three years

Question. What is your business or profession?

Answer. Longshoreman

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

Answer.

I am not guilty of the charge

Taken before me this

day of April

1889

John J. Conner  
Police Justice.

0982

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

Dated April 15 1889 John J. Morris Police Justice.

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

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

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

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

0983

24

Police Court--- *First* District. *596*

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Mary Flanagan*  
*4 Wagon St*  
*Hugh M. Kelly*

1

2

3

4

*Offence*  
*Felony*

*Assault*

BAILED,

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

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

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

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

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

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

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

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

Dated *April 15<sup>th</sup>* 188*9*

*Gorman* Magistrate.

*Barlow* Officer.

*H 9* Precinct.

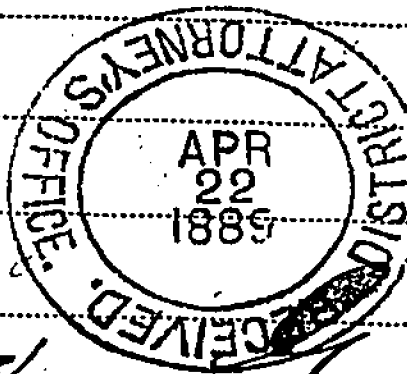
Witnesses \_\_\_\_\_

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

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

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

\$ *15.00* to answer



*Call*

*answ*



0984

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

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Hugh McRae*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Hugh McRae*  
of the CRIME OF RAPE, committed as follows:

The said *Hugh McRae*  
late of the City of New York, in the County of New York aforesaid, on the  
*fifteenth* day of *April*, in the year of our Lord one thousand  
eight hundred and eighty-*nine*, at the City and County aforesaid, with  
force and arms, in and upon a certain female not his wife, to wit: one *Mary*  
*McRae*, then and there being, wilfully and,  
feloniously did make an assault, and her the said *Mary McRae*,  
then and there, by force and with violence to her the said *Mary*  
*McRae*, against her will and without her consent, did wilfully  
and feloniously ravish and carnally know, 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 *Hugh McRae*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-  
mitted as follows:

The said *Hugh McRae*  
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 a certain  
female not his wife, to wit: her the said *Mary X McRae*, then  
and there being, wilfully and feloniously did make another assault, with intent her the  
said *Mary X McRae*, against her will and without her consent, by  
force and violence, to then and there wilfully and feloniously ravish and carnally know,  
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 Hugh Mc Nally  
of the CRIME OF RAPE, committed as follows:

The said Hugh Mc Nally,  
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 a certain  
female not his wife, to wit: her the said Mary X Xanigan, then  
and there being, wilfully and feloniously did make another assault, and an act of sexual  
intercourse with her the said Mary X Xanigan.  
then and there wilfully and feloniously did commit and perpetrate, against the will of the  
said Mary X Xanigan, and without her consent; against  
the form of the Statute in such case made and provided, and against the peace of the  
People of the State of New York and their dignity.

## FOURTH COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further  
accuse the said Hugh Mc Nally  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-  
mitted as follows:

The said Hugh Mc Nally,  
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 a certain  
female not his wife, to wit: her the said Mary X Xanigan,  
then and there being, wilfully and feloniously did make another assault, with intent, an  
act of sexual intercourse with her the said Mary X Xanigan  
against her will and without her consent then and there wilfully and feloniously to commit  
and perpetrate, against the form of the Statute, in such case made and provided, and against  
the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS, *District Attorney.*

Witnesses;

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

306. 9

Counsel,

Filed 25 day April 1889  
Pleads,

THE PEOPLE

vs.

Mugh McNally  
(2 cases)

R A P H.

(Sections 278 and 218, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

*John R. Fellows*  
Foreman  
Sentenced on 10 B.M.  
indict. 386.

0987

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Hugh McNally*

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

*Hugh McNally*  
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

*Hugh McNally*

late of the City of New York, in the County of New York aforesaid, on the  
*fifteenth* day of *April* in the year of our Lord

one thousand eight hundred and eighty-nine, with force and arms at the City and  
County aforesaid, in and upon the body of one *Mary Flanagan*  
in the peace of the said People then and there being, feloniously did make an assault,  
and *her* the said *Mary Flanagan*

with a certain

*club*

which the said

*Hugh McNally*

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

*her*

the said

*Mary Flanagan*

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

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

The said

*Hugh McNally*

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 *Mary Flanagan*

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

with a certain

*club*

which the said

*Hugh McNally*

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.



0988

THIRD COUNT—

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

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

The said

Hugh McNally

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

which

the said

Hugh McNally

in

his

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

of

her

the said

Mary Flanagan

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

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

JOHN R. FELLOWS,

District Attorney.

0989

**BOX:**

350

**FOLDER:**

3300

**DESCRIPTION:**

McQuillen, John W.

**DATE:**

04/15/89



3300

0990

Court of

General Sessions

The People etc

vs

John W. McQuillan

REPORT OF THE NEW YORK SOCIETY FOR  
THE PREVENTION OF CRUELTY  
TO CHILDREN.

100 EAST 23D STREET,

New York, April 9 1889

CASE NO. 41296

DATE OF ARREST April 8. 1889

CHARGE

Assault

OFFICER

Shandley John Diet

AGE OF CHILD

12 years

RELIGION

Protestant

FATHER

William

MOTHER

Mary Ann

RESIDENCE

125 Greenwich Avenue

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

Boy John  
bears good character and attends school  
regular. Parents who keep confectionery &  
Newspaper store are respectable people

All which is respectfully submitted

O. Ellows Secretary

To the Court

Count of

General Sessions

The People etc

VS

John W. McWilliam

Assault

PENAL CODE, §

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.



0992

Sec. 102

Sumner District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY } ss.  
OF NEW YORK,

An information having been laid before James V. Hillman a Police Justice  
of the City of New York, charging John William McQuillen Defendant with  
the offence of Assault

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

John William McQuillen Defendant of No. 125

We Greenwich Avenue Street; by occupation a

and William H. Walker of No. 110 Leary

Street, by occupation a Builder Surety, hereby jointly and severally undertake that

the above named John William McQuillen Defendant

shall personally appear before the said Justice, at the Sumner District Police Court in the City of New York,

during the said examination, or that we will pay to the People of the State of New York the sum of one

Hundred Dollars.

Taken and acknowledged before me, this 8

day of April 1889

J. Hillman POLICE JUSTICE.

John McQuillen  
William H. Walker

0993

CITY AND COUNTY  
OF NEW YORK, } ss.

Sworn to before me, this  
day of March 1889  
*William H. Walker*  
Police Justice.

William H. Walker  
the within named Bail and Surety being duly sworn, says, that he is a resident and free  
holder within the said County and State, and is worth Ten Hundred Dollars,  
exclusive of property exempt from execution, and over and above the amount of all his debts and  
liabilities, and that his property consists of one home in lot

no 662 Greenwich Street worth  
\$10,000 free and clear

William H. Walker

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Undertaking to appear  
during the Examination

vs.

Taken the day of March 1889

Justice.

0994

Police Court—2 District.City and County {  
of New York, } ss.:of No. 250 West 16<sup>th</sup> Street, aged 14 years,occupation Messenger being duly sworndeposes and says, that on the 7<sup>th</sup> day of April 1889 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

John  
William McQuillan, nowhere, who wickedly cut andstabbed deponent on the rightside with the blade of a pocketknife, which knife he, saidJohn, then held in his hands—thereunto wounding deponentwith 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 8<sup>th</sup> day  
of April 1889Samuel Howard  
Police Justice.



0995

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

2 District Police Court.

*John W. McQuinn* 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 W. McQuinn*

Question. How old are you?

Answer.

*12 years, going on 13 years*

Question. Where were you born?

Answer.

*England*

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

Answer.

*125 Greenwich Ave. one year.*

Question. What is your business or profession?

Answer.

*I go to school*

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 McQuinn*

Taken before me this

day of *April*

188

Police Justice



0996

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 Dependant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 500 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 9 188 9 J. F. Williams Police Justice.

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

Dated April 9 188 9 J. F. Williams 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.

0997

BAILED,

No. 1, by

Henry J. Prell

Residence

78 9th Avenue Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Police Court---

2

542

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James Howard  
1205 7th Ave.  
John W. M. Gorman

2

3

4

Almanac  
Office  
Telephone

Dated

April 8

188

Magistrate.

Officer.

Francis Reynolds

67-8 Ave.

Precinct.

Witnesses

Frank Curran

No.

209 W 13

Street.

No.

100 8th Ave

Street.

No.

11 ad. 10th Ave

Street.

\$

at 9

to answer

500

See Report of N. Y. S. B. O. O.  
for information about defendant  
filed with these papers. If lost,  
notify the Society at once.

0998

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 W. McQuillen

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

John W. McQuillen

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

The said

John W. McQuillen

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

Samuel Howard

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

John W. McQuillen

with a certain

knife

which

he

the said

John W. McQuillen

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 Samuel Howard then

and there feloniously did wilfully and wrongfully strike, beat, cut, stab

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.

0999

SECOND COUNT—

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

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

The said

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

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault; and the said

the said with a certain

which

in

then and there feloniously did wilfully and wrongfully strike, beat, ~~bruise~~ cut, stab and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said to the great damage of the said against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

**JOHN R. FELLOWS,**

*District Attorney.*