

0463

BOX:

253

FOLDER:

2452

DESCRIPTION:

McCarthy, Thomas

DATE:

03/02/87



2452

0464

Witnesses:

James McQuinn
2318 9th

Sturges officer
Dept. pay. he has
down a piece
in Pen
seeks of pay

Paul

Counsel,

Filed, *2* day of *March* 1887

Pleads,

THE PEOPLE

vs.

Thomas McCarthy

Grand Larceny, 2nd degree
(From the Person).
[Sections 528, 529, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

James McQuinn
McQuinn Foreman.
Sturges
24th Mar 1887
Sturges

0465

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No.

339 East 9th

Street, aged

28

years,

occupation

Hair Dresser

being duly sworn

deposes and says, that on the

26

day of

February

188

at the City of New

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

of deponent, in the

day

time, the following property viz

One Pocket Book containing good and lawful current money of the United States of the sum and value of \$9.02 and one Gold ring of the value of four dollars all of the total value of \$13.02
 Thirteen dollars and 2¢

the property of

Deponent

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

Thomas H. Carthy now here, in the manner following, to wit: Deponent was about entering Daniels Store at 763 Broadway at about 4.30 o'clock P.M. of said date, and felt someone touching her jacket pocket, and turning around she saw the Defendant put her pocket Book in his pocket and run; Deponent shouted; the Defendant was caught by a citizen and held till the Officer made the arrest; he handed over Deponents pocket

Sworn to before me, this
 of
 188

day
 Police Justice.

0466

Book and asked to be let go
wherefore dependent charges and
defendants with taking, stealing
and carrying away from her
possession and person the said
property and prays that he be
dealt with as the Law directs.

Shewn to before me } Sum in fine
this 24th day of Feb 1889 }
Lynn Murray Police Justice

Dated 1889 Police Justice.

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

Dated 1889 Police Justice.

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

Dated 1889 Police Justice.

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

He be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison

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

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

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

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

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

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

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

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

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

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

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

0467

Sec. 198—200.

CITY AND COUNTY { ss
OF NEW YORK,

District Police Court.

Thomas M. McCarthy
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

Thomas M. McCarthy

Taken before me this

day of

188

Police Justice.

0468

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

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

Dated Feb 21 188 7 Wm. 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

0469

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James H. Givney
339 East 9th
St. M. Cartney
Officer Givney
Helary

2
3
4

Dated

188

St. M. Cartney
Murray
Genlis

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

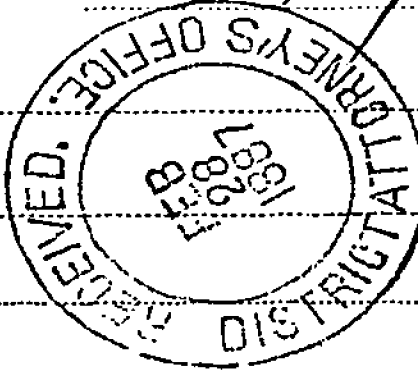
Street.

No.

Street.

\$

1500- to answer *G. J. S.*



(Cm)

0470

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Thomas McRath

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

Thomas McRath

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

The said

Thomas McRath

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

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

time of the same day, with force and arms, one pocket
book of the value of one dollar,
several promissory notes for the
payment of money, of a number,
kind and denomination to the
Grand Jury aforesaid unknown,
of the value of nine dollars, several
coins of a number, kind and
denomination to the Grand Jury
aforesaid unknown, of the value
of nine dollars and two cents, and one
finger ring of the value of four dollars,
of the goods, chattels, and personal property of one Susan McRath,

on the person of the said Susan McRath, then and there being

found, from the person of the said Susan McRath, 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.

David W. Smith

District Attorney.

0471

BOX:

253

FOLDER:

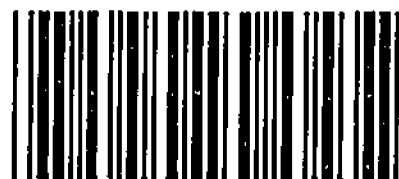
2452

DESCRIPTION:

McCormack, James

DATE:

03/10/87



2452

Witnesses:

J. McCormack

Counsel, *33 A*
Filed *10* day of *March* 188*7*
Pleads *Not guilty*

THE PEOPLE

vs.

B

James McCormack
Pr Apr 24. 1887
Bail fixed

Robbery, *Money*
(Secs. 224 and 227, Penal Code.)
degree.

RANDOLPH B. MARTINE,

District Attorney.

Subscribing witness for the
County of Hastings &

A True Bill. *Filed* 87 *Pr*

Boyle Darr Foreman.

For the People

W. Darr

W. Darr

0472

0473

Police Court First District.CITY AND COUNTY } ss
OF NEW YORK,of Strandburg Pennsylvania John Kelly 23 YearsOccupation Farmer being duly sworn, deposes and says, that on the19 day of January 1887, at the 4th Ward of the City of New York,

in the County of New York, was feloniously taken, stolen, and carried away from the person of de-

ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money to the
amount andof the value of McMunnard and fifty DOLLARS,
the property of deponentand that this deponent has a probable cause to suspect, and does suspect, that the said property was
feloniously taken, stolen, and carried away, by force and violence as aforesaid byJames McCormack of No. 338 Water Street
in the City of New York from the fact that
on said day at about 7 o'clock P.M. deponent
was in the Bar room of defendant's premises
at said number in Water Street and that while
there he took said money from his pocket
to pay for some drinks when he said defendant
seized a hold of deponent's hand and by force
and violence and against the will and consent
of deponent forcibly took said money from
his possession. Deponent then for asks that a
warrant be ~~issued~~ issued for the arrest
of said defendant and that he be dealt unto
as the law directs, John Kelly

Sworn to before me, this

1887

John Kelly
1887
Justice

0474

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

James M. Conway 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 M. Conway

Question How old are you?

Answer

28 years

Question Where were you born?

Answer

Scotland

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

Answer

338 Water St 6 years

Question What is your business or profession?

Answer

Boarding 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
James M. Conway
Wm

Taken before me this

188

Police Justice.

0475

Sec. 151.

Police Court 1st 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 to any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by John Kelly

of Stonedburg, Pennsylvania a Street, that on the 19th day of January
1888 at the City of New York in the County of New York,

James McCormack of No. 338 Water Street
did by force and violence and against
the will and consent of Complainant
forcibly take from his possession good
and lawful money to the amount and
of the value of one hundred and fifty
dollars

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 1st 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 19th day of January 1888
Leon B. Smith POLICE JUSTICE.

0476

Police Court 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Kelly
vs

James McCormack

Warrant-General.

Dated Feb'y 7- 188 7

Smith Magistrate.

Herrick Officer.

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

John Herrick Officer.

Dated Feb'y 8- 188 7

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest, Feb'y 8 - 87
James McCormack
338 Water St

Native of Scotland

Age, 30 yr

Sex, m

Complexion, sandy

Color, no

Profession, Boarding House

Married, _____

Single, _____

S

Read, _____

Write, M

0477

Sec. 192.

1st
District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Solomon D. Smith a Police Justice
of the City of New York, charging James McLeomack Defendant with
the offence of Robbery

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

We James McLeomack Defendant of No. 338
John P. Pynne Street; by occupation a Boarding House Keeper
and John Pynne of No. 177 Madison
Street, by occupation a Retina Surety, hereby jointly and severally undertake that
the above named James McLeomack Defendant
shall personally appear before the said Justice at the 1st 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 100
Hundred Dollars.

Taken and acknowledged before me, this 8th
day of February 1887

Solomon D. Smith
POLICE JUSTICE,

0478

CITY AND COUNTY } ss,
OF NEW YORK,

Police Justice.

District Police Court.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

vs,

Undertaking to appear during
the Examination.

Taken the day of 188

Justice,

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

a House and lot of land
at No. 336 Water Street, in the city of
New York, said property being of the value
of eight thousand dollars (no encumbrance)

John Pyner

John Pyner

for

surety

Sworn to before me, this
17th day of January, 1888
John Pyner

0479

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

James McCormack
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 *Feb 12* 188*7* *Solomon S. Smith* Police Justice.

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

Dated *Feb 12* 188*7* *Solomon S. Smith* 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.

0480

TORN PAGE

John Staaron
for defense
Sydney Stewart
for people

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Complainant bailed by
Michael J. N. Burke
50 Cherry St.

Police Court 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Kelly
bail by Michael J. N. Burke
50 Cherry
James McCormack

2

3

4

Robbery
Officer

Dated

Feb 8

1887

FEB 14 1887
DISTRICT ATTORNEY'S

Smith

Magistrate.

Harsh

Officer.

110 P.C.

Precinct.

Witnesses

Complainant
to House
of \$100

No.

\$1000

Be

rest.

0481

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 McRumada

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

of the crime of ROBBERY IN THE *second* DEGREE, committed as follows:

The said *James McRumada,*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *nineteenth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-seven, in the *night* time of the said day, at the Ward, City and County aforesaid, with force and arms, in and upon one *John Kelly* in the peace of the said People then and there being, feloniously did make an assault, and *five* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each*; *ten* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each*; *five* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars *each*; *ten* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars *each*; *ten* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each* and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of *five* dollars.

of the goods, chattels and personal property of the said *John Kelly* from the person of the said *John Kelly* against the will and by violence to the person of the said *John Kelly* then and there violently and feloniously did rob, 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.

RANDOLPH B. MARTINE,

District Attorney.

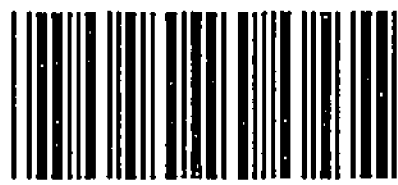
0482

BOX:
253

FOLDER:
2452

DESCRIPTION:
McCourt, Michael

DATE:
03/14/87



2452

0483

BOX:

253

FOLDER:

2452

DESCRIPTION:

Bowe, George

DATE:

03/14/87



2452

0484

Bail fixed at \$20000

Witnesses:

Amos J. Appell
Off. Kuntzinger

Bowe's bail re-
duced to \$1000.
Mar. 29th 1887

75

Counsel, *W. H. H. H. H. H.*
Filed, *W. H. H. H. H.* 1887
Pleads, *W. H. H. H. H.*

THE PEOPLE

vs.

Michael McCourt

George Rowe

RANDOLPH B. MARTINE

District Attorney.

A True Bill.

W. H. H. H. H.
7th April 27. 87
Not read & checked J. L.
By: one yeager.
Foreman.

W. H. H. H. H.
7th April 24. 87

Grand Larceny,
(From the Person).
[Sections 628, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

Cent

The People's Court of General Sessions. Part I
 George Bowe Before Judge Lewis. April 11, 1887.
 Jointly indicted with Michael McGurt for
 grand larceny in the first degree.

Annie J. Appel sworn. I live 117 East
 103rd St. I was at Daly's Theatre on the evening
 of the 5th of March. I had an opera glass, it was
 the second time I had it in use, it was
 brought over by my husband and was valued
 at eleven dollars. I could not very well have
 lost it because I had on a rubber coat and
 I put it in the right pocket as I put on the
 coat going out because it was stormy; it
 was a gray rubber coat. As I entered the
 Sixth Avenue Car I found I had not the
 opera glass. I walked to Thirtieth St. and
 took a Sixth Avenue Car and missed the
 glasses at once. Cross Examined. Daly's
 Theatre is on Broadway between 29th and 30th
 Sts. On going out I put the coat on in
 the lobby and after I had the coat buttoned
 up I put the opera glass in the pocket.
 There were quite a number of people
 there at the time going out. I identified
 the opera glasses after I had missed them.
 I believe they are now at Headquarters. I
 went to Daly's Theatre and told them I
 lost the glasses or missed them and gave

a description of the glasses to the manager. I received a despatch that there was opera glasses found on pickpockets and I went down in the afternoon and I told the name of the maker of the glasses, the color of the case and the lining and the handle and when they showed them to me I recognized them as mine. There was no private mark on the opera glasses except where the ring is a little loose.

Henry E. Stocking sworn. I am an officer for the prevention of cruelty to children. On the night of the 5th of March I was standing on the corner of Thirtieth St. and Broadway about the neighborhood of eleven o'clock. Daly's Theatre was coming out at the time. I saw Bove mingling in the crowd with the women. He had on a kind of naval or army cap and also a boy by the name of Gerry was mingling in the crowd with the women pushing up against them. I turned the boy Gerry over to Kirsinger and as I did he said to me, Did you see the boy with the Naval cap on? I say, 'yes'. I looked for him but did not find him, he escaped. I saw Bove run up, pushing up against women which attracted my attention.

0487

John Kirsinger sworn. I am an officer of the 19th Precinct and I was on duty on the evening of the 5th of March in the neighborhood of Daly's Theatre. I was standing on the corner of Thirtieth St. and I saw the boy McCourt following the ladies and pushing up against them. I followed them to the corner and saw Bowe put out his arm to that lady who had a gray coat on. I told officer Price I thought the boy was attempting to pick the pocket, and he followed the two boys. I do not identify the complainant as the lady against whom the prisoner Bowe rubbed up. She was the only lady I saw around there with a slate colored rubber coat on that corner. There were about twenty ladies there, but she was the only one who had a gray colored rubber coat on. This was eleven o'clock at night.

James K. Price sworn. I am a detective under Capt. Williams; on the 5th of March I was on duty in the neighborhood of Daly's Theatre. I was standing at the corner of Sixth Avenue and Thirtieth St. where officer Kirsinger passed me with a prisoner. I went over to Broadway and Thirtieth St. where Daly's Theatre was coming out. I waited there a moment and I saw the prisoner George Bowe crowd

0488

in such a manner, I saw him following ladies, crowding up to them and catching their clothes. I followed him until the crowd dispersed; he walked up the east side of Broadway towards Thirty first st., and standing in the shadow of a porch at the end of Wallack's theatre, joining the Grand hotel I saw the other prisoner, McCourt, who stepped out and joined him. They both went through Thirty first st. and Broadway to Sixth Ave. I followed them and in Thirty first st. I saw the prisoner Rowe pass something to McCourt. I went over and arrested both of them and in the station house in the back pocket I found a pair of opera glasses in a plush case which was identified by the complainant as her property. McCourt said he bought the opera glasses from another boy for two dollars; he did not say he got them from the defendant. When I arrested the boys I told them I wanted them to go down to the station house. The little fellow asked me what for? I say, for picking pockets on Broadway, I have been watching you for some time. He said, "that aint so, made some remark, I cannot repeat the exact words. I had them two minutes and a half under my eye, and judging

from what I say the smaller boy (Bowe) was under the tuition of the larger one (McCourt) I was about 25 or 30 feet from them when I saw something pass between these boys. I heard of Bowe being driven away that afternoon from the Metropolitan Opera House. I spoke to the boy about it and he admitted it. I asked Bowe if he was not under the guidance of McCourt, if he (Mccourt) was not trying to make a pickpocket out of him; did he not have you up at the Metropolitan Opera house this afternoon - didn't Kirsinger drive you away from there? He says, 'yes'; he admitted that he was up there and driven away, but he would not admit that he knew McCourt.

George Bowe, sworn and examined in his own behalf testified. I live at 438 West Fortieth St. with my father and mother; he is an hostler in the Mineada stables in 59th St; my mother keeps a little grocery store in 438 West Fortieth St. My mother let me go to the theatre that night. I was working all the week and I was not out once this week; after it was out I walked down two blocks. I met McCourt, he said he bought a pair of opera glasses. I says, "let me see them", and he handed them to me

0490

I said they were a nice pair and I handed them back to him. Detective Price was three blocks away from that, he came up and caught the two of us. Nobody went with me to the theatre. I went to Harrigan's Park theatre. Mc Court lived in the same block with me four years. I know him to work in a bag factory. I was never out with him before. I did not take the opera glass or anything else from any woman that night. I was not near the theatre that night. I was within two blocks of it when I met Mc Court. I never remember having seen that lady the complainant before. I met Mc Court in thirty second st. and Broadway. I was home that afternoon and was not out at all. I did not tell the officer I did not know Mc Court; he began to hit me in the station house. I told him I knew Mc Court in West Fortieth St. where I live; it was officer Price who hit me in the station house; he wanted me to say that the other boy took the opera glasses. I was not with Mc Court the afternoon of the evening I was arrested at the Metropolitan opera house, officer Chapman did not see us acting in a suspicious manner, he did not push Mc Court and say, "Get away

from here, you are pick pockets". I don't remember anything like that. I was home that afternoon attending to the store, which is two blocks away from the Metropolitan Opera house. I did not leave the store for a little while to go to the Opera house. I have never been driven away from any theatre by officers. I deny placing my hands on a lady when she was on Thirtieth St. near Broadway who had a gray India rubber coat. I was not in Thirtieth St. that night. I joined Mc Court in Thirty Second St. I did not go there to meet him but was walking down Broadway and met him. When Mc Court told me that he bought the opera glasses for two dollars I thought it a peculiar transaction. I asked him did the boy steal them and he said he did not know whether he did or not. I was sent to the Catholic Protectory because my mother was sick and was sent to the Juvenile Asylum for not going to school. I played hockey by going to Central Park.

Margaret A. Bowe sworn. I am the mother of the defendant and live at 438 West Fortieth St. I was sent to the hospital for six months and a half five years ago and when I came back I found

my child in possession of a woman: he was selling papers instead of going to school; she cleaned the Park theatre and gave him tickets to go to the theatre and coaxed him away from home. I sent him away and the second time I sent him away for playing truant. My boy was in the store in the afternoon of the night he was arrested until 6 1/2 o'clock and I gave him money to go to the theatre.

Margaret Kane, Delia Kelly, Mary Mitzenius and Mary Murphy testified that they knew the mother of the defendant and himself also, and that they believed he was a good boy.

George Bove recalled. I was born in August 1871 and next August I will be sixteen years old.

John Kirzinger was recalled and testified that he saw Bove and McCant in the afternoon pushing against ladies and looking at their pockets at the Metropolitan house.

Officer Price was recalled and testified that he did not strike the defendant.

The mother was recalled and swore the boy did not wear such a cap as the officers described. The jury rendered a verdict of guilty.

0493

Testimony in the
case of
George Bone

filed March
1887.

0494

General Sessions Court
The People
vs
George Bowe

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

100 EAST 23^d STREET,

New York, March 8th 1887

CASE NO. *28013.*

DATE OF ARREST *March 6th 1887*

CHARGE *Larceny from the person.*

OFFICER *Pugliese/Kearney/Graham*

AGE OF CHILD *13 years.*

RELIGION *Catholic*

FATHER *James*

MOTHER *Agnes.*

RESIDENCE *438 West 40th St. N.Y.*

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

George Bowe does not attend school, he helps his mother in her grocery store, he has been in the Catholic Protectory and Juvenile Asylum for Juvenile Delinquency. Was seen by the Police on other occasions acting in a suspicious manner at night when the Thieves were coming out. Parents are respectable people and have a comfortable home.
All which is respectfully submitted,

William Dufay
Sup

To Dist Attorney.

0495

Samuel Seaman
Co. and.

The People

vs
George Bone

Dissect from the
Penal Code

History

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.

0496

vs.

W. Dwyer Hughes,
25 Chambers St.,

New York, Mch 22 1887

Mr. Parker

The mother of Geo. Bowe has just called & says that since I wrote her, - which was subsequent to my interview with you in reference to the trial of George Bowe, - she called upon McCourt's mother & she says that they have never received notice that he was to appear. His address is 95 1/2 Ninth Ave 2nd Floor. Will their case be on tomorrow?

Respy.

W. Dwyer Hughes

0497

Mr Parker
C. C. Dietz & Co

0498

District Attorney's Office.

Part One

PEOPLE

vs.

Michael McCort

April 14

*the Complaint served
Personally in Court
by Murks on the 11-
the other subpoenas
Issued on the 12/*

p 133

Counsel notified.

0499

District Attorney's Office.

Part Two

PEOPLE

vs.

Michael McLount

April 27

Issued

Bail & Counsel

Apr - 20

P(1161

0500

Police Court—

District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 117 East 103rd Street, aged 30 years,
occupation Keep house being duly sworn

deposes and says, that on the 5th day of March 1887 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the Night time, the following property viz:

One pair of opera glasses
of the value of Eleven dollars
\$11.00

the property of Deponent

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

George Bone. (both now here) for the reasons following to wit: that on the night of the above mentioned date deponent was at Daly's Theatre. And when deponent left the Theatre after the performance she placed said pair of opera glasses in the pocket of the rubber coat then and there worn by her. And after deponent got on board of a Sixth Avenue car she missed said pair of opera glasses. And deponent is informed by Officer John Kitzinger of the 19th Precinct Police that he saw a lady resembling deponent walking

Sworn to before me, this

188

day

Police Justice

0501

on West 30th St in company with several others, and at the corner of West 30th St. and Broadway he saw the defendant Bove approach said lady and place his hand upon her clothing he the Officer then informed Officer James R. Price of what he had seen. And defendant is informed by said Officer Price that he found the defendant Bove mingling among the people coming out of Dallys Theatre, and that the Price followed Bove up Broadway to Wallacks Theatre where the Bove mingled with the crowd there he then walked up Broadway when he was met by the defendant Mr. Cort ~~with him~~ they then walked together through West 31st St the Officer following them, and when they got in the middle of the block between Broadway and 6th Avenue he the Officer saw the defendant Bove pass something to the defendant Mr. Cort the Officer then followed them up 6th Avenue and when they got near 33rd St he arrested them and when he searched them he found in the possession of Mr. Cort said pair of opera glasses which defendant fully identifies as her property wherefore defendant charges the said defendants with being together and acting in concert with each other and feloniously taking stealing and carrying away said property from the pocket of the Rubber Coach then and there worn by defendant as a portion of her bodily clothing and prays they may be held and dealt with according to law.

Sworn to before me }
 this 8th day of March 1887 } Annie J. Apple.
 J. Mannford

Police Justice

0502

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation Police Officer of No.

19th West Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Annie J Appel

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

Sworn to before me, this

day of March 1888

John Kirzinger

G. Kennedy

Police Justice.

0503

CITY AND COUNTY }
OF NEW YORK, } ss.

James K. Price
aged 39 years, occupation Police Officer of No.
19th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

March 1888

James K. Price

J. Henry Ford

Police Justice.

0504

CITY AND COUNTY
OF NEW YORK, } ss.POLICE COURT, 2 DISTRICT.James K. Priceof No. 19th Precinct Police Street, aged _____ years,
occupation Police Officer being duly sworn deposes and says,
that on the 5 day of March 1887at the City of New York, in the County of New York, he arrested MichaelMcComb and George Brown. (Both now heldfor the reason that they were together andwith each other acting in a suspiciousmanner placing their hands in the clothingof different unknown persons with the intentto steal so pickpockets while in front ofDaly's Theatre and when they were searchedhe the Officer found in the possession of thedefendants Michael McComb a pair of valuableopera glasses. Wherefore deponent prays theymay be held to give deponent a chance to get anowner for said property. James K. PriceSworn to before me, this
of March1887

day

Police Justice.

Police Court, 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT:

21.5

us.
Michael McCarty
George Bone.

Dated: March 6 1888

Date _____ 188____
 _____ Magistrate.

Price & Kershner Officer.

Witness. _____

Com for Ex Mach 8th
9.2.4m

Disposition. _____

0506

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

2 District Police Court.

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

Question. What is your name?

Answer.

Michael Wilentz

Question. How old are you?

Answer.

17 years old

Question. Where were you born?

Answer.

New York

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

Answer.

456 9th ave. 2 years

Question. What is your business or profession?

Answer.

Run a car in a mill

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

Answer.

I am not guilty
Michael Wilentz

Taken before me this

day of

188

Police Justice

0507

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

George Bone 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* 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.

George Bone

Question. How old are you?

Answer

11 years old

Question. Where were you born?

Answer.

New York

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

Answer.

438, 7th St, St. Louis

Question. What is your business or profession?

Answer.

Work in a grocery store

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
George Bone

Taken before me this

day of *March* 188*8*

George Bone
Police Justice.

0508

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

Dated March 8 1887 Johnston Police Justice.

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

Dated March 8 1887 Johnston 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.

0509

Police Court

2 322 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Aunie J. Appel
117 East 116 St.
Michael McEnt
George Bone

3

4

Dated

March 1907

188

Magistrate.

Price and Kirzinger, Officers.

Precinct.

Witnesses

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

No.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

No. 7, by

Residence

No. 8, by

Residence

No. 9, by

Residence

No. 10, by

Residence

No. 11, by

Residence

No. 12, by

Residence

No. 13, by

Residence

No. 14, by

Residence

No. 15, by

Residence

05 10

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

*Michael McDonald
and Fitzgerald Brown*

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

Michael McDonald and Fitzgerald Brown
of the CRIME OF GRAND LARCENY IN THE *Third* DEGREE, committed
as follows:

The said *Michael McDonald and
Fitzgerald Brown, both* —

late of the City of New York, in the County of New York aforesaid, on the
Fifteenth — day of *March*, in the year of our Lord
one thousand eight hundred and eighty-~~nine~~, at the City and County aforesaid, in the
night time of the same day, with force and arms,

*one year & more of service of
the value of seven dollars,*

of the goods, chattels, and personal property of one *Amie J. Appel*,
on the person of the said *Amie J. Appel*, then and there being
found, from the person of the said *Amie J. Appel*, 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.

David H. Smith
District Attorney.

0511

BOX:

253

FOLDER:

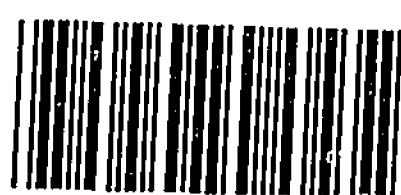
2452

DESCRIPTION:

McCullough, James

DATE:

03/14/87



2452

05 12

53

Witnesses:

Officer Schinner

Counsel,

Filed *14* day *March* 188 *7*

Pleads *Not Guilty*

THE PEOPLE

vs.

B

James McCullough

1409 - 3 Ave

Feb'y 27/87

Violation of Excise Law.
(Sunday).
[III Rev. Stat., (7th Edition), page 1883 Sec. 21, and
page 1889, Sec. 5].

RANDOLPH B. MARTINE,

District Attorney,

A True Bill.

Bowie Dash Foreman.

Complaint sent to Special Sessions

05 13

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 McFullough

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

James McFullough

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

The said

James McFullough

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
27th day of ~~January~~ *February*, in the year of our Lord one thousand
eight hundred and eighty-~~seven~~ *eight*, at the Ward, 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 whisky, 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

certain — 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 McFullough

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

The said

James McFullough

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, the same being the first day of the week

05 14

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 whisky, 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 give away as a beverage to

certain — 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.

THIRD COUNT:

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

James McFullough —

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 McFullough.

late of the Ward, 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 certain premises at number

1409 Third Avenue, —

in the City and County aforesaid, which said place 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.

RANDOLPH B. MARTINE,
District Attorney.

05 15

BOX:

253

FOLDER:

2452

DESCRIPTION:

McDevitt, Edward

DATE:

03/22/87



2452

157

Witnesses :

Counsel,
Filed, 22nd March 1887
Pleads,

THE PEOPLE
vs.
Edward McDevitt
Grand Larceny, 2nd degree
[Sections 528, 58 D Penal Code].

RANDOLPH B. MARTINE,
District Attorney.

Pen: One year.
A True Bill.

Brown Dask Foreman.

0517

Police Court—

3rd District.

Affidavit—Larceny.

City and County } ss.
of New York,

Luke Proeff.

of No. 306 East 44 Street, aged 34 years,
occupation Photographer, being duly sworndeposes and says, that on the 10 day of March 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz :One Photographic Instrument of the
value of thirty 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 Edward McDevitt (murderer)from the fact that said defendant
was in the employ of deponent,
that deponent had said instrument
in a wagon then standing in a Coal
Yard in Green Street near 30th Street
that when deponent came to said
Wagon on the morning of the 10
day of March 1887 he discovered
that said instrument was stolen
and carried awaythat deponent caused the arrest
of said defendant who then there
acknowledged to deponent in the
presence of witnesses, that he did

Sworn to before me this

1887

Police Justice.

0518

steal said property and then he
pawnd the same in a Pawnshop
in Grand Street near Mulberry
Street and that he obtained a loan
of one dollar on the same

Sworn to before me this
12 day of March 1887 J. Hoff
Henry Merriam Police Justice

0519

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer *Edward McDevitt*

Question. How old are you?

Answer *42 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *6 Spring Street 2 months*

Question What is your business or profession?

Answer *Photographer*

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

Answer. *I am guilty*

Edward McDevitt

Taken before me this

day of *March* 188*8*

Police Justice.

0520

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 *\$100* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated *March 13* 188..... *Henry 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 he to be discharged.

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

0521

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court 3 District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Luke Wolf.
306 East 74th St.
Edward H. Stewart

1
2
3
4

Offence *Carrying
a Dangerous
Weapon*

Dated *March 12* 188*7*

Murray Magistrate.

Adam Sany Officer.

11 Precinct.

Witnesses *Robert [illegible]*

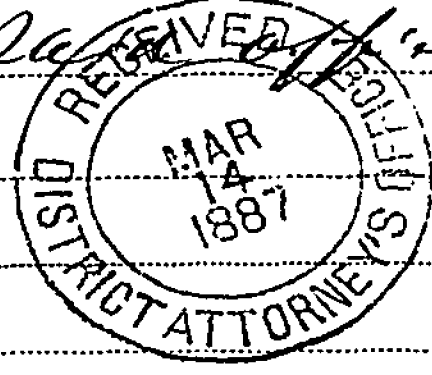
No. Street.

No. Street.

No. Street.

\$ *500-* to answer *98*

(*Order*)



0522

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Edward McDevitt

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

Edward McDevitt

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

The said

Edward McDevitt,

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

one photographic instrument
of the value of fifty-five
dollars,

of the goods, chattels and personal property of one

Julia Wolff.

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.

Randolph B. Smith

District Attorney.

0523

BOX:

253

FOLDER:

2452

DESCRIPTION:

McDonald, John

DATE:

03/14/87



2452

0524

Witnesses:

Officer Lawless

Counsel,

Robert

Filed *14* day of *March* 188*7*

Pleas *Not guilty*

THE PEOPLE

vs.

B

John McDonald

Alfred

Sent to the Court of Special Sessions for trial, by request of counsel for Defendant.

Violation of Excise Law.
(Sunday).
[III Rev. Stat., (7th Edition), page 1983 Sec. 21, and page 1983, Sec. 5].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Bowie Dask

Foreman.

0525

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Mc Donald

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

John Mc Donald

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

The said

John Mc Donald,

Twenty seventh late of the First Ward of the City of New York, in the County of New York aforesaid, on the
Edmund day of *January*, in the year of our Lord one thousand
Seven eight hundred and eighty-*Seven*, at the Ward, 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 whisky, 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

John R. Sanders, and to

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

SECOND COUNT :

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

John Mc Donald

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

The said

John Mc Donald,

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, the same being the first day of the week,

0526

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 whisky, 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 give away as a beverage to

certain 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.

THIRD COUNT:

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

John Mc Donald

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

The said

John Mc Donald.

late of the Ward, 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 certain premises at number

603 Riverside Avenue,

in the City and County aforesaid, which said place 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.

RANDOLPH B. MARTINE,
District Attorney.

0527

BOX:

253

FOLDER:

2452

DESCRIPTION:

McDonald, Thomas D.

DATE:

03/04/87



2452

Witnesses:

Michael McDonald
The Complt. recommends
delt. to clemency and states
that the delt. who is his brother,
intended to do him wrong
but only to fight him
and that he believes the
portat was accidental.
In view of the statement
now made by complainant
I doubt if a perjury
could be had herein
and recommend that
within indictment be
dismissed and that
bail be discharged.
March 9, 1887
Randolph B. Martine
Dist. Atty.

Counsel,

Filed 4 day of March 1887

Pleads Not guilty

THE PEOPLE

vs.

Thomas D. McDonald

March 10/87

Indictment dismissed

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

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Edward J. Morrow

Foreman.

0528

0529

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Thomas D. McDonald

Assault.

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

My reasons for such recommendation are as follows:

I do not believe that the defendant, who is my brother, intended to do me any harm, but only to frighten me. We had had a dispute the moment before, of a trifling nature, & the pistol, which he held in his hand was discharged, I believe accidentally, while he was standing about six feet away from me. Even at that short distance, the bullet went several feet wide of me, & looped in the ceiling.

For these reasons I respectfully request permission to withdraw my complaint, that rest may be discharged.

N.Y. March 8/97.

Witness:

Ed Barker

M M C Donald

0530

Police Court—2 District.City and County { ss.:
of New York,of No. 434 West 27th Street, aged 21 years,occupation drive a wagon being duly sworndeposes and says, that on the 26th day of February 1887 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Thomas McDonald now present that
 said Thomas did wilfully and
 maliciously point and aim a pistol
 loaded with powder and lead
 at deponent and fired and
 discharged said pistol while the
 same was so pointed and aimed

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

day

of

1887Michael J. McDonald

Police Justice.

0531

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

2 District Police Court.

Thomas McDonald 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 McDonald*

Question. How old are you?

Answer. *22 Years*

Question. Where were you born?

Answer. *This City*

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

Answer. *434 West 27th Street*

Question. What is your business or profession?

Answer. *Saloon 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 of the charge*
Thos. M. McDonald

Taken before me this

188

Police Justice.

0532

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

Dated *February 27* 188 *7* *Wm. 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 he to be discharged.

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

0533

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael McDonald
434 West 27th St.
Thomas McDonald

2
3
4

Offence Felonious Assault & Battery

BAILED,

No. 1, by Charles O. Bailey

Residence 409 West 27th Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

February 27 1887

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 1000 to answer

(Adm)

0534

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 D. McDonald

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

Thomas D. McDonald

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

The said *Thomas,*

late of the City of New York, in the County of New York aforesaid, on the *twenty fifth* day of *February* in the year of our Lord one thousand eight hundred and eighty *seven*, with force of arms, at the City and County aforesaid, in and upon the body of one *Michael J. McDonald,* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Michael,* a certain *pistol* then and there loaded and charged with gunpowder and one leaden bullet, which the said *Thomas* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *him* the said *Michael,* 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

Thomas

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

The said *Thomas,*

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 one *Michael,* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and to, at and against *him* the said

Michael,

a certain *pistol* then and there charged and loaded with gunpowder and one leaden bullet, which the said *Thomas*

in *his* right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, 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.

RANDOLPH B. MARTINE,

District Attorney.

0535

BOX:

253

FOLDER:

2452

DESCRIPTION:

McDonnell, Edward

DATE:

03/23/87



2452

Witnesses:

Off Chas D Sands

Dep K, has seen

acc in J.P.

FD

~

0536

171 A

Counsel,

Filed 20 day of March 1887

Pleads Arguingly

THE PEOPLE

vs
Edw McDowell

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

RANDOLPH B. MARTINE,

2 Apr 1/87 District Attorney.
Made out by

A True Bill.

Beni Rank Foreman.

4 Apr 1/87

FD

Witnesses:

Off Chas. D. Sands

Dep't, has been

seen in J.P.

FD

~

171 A

Counsel,

Filed 20 day of March 1887

Pleads Argued by 1887

THE PEOPLE

vs.

Edward M. Donnell

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

RANDOLPH B. MARTINE,

2 Apr 1887 District Attorney.
Made back by

A True Bill.

Benjamin D. Foreman.

4 Apr 1887

FD

0537

0538

Police Court—3 District.

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

of Charles D. Sands
11th Precinct Police Street, aged 33 years,
occupation Police officer being duly sworn
deposes and says, that on 12 day of March 1887 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Edward Mc Donnell
(nowhere) who willfully discharged
one shot the entrance of a Revolver's
pistol loaded with powder and ball
at the body of deponent, that
said assault was committed by said
defendant while deponent had
said defendant in custody charged
with a larceny from the person of one
Emil Seren, and such 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 dealt with according to law.

Sworn to before me, this 12 day
of March 1887

Charles D. Sands
Wm Murray Police Justice.

0539

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

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

Question What is your name?

Answer

Edward McDonald

Question. How old are you?

Answer

24 years

Question. Where were you born?

Answer.

New York

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

Answer.

33 Madison Street 2 years

Question What is your business or profession?

Answer

Chair maker

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

Answer.

I am not guilty

Edward McDonald
Mark

Taken before me this

17

1887

Police Justice.

0540

District Attorney's Office.

Part Two

PEOPLE

^{vs.}
Edw. McDonnell

Appl. 1

% Officer

Mich 28

p 105

0541

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

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

~~Hundred Dollars,~~ _____ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he ~~give such bail~~ *be legally discharged*

Dated *March 12* 188 *Sam M. May* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0542

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

327 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles D. Sands
11 Precinct
Edward W. Brown

2 _____
3 _____
4 _____

Offence Assault
Felony

Dated *March 13* 188*7*

Murray Magistrate.
C. W. Sands Officer.

Witnesses *Orvil Serim* Precinct.

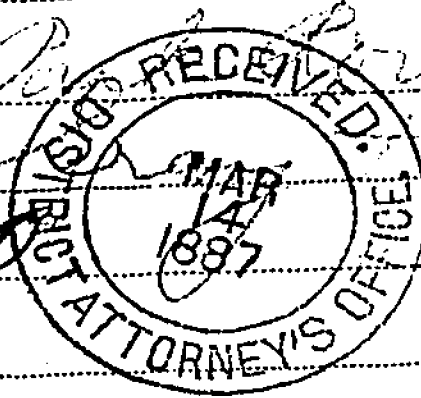
No. *86* Street.

No. *11* Street.

No. _____ Street.

\$ *With bail to answer*

Committed
Richard R. R.



0543

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Mc Donnell

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

Edward Mc Donnell

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

The said

Edward Mc Donnell

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

Twelfth day of *March*, in the year of our Lord

one thousand eight hundred and eighty-~~seven~~, with force of arms, at the City and

County aforesaid, in and upon the body of one *Charles D. Sands*,

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

and to, at and against *him* the said *Charles D. Sands*,

a certain *pistol* then and there loaded and charged with gunpowder and one

lead bullet, which the said *Edward Mc Donnell*

in *his* right hand then and there had and held, the same being a deadly and

dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,

with intent *him* the said *Charles D. Sands*,

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

Edward Mc Donnell

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

The said

Edward Mc Donnell

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 one *Charles D. Sands*,

in the peace of the said People then and there being, feloniously did wilfully and

wrongfully make an assault, and to, at and against *him* the said

Charles D. Sands.

a certain *pistol* then and there charged and loaded with gunpowder

and one lead bullet, which the said

Edward Mc Donnell

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

an instrument likely to produce grievous bodily harm, then and there feloniously

did wilfully and wrongfully shoot off and discharge, 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.

RANDOLPH B. MARTINE,

District Attorney.

0544

BOX:

253

FOLDER:

2452

DESCRIPTION:

McDonnell, James

DATE:

03/24/87



2452

0545

BOX:

253

FOLDER:

2452

DESCRIPTION:

Cullinan, Michael

DATE:

03/24/87



2452

Witnesses:

Wm. Delaney

Off Stevens

1877

Counsel,

Filed 24 (day of) March 1887

Pleas, *Charged - Not*

THE PEOPLE

vs.

James McDermott

Michael Cullinan

At the Court Room, April 5/87

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Boone Nash Foreman

(Boone)

Tracy Acquitted.

Butglary in the Third Degree.
Back Bonding and Receivings
[Sections 498, 506, 528 and 532]

0547

Police Court—1st District.City and County }
of New York, } ss.:of No. 135 Washington Street, aged 37 years,occupation Firemandeposes and says, that the premises No. 135 Washington Street, being dually sworn
Rail Road Company in the City and County aforesaid, the said being a Freight Car Consigned
to the West Shore Rail Road Company, lying at Pier
5 North River.

And in which there was at the time a human being, by name

BURGLARIOUSLY entered by means of forcibly Breaking off
a Seal on one of the doors of a freight
car on a float lying to and fastened
to Pier 5 North River and entering thereinon the 1st day of March 1887 in the Night time, and the
following property feloniously taken, stolen, and carried away, viz:Four hides of Leather together
of the value of Twenty Dollarsthe property of the care and custody of West Shore Rail Road
as common carriers 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 McDonald & Michael Cullen
both now here

for the reasons following, to wit:

That deponent is informed
by Michael O'Brien of No 572 Grand Street
Jersey City employed by the West Shore
Rail Road Company that at about
the hour of seven o'clock P.M. on the
above described date he saw the said
freight car was securely fastened & sealed
and at about the hour of ten o'clock
on said date deponent was informed

0548

Charles W Stevens of the 2nd Precinct
Police that at about the hour of ten
o'clock P.M on said date that he found
the aforesaid Hides in the defendants
possession on West Street and depment
Subsequently discovered that the said
freight car had been Burglarized and
said property taken stolen and carried
away from said freight car and depment
Subsequently seen said hides and identified
the same by the brand of the Lancaster
Tannery marked on the hides

Sworn to before me this

2nd day of March 1887

Wm D. Jones
Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0549

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael O'Brien

aged 29 years, occupation Sealer of No.

372 Per. 5 North River Off New York R.R. Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of William McLaney

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

Sworn to before me, this 2nd day of March 1887 } Michael O'Brien

[Signature]
Police Justice

0550

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles W. Stevens
aged *37* years, occupation *Police Officer* of No.

2nd Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *William Blaney*

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

Sworn to before me, this *2nd* day of *March* 188*7* } *Charles W. Stevens*

[Signature]
Police Justice

0551

Sec. 198-200

CITY AND COUNTY OF NEW YORK, { ss

1st District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

Taken before me this
day of March 1887

Police Justice.

0552

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK.

Michael Cullen 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 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 h waiver cannot be used against him on the trial.

Question What is your name?

Answer

Michael Cullen

Question. How old are you?

Answer

27 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

135 Washington St. 3 1/2 years

Question What is your business or profession?

Answer

laborer

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

Answer.

I am not guilty
Michael Cullen

Taken before me this

day of *March* 188*7*

Police Justice.

0553

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 they 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 *March* 188 *P. J. W. J.* Police Justice.

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

Dated *March* 188 *P. J. W. J.* 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.

0554

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

500 for Ex
230 old
with 3rd
and 2-300
with 4

Police Court

306 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

0555

Sec. 192.

1st District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before P. J. Coffey a Police Justice
of the City of New York, charging Paul Michael Kestler Defendant with
the offence of Burglary

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

We, Michael Cullen Defendant of No. 135
Washington Street; by occupation a Latimer
and John Lawlor of No. 133 Washington
Street; by occupation a liquor dealer Surety, hereby jointly and severally undertake that
the above named Michael Cullen Defendant
shall personally appear before the said Justice at the 1st 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 five
Hundred Dollars.

Taken and acknowledged before me, this 2nd
day of March 1889

Michael Cullen
John Lawlor

P. J. Coffey
POLICE JUSTICE,

0556

CITY AND COUNTY } ss,
OF NEW YORK, }

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth 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 Real and fixtures

of liquor saloon situated on
corner from 20 133 Washington
Street near or Four thousand
Dollars for and clear.

District Police Court.

THE PEOPLE, & c.,
ON THE COMPLAINT OF

Undertaking to appear during
the Examination.

vs,

Taken the _____ day of _____ 188

Justice,

John Lawlor

0557

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 Donnell
and Michael Rullman*

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

James Mc Donnell & Michael Rullman

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

The said

*James Mc Donnell and
Michael Rullman, -*

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

*a corporation called the New York,
West Shore and Buffalo Rail
Road Company, -*

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 *corporation*.

in the said *railway car*, 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.

0558

SECOND COUNT—

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

James Mc Donnell and Michael Sullivan
of the CRIME OF *Petit* LARCENY, — committed as follows :

The said *James Mc Donnell and*
Michael Sullivan, both —

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

Two trunks of leather of the
value of twenty dollars each,

of the goods, chattels and personal property of ~~one~~ a corporation
called the New York, West Shore and
Buffalo Rail Road Company.
in the *railway car* of the said corporation, —

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

0559

THIRD COUNT—

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

James Mc Donnell and Michael Sullivan
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *James Mc Donnell and Michael Sullivan, both* —

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

Four Boxes of leather of
the value of five dollars
each,

of the goods, chattels and personal property of ~~one~~ a corporation called
the New York, West Shore and Buffalo Rail Road Company.
by a certain ~~person~~ or persons to the Grand Jury aforesaid unknown, then lately before feloniously
stolen, taken and carried away from the said *corporation.* —

unlawfully and unjustly, did feloniously receive and have; the said *James Mc Donnell and Michael Sullivan,*

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.

RANDOLPH B. MARTINE,

District Attorney.

0560

BOX:

253

FOLDER:

2452

DESCRIPTION:

McDonough, Charles

DATE:

03/22/87



2452

Witness
Jann Cogle
Off Bingham

156
Filed day of March 1887
Pleads, *Mcquitty*

THE PEOPLE

vs.

E

AMORNA

Charles Mc Donough
7th & 2nd

Randolph

P. 2 Apr 14/87 District Attorney.
Yleads Brown 2d yr.

A True Bill.

S. P. Lee

Bowie Dash Foreman.

March 25th
off for Foreman
motion of counsel

April 4/87 *April 14th*
S. P. Lee

0562

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

POLICE COURT—

4th DISTRICT.

of No.

323 East 48th Street, being duly sworn, deposes and

says that on the

14th

day of

March

1887

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

at about the

hour of 3.30 Am on said date
one Charles McDonough (now here)
did wilfully unlawfully and
maliciously set fire to and
attempt to burn and destroy
premises 323 East 48th Street in
which there were persons living
at the time from the following
circumstances and facts to wit—
that at about 3.30 Am of said
date as above said said McDonough
knocked at deponent's door and
asked for his wife and then
and there threatened to "fix" deponent
that he then entered his own
premises and that shortly thereafter
deponent discovered them to be
afire that deponent summoned
help and had ^{the fire} said premises
extinguished, that again at
about the hour of 4 o'clock
Am on said date deponent
again saw said McDonough
about said premises and
immediately thereafter discovered
said premises to be again afire
and that deponent's husband
in deponent's presence called an
officer and had said McDonough
arrested.

James Boyle

Sworn to before me this

15th day of March. 1887.

Stephen B. Edwards

0563

Sec. 198—200.

CITY AND COUNTY
OF NEW YORK.

4 District Police Court.

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

Question. What is your name?

Answer. *Charles McDonough*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *323 E 48 Street. Crook's*

Question. What is your business or profession?

Answer. *Coachman*

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

Answer. *I am not guilty*

Charles McDonough

Taken before me this

day of

March

188

Police Justice.

0564

DISTRICT ATTORNEY'S OFFICE,

New York,

188

Witness in the McDonough
 case. for. Arraignment.
 Annie McDonough 323 E 48.
 Jane Boyle. James Boyle
~~Annie McDonough. Mrs. Harold.~~
~~Mrs. F. Fennell.~~ all of 323 E 48
 Mrs. Lizzie Waller 189 1/2 Fulton St. Bk
 Mrs. Connors. 342 E 63 St.
 Friends. C. M. Brigham 23 Preet.
 Patrol James Barry
 Owen Conner

Arrested in the 1 P. Oct/87
 for shooting at his wife.
 He told his wife he would
 hang for her and he would
 roast the heart out of her

0565

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 Agueda

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

Dated March 17 188 A. J. Smith Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0566

BAILED.

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

126/ Police Court 346 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Jane Coyle
543 East 48
Charles McElmough

2 _____
3 _____
4 _____

Dated March 14 1887

White Magistrate
Harry R. Rughan Officer.

See List 53 Precinct.

Witnesses Annie McElmough

No. 543 East 48 Street.

Philip Coyle

No. 543 East 48 Street.

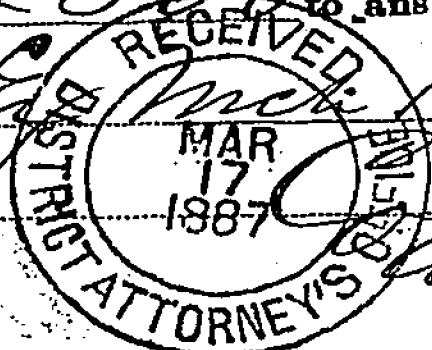
Officer O. Rughan

No. 23 Precinct.

No. 543 East 48 Street.

to answer

15/3. P. M.



0567

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Mc Donough

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

Charles Mc Donough —
of the CRIME OF *Arson in the first degree*

committed as follows:

The said *Charles Mc Donough*, —

late of the *Nineteenth* Ward of the City of New York, in the County of New York aforesaid,

on the *fourteenth* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*seven*, — at the Ward, City and County aforesaid, with force and arms, in the *night* time of the said day, a certain *dwelling house* of one *William Ruffe*, — then and there situate, there being then and there within the said *dwelling house*, some human being, to wit:

one Jane Ruffe, — feloniously, wilfully and maliciously, did set ^{on} fire ~~to~~ and burn, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

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

Charles Mc Donough —
of the CRIME OF *Arson in the first degree*,

committed as follows:

The said *Charles Mc Donough*, —

afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, in the *night* time of the said day, a certain *dwelling house* of one *William Ruffe*, — then and there situate, there being then and there within the said *dwelling house* some human being, to wit: *one Jane Ruffe*, —

feloniously, wilfully, and maliciously did burn, 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.

Daniel C. Robbins
DANIEL C. ROBBINS, District Attorney.

0568

BOX:

253

FOLDER:

2452

DESCRIPTION:

McGarl, George W.

DATE:

03/16/87



2452

206 F 106

Witnesses:

R. W. Moore

Edmund Wilson

Counsel,

Filed, 16 day of March 1887

Pleads, Not Guilty

THE PEOPLE

vs.

B

George W. McGoff

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by Chap. 577, Laws of 1886, §§ 2 and 3; § 480, Penal Code; Chap. 238, Laws of 1882, §§ 3; Chap. 246, Ibid., § 1; and Chap. 215, Ibid., § 2.]

RANDOLPH B. MARTINE,

District Attorney.

Part IV April 20/87

Pleads Guilty

A True Bill.

Bowie Darr Foreman.

For \$100.00

W

0570

RUSSELL W. MOORE, A. M. M. So.
CHEMIST.

New York, *December 21st 1886*

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

E. S. Wilson

Marked, *205. F. New York Dec 16th 1886 33 Jackson St. S. J. White*
Received from *Mr. B. F. Van Valkenburgh* per *E. S. Wilson*
on *Friday Dec 17th 1886*.

THE SAMPLE CONTAINS:

WATER,	- - - -	<i>8.73%</i>
ANIMAL AND BUTTER FAT,	- - - -	<i>86.38%</i>
CURD,	- - - -	<i>94%</i>
SALT,	- - - -	<i>3.95%</i>
		<i>100.00</i>

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	-	<i>95.04%</i>
SOLUBLE " "	-	<i>64%</i>
SPECIFIC GRAVITY OF THE FAT		
AT 100° F.,	-	<i>.....%</i>
REICHERT FIGURE. C. C. $\frac{N}{10}$ Na OH..		<i>13.0</i>

This sample is composed mainly of animal fat, and was not produced from unadulterated milk, or cream from the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter, the product of the dairy; and it is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same.

Respectfully yours,

Russell W. Moore

Mr. *B. F. Van Valkenburgh*
Asst Dairy Commissioner

State of *New York*
City of *New York* } ss.
County of *New York*

On the *22^d* day of *December* in the year
one thousand eight hundred and Eighty six before me personally came
Russell W. Moore to me known, and known to me to be the individual
described in, and who executed the foregoing instrument, and *he*
acknowledged that he executed the same.

E. J. Desbris
NOTARY PUBLIC No. 70,
CITY & COUNTY OF NEW YORK

0571

Ch 206 of
see 21st fl

0572

STATE OF NEW YORK,
City and County of New York.

Samuel J. Wilson } ss:
being duly sworn, says: That he resides at No. 32 of No. 350 Washington Street,
Street, in the City of New York, County and State of New York, is 32
years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Com-
missioner; That at the times hereinafter mentioned one George W. Mc Gail
Mc Gail was a Retail Grocery Dealer, and had his Grocery Store
in a room in No. 33 Jackson Street, in the said City of New
York, and occupied and controlled such room; That on the 16
day of December, 1886, deponent went into said George
W. Mc Gail's store and such room so occupied and controlled by
him, and said to him George W. Mc Gail that he wanted to
buy some Butter; That the said George W. Mc Gail in
response thereto then and there sold and delivered to deponent one
pound of the manufactured substance hereinafter mentioned, for which he asked and deponent
then and there paid him thirteen cents per pound; That it was so sold
and delivered to deponent by said George W. Mc Gail as
and for Butter, the product of the dairy; That thereafter and on December
17, 1886, deponent delivered a portion of such substance so sold to
him by said George W. Mc Gail to Russell
W. Moore, a Chemist of No. 44 Ave 149
Street in said City of New York, and caused the same to be analyzed by such Chemist; That
the certificate thereof made by such Chemist is hereto annexed; That such substance so sold
and delivered to deponent by said George W. Mc Gail
was not Butter, the product of the dairy, and was not made from unadulterated milk or cream;
That it was a manufactured oleaginous substance not produced from milk or cream, and had been
made by mixing, compounding with and adding to natural milk, cream or Butter, some animal
fats or animal or vegetable oils; ~~Not~~ produced from milk or cream, so as to produce an article,
substance and human food in imitation and semblance of natural Butter; That the said substance
had been and was colored with some coloring matter whereby said substance was made to and did
resemble Butter the product of the dairy, and was so colored thereby in semblance of and to re-
semble natural Butter; That on said 16 day of
December, 1886, deponent in said Mc Gail's
store and room occupied and controlled by him saw a quantity of such manufactured substance
offered for sale as and for Butter made from unadulterated milk or cream, with intent to sell the
same as and for Butter made from unadulterated milk or cream in the ordinary course of said
Mc Gail's Grocery business.
Deponent charges that the said George W. Mc Gail
against the peace and dignity of the people of the State of New York and the statutes in such
case made and provided, unlawfully, wilfully and knowingly so, had such manufactured substance
in his possession with intent to sell the same as and for Butter made from unadulterated milk or
cream, and so offered the same for sale with such intent, and so sold the said portion thereof to
this deponent as and for Butter the product of the dairy, and caused, procured, and suffered the
same to be so offered for sale and sold, and was thereby guilty of a misdemeanor.

Sworn to before me this 29
day of December, 1886.

E. S. Wilson

John Henry Smith

Justice.

0573

In District Court

Court of

County of

THE PEOPLE &c.
Edmund S. Wilson
vs.
George W. McGar

Affidavit:

Edmund S. Wilson
350 Washington Street

Witnesses:

J. J. White
Residence *350 Washington Street*
Russell W. Moore
School of *Miners*
Residence *4th Avenue & 40th Street*

Residence

0574

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

George W. McEneaney 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. *George W. McEneaney*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *33 Jackson street 3 months*

Question. What is your business or profession?

Answer. *Butter business*

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
deserve a fair trial
George W McEaney*

Taken before me this

day of *Dec* 188*8*

Police Justice.

0575

Sec. 151.

Police Court 1st 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 to any Marshal or Policeman of the City of New York, GREETING :*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Edmond S. Watson of No. 350 Washington Street, that on the 16th day of December 1886 at the City of New York, in the County of New York, on the premises

33 Jackson Street, one George W. McGarl had
in his possession with intent to sell and did
sell to Edmond S. Watson as and for butter
one half-pound of oleomargarine made in
imitation and semblance of butter in
violation of chapter 579 of the laws of 1886

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 1st 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 29th day of December 1886

John H. Thompson POLICE JUSTICE.

0576

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Sam^r J. Wilson
vs

George W. M. Galt
33. Jackson

Warrant-General.

Dated December 29 188 6

J. Ford Magistrate.

Simons 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.

_____ Police Justice.

REMARKS.

Time of Arrest, _____

Native of _____

Age, _____

Sex, _____

Complexion, _____

Color, _____

Profession, _____

Married, _____

Single, _____

Read, _____

Write, _____

0578

Ex Dec 30 1886 at
10 A.M. Jt. paroled
in custody of Com. Walter
Schloss

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

P

288

Police Court

3^d District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edmund S. Wilson
vs.
George W. Wilson

1
2
3
4

Office of the Clerk

Dated

Dec. 29

1886

Ford

Magistrate.

Lincoln

Officer.

Court

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

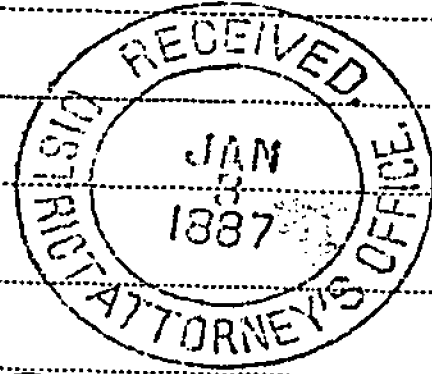
\$

100

to answer

J.S.

Bailed



0579

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Fitzgerald W. McFadden

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

(Chap. 188, Laws of
1885, § 8,
as amended by
Chap. 577, Laws of
1886, § 3.)

Fitzgerald W. McFadden of a Misdemeanor, committed as follows:

The said

Fitzgerald W. McFadden,

late of the City of New York, in the County of New York aforesaid, on the ~~nineteenth~~
day of ~~December~~, in the year of our Lord one thousand eight hundred and
eighty-~~nine~~, at the City and County aforesaid, ~~one half pound~~
of a certain oleaginous substance and compound, not made nor produced from milk or cream
(a more particular description of which said substance and compound, and of the ingredients and
matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and
cannot now be given), unlawfully did intentionally sell, and cause and procure to be sold to one
Edmund S. Wilson, as and for butter, the product of the dairy; against the
form of the statute in such case made and provided, and against the peace and dignity of the said
people.

SECOND COUNT: (Chap. 188, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3).

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

Fitzgerald W. McFadden.

of a Misdemeanor, committed as follows:

The said

Fitzgerald W. McFadden,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at
the City and County aforesaid, unlawfully did unintentionally sell and cause and procure to be sold
to one *Edmund S. Wilson*, ~~one half pound~~

of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more
particular description of which said substance and compound, and of the ingredients and matters of
which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now
be given), as and for butter, the product of the dairy; against the form of the statute in such case
made and provided, and against the peace and dignity of the said people.

0580

THIRD COUNT: (Chap. 246, Laws of 1882, § 1).

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

George W. McFadden -

of a Misdemeanor committed as follows:

The said *George W. McFadden*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one *Edmund S. Wilson, one half pound* of a certain substance, not being butter, and commonly called oleomargarine, and did then and there falsely represent the same to the said *Edmund S. Wilson*, to be butter; against the form of the statute in such case made and provided, and against the peace and dignity of said people.

FOURTH COUNT: (Section 430, Penal Code)

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

George W. McFadden -

of a Misdemeanor, committed as follows:

The said *George W. McFadden*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Edmund S. Wilson*, - as an article of food, *one half pound* of a certain substance in imitation of a certain article of food, to wit: butter, without disclosing such imitation by a suitable and plainly visible mark or brand; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FIFTH COUNT: (Chap. 238, Laws of 1882, § 8.)

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

George W. McFadden -

of a Misdemeanor, committed as follows:

The said *George W. McFadden*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain parcel containing *one half pound* of a certain article and substance in semblance of butter, not the legitimate product of the dairy,

and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of retail sales in parcels, to be sold from a tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint, in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law in such case, to deliver to the purchaser thereof, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line, unlawfully did then and there sell and cause and procure to be sold at retail, to one

Edmund S. Wilson
from a certain *box* which was not then and there stamped, branded or marked as aforesaid, and unlawfully did not then and there deliver therewith to the said

Edmund S. Wilson
such purchaser as aforesaid, a label of the kind and description aforesaid, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SIXTH COUNT: (Chap. 215, Laws 1882, § 2.)

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

George W. McFadden
of a Misdemeanor, committed as follows:

The said *George W. McFadden*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Edmund S. Wilson one half pound

of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SEVENTH COUNT: (Chap. 183, Laws of 1885, § 7, as amended by Chap. 577, Laws of 1886, § 2.)

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

George W. McFadden
of a Misdemeanor, committed as follows:

The said *George W. McFadden*

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

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at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Edmund S. Wilson, one half pound

of a certain article, substance and compound in imitation and semblance of natural butter produced from pure, unadulterated milk, or cream of the same, the said article, substance and compound, so sold as aforesaid, being rendered, manufactured and produced out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article substance and compound not having been manufactured prior to, and not being in process of manufacture, on the first day of August, in the year of our Lord one thousand eight hundred and eighty six, (a more particular description of which said article, substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

EIGHTH COUNT: (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3.)

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

George W. McFarland

of a Misdemeanor, committed as follows:

The said

Edmund S. Wilson

George W. McFarland

late of the City and County aforesaid, afterwards, to wit: on the said *nineteenth* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Edmund S. Wilson, one*

half pound of a certain compound product and manufacture made in whole from animal fats and animal and vegetable oils, not produced from unadulterated milk or cream, which said compound product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy (a more particular description of which said compound, product and manufacture, and of the fats and oils from which the same was so made as aforesaid, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

NINTH COUNT: (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3.)

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

Edmund S. Wilson

of a Misdemeanor, committed as follows:

The said

Edmund S. Wilson

George W. McFarland

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold to one

Edmund S. Wilson, one half pound

0583

of a certain compound, product and manufacture made in part from animal fats and animal and vegetable oils not produced from unadulterated milk or cream, which said compound, product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy, (a more particular description of which said compound, and of the ingredients thereof, is to the Grand Jury aforesaid unknown, and cannot now be given,) 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.

RANDOLPH B. MARTINE,

District Attorney.

0584

BOX:

253

FOLDER:

2452

DESCRIPTION:

McGee, James

DATE:

03/09/87



2452

0585

BOX:

253

FOLDER:

2452

DESCRIPTION:

Cambell, Charles

DATE:

03/09/87



2452

0586

Witnesses:

Jon Goldman
Edw Fletcher
James Mathews

1887
No 271
Counsel,
Filed
Pleads,
1887

THE PEOPLE
vs.
James Mc Gee
and
Charles Campbell

RANDOLPH B. MARTINE,
District Attorney.

No. 1. Fred L. Condit
of Burlington
A True Bill,
S. J. Three years.

Benny Dash Foreman
March 9/97
March 16/97
March 18/97
March 20/97
March 22/97
March 24/97
March 26/97
March 28/97
March 30/97
March 31/97

The People
James M. McFee
March 16. 1887. Jointly indicted with Charles
Campbell for burglary in the third degree.

Joseph Goldman sworn. I live at
80 Thompson st. and am a clothier; on the
night of the 18th of February I had property in
the store worth two thousand dollars. I closed
my store about 9 1/2 o'clock, and when I
came there the next morning I saw the
shutters which I had closed were broken in.
They cut out the sashes of the windows and
the inside shutters were broken. A big knife
was lying there and a screw driver; they
worked so hard that the screw driver
was broke. I missed a dozen coats and
some vests, ^{and pants} ~~and pants~~ worth in all about ninety dollars.
I could not say who committed the burglary.
The officer showed me next morning some
of the property which I identified as mine
and which was in my store the night I
closed up, and which were missing.

George Fletcher sworn. I am an
officer of the 8th precinct. I arrested Campbell
on the morning of the 19th of February at
two o'clock on Broome St.; he had two over
coats and a clock in his possession and
seven overcoats and a cover I found

0588

on the premises where he lived. I took him to the station house. I showed Mr. Goldman the property I found and he identified it. I arrested Mc Gee on the 21st about 10.45 at 66 Thompson St in consequence of what an Italian told me I did not find anything with him that Goldman identified. I recovered pants on the same morning in the rear of 54 Thompson St. - four pairs of pants and a vest upon information received which Mr. Goldman identified as his property at the station house.

Franc Matterno, sworn and examined through an interpreter testified I live at 54 Thompson St. and was there at half past one on the morning of the 19th of February. I saw Mc Gee then and he gave me a bundle. I have a little shanty in the rear of the yard and he came to my window and tried to open it. Then I heard the noise I jumped out of my bed, took a revolver with me and went outside; when he saw me he was running away. I told him to stop, he saw me with a pistol, he would not stop and I fired the pistol; then he stopped at the other side of the fence and I told him to come over; he came up to me and gave me the clothes + two or three pairs of pants and one or two vests. I was on the fence when he gave me the clothes and I

jumped down the fence into my yard and I said, "you come over here"; and he said, "yes" and then he ran away. I gave the pants and vests which Melpe gave to me to Officer Ryan; he is not here. The wife of Mr. Goldman, who testified here, came to me next day for information and asked me if I saw the people that robbed his store. The policeman brought the clothes next day to Court and Mr. Goldman there identified them as part of the property that was stolen.

Cross Examined. I am a laborer. I have never been arrested. I saw the defendant in the street before the 19th of Feb. and sometimes in a bar room, but had no acquaintance with him or my wife and I never had any trouble with him before the 17th of Feb. To my knowledge my wife never said that she would have him sent away; I never heard of the prisoner going into my restaurant and order something and not pay for it; he always paid for what he had. After he gave me the pants in the evening he came, he was a little intoxicated and he commenced to quarrel with me. I did not know his name before he gave me the pants. I only told the policeman that such and such

0590

a man, looking so and so gave me those pants, that I saw him several times but did not know his name. The next day when he came and quarrelled with me I asked the people what his name was; the people said he lived in Broome St., but I did not know where. Immediately after he gave me the clothing I went out in the street and told the policeman and gave him the clothing. Then I gave the pants to the policeman I looked at them - They were woolen and the next day I recognized the same pants in Court. I did not put a mark on them, but I recognized them as the same pants I gave to the policeman. I cannot be mistaken; the defendant was face to face with me. I was on the fence and he gave me the clothing. I looked in his face; it was dark, but I recognized him because it was so dark; it was not raining. I talked to the prisoner several times before I saw him this night when I gave him the clothes. I always called him "Jim", I knew him by sight. Then he gave me the pants I told him to come with me; he says, "yes, I will. I went down the fence and he ran away."

0591

James McGee sworn and examined in his own behalf testified. I live at 486 Broome St. that is two blocks from where the Italian lives. I met Charles Campbell who pleaded guilty to this indictment for the first time in my life in Jefferson Market. I was present when he pleaded guilty and was sentenced to the State prison for one year and ten months. I had nothing to do with the burglary. I did not hear of it until the officer arrested me. I told him I knew nothing about it. The night of the 18th of Feb. Friday I was in the house until about seven o'clock, then my witness and I went up as far as the corner of Canal St. and Broadway. I took a chill there, I turned back, went into the house and went to bed and did not get up until the next morning about eight o'clock. I had to go to work at the factory of George Weimar's sons, paper boxes, in South 5th Avenue. This woman, Mary Gallagher, was with me all night; she is my second cousin, I had been living with her four months. I know the Italian who was on the stand. I had trouble with him. I went to get my dinner, it was bad, I would not pay for it and his wife said she

would fix me for it, and if she did not do it she had friends that would; the burglary was on Friday and I was not arrested until Monday night, the day before Washington's birthday. I did not give any clothes to the Italian. I was not there that night. I was not out of my house from the time I went in until the next morning at eight o'clock. The Italian bears animosity to me and I know it; he accused me of breaking a window, which I did, the day I was arrested and I thought it was for that I was arrested. Cross Examined. Mary Gallagher is my second cousin. I did not live with her as man and wife, I had a double room. I did not sleep with her that night and never did, I swear to that. I never had connection with her. This letter now shown me is in my handwriting; the "Mamie" referred to in it is the person I am going to call as a witness. I know George Bryson and a man named Chambers. I did not live in the room with them. I slept two nights with Bryson, one was on Feb. 19 and the other was the night before. I did not admit having slept with Chambers. I heard that Bryson and Chambers were in

0593

the State prison upon a charge of burglary. There were two beds in the double room in my house; Mary Gallagher slept in one bed and Bryson and myself in the other. Bryson came in that evening about six o'clock, he had no place to go he said, I was reading the paper when he came in, I don't know what Mary Gallagher was doing; he asked me if he could stay there all night. I told him I guessed so. Then I went out of the house at half past six Mary Gallagher came with me; we left Bryson there and we came back a quarter to seven and I went to bed about seven. I could not say what time Bryson went to bed, I saw him about eight o'clock in the morning. The chill lasted about an hour, I got to sleep about half past eight o'clock. I took nothing for the chill except quinine. Bryson and Mary Gallagher put their hands on my head and wanted to know if they could get me anything to drink. I told them no, I did not want anything but water. I was arrested once for being tight. I am an engineer and worked right along till the coal strike, I had forty five dollars a month and board. From Dec. to Feb. I worked in the paper box factory.

0594

Mary Gallagher sworn. I am stopping at the House of Detention at present as a witness in another case. I know the defendant and remember the 18th of Feb. George Bryson came in about six o'clock and wanted to know if he could stay all night; the defendant said he guessed he could; he wanted to go some place and I went with him to the corner of Broadway and Canal Sts. and he took a Chill; he returned to the house and went to bed. I went to bed about 9 1/2 and he did not leave the room till 8 o'clock the next morning. He did not bring any clothes into that room that night. Cross Examined. I think I got to sleep about a quarter to eleven o'clock. I was restless and got up two or three times and read a book.

I slept till seven o'clock in the morning when the whistle blew. The witness then in response to counsel for the defendant said. O the fact is you were asleep in bed with the defendant in the morning?

A Yes sir. The letter marked Defendants exhibit No. 1 was read.

The jury rendered a verdict of guilty of burglary in the third degree.

0595

Testimony in the
case of
James Mc Gee
filed March

1884

0596

I will let you, if I get out
again I will know more
than I ever did. for god
sake mamu come to see
me and you can talk to the
judge for me. I will close
now, by sending my heart
and love for ever good bye

Dear Mamie Hege

~~xxxxxx~~
~~xxxxxxxxxxxx~~
From your loving

husband

Jas. Hege
I gave my right name

Dear Mamie I
 am charged with burg-
 lary in the first degree
 on last Friday night and
 Frank says that I was
 in the back yard
 at half past 1 o'clock in
 the morning that him and
 other men took the clothes
 away from me god knows
 that I am innocent for I was
 home with you. Mamie
 the other fellows in
 the tomb under \$3,000
 dollars bail and I will
 hafter bring you as a witness
 to prove that I was
 home and George Bricon

I hope Mamie that you
 will do all you can for
 me for I am in bad health
 and keep away from around
 there and try and get me
 a lawyer if you can and
 go and get a pass and come
 in to see me and I will
~~telegraph~~ telegraph to my uncle
 and he will come and do
 what he can keep away from
 chambers for me get what is
 coming to me and use the
 best you can for god sake
 come to see me I am awful
 sick and hungry to dear
 Mamie do not leave me
 till you find out what
 I get do not live with any
 body for mine and god sake

0598

People vs. Jas.

McGill

Left Ex

No 1

Ch
at 16/89

0599

Police Court—2 District.City and County } ss.:
of New York,of No. 80 Thompsonoccupation TailorStreet, aged 39 years,

being duly sworn

deposes and says, that the premises No 80 Thompson Street,
in the City and County aforesaid, the said being a three story brick building
in the Eightth Ward of said City, the basement of
which was occupied by deponent as a clothing and tailoring store
and in which there was at the time no human being,were BURGLARIOUSLY entered by means of forcibly loosening off the fastenings
on the inside of the shutters on the outside of one of the windows
opening from said basement into the back yard, breaking out a
portion of the sash and four pieces of glass from said window, and
bursting the fastenings on the inside shutter, and entering through the opening
on the 19th day of February 1887 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Twenty-four pairs of pants of the value ofTwenty-five dollarsTwenty-eight dollarsTwenty-one dollars and fifty centsthe property of Deponentand 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 byJames M. Lee (nowhere) and Charles Camille Fisher was
held to answer for said burglary on the 19th day of February 1887,
on the affidavit and complaint hereto attached, for the
reasons following: That about the hour of 9 o'clock on the
above date deponent locked and secured fastened the
above mentioned basement and went up stairs where
he resides to bed; That about the hour of 6.30 A.M. on the
following morning deponent discovered that the basement
had been burglariously entered in the manner above described
and the above described property feloniously taken stolen
and carried away.

0600

That defendant is informed by Frank Matthews of No 54 Thompson Street, that about the hour of 1.30 A.M. of the above mentioned night, he saw the defendant James Mc Gee Clougher over the fence of the back yard of premises No 54 Thompson Street with a large bundle of clothing and attempt to open the window of his apartment which opened into said yard, whereupon he came out in said yard, when the said James Mc Gee gave him three pairs of pants after which the defendant disappeared over the fence, that he thereupon notified the police of what had occurred. Defendant further says that he has seen the pants which the said James Mc Gee defendant gave the said Frank Matthews as above described and fully identifies them as a portion of the property taken from his place at the above mentioned time. Defendant still further says, that he believes the other defendant Charles Campbell also participated in the above described burglary and larceny as above described for the reasons stated in the annexed affidavit and complaint on which he was held in answer for said burglary and larceny on the complaint of defendant on the 19th day of February 1887. Wherefore defendant charges the said James Mc Gee and Charles Campbell with acting together and in concert and with burglariously entering the above described premises and stealing the above described property and prays that they may be dealt with according to law.

Joseph Goldman

James Mc Gee was not seen by me
24th day of February 1887
J. J. O'Connell
Deputy Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

0601

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 54 years, occupation Harborer of No.

54 Thompson Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Joseph Goldmann

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

knowledge.

Sworn to before me, this 24 day of February 1887

Henry Matthews
Police Justice

0602

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

James McGuire

Taken before me this

day of *September* 188*9*

Police Justice.

0603

Police Court—2 District.City and County } ss.:
of New York,of No. 80 Thompson Street, aged 39 years,
occupation Tailor being duly sworndeposes and says, that the premises No 80 Thompson Street,
in the City and County aforesaid, the said being a three story brick
building in the 8th Ward of said city
and which was occupied by deponent as a Tailor shop and dwelling house
and in which there was at the time no human being, by namewere BURGLARIOUSLY entered by means of forcibly pushing in the
shutters of the rear window in the basement
of said premises ^{opening into the back yard} and breaking the lower
latch of said window and four panes of
glass
on the 18th day of February 1887 in the Night time, and the
following property feloniously taken, stolen, and carried away, viz:About two dozen pairs of pants one
vest a dozen overcoats and one
small alarm clock all of the value
of One hundred dollars(\$100.00)the property of Deponent

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

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Charles Campbell (now here)for the reasons following, to wit: that at about the hour
of 9 O'clock PM said date deponent
locked and securely fastened the doors and
windows of said premises and went up
stairs to his dwelling apartment. And
at the hour of 6.30 O'clock AM February
19th deponent discovered said premises
had been broken into as aforesaid and
the above described property was missing

0604

deponent reported said burglary at the 8th Precinct Police Station house. And deponent is informed by Officer George Fletcher that at about the hour of 2 O'clock Am. February 19th he arrested the said defendant in Broome St. and at that time he the defendant had an overcoat on his back and one on his arm and in the pockets of the overcoat he had on his back the Officer found a small alarm clock. And in the room occupied by the said defendant in the premises No 576. Broome St. he the Officer found seven overcoats. Deponent has since seen the two overcoats found with the defendant at the time of his arrest and the seven overcoats found in his room and the alarm clock. and fully and positively identifies all of said property as his. Wherefore deponent charges the said defendant with burglariously entering said premises as aforesaid and feloniously taking stealing and carrying away said property and prays he may be held and dealt with according to law.

Joseph M. Goldman
Mark

Sworn to before me
this 19th day of Feb 1887.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Degree

Burglary

vs.

Dated

188

Magistrate.

Officer

Clerk.

Witnesses:

Committed in default of \$

Bailed by

No.

Street.

Bail.

Henry
Police Justice

0605

CITY AND COUNTY }
OF NEW YORK, } ss.

George Fletcher
aged _____ years, occupation Police Officer of No. _____

8th Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Joseph Goldman
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 19th }
day of February 1887 } George Fletcher
Henry Murray
Police Justice

0606

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK.

2 District Police Court.

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

Question. What is your name?

Answer.

Charles Campbell

Question. How old are you?

Answer.

22 years old

Question. Where were you born?

Answer.

New York

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

Answer.

516 Broome St. 2 Weeks

Question. What is your business or profession?

Answer.

Cracker baker

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 going into this man's premises a man gave me one of these crabs

Charles Campbell

Taken before me this

19th

day of February 1884

Police Justice.

0607

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 _____

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

Dated *July 19* 188 *3* *Henry 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

0608

Police Court

2nd District.

THE PEOPLE &c.
ON THE COMPLAINT OF

Joseph Goldman
80 High Street
Chas. Campbell

Offence by
and a party

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

February 19

1887

Magistrate.

Murray
George W. Fletcher

Officer.



Witnessed

No.

Precinct.

Street.

No.

Street.

No.

Street.

\$3000- to answer

(Cm)

0609

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

of No. Eighty Second St. Street, aged 57 years,
occupation Solicitor being duly sworn deposes and says,
that on the 21 day of February 1887

at the City of New York, in the County of New York, he arrested James McGe
(Wrayner) charged with burglary entering No 80
Thompson St. in company with Charles Campbell
on the 19th day of February 1887 - in the night time
and feloniously taking, obtaining and carrying away
a quantity of clothing of the value of one hundred dollars.
Deponent further says, that the said Charles Campbell
was held to answer for the above described burglary
in default of 3000 - bail, and that he was charged
alone with said burglary; that information has since
been received which fully implicates the said James
McGe in said burglary and deponent therefore prays

Sworn to before me, this 188 day

Police Justice.

06 10

That the said James M. G. may be committed for
examination until the papers may be recalled and
he may be charged in the same complaint with partici-
pating in said crime -

Sworn to before me

This 22 day of February 1867

Henry M. M. J. Justice

George Fletcher

Police Court, 2 District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

George Fletcher

vs.

James M. G.

AFRIDA VIT.

Dated February 22 1867

Henry M. M. J. Magistrate.

Witness,

George Fletcher

Disposition \$2,000 - Bail for

by Feb 24th 9 1/2 a.m.

06 11

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 Thirty 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 February 24 1887

James M. McQuinn Police Justice.

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

06 12

Police Court 2 District.

THE PEOPLE & c.,
ON THE COMPLAINT OF

Joseph Goldmann
80 Thompson
James St. Geo
Shades Cornhill

3

4

Offence Arresting & Harass

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated February 14 1887

Henry Chapman Magistrate.

George W. Fletcher Officer.

George W. Fletcher Const.

Witnesses George W. Fletcher

No. 5th Thompson Street.

No. George W. Fletcher Street.

No. for Defence Street.

Mary Gallagher Street.

No. 3000 to answer Q. J.

No. 2. Held to answer Feb 19/87

See numbered complaint

No 1 (Com)

06 13

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Randolph and
James McFize

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

Charles Randolph and
James McFize

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

The said *Charles Randolph and James*
McFize, both —

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

Joseph H. Goldman, —

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

Joseph H. Goldman, —

in the said *shop*, 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.

06 14

SECOND COUNT—

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

— *Charles Randall and*
James Mc Fige —
of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:

The said *Charles Randall and James*
Mc Fige, both —

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

Twenty four pairs of trousers of
the value of two dollars each pair,
one vest of the value of two dollars,
two overcoats of the value of
five dollars each, and one sock
of the value of two dollars,

of the goods, chattels and personal property of one *Joseph Fichtman* —

in the *shop* of the said *Joseph Fichtman* —

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

06 15

THIRD COUNT—

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

Charles Randall
James Mc Figg
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Charles Randall* and *James Mc Figg*,
Mc Figg, both
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at
the Ward, City and County aforesaid, with force and arms,

Twenty four pairs of trousers of
the value of two dollars each
pair, one set of the value of
two dollars, twelve overalls of
the value of five dollars each, and
one set of the value of two
dollars,

of the goods, chattels and personal property of one *Frederick T. Tisdeman,*
by a certain *person or* persons to the Grand Jury aforesaid unknown, then lately before feloniously
stolen, taken and carried away from the said *Frederick T. Tisdeman,*

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

Charles Randall and *James Mc Figg*
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.

RANDOLPH B. MARTINE,

District Attorney.