

0199

BOX:

338

FOLDER:

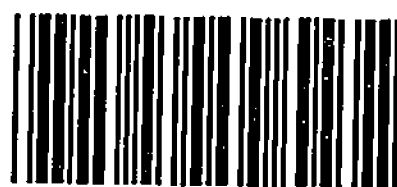
3194

DESCRIPTION:

Machnouski, Stanislaus

DATE:

01/31/89



3194

0200

-114
JRM

Counsel,
Filed 31 day of Jan 1889
Pleads, Chzpeilly - Chzpeilly.

THE PEOPLE
vs.
Stanislaus Macknowski
B
F
VIOLATION OF EXCISE LAW.
(Selling without License.)
[III, R. S. (7th Ed), page 1981, § 18, and
of 1888, Chap. 340, § 6].

JOHN R. FELLOWS,
District Attorney.

L. J. Sepko
A True Bill.

Geo. W. Wooten

Foreman.
officer
april 7
200

Witnesses;
J. W. Sokel

0201

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

3 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty and
demand a trial by
jury
Stanislaus Machrowski.*

Taken before me this

day of

188

Donald H. Kelly Police Justice.

0202

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 Jan 15 1889 *Samuel H. Bull* Police Justice.

I have admitted the above-named

Defendant

to bail to answer by the undertaking hereto annexed.

Dated 15 Jan 1889 *Samuel H. Bull* Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned. I order h to be discharged.

Dated _____ 188 _____ Police Justice.

0203

414.3293
Police Court District.

THE PEOPLE &c.,
ON THE COMPLAINT OF

Bailed by -

Casimir Smakowski
194. Eldridge St

BAILED

No. 1, by

Residence

174 Eldridge Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$ 100

to answer

Bailed

0204

Excise Violation-Selling Without License.

POLICE COURT-

3 DISTRICT.

City and County of New York ss.

of No. The 11th Precinct Police Street,
of the City of New York, being duly sworn, deposes and says, that on the 14th day

January 1889 in the City of New York, in the County of New York, at
No. 178 Chrystie Street,
Maurice Nachmanski (now here)

did then and THERESELL, CAUSE, suffer and permit to be sold, under his direction and authority,
~~strong and spirituous liquors, wine, and beer,~~ being intoxicating liquors, in quantities less than
five gallons at a time, to be drunk in the house or premises aforesaid WITHOUT HAVING A
PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made
and provided

Deponent bought and
drank and paid twenty cents
for four (4) glasses of Lager
Beer

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

Sworn to before me, this 15 day
January 1889

Samuel C. Billings Police Justice.

Maurice Nachmanski
Dietrich W. Dorel

0205

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

THE PEOPLE OF THE STATE OF NEW YORK,
AGAINST

Stanislaus Machnowski

(III. Revised
Statutes, [7th
edition] p. 1981
Section 13).

The Grand Jury of the City and County of New York, by this indictment, accuse
Stanislaus Machnowski
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

The said

Stanislaus Machnowski

late of the City of New York, in the County of New York aforesaid, on the *fourteenth*
day of *January* in the year of our Lord one thousand eight hundred and
eighty-~~nine~~ at the City and County aforesaid, certain strong and spirituous
liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one
gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale,
one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong
and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in
quantity less than five gallons at a time, to
one Dietrich W. Daskel and to
certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the Statute in such case
made and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1883, chapter 340 sec-
tion 5) SECOND COUNT—

And the Grand Jury aforesaid, by this indictment, further accuse the said
Stanislaus Machnowski
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND
BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Stanislaus Machnowski

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number *one hundred and seventy-eight Chrystie Street*
certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell to
one Dietrich W. Daskel and to
certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
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.

0206

(Laws of 1889,
chapter 840 sec.
tion 6.)

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
Stanislaus Macknowski
of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES,
WINE AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed
as follows:

1 The said

Stanislaus Macknowski
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, and at the premises there situate, known as
number *one hundred and seventy eight Chrystie Street*

certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did give away to

certain — persons whose names are to the Grand Jury aforesaid unknown, to be
drank upon the premises aforesaid, without having a license therefor, as required by law,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0207

BOX:

338

FOLDER:

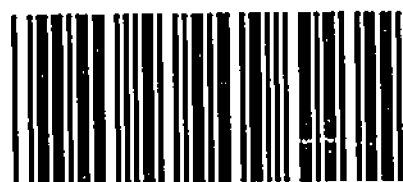
3194

DESCRIPTION:

Mack, Daniel

DATE:

01/21/89



3194

Witnesses;

Michael Kelly
officer J. F. MacLarkey

officer has done

kmil' Hk

0208

188 J B

Counsel,

Filed

Day of

188

Pleads

Chozmichy.

THE PEOPLE

vs.

P

Daniel Mack

House of Detention

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Thos. B. Woolery

Foreman.

Jan'y 23/89.

James G. Woolery
J. M. B. B. B.

Grand Larceny, 5th Degree.
(From the Person.)

[Sections 528, 530, 531 — Penal Code].

0209

Police Court— District.

Affidavit—Larceny.

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

of No. 148 North 2nd Street, aged 50 years,
occupation Engineer being duly sworn

deposes and says, that on the 20 day of December 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and
person of deponent, in the night time, the following property viz:

Good and lawful money
of the United States of the
amount and value of One
dollar and eighty-five cents

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 Daniel Mack now here

for the reasons following, to-wit:
On the above date the deponent
had the said money in the
left pocket of the trousers
then worn by deponent as a
portion of his bodily clothing,
when the said defendant
placed his hand in said
pocket and took therefrom
the said money.

Michael Kelly

Sworn to before me, this

20 day

of

December, 1888

Sam'l C. McCall Police Justice.

02 10

Sec. 193-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Daniel Mack being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is *h^{is}* right to
make a statement in relation to the charge against *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^{is}* waiver cannot be used
against *him* on the trial.

Question. What is your name?

Answer. *Daniel Mack*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *34 Cherry Street 10 years*

Question. What is your business or profession?

Answer. *Bar tender*

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

Answer. *I am not guilty*

Daniel Mack

Taken before me this *20*

day of *December* 188*8*

John J. C. Smith Police Justice.

0211

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

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

Dated Dec 20 1888 *San V. Cipriani* *Police Justice.*

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

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

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

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

02 12

1885 1943
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Kelly
148 North 2nd St
H.D. Mack
Daniel Mack

Offence: Larceny
from person

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

2
3
4

Dated Dec 20 188

O'Reilly Magistrate.

Malarky Officer.

4 Precinct.

Witnesses

\$10000 E Dec 21. 2 PM

No. Street.

No. Street.

\$10000 to answer G.S.

COMMITTED

907
New

0213

CITY AND COUNTY } ss. —
OF NEW YORK,

POLICE COURT, DISTRICT.

of No. *4th Precinct* Street, aged _____ years,

occupation *Police Officer* being duly sworn deposes and says,

that on the *20th* day of *September* 188*8*

at the City of New York, in the County of New York, *Michael Kelly*

now being is a material witness for the People against Daniel Mack charged with Larceny from the person and departs believing that said Kelly will not appear when wanted prays he may be committed to the House of Detention for witnesses.

John F. Malarky

Sworn to before me, this

of *December* 188*8*

20 day

Justice of the Peace

02 14

Police Department of the City of New York,

Precinct No. 147 D

New York, Aug 14 1889

Henry Hartman &
Sgt. Dist. Dist. Att.

L. Michael Kelly
came in the case of David Black
was committed here Dec 20
and has not been before the C.
Mag. He was unable to be at
court to day also one week
ago because the Low had
deprived him of his liberty. But former
have been sent to his residence,
and had he been there he
would likely have been present
His case was was to day and
is inform him

Respectfully

J V Hobbs

Sp

0215

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Daniel Mack

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

Daniel Mack
of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said Daniel Mack

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

one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as
United States Treasury notes), of the denomination and value of one dollar; one
promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of one dollar; one United States Silver
Certificate of the denomination and value of one dollar; one United States
Gold Certificate of the denomination and value of one dollar;

and divers coins of a number,
kind and denomination to the
Grand Jury aforesaid unknown,
of the value one dollar and
eighty-five cents

of the goods, chattels and personal property of one Michael Kelly
on the person of the said Michael Kelly
then and there being found, from the person of the said Michael Kelly
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

John R. Fellows
District Attorney

02 16

BOX:

338

FOLDER:

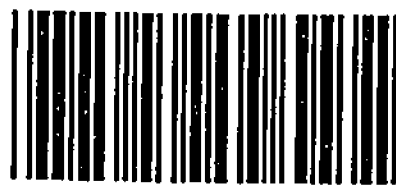
3194

DESCRIPTION:

Madden, John

DATE:

01/09/89



3194

Witnesses;

Geo. H. Young

Counsel,

Filed

Pleads,

1889

day of May

at New York City

THE PEOPLE

vs.

John Madden

VIOLATION OF EXCISE LAW.
(Selling to Minor.)
[III Rev. Stat. (7th Ed.) p. 1982, § 15.]

JOHN R. FELLOWS,

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

Part 2... May 11... 1889

A True Bill.

Geo. H. Young
Foreman.

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

0217

02 18

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 Madden

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

John Madden

of a MISDEMEANOR, committed as follows:

The said

John Madden

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

twenty fifth day of *December* in the year of our Lord
one thousand eight hundred and eighty-*eight*, at the City and County aforesaid,

certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell to one

Frances Costa
who was then and there a minor under the age of fourteen years, to wit: of the age of

ten years, as *he* the said *John Madden*
then and there well knew and had reason to believe; against the form of the statute in such

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

JOHN R. FELLOWS,

District Attorney.

02 19

BOX:

338

FOLDER:

3194

DESCRIPTION:

Madel, Alexander

DATE:

01/23/89



3194

Witnesses,

Samuel Reddy

- Appearing by affidavit on file that complainant without whose evidence no conviction can be had, cannot be found? consent that the defendants be discharged.

James H. Dawson
A. D. A

#43

Grady

Counsel,

Filed

23 day of Aug 1889

Pleas,

Chattel

THE PEOPLE

vs.

Alexander M. Mader

Crime against nature

[Section 100 M Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Geo. B. Brown

Foreman.

June 12/89

Paul Duckworth

0220

0221

PART III.

THE COURT ROOM IS IN THE FIRST STORY.

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

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE. ©.

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

To Anna Fredrick

of No. 168 East 54 Street.

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the

MAY.

28 day of

1889, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Alexander Meddell et al.

Dated at the City of New York, the first Monday of

MAY,

in the year of our Lord, 1889.

JOHN R. FELLOWS, *District Attorney.*

0222

Should the case
assigned in Court
Office about it, a
If inconvenient
state this early to
If ill when serving
Attorney's Office
If you know of
fore the Magistrate
was not there in
District Attorney

THE PEOPLE

vs.

Alexander Medell

City and County of New York, ss:

Jacob Deubert being duly
sworn, deposes and says: I reside at No. 161 Essex

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the

City and County of New York. On the 27th day of May 1889,
and on two other occasions
I called at

163 East 54th St.

the alleged residence of Anna Frederick

the complainant herein, to serve her with the annexed subpoena, and was informed by

a Mrs. Frick, a tenant of said premises,
that said complainant had removed
therefrom, some time ago.

Mrs. Frick further stated that she
believed said complainant had gone
to Brooklyn to reside, but to what
street she did not know.

Sworn to before me, this

27 day

of

1889

Jacob Deubert
Subpoena Server.
Notary Public N. Y. Co.

Court of General Sessions.

THE PEOPLE, on the Complaint of

Leva Frederick

vs.

Alex. Medell
et al

Offence:

JOHN R. FELLOWS,
District Attorney.

Affidavit of

Josh Benber
Subpoena Server.

Failure to Find Witness.

0223

0224

Sec. 151.

Police Court 4 District 1

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 Leua Fredrick
of No. 102 3 Ave Street, that on the 18 day of November,
1888 at the City of New York, in the County of New York,

Alexander Madel and Benjamin Klats
did commit a crime against nature
in the manner following, that
said Madel did use his penis in
the act with said Klats with the
consent of said Klats and had
sexual intercourse in such manner

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 them
forthwith before me, at the _____ DISTRICT POLICE COURT, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 20 day of November, 1888

A. J. White
POLICE JUSTICE.

0225

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 11th DISTRICT.

of No. 862 3rd Avenue Street, aged 30 years,
occupation House worker being duly sworn deposes and says,
that on the 16th day of November 1888

at the City of New York, in the County of New York, Alexander Madel
and Benjamin Klater did wilfully and
feloniously commit a crime against
nature in the manner following, that
at about the hour of 3 o'clock PM
of said date in said premises said
Madel did insert his penis in the
rectum of said Klater with the consent
of said Klater and in such manner
did have carnal intercourse with
said Klater all in open view
and right in front of

Sworn to before me, this

20

day

of November 1888

Police Justice,

0226

Police Court-- District.

THE PEOPLE, & c.

ON THE COMPLAINT OF

Lena Fredrick

vs.

Alexander Madel

Benjamin Klater

AFFIDAVIT.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

Dated June 21 A. D. 1907.

0228

Court of General Sessions, City and County of New York.

The People vs.

vs.

Alfred W. Hall.

City and County of New York, ss:

James M. Thompson, being

called upon, says as follows, to wit:

I am one of the counsel for the defense of above-named.

Where the two full terms of this Court have been held since the indictment in this case was filed, and the same defendant has not been brought to trial, and a delay has been caused by his application, but he has not at all times ready for trial.

Subscribed and sworn to

before me this 10th day

of June A. D. 1917.

James M. Thompson

Wm. H. Reed
Notary Public
131 W 40

Court of General Sessions.

The People &c.

vs.

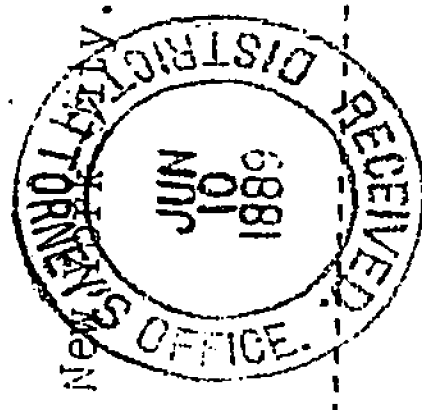
Alexander Madell.

Affidavit & Notice of Motion.

Purdy & McLaughlin,

Of Counsel for Defendant,

No. 280 Broadway,



To John R. Fellows, Esq.,

District Attorney.

0229

0230

Sec. 198—200.

H District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Alexander Medill 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. *Alexander Medill*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *Canada*

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

Answer. *163, 3rd Avenue Newark*

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*
Alex Medill

Taken before me this

day of *November* 188*8*

Police Justice.

0231

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Benjamin Klatten being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is h^e 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^e waiver cannot be used
against *him* on the trial.

Question. What is your name?

Answer. *Benjamin Klatten*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *MS.*

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

Answer. *162 3rd Ave. Brooklyn*

Question. What is your business or profession?

Answer. *Labour*

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*
B. Klatten

Taken before me this

day of *March* 188*8**Police Justice*

0232

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 Alfred Davis

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

Dated November 2 1888 A. J. White Police Justice.

I have admitted the above-named Alfred Davis

to bail to answer by the undertaking hereto annexed the same being certified
to depart with the same

Dated Nov 2 1888 A. J. White 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 Nov 2 1888 A. J. White Police Justice.

0233

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

Lena Friedrich
163 East 54th St.

Alexander Modell
Raymond Katers

Offence

Against

Date

1888

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

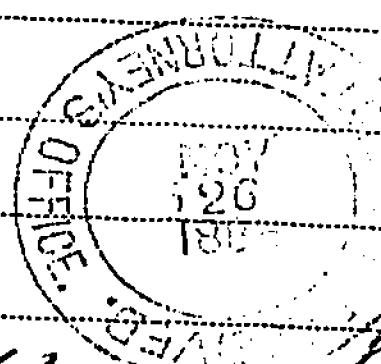
Street.

No.

Street.

\$ 50.00 to answer

Q 2 2 1/2 hrs 3 PM
Mr. T. J. T. T. T.



0234

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Alexander Madd

The Grand Jury of the City and County of New York, by this
Indictment accuse Alexander Madd

of the ~~Crime of~~ *Crime against nature*; -

committed as follows:

The said Alexander Madd,

late of the City of New York, in the County of New York, aforesaid, on the
~~sixteenth~~ day of ~~November~~, in the year of our Lord one thousand
eight hundred and eighty-~~eight~~ at the City and County aforesaid,

in and upon one Benjamin Water,
a male person, then and there being,
feloniously made an assault,
and thus the said Benjamin Water,
in a manner contrary to nature, then
and there feloniously did carnally
know, against the form of the
Statute in such case made and
provided, and against the peace of the
People of the State of New York, and
their dignity

John R. Fellows, District Attorney

0235

BOX:

338

FOLDER:

3194

DESCRIPTION:

Madison, Thomas F.

DATE:

01/11/89



3194

Witnesses;

Charles Bibbings

W. B. B. S.

Counsel,

Filed 11 day of Aug 1889.

Pleads *Not Guilty*

THE PEOPLE

W. B. B. S.

20. Grand - vs.

22. Proof in P

Thomas S. Madison

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

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. B. B. S.

Aug 22/89, Foreman.

Wm. B. B. S.

Ed. H. S.

T.

0236

0237

The People
vs.
Thomas F. Madison. { Court of General Sessions, Part I.
Before Recorder Smythe.

Wednesday, January 23, 1889.

Indictment for grand larceny in the first degree.

Charles Vilbinger sworn and examined.

I live at 214 West 18th Street and remember the 24th of December, I was in Thompson Street at nine o'clock at night, I was down on the sidewalk waiting for my grandchild, I was visiting my son at 21 Thompson Street near Grand, I had a gold watch on me at that time worth about one hundred dollars, I carried it in my lower vest pocket attached to a chain, I saw the Defendant that night. When I came down with my son I waited one minute for my grandchild and this young man came from across the way with two others; that is the man (pointing to the Defendant) who stole the watch; he came up to me and said, "what is the matter with you", and grabbed my two hands and broke the chain and took the watch and ran away at the same time; when he grabbed me he looked me right in the face and was so near to me that he could bite me, I looked at him sharp in the face by the electric light, I ran after him and I could not run as fast as he and one of the three men run right in my way that I could not run after him. I have got the piece of the watch chain that was left in my pocket. I saw the defendant a week after when I was called to the Station House. After I was robbed I gave a description of the man, I identified him in the Station House, I believe there were about a dozen or fifteen of all kind of men in the Station House, they were put in a row and I was called out by the Captain, he asked me to

0238

see if I could find the man and as soon as I came out I says, "that is the man"; the captain told me to look everybody in the face. I did so and at the same time said, "I have got the right man", I am sure he is the man.

Cross Examined. I am doing nothing just now, the last time I was at work was with a grocer; this happened on Christmas eve, I was upstairs about an hour in my son's place that evening, I drank nothing in my son's place that night, I drink a glass of wine when I take dinner and that is all I take, I am sixty-five years old, I wear spectacles but do not wear them on the street at all, I remember crying out at the time, "stop thief". These fifteen men were dressed differently, I do not know if some of them were policemen. I remember when I went to the Police Court to prefer a charge against the defendant that my little daughter came along with me, she is fourteen years of age; she came down the steps the same time the young man grabbed the watch; when she was in the Police Court she did not say. "that is not the young man", she said, "grandfather, I cannot tell", and I told her "if you aint sure, don't swear to it"; I thought maybe she saw him in the face but she says she did not. I live in 16th Street and the Station House is corner of Worster and Prince Streets. I was not in the house when the policemen came there but my wife was. After I picked the man out I told the captain my name; the night I went to make the complaint I did not see the Captain but I saw a Sergeant. It is not true that the Captain or officer told me when I came to the Station House that they had got the young man

0239

who robbed me and that they had him under arrest; the police said, "we arrested a couple of young men," he did not tell me that he arrested the man who robbed me.

John O. Savercool sworn and examined.

I am a police officer on special duty in the 8th precinct. I was on my vacation about the 24th of December, I was in the Station House the night that Madison was arrested, I was present when the complainant identified him. Myself and Officer Hackett went out and picked up a number of men just as we could get them around in the street and took them in, I think there was eight or ten and stood them up in a line along in the Station House, we brought up two prisoners, this young man and another and told them to take their places anywhere in the line; the other young man did not object to take his place but the defendant seemed to find fault with the identification, he was not satisfied with being stood up. The complainant was brought out of the Captain's office and was told to see whether he could pick out the man who had stolen his watch, he walked around and looked at them, he walked up to this Defendant and said, "that is the man"; he was then told to be sure whether it was the right man or not; he said he was sure, that he could pick him out of a hundred.

By Counsel. Was not the objection which this boy gave for not wishing to stand up there to the effect that he was an innocent man and that you had no right to make him stand up with a lot of men if he didn't want to? Yes, he said he was innocent.

0240

John Kelly sworn and examined for the Defence, testified: I reside at 35 Sullivan Street and am a weigher in the dock department, I remember the evening that this old gentleman's watch was stolen from him, I was on the northwest corner of Grand and Sullivan Sts., I saw the complainant in the neighborhood of nine o'clock, I was about fifty feet from him, he came up the street hollering "murder, catch, stop thief" but the man who stole the watch was fully five minutes gone before the old gentleman came up Grand Street, I did not see the man steal it but I judged so from the description of the man. I was standing alongside of the Defendant in his company at the time the old man was crying. "watch, stop thief", I went around the corner with the crowd and a police Sergeant ran after the man that stole the watch, at least I thought so. The man who stole the watch was as tall as I am, he came along up Grand Street and crossed Sullivan and the Sergeant was right behind him and the thief was on the other corner. At this time the defendant was in my company, I was half a block behind the old man then, I walked around the corner of Canal and Varick to see if the thief was caught, the Defendant was not running at all.

Cross Examined. I was standing talking on the corner of Sullivan and Grand Street, I saw two men running up, I do not know who took the old man's watch, I have lived in that neighborhood about five years, it was Sergeant Allen who ran after the man that night and the man who was supposed to be the thief ran ahead of him; the Defendant was with me about an hour before that happened, in my company all the time, there were three or four men

0241

stood there on the corner of the liquor store, I could not tell you their names; the Defendant drives a cart for a man named Kerrigan, I believe, No. 38 Sullivan Street; we were talking about an hour of different things, he told me of a party that he was going to, I have never been arrested.

John Gilbertson sworn. I am a plumber and in business for myself at 23 Grand Street, I know the Defendant about twelve years, I never found anything wrong with him, he worked for me off and on for the last five years, I remember the evening before Christmas, I was standing on the stoop where I live 27 Sullivan Street and saw Kelly and Madison standing on the corner together, I saw a man running and the Sergeant chasing after him, I saw the old man running after the Sergeant.

John Gobel sworn. I am a butcher and do business at 20 Grand Street. I remember seeing the old gentleman on the night before Christmas, I was in the store and heard somebody holler watch and went out in front of the store, I saw a man running along the car track, crossing over Sullivan Street on Brennan's corner where the electric light is. The young man I saw running was a tall fellow with very broad shoulders. I know the Defendant by sight three or four months, it was not him who was running. As soon as the old gentleman passed the door I went inside again, I did not care anything more about it.

0242

John Reilly sworn.

I live at

13 Vestry Street and drive a wagon, I remember Christmas Eve, that night I was standing under an electric light at Brennan's liquor store, I saw a man run across the street and the old man after him hollering watch and stop thief, I am sure it was not the defendant who was running for he was standing by Marvin's school next door to Brennan, the man who was running was bigger than the Defendant, Sergeant Allen said, "go it boys", the Defendant was one of the men who ran after him.

John J. Gill sworn and examined.

I live 22 Sullivan Street and am fifteen years old, I come out of the house on this night and was standing in the middle of the street between Grand and Canal in Sullivan and saw a man running across the street and about seventy-five feet after him came Sergeant Allen, the man was about six feet high and broad shouldered, I did not run after him, I know Mr. Kelly and did not see him that night.

Thomas F. Madison sworn. I live 22 Grand Street and the last business I have been at has been roofing, I worked for John Gilbertson and worked for a roofing company, I remember the evening of the 24th of December, I left my house that evening about half past seven o'clock with the intention of going to Harrison's ball, I saw Kelly standing on the corner and talked with him and some other men. I am married and have been arrested for being drunk and for making a fire in the street to boil tar

0243

in the middle of the street , I was never arrested for stealing; I was with Kelly when I heard the old man holler watch and saw a man running and the Sergeant after him, I went to the corner of Varick and Officer Callahan asked me which way did he go and afterwards Officer Callahan came along with the old gentleman and I asked Callahan where he was going and he said he was fetching the old man to the Station House to make a complaint. Afterwards Callahan came back and asked me if I knew anything about it and I said no. I did not go to the bail but went home. I was arrested eight days afterwards and brought to the Station House. I was not satisfied to be stood up with the other men because I had done nothing. The old man pointed me out, then the girl was brought up and said, "he has got eyes and nose like the man but I am not sure."

Frances Madison sworn. I am the wife of the defendant and remember seeing him on the corner of Sullivan and Grand with Mr. Kelly.

Myron Allen sworn for the People, testified:

I am a Police Sergeant and remember Christmas Eve, the time the complainant lost his watch, he was shouting, "watch, watch and I ran after the man and took a cramp in my left instep and could not run any further and Officer Callahan and some other officers joined in the chase; the young man was dressed in dark clothes and seemed to be about five feet six, a slim built, youngish man.

The Jury rendered a verdict of guilty.

0244

Testimony in the
case of
Thomas H. Madison

filed
Jan. 1889.

0245

Police Court—2 District.

Affidavit—Larceny.

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

of No. 214 West 16th Street, aged 65 years,
occupation none being duly sworn

deposes and says, that on the 24 day of December 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property viz:

One gold
watch of the value of one
hundred dollars \$100

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 F. Madson

(now here) Deponent was passing
along Thompson Street near
Grand Street about 9 o'clock
P.M. on said date, and the said
watch was in the vest pocket
of deponent. The defendant
ran across the street and grabbed
the chain of the said watch which
was attached to deponent's vest
and he pulled the said watch out
of deponent's pocket and tore
it from the said chain and
then he ran off. The defendant
is now fully recognized by
deponent as the one who

Sworn to before me, this
day of
188

Police Justice.

0246

state the said watch. Dependent
had a full view of the defendant
under the electric light and has
no doubt that the defendant
is the person who stole the said
watch and asks that he be dealt
with as the law directs.

SUBORN TO BEFORE ME

THIS DAY OF

January 1899 Carl Velbinger

POLICE JUSTICE.

Dated 1888 Police Justice.

guilty of the offence within mentioned, I order he to be discharged.

There being no sufficient cause to believe the within named

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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

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

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

Police Court, District,

THE PEOPLE, &c.,

on the complaint of

vs.

Offence—LARCENY.

1 2 3 4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$

to answer

Sessions.

0247

Sec. 193-200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

Thomas J. Madison

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

Question. What is your name?

Answer.

Thomas J. Madison

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

22 Grand St

6 months

Question. What is your business or profession?

Answer.

Roof

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

Answer.

*I am not guilty - I can
prove that I did not do
it.*

his
Thomas J. Madison
mark

Taken before me this

day of *Jan* 188

Police Justice

0248

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

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

Dated.....188

Police Justice.

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

Dated.....188

Police Justice.

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

Dated.....188

Police Justice.

0249

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

Charles Vilfinger
2124 West 16th
Thomas F. McAdams

2

3

4

Offence

Dated Jan 1 1889

Magistrate.

O'Brien & Samuel Officer.

Precinct.

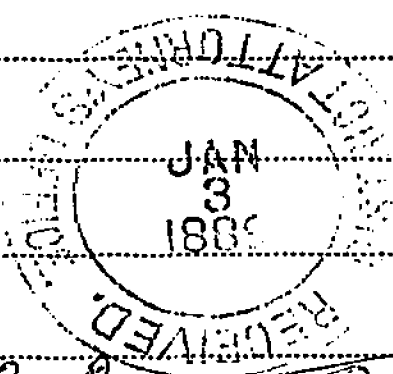
Witnesses

No. Street.

No. Street.

No. Street.

\$ 1000 to answer



Ex. R.

0250

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 J. Madison

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

Thomas J. Madison
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

Thomas J. Madison

late of the City of New York, in the County of New York aforesaid, on the *Twenty fourth*
day of *December* in the year of our Lord one thousand eight hundred and
eighty eight, in the *night* time of the said day, at the City and County
aforesaid, with force and arms,

*one watch of the value
of one hundred dol-
lars*

of the goods, chattels and personal property of one *Charles Velbinger*
on the person of the said *Charles Velbinger*
then and there being found, from the person of the said *Charles Velbinger*
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

John R. Fallowe,
District Attorney.

0251

BOX:

338

FOLDER:

3194

DESCRIPTION:

Magrath, Joseph

DATE:

01/31/89



3194

0252

WITNESSES:

Andrew A. Nolan, Jr.

417

Counsel,

Filed 01

day of

Jan 1889

Pleads

THE PEOPLE,

vs.

VIOLATION OF EXCISE LAW

(Selling on Sunday, Etc.)
[Ill. Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 5.]

B
Joseph Magrath

4. 1889

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Geo T. Bradley
Foreman.

F. O. Kelly
Feb 15 1889

0253

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Joseph Wm. Grath*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Illinois*

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

Answer. *44 Henry Street*

Question. What is your business or profession?

Answer. *Bartender*

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 demand*
a Jury trial *Joseph Grath*

Taken before me this

14

day of *May* 188*9*

John P. Sullivan
Police Justice.

0254

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.....

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

Dated July 14 188 9 J. M. Patterson Police Justice.

I have admitted the above-named.....

defendant
to bail to answer by the undertaking hereto annexed.

Dated July 14 188 9 J. M. Patterson Police Justice.

There being no sufficient cause to believe the within named.....

.....guilty of the offence within mentioned, I order h to be discharged.

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

0255

6

BAILED,
No. 1, by Wm H Walker
Residence 110 Lermy Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

417 91
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles M. Walker
vs.

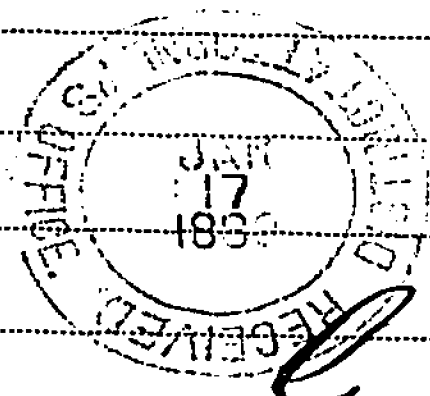
Joseph W. Smith

2
3
4

Office Wm H Walker
Wm H Walker

Dated July 14 188 9
Patterson Magistrate.
Walker Officer.
95 Precinct.

Witnesses _____
No. _____ Street.
No. _____ Street.
No. _____ Street.
\$ 100 to answer G.S.



Bailed

0256

Excise Violation—Selling on Sunday.

POLICE COURT— L DISTRICT.

City and County } ss.
of New York, }

Andrew A. Nolan
of the 9th Precinct Police Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 13 day
of January 1889, in the City of New York, in the County of New York, at
premises No. 48 Berry Street,
Joseph W. Grath (now here)
did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Joseph W. Grath
may be arrested and dealt with according to law.

Sworn to before me, this 14th day
of January 1889.

Andrew A. Nolan

J. M. Patterson Police Justice.

0257

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Magrath
The Grand Jury of the City and County of New York, by this indictment, accuse
Joseph Magrath
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE ON SUNDAY, committed as follows:

The said

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

Andrew A. Nolan
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
Joseph Magrath
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

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

JOHN R. FELLOWS,

District Attorney.

0258

BOX:

338

FOLDER:

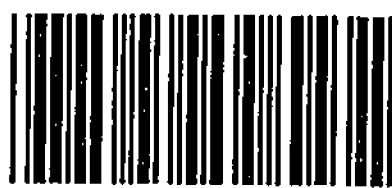
3194

DESCRIPTION:

Maguire, Thomas

DATE:

01/18/89



3194

0259

Witnesses,

John F. Mahoney

164

Counsel,
Filed
Pleads, *Not guilty, v.*

E. J. Mahoney
229-Bway
day of May 1888

THE PEOPLE

vs.

Thomas Maguire

Crime against nature
[Section - N O L - Penal Code.]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

True & Worthy
May 25/88
Foreman

*Expenditures against the
New York & Co. Bank
of the City of New York
of the City of New York*

0260

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

POLICE COURT, 1 DISTRICT.

of No. Butterfly Park Place Street, being duly sworn, deposes and says,that on the 26th day of December 1888at the City of New York, in the County of New York Dependant arrested

Owen McCaffrey ^{and} Thomas Maguire
(now here) who did personally know
each other in a manner contrary
to nature, for the reasons following
to wit, That about the hour of
one o'clock AM, on the morning
of said day, deponent saw said
dependants together at the water
wall in said park, and saw said
McCaffrey down on his knees close
up to Maguire, who was standing
against said wall ^{and} that said
McCaffrey then had his mouth
close to the penis of said Maguire
and when deponent approached to said
place said McCaffrey jumped away
and said Maguire took his penis and
placed it in his pants. Deponent
therefore charges said dependants
with the detestible ^{and} abominable
crime against nature, in violation
of section 303 of the Penal Code

Sworn to before me 1888 } John P. Mahoney
this 26th day of December

David C. Kelly
Police Justice

0261

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 Maguire

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

Indictment accuse Thomas Maguire

of the crime of ~~against nature~~.

committed as follows:

The said Thomas Maguire.

late of the City of New York, in the County of New York, aforesaid, on the
Twenty-fifth day of December, in the year of our Lord one thousand
eight hundred and eighty-eight, at the City and County aforesaid,

in and upon one Owen McCaffrey, a
male person, feloniously made an
assault, and then the said Owen
McCaffrey, in a manner contrary
to nature then and there feloniously
did carnally know, against the
form of the Statute in such case
made and provided, and against
the peace and dignity of the
said People.

0262

Second COUNT.

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

Thomas Maguire
of the CRIME of against nature.

committed as follows:

The said Thomas Maguire,

late of the City and County aforesaid, afterwards to wit: On the day and in the year aforesaid,
at the City and County aforesaid, deliberately did unlawfully
forcibly submit to carnal knowledge
of himself in a manner contrary
to nature by one over the body
of a male person, 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
digesting

John P. T. Jones,

District Attorney

0263

BOX:

338

FOLDER:

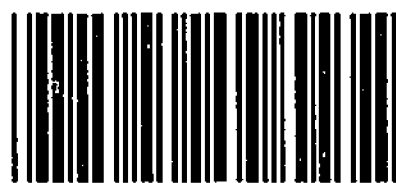
3194

DESCRIPTION:

Maier, William

DATE:

01/18/89



3194

Witnesses:

C. F. Yang

183 C. H. Hager

Counsel,

Filed

day of

1889

Pleads,

Appreciation

THE PEOPLE

vs.
386. 1/2

William Mauer

Burglary in the second degree.

Section 497.506.528.5324

JOHN R. FELLOWS,

Pr. Aug 31/89 District Attorney.

per O.D.

Ren to Mrs. P.B.M.

A True Bill.

Geo. B. Woodley

Foreman.

0264

0265

Police Court— District—

City and County
of New York,

ss.:

of No.

occupation

deposes and says, that the premises No.

in City and County aforesaid the said being a

which ~~was~~ occupied by deponent as a

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

were BURGLARIOUSLY entered by means of forcibly breaking the

cellar door fastenings

on the

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

five cents in gold and lawful
current money of the United
States

the property of

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

William Meier (now here)

for the reasons following, to wit:

Deponent, effectually
closed said premises, on said
date and night at one o'clock
and at three o'clock on said
night and date Deponent saw
said Defendant come through
a trap door, from the cellar of
said premises, into said store
and then Deponent saw said

0266

Defendant put his hand in
Dependent money drawer and take
said sum of money; Wherefore
Defendant now charges said
Defendant with Burglariously
entering said premises and taking,
stealing, and carrying away, said
property and prays that he be
dealt with as the law directs

Sworn to before me
this 8th of Jan 1889 } Chris. F. Bang
San Francisco Police Justice

Dated _____ 1888 _____ Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence mentioned, I order he to be discharged.

Dated _____ 1888 _____ Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated _____ 1888 _____ Police Justice.

of the City of New York, until he give surety.

Hundred Dollars _____ and he 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

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

Police Court, _____ District, _____	Office—BURGLARY.
THE PEOPLE, &c., on the complaint of	
vs.	
1	
2	
3	
4	
Dated _____ 1888	Magistrate.
	Officer.
	Clerk.
Witness, _____	
No. _____	Street, _____
No. _____	Street, _____
No. _____	Street, _____
\$ _____	to answer General Sessions.

0267

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

30
District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
William Maier

Taken before me this

day of

188

Police Justice.

0268

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 *25* 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 *Jan 9* 188 *Jan 9* 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.

0269

188 3 53
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

C. H. Stang
Wm Meier

Amaglar

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

2
3
4

Dated

188 9

Magistrate.

Officer.

Precinct.

Witnesses

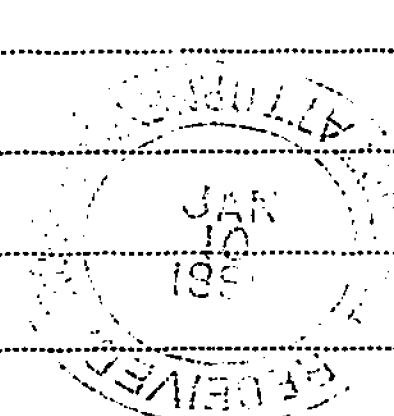
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 10000 to answer *49*

COMMITTED.



0270

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Maier

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

William Maier

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

The said *William Maier*,

late of the ~~Southern~~ *Seventh* Ward of the City of New York, in the County of New York
aforesaid, on the ~~seventh~~ *seventh* day of *January*, in the year
of our Lord one thousand eight hundred and eighty-~~nine~~ *nine*, with force and arms, about the
hour of *three* o'clock in the *night* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one *Christopher T. Hange*

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit: *The said Christopher T. Hange*

within the said dwelling house, with intent to commit some crime therein, to wit: the goods
chattels and personal property of the said *Christopher T. Hange*

in the said dwelling house then and there being, then and there feloniously and burglariously to
steal, take and carry away;

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

0271

SECOND COUNT—

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

William Warner

of the CRIME OF BURGLARY LARCENY. committed as follows:

The said William Warner.

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,

divers pieces, of a number, kind
and denomination to the Grand
Jury aforesaid unknown. of the
value of fifty five cents,

of the goods, chattels and personal property of one Christopher T. Wang,

in the dwelling house of the said Christopher T. Wang.

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

John W. Collins,
Attorney

0272

BOX:

338

FOLDER:

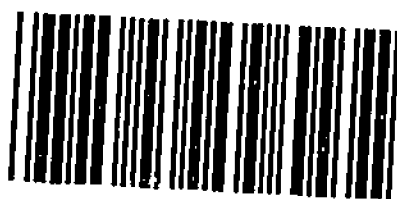
3194

DESCRIPTION:

Malloy, Alexander

DATE:

01/22/89



3194

0273

BOX:

338

FOLDER:

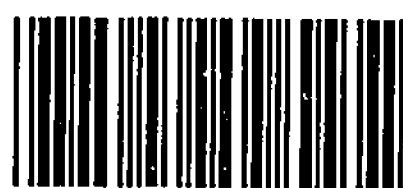
3194

DESCRIPTION:

Sullivan, Michael

DATE:

01/22/89



3194

Daniel C. Larnell
Officer John Vandantop

THE PEOPLE

JOHN R. FELLOWS,
John R. Fellows / *Jr. District Attorney.*

Specie & Ch. D. Accepted
 A True Bill.
 Sp. L. Comptroller of
 Robt. M. M. M.
 S. L. M. M.
 New York

Foreman.

1843 Jan 20
 1843 Jan 20
 1843 Jan 20

0274

0275

Police Court District.

CITY AND COUNTY }
OF NEW YORK, } ss

Daniel Horrell
 of No *414 West* Street, Aged *6* Years
 Occupation *Seaman* being duly sworn, deposes and says, that on the
9th day of *January* 188*9*, at the *9th* Ward of the City of New York,
 in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-
 ponent by force and violence, without his consent and against his will, the following property, viz:

One leather purse
Containing papers and
good and lawful money of
the United States to the amount
and

of the value of *Eight* DOLLARS,
 the property of *deponent*.

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

Alexander Mollen (now here)
and two other men whose names
are unknown and not yet arrested.
from the fact that at about the
hour of 11.30 O'clock A.M. said
date deponent went into the saloon at
No 396 West Street in company with
one of the said unknown men, and
after deponent and said unknown
man got into said saloon, the said
deponent caught deponent violently
by the throat and held him, while one
of the said unknown men not yet

day of

1889

Police Justice

0276

Arrested. took said purse from the right hand pocket of defendant's pants.

Wherefore defendant charges the said defendant. and the said two unknown men not get arrested with being together and acting in concert with each other and feloniously taking stealing and carrying away said purse from the person of defendant by force and violence against his will and without his consent.

Sworn to before me } Daniel O'Connell
this 12th day of July 1889

J. M. O'Connell

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1889
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1889
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.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

1
2
3
4

Dated 1889

Magistrate.

Officer.

Clerk.

Witness,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

0277

Sec. 193-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.
Alexander Mally

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.

Alexander Mally

Question. How old are you?

Answer.

25 years old

Question. Where were you born?

Answer.

New York

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

Answer.

42 West St. Mos.

Question. What is your business or profession?

Answer.

Labour.

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

Alexander Mally
mark

Taken before me this

day of

188

Wm. J. Sullivan

Police Justice

0278

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2

District Police Court.

Michael Sullivan 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 Sullivan*

Question. How old are you?

Answer. *29 years of age*

Question. Where were you born?

Answer. *Muland*

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

Answer. *Bank St. 6 weeks*

Question. What is your business or profession?

Answer. *Longsheer and*

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. That is all I have to say.*

Michael Sullivan

Taken before me this

14th

day of

January

188

Wm. C. C. C.

Police Justice.

0279

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 - DISTRICT.

John Valiant
of 9th Precinct
occupation Police Officer
that on the 16th day of January 1889
being duly sworn deposes and says
at the City of New York, in the County of New York

he arrested Michael Sullivan. (now here) on a charge of Robbery.

Depoent further says. that the complainant in the case is now confined in the House of Detention and depoent is unable to get the said complainant in Court this day. Wherefore depoent prays the said Michael Sullivan may be held until January 19th 1889. to enable depoent to secure the attendance of the said Complainant. John Valiant.

Sworn to before me, this

of

January

1889

day)

John J. Sullivan

Police Justice.

0280

Police Court--2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Michael Sullivan vs.

AFFIDAVIT.
Patterson

Dated Jan 16 188 9

Patterson Magistrate.

John Valerian Officer.

Witness, _____

Disposition 2 Jan 17
9 1/2 AM

0281

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT,

DISTRICT.

John Valiant
of No. 9th Precinct Police Street, aged years,
occupation Police Officer being duly sworn deposes and says
that

in the City of New York in the County of New York
Daniel O'Connell (now here)
is an important and necessary
witness against Alexander Mallory
charged with Robbery. and as he the
said Daniel O'Connell is homeless
and destitute. deponent has reason to
believe that he will not be forthcoming
when wanted. and asks that he be
committed to the House of Detention in
default of surety for his appearance
when wanted to testify John Valiant

Sworn to before me this

of

188

day

Police Justice.

0282

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 Alexander
Mally and Michael Sullivan
guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of Fifteen Hundred Dollars, 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 Jan 14 188 9 M. Platten Police Justice.
Jan 17 188 9 M. Platten

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.

0283

211 2 87
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Daniel Cornell
vs. Home Detention
Alex Mallory
1 Michael Sullivan
2
3
4

Office of
Jury

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated July 12 1889

Patterson Magistrate.

Valiant & Burlingame

Jacob Folsley Precinct.

Witnesses, on of week in court

No. 6 of July 14 1889

Complainant's Com-

No. to Home Detention in

default of \$100 Bail

No. to testify.

\$1500. to answer

Comet

0284

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

Daniel O'Connor

of No. Horse of Detention Street, aged 61 years,

occupation Seaman being duly sworn deposes and says

that ~~the~~ day of 188

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

Michael Sullivan, now here, is one of the unknown men mentioned in the annexed affidavit of deponent who in Company with Alexander Molloy, named in said affidavit, robbed deponent as stated therein. That said Sullivan was the first man in deponent's Company in the patrol and was drinking with deponent

Sworn to before me, this

of

188

day

Police Justice.

0285

When the said Molloy caught
deponent by the throat, and
together with the other unknown
men robbed deponent of the
property mentioned in said affidavit
while the said Molloy so held
deponent by the throat.
Daniel O'Connell

Police Court-- District.

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

Dated..... 188

Magistrate.

Officer.

Witness,

Disposition,

Return to Deponent on 17th day of January 1889
Daniel O'Connell
Deponent

2 L/19

The People
 Alexander Malloy
 and Michael Sullivan } Count of General Sessions. Part I
 Before Judge Cowing Feb. 5. 1884
 Indictment for robbery in
 the first degree.

Daniel O'Connell, sworn and examined testified. I am a sea facing man, I have been in New York this last time a little over three weeks. I have been sailing backwards and forwards this last thirty eight years. I remember the 9th of last January. I was in West street that day and was coming from my niece's house; she lives at 414 West st. I was stopping there at that time. I left her house between eleven and twelve o'clock in the forenoon. I went down the street looking for a shoe black. I saw one and told him to give me a polish and I paid him. Sullivan came to me before I went to the corner and asked me for a drink. I did not take any notice of him; he remained there and after I had my shoes blacked he asked me the second time for a drink. I took him into a saloon on the corner. I don't know the name of the saloon, I showed it to the officer, I think it is Twelfth street, I think the next street from Perry st. I gave him a drink and asked him his name. He pretended to know me, I never saw him to my knowledge before that morning; he told me his name was Michael Sullivan, and he was from

0287

the same part of the ^{old} country I was. So of course I would not deny him a drink, and then all at once this man Mulloy caught me by the throat. I did not see Mulloy when I went up to the bar and ordered the drinks. I called for a glass of ale, I never took anything but beer. While Sullivan was at the bar I moved a little distance away from him and then Mulloy seized me by the throat and held me. Then a hand went into my pocket as he let go of me, I could not say whose hand went into my pocket. I did not see Sullivan do anything at that time because my eyes were fixed upon Mulloy. I saw the slight shadow of another man coming up; he was a taller man than any of the other. A pocket book containing between seven and eight dollars was taken out of my pocket and some papers, among which were two discharges and the other three were references. I never got the money and the papers since. I went back to my niece's house again. I did not see what Mulloy did immediately after the money was taken. I went out of the saloon very soon after and I looked around the corners and could not see anything of them. I did not see Mulloy in the saloon after I lost my pocket book, nor did I see Sullivan till he was arrested. They went out immediately when

0288

I was seized. I could not tell who was behind the bar. I went to the station house and made a statement there about it on the following day. I went into a saloon close to Cherry street I believe and pointed out Malloy to the officer; he said he never saw me before. I think it was two or three days after I saw Sullivan in the station house. I was showed into the room and a lot of me were put in a row, and it being a little bit dark I pointed out another man. I was told to take my time and go back again. Sullivan was in the corner and I pointed him out to the officer. All the men left the bar room before I did at the time I was robbed. The boss of the saloon would not allow Sullivan in before I treated, I think it was Mr. Foley's saloon. I went in myself and had a glass of beer; Sullivan waited for me and he joined me after I got out in the street; then I went across and went into a saloon in the corner; it was in that saloon I was robbed. Cross Examined. I got up the morning I was robbed about seven o'clock and had no breakfast. Had one glass of ale in the morning at home before I left the house. I have not been often in that part of the city, the east side, and I am not very familiar with the streets. I have been through Cherry and Water streets a few years ago.

was Michael Sullivan, and he was from

0289

I did not tell Sullivan that I wanted to go over to Cherry street and see what was going on. I don't remember that he went into Durnelly with me. I heard the defendant Sullivan say he came from the County Cork. I did not go into any water closet in the saloons I went into. I never took notice how many people were in the saloon when Mulley took me by the back of the neck and caught me by the throat. There was more than one or two. I could not exactly say the number that was there. Sullivan did not do anything to me when Mulley caught me by the throat. I could not swear that Sullivan put his hand in my pocket. Mulley was quite close to me, I could look at him, he was about two feet from me. I took particular notice of him because I got punched very hard. I waited in the saloon after I was robbed long enough to get my breath. I went out of doors and went right back to my niece's house. I made no outcry on the sidewalk. I did not tell the bar keeper or the boss or anybody in this place that I was robbed. I did not halloo. I stayed in my niece's place till I suppose about half past three in the afternoon. I walked down to see if I could get sight of the men and I could not see them.

0290

Where did you go to, into this saloon again? No sir I did not have any money to go and I had no business to go in. Then did you first give any information to the police officer that you had been robbed? The following day, I stopped in my house thinking that my papers would come back and I made no entry about it. You say you never saw Sullivan till he was arrested? No sir, not after. Did you not meet him in a place outside of West St. No sir. Did you meet him in Twenty Seventh St. No sir, I might have met him, but I did not know him. I did not speak to him. Mulloy looks pretty much the same now as he did then, that day? O Yes, I could not be mistaken in that man at all.

Jacob Farley, sworn and examined, testified: What is your business? I am in the liquor business. My store is at the corner of Mehanthen and West Tenth St. I remember on the 7th of January seeing the complainant, Daniel O'Connell coming to my store; there was a gentleman with him named Sullivan the man at the bar. I stood at the end of the bar inside; there was a little desk where I do business and I told the barkeeper to take no notice of those people. I did not wish them to be waited on. The old gentleman said he would like to have a glass of ale. So he had a small

0291

glass of ale and Mr. Sullivan went out, and the old gentleman went out afterwards. That is the last I seen of him. until detective Valliant brought in the man Mulloy the next day; he brought him down to me and said, "Did you see that gentleman ⁱⁿ here yesterday with that man?" I said, "No sir, not that man, but a gentleman named Sullivan was in here with him. I did not notice where they went after they left the store. There are two liquor stores in the other corners. I am on the corner of Keehauken St, a little street that runs from Christopher to West Tenth St. A gentleman named Cordes keeps a store on the north east corner and John Tietjen keeps on the south east corner. I should judge it was a little after eleven o'clock in the morning. Did you notice the appearance of the old gentleman, as you call him, did he appear to be all right, to be sober? He was perfectly sober, not under the influence of liquor. You knew Sullivan before that? I have seen Sullivan a good many years around, walking around the docks. I told the barkeeper not to heed the people that come in, I did not say not to wait on them, "not to heed them. He understood me, that was the meaning of it. Cross Examined

0292

Sullivan walked out of the saloon and then the old gentleman said, I would like to have a glass of ale.

Wednesday, February 6. 1889

Kern Donohue, sworn and examined for the defence. I keep a liquor store corner of Smith and West streets. I know Sullivan and ~~Malloy~~ Malloy. Do you remember seeing Mr. O'Connell, this man here, and either or both of these prisoners in your saloon at any time this month? I could not tell you of ever seeing that man before in my life, he might be in the place. Do you know Sullivan? Yes. Do you remember seeing Sullivan or Malloy about the 9th of January in your saloon drinking at the bar or doing anything? No sir, this Malloy he was not in my place in two months to my knowledge. Did you see Sullivan in your place? Yes I did. Was he with anybody? Yes, he was with somebody, I could not tell who they were, there was four or five in the store at the time. I had been in the back room I had been in the hospital sick, I was in the room lying down. Do you remember whether this man here looks anything like the man who was there with Sullivan? I could not tell whether he looks like him, whether it is him or whether it is not. Can you tell what kind of a hat he had on? No sir I could not.

0293

John Devereen sworn and examined, testified I live in 426 West street, I am a bar tender for Kern Darohue. I know Sullivan and Mulloy. I remember about the 9th of January seeing the complainant O'Connell in that saloon. I saw him in there, but I could not say what day. I saw Sullivan that day; he was there with the complainant; they drank together I think they drank twice. They might have been in there ten or fifteen minutes. I saw them have some trouble on the floor, I could not tell what it commenced from. I went between them and told Sullivan to go outside and not make any trouble. I did not hear any words until I saw the old man strike at Sullivan. Mulloy was not there at that time. I could not say who was there beside Sullivan; there were other parties in the store. Cross Examined. I know Mulloy, he has been in the place, but not since I went back there this last time. I never saw Sullivan and Mulloy there together. I heard nothing said by the old man (the complainant) when he was in the store; he made no outcry. I never saw the old man before. I am no friend of Sullivan.

The jury rendered a verdict of guilty of robbery in the second degree against Mulloy and acquitted Sullivan.

0295

Testimony in the
case of
Alexander Malloy

Filed Jan.
1889

0296

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Alexander Mallory
and Michael Sullivan

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

Alexander Mallory and Michael Sullivan

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

The said Alexander Mallory and Michael Sullivan, both

late of the City of New York, in the County of New York aforesaid, on the ninth day of January, in the year of our Lord one thousand eight hundred and eighty nine, in the day time of the said day, at the City and County aforesaid, with force and arms, in and upon one David O'Connell, in the peace of the said People then and there being, feloniously did make an assault, and ~~promissory note 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;~~

~~promissory note 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;~~ one promissory note 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 four

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; eight 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;

~~promissory note 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;~~ ~~promissory note 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;~~

one promissory note 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 one United States Silver Certificate of the denomination and value of twenty dollars one United States Silver Certificate of the denomination and value of ten dollars one United States Silver Certificate of the denomination and value of five dollars four United States Silver Certificate of the denomination and value of two dollars each; eight United States Silver Certificate of the denomination and value of one dollar each;

one United States Silver Certificate of the denomination and value of five dollars four United States Silver Certificate of the denomination and value of two dollars each; eight United States Silver Certificate of the denomination and value of one dollar each;

0297

~~United States Gold Certificate of the denomination and value of twenty dollars~~
; ~~United States Gold Certificate of the denomination and value of ten~~
~~dollars~~ ; ~~one~~ United States Gold Certificate of the denomination and value of
five dollars ; and divers coins, of a number, kind and denomination to the Grand Jury
aforesaid unknown, of the value of *eight dollars, and one*
hundred of the value of twenty
cents.

of the goods, chattels and personal property of the said *Daniel O'Connell*,
from the person of the said *Daniel O'Connell*, against the will,
and by violence to the person of the said *Daniel O'Connell*,
then and there violently and feloniously did rob, steal, take and carry away, *the said*
Alexander Mallory and Michael
Sullivan, and each of them, being
then and there aided by an accomplice
actually present, to wit, each by the
other and also by another person to the
Grand Jury of present indictment
against the form of the Statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0298

BOX:

338

FOLDER:

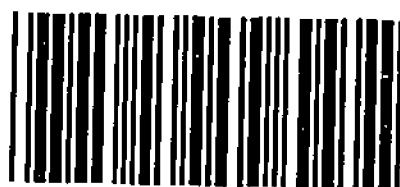
3194

DESCRIPTION:

Maney, Frank

DATE:

01/18/89



3194

0299

173

Witnesses;

Ellen Hoffman

sy has denied
admits two
him in den
H

Counsel,

Filed

Pleads,

18 Jan 1889

THE PEOPLE

vs.

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

Grand Jurors

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Thos Woodruff

Jan 18/89 Foreman.

Heavenly 2nd day
18 Jan 1889

0300

Police Court— District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 1318 2nd Avenue Street, aged 28 years,
 occupation Married Cash & Sew home being duly sworn
 deposes and says, that on the 21st day of November 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession and
 of deponent, in the day time, the following property viz:

One leather pocket book of the
 value of One dollar and fifty cents.
 Containing good and lawful money of
 the United States to the amount of three
 dollars together of the value of four 50% 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 Frank Marney

(Now here) from the fact that at
 about the hour of One O'clock P.M.
 said date deponent was walking
 up the stairs of the premises No 231
 West 19th St. when the said defendant
 came up behind deponent and
 snatched said pocket book from the
 left hand pocket of deponent's skirt
 and ran away with it.
 Wherefore deponent charges the said
 defendant with feloniously taking
 stealing and carrying away said
 pocket book from the left hand pocket
 of the skirt then and there worn by deponent.

Ellen Heffron

Sworn to before me, this

day

1888
 Police Justice.

0301

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Frank Maney

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

Question. What is your name?

Answer.

Frank Maney

Question. How old are you?

Answer.

21 years old

Question. Where were you born?

Answer.

New York

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

Answer.

24 2/21. 83rd St.

Question. What is your business or profession?

Answer.

Labourer

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

Answer.

I am not guilty
Frank Maney

Taken before me this

day of

Police Justice.

0302

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.....

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

Dated *May 5* 188 *W. D. Dwyer* 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.

0303

173 2 38
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Allen Jefferson
1318 2nd St
Frank Maney

Officer Lanning
Precinct 1

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

2
3
4

Dated July 2 1889

Supply Magistrate.

Curry and Logan Officer.

16 Precinct.

Witnesses.....

No. Street.

No. Street.

No. Street.

\$ 500 to answer

Committed

0304

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Maney

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

Frank Maney -
of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said

Frank Maney

late of the City of New York, in the County of New York aforesaid, on the twenty-first
day of November in the year of our Lord one thousand eight hundred and
eighty-eight, in the day - time of the said day, at the City and County
aforesaid, with force and arms,

one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as
United States Treasury notes), of the denomination and value of two dollars ; one
promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of two dollars ; one United States Silver
Certificate of the denomination and value of two dollar \$; one United States
Gold Certificate of the denomination and value of two dollars

three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as
United States Treasury notes), of the denomination and value of one dollar each ; three
promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of one dollar each ; three United States Silver
Certificate of the denomination and value of one dollar each ; three United States
Gold Certificate of the denomination and value of one dollars each ; and divers
coins of a number, kind and denomination to
the Grand Jury aforesaid unknown of the
value of three dollars, and one pocket-book
of the value of one dollar and fifty cents

of the goods, chattels and personal property of one Ellen Hefferan
on the person of the said Ellen Hefferan
then and there being found, from the person of the said Ellen Hefferan
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

John R. Bellows
District Attorney.

0305

BOX:

338

FOLDER:

3194

DESCRIPTION:

Marra, Hugh

DATE:

01/22/89



3194

0306

Witnesses:

Annie Gleason
officer R. Young 11 P

Counsel,

Mr. Mayer

Filed

22 day of May 1889

Pleas,

Chitquilly

THE PEOPLE

by *Wm. H. [unclear]*
vs. *John Shawa*
Mr. [unclear] 30/89
ind. & convicted [unclear] +
Burglary in the Third degree.
+ Peter [unclear]
[Section 498.50 6, 4, 7, 8, 1, 8, 3, 2, 1.]

JOHN R. FELLOWS,

District Attorney.

24/11 12/19 1889

A True Bill.

Wm. H. [unclear]

July 4/89 P. [unclear] Foreman.

Speed & [unclear] designed

11 for [unclear]

0307

PEOPLE
v.
HUGH MARRA.

COURT OF GENERAL SESSIONS OF THE PEACE
In and for the City and County of New York.

-----X
:
People :
:
vs. :
:
Hugh Marra, :Tried Feb. 19, 1889, before the
:
Indictment filed, Jan 22nd, :Hon Frederick Smyth and a Jury.
1889. :
Indicted for burglary in :
:
the third degree. :
:

A P P E A R A N C E S:

Assistant District Attorney Davis, for the People.
Jacob Berlinger, Esq., for the Defense.

ANNIE STEVENSON, the complainant, testified that she lived at 26 Rivington Street. On the 22d day of December, 1888, she saw the defendant in the yard of 197 Bowery. The defendant had just broken into a room in which she, the complainant, kept certain articles belonging to her. The defendant had some tools in his hand belonging to a workman who was working there. He had an axe and a hammer in his hand, besides other tools. The property was locked in a ~~xxx~~ room in the

0309

2

rear house at 197 Bowery, and was in her, the complainant's care. The tools were left in the room on the preceding evening at five o'clock, and in the morning when, she, the complainant went to get out her stand from the room she saw the defendant coming out of the room with the tools in his hand. When the defendant saw her he threw the tools away and ran into the saloon in the front building at 197 Bowery. She, the complainant, locked the door of the room in which the tools and her stand were on the preceding afternoon. After she saw the defendant coming out of the room she found the lock broken off the door. She, the complainant, after she saw the defendant run into the saloon called to her husband and she and her husband found a policeman at the corner of Rivington Street and the Bowery. She took the policeman into the saloon and pointed out the defendant, and the officer arrested him. The man who owned the tools lived upstairs in the house. The room from which the tools were taken was used by the complainant as a store room. She kept in it her stand and the candy that she sold on her stand.

Under cross-examination, the complainant testified

03 10

3

that it was about a quarter of twelve in the daytime when she saw the defendant coming out of the store room. The defendant was arrested about twelve o'clock. She had frequently seen the defendant before that day, in and around the saloon. There were many other men in the saloon when she pointed out the defendant to the officer.

OFFICER CHARLES R. YOUNG testified that he belonged to the Eleventh Precinct. He arrested the defendant on the 22d day of December, 1888, at about one o'clock in the afternoon, at 197 Bowery, in the Tenth Ward of the City of New York, on the complaint of the complainant. He told the defendant that the complainant charged him with breaking into the store room and taking out the tools, and the defendant said that he did not know anything about it. He, the officer, said to the defendant, "It is pretty near time a stop was made of this, because this woman's store room has been broken into three or four times and she has complained to me," and the defendant said that he did not know anything about it. After the arrest of the defendant, he, the witness, examined the door of the store room and found that it had been broken open, and the lock lay upon the floor.

03 11

4

Under cross-examination, the witness testified that on the previous trial of the defendant he testified that the arrest was made, he thought, about twelve o'clock, but he remembered afterwards that the arrest was made about one o'clock.

THE DEFENSE.

HUGH MARRA, the defendant, testified that he was in bed at twelve o'clock on the day in question, at No. 4 Rivington Street. He was in the habit of visiting the saloon at 197 Bowery. He did not break into the store room or steal anything from it. He got up at one o'clock that day and went to a restaurant and had something to eat, and then went into the saloon at 197 Bowery, and had been in the saloon only five minutes when the complainant caused his arrest. The restaurant in which he got something to eat was at 185 Bowery. He believed that it was a little after one o'clock when he entered the saloon at 197 Bowery. He was arrested about two o'clock or a little after two. On the preceding trial the officer had testified that he arrested him, the defendant, at half past twelve or one o'clock.

Under cross-examination, the defendant testified

03 12

5

that he lived at 4 Rivington Street, and had lived there two or three years. He had a furnished room there, and he lived alone. He formerly drove an express wagon. He worked last about two months before his arrest for H. Menckling, of 40 and 42 Spring Street, driving a wagon. He had worked off and on mean time for a pedlar named Isaac Gertcher, of No. 40 Spring Street. Before he went into the express business he worked on the canal in the summer and in the winter in a printing office at No. 75 Spring Street. He had forgotten the name of his employer at that number. It had been at least two years since he had worked for him. He had never been convicted of any crime. He went to bed the night preceding his arrest at about twelve o'clock. He had worked all day for the pedlar. He had seen the complainant sitting at her stand outside of the door of the saloon. He had known her by sight for about two weeks. He did not know the complainant to talk to her.

0313

Police Court— District.

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

of No. 197 Bowry Street, aged 24 years,
occupation Stage Keeper being duly sworn

deposes and says, that the premises No. 197 Bowry Street, 10 Ward
in the City and County aforesaid the said being a five day house

and which was occupied by deponent stage house
~~wherein there were at the time a number of persons~~

were BUGGLARIOUSLY entered by means of forcibly forcing off
a lock leading into a room on
the 1st floor of the rear premises of 197
Bowry

on the 22 day of December 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

One pair of small axe two
hammers. In all of the value
of ten dollars

the property of Dominick Variola was in care of deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BUGGLARY was committed and the aforesaid property taken, stolen and carried away by
Margh Maria Varola

for the reasons following, to wit:

That previous to said
Burglary and during the said house
property was in a room in
rear of said premises and the door
leading to said room was usually
locked and about the hour of
twelve o'clock on the above date
deponent saw the defendant coming
through the alley from said premises
with the above property in his possession

22d day of December 1888

John J. Varola Peter Varola

0314

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Hugh Mura

Question. How old are you?

Answer.

21 years

Question. Where were you born?

Answer.

New York

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

Answer.

4 Riverlylori Street 12 months

Question. What is your business or profession?

Answer.

Printer

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

Answer.

*I don't know anything
about it*

Hugh Mura

Taken before me this

August 1888

Police Justice.

03 15

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

Alfred Smith

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 *Dec 13* 188

J. H. [Signature] Police Justice.

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

Dated 188

Police Justice.

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

Dated 188

Police Justice.

03 16

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

214 (3) 1940
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Annie Stearns
197 Bowery 26th Precinct
Hugh Murray

2

3

4

Dated *Dec 23* 188

John Hornum Magistrate.

Hub R Young Officer.

10th Precinct.

Witnesses.....

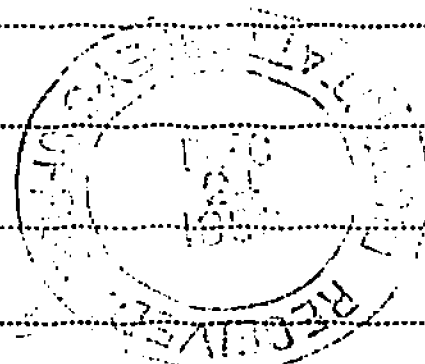
No. Street.

No. Street.

No. Street.

\$ *1000* to answer

Chas *Paul*



03 17

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Hugh Marra

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

Hugh Marra

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

The said

Hugh Marra

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

Annie Stevenson

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

Annie Stevenson

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

03 18

SECOND COUNT—

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

Hugh Marra

of the CRIME OF *Petit* LARCENY—

committed as follows:

The said

Hugh Marra

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

*one saw of the value of
three dollars,*

*one axe of the value
of three dollars, and
two hammers of the value
of two dollars each*

of the goods, chattels and personal property of one *Dominick Variola*

in the *building* of the said *Annie Stevenson*

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

John R. Fellows
District Attorney

03 19

BOX:

338

FOLDER:

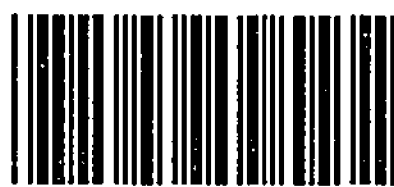
3194

DESCRIPTION:

Martens, Friederich

DATE:

01/18/89



3194

0320

Witnesses,

By *Heck*

Counsel,

Filed

day of

1889

Pleads,

Myself

THE PEOPLE

vs.

Frederick Martens

Violation of Excise Law.
(U.S. R.S. 1734) - 1923 (21)
[Section
Penal-Code:]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Wm. J. Bortey

Foreman.

July 23^d 89.

0321

COURT OF GENERAL SESSIONS OF THE PEACE
of the City and County of New York.

-----X
: The People of the State of New York :
: :
: against :
: :
: Friederich Martens. :
: :
-----X

The Grand Jury of the City and County of New York by this indictment accuse Friederich Martens of the crime of selling intoxicating liquors and wines on a day on which a special election was held, and within one quarter of a mile from the place where such special election was held, as a beverage, committed as follows:

The said Friederich Martens, late of the City of New York, in the County of New York aforesaid, on the 28th day of December, 1888, the same being a day on which a special election for the purpose of electing a Senator for the Sixth Senatorial District of the State of New York was duly held in and throughout the said Sixth Senatorial District of the State of New York, with force and arms, at the city and county aforesaid and at the building and premises there situate known as number 81 Division Street, the same being within the said Sixth Senatorial District of the State of New York, and being also within one quarter of a mile of the duly designated polling place of the First Election District of the Fourth Assembly District of the said city and county, at which said polling place

0322

2

the said special election was then and there duly held as aforesaid, certain intoxicating liquors and certain wines, to wit, one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one Henry Herrlich 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.

0323

BOX:

338

FOLDER:

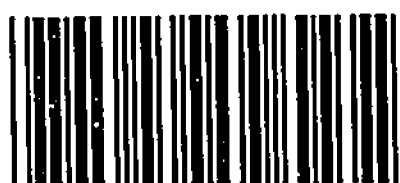
3194

DESCRIPTION:

Matthews, Mary

DATE:

01/29/89



3194

Witnesses;

Julius Fritzenal
off Edward Gibson

In my opinion, after a thorough
examination of this case, there
is not sufficient to warrant the
indictment of the case to the jury.
Accordingly recommend the
discharge of defendant upon her own
recognizance.

Feb 5/89.

Attest
: Deputy DA

718-333
333
Clerk

Counsel,
Filed day of 1889
Pleads, 29 Jan 1889

THE PEOPLE
vs.
Mary Matthews
Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 530 — Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm J Woodbury
Deputy District Attorney
has seen record
on this of record
H.

0324

0325

Police Court—2 District.

Affidavit—Larceny.

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

Julius Fontenau
 of No. 139 Bleeker Street, aged 38 years,
 occupation Steward Stearns Bretagne being duly sworn
 deposes and says, that on the 5 day of December 1888 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 and ~~from~~ of deponent, in the night time, the following property viz:

Six hundred
francs in French gold coin, of
the value of one hundred and twenty
Dollars (\$120)

the property of deponent

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

Deponent went to a room in the
 house No 216 Thompson street with
 defendant on said date for the
 purpose of prostitution and, at the
 time of entering said room deponent
 had in his possession a pocket book
 containing eight hundred and forty
 francs. While in said room depon-
 ent suspected defendant of attempting
 to steal said money but, as the
 pocket book was not taken he did
 not then count his money. Upon
 leaving said room about 1:30 A.M.
 deponent went immediately to his

Sworn to before me, this

1888

day

Police Justice.

0326

to his ship at the foot of Morton
Street and, upon counting his money
there the said six hundred francs
was missing. Depoent charges the
Defendant for the reason that no
other person but Defendant had an
opportunity to take said property

SWORN TO BEFORE ME

THIS

DAY OF

December 1888

POLICE JUSTICE.

John J. [Signature]

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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

Dated 1888 Police Justice.

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

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

Police Court, District, Offence—LARCENY.

THE PEOPLE, vs.,
on the complaint of

1. 2. 3. 4.

Dated 1888

Magistrate.

Officer.

Clerk.

Witnesses, No. Street, No. Street, No. Street, \$ to answer Sessions.

0327

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Mary Matthews

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

MS

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

Answer.

216 Thompson St - 3 months

Question. What is your business or profession?

Answer.

Domestic Service

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

Mary Matthews
sworn

Taken before me this

day of *Dec* 188*8*

Richard W. Macdonald
Police Justice.

0328

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 Cephus

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 Dec 7 188 John P. McManis 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.

0329

*1000 bail for E
L P M Leary*

333 1908
Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Julien Fontenat
139 Bleeker St
Mary Matthews

2
3
4

Leary
Leary
Offence

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Dated *Dec 7* 188

Gorman Magistrate.

Gilgan Officer.

15- Precinct.

Witnesses.....

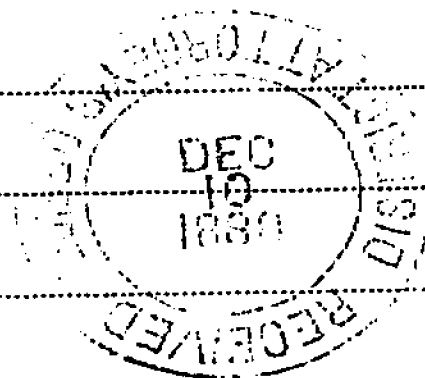
No. Street.

No. Street.

No. Street.

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

Chas



0330

Point of General Persons.

The People
vs.
Mary Matthews

It is hereby stipulated and agreed that the complainant Julius Fortenral be examined de bene esse and that his deposition may be read at the trial of the indictment herein with the same effect as if the said Julius Fortenral were personally examined at the said trial in the presence of the defendant herein.

Dated New York, January 31, 1889.

John R. Fellows,
District Attorney
by Edward Grasse
Deputy Secretary.
James O. McClelland
Counsel for Defd.

Mr. McClelland, defendant's counsel, consents that complainant's deposition may be taken in narrative form. *Done*

0331

Julius Fontenault being duly sworn by the court, Part I, deposes and says in answer to the questions put to him by the district attorney: My name is Julius Fontenault, I am the steward of the steamship "La Bretagne", which belongs to the Compagnie Generale Transatlantique, I live on said steamer. On the 5th of December, 1888, at about one o'clock in the morning, in Bleeker Street, between Thompson and Sullivan Streets, I met the defendant. She accosted me and requested me to accompany her. I followed her into the basement of No. 216 Thompson Street. I took off my overcoat and coat, but kept on my pantaloons and vest. Thus dressed I went to bed with the defendant and had several intercourse with her. At the time I had in the left pocket of my pantaloons a pocketbook containing eight hundred and forty francs in twenty franc gold pieces. While I was lying in bed with the defendant I felt her hand inside of said pocket scratching the said pocketbook.

0332

This occurred during my sexual intercourse with her, and it was impossible for me to get hold of defendant's hand. But when I arose, I instantly put my hand into the said pocket and when I ascertained that my pocket book was not gone, I did not proceed with my investigation. I thought I was all right. I stayed with her in said basement for about fifteen or twenty minutes. From said basement I went directly on board my steamer. At my cabin I at once counted the contents of my pocket book and found that they consisted of Two hundred and forty francs only. I paid the defendant One Dollar or One Dollar and a half, which I took from my vest pocket. It was American money. I never showed my pocket book nor its contents to the defendant. I did not stop anywhere on my way from the said basement to the steamer. I know that I had 840 francs in my pocket book when I went into said basement.

0333

because I had received them in the preceding afternoon at four o'clock from Mr. Zimmerman, a banker in Wall Street. From his place of business I went directly to No. 125 West 35th Street, to visit a friend by the name of Kirchhoffer. I used the Eighth Avenue car in going up. I do not know at what hour I arrived at my friend's house. I had not taken any intoxicating liquors before I arrived at my friend's house, except a glass of wine which I took with a friend before I went to the bank. I remained with my friend until midnight. I took supper with him, at which French table wine was served. There were my friend, his wife, his son and his daughter present. They are old friends of mine, and are very well off. I left there about fifteen minutes before midnight. I took again the Eighth Avenue Car and rode down to Horstman Street. From there I went to Bleeker Street to see

0334

whether Hutwin's place was still open; but I found it closed, and I then set out to go directly to the said steamer at the foot of Horton Street. A short distance from said Hutwin's place I met the defendant. If anybody in the said car had attempted to take the said pocket book from me, or would have inserted his hand into my pocket, I would have felt it and certainly taken hold of the said hand. I had an overcoat on, which was constantly buttoned up, while I was in the street and in the car. This overcoat would have made it extremely difficult for anyone to put his hand into my said pocket. I was perfectly sober during the whole of said day. At about nine o'clock in the same morning I reported the case at the Station House. The defendant was arrested at about three o'clock in the afternoon of the 6th of December, 1888, at said house. I positively identified her as the person referred to by me in my above testimony.

0335

I was present when she was arrested.
On the morning of the 5th of December
1888, there was no body else pre-
sent in said courtroom besides
me and the defendant.
No cross-examination.

Forrest

Court of General Sessions

The People
vs
Mary Matthews

I certify that pursuant to an order
granted by me on the 31st day of Ja-
nuary, 1889, in open court, Julius For-
tnerall whose deposition is herein con-
tained, attended before me, with counsel
for the respective parties on the 31st of January, 1889,
at the above court and that the said Julius
Fortnerall, ^{being} sworn to tell the truth,
the whole truth and nothing but the truth, was
examined by the respective parties and testified
as set forth in the within deposition which
he subscribed in my presence, after the

0336

I HEREBY CERTIFY that pursuant to a stipulation entered into by the attorneys by the respective parties to this cause, dated the 31st day of January, 1889, Julius Fentenal, whose deposition is hereto annexed, attended before me with the counsel for the respective parties on the 31st day of January, 1889, and that I proceeded to take the deposition of Julius Fentenal, who being first by me duly sworn to tell the truth the whole truth and nothing but the truth was examined by the respective parties and testified as above set forth in the annexed deposition which he subscribed in my presence after the same had been carefully read over to him.

Dated New York, January 31st, 1889.

John M. Smith
Rec'd of the City

0337

Printed General Form

The People
vs.
Mary Matthews

Deposition
REPORT.
of Complainant

For the District Attorney.

Filed Feb 11/89.

Dated January 31 1889
Edward Moore

J. Depew
Assistant.
Filed Feb 11 1889

0338

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

many marthens

The Grand Jury of the City and County of New York, by this indictment, accuse
many marthens
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said *many marthens*,

late of the City of New York, in the County of New York aforesaid, on the *21st*
day of *December*, in the year of our Lord one thousand eight hundred and
eighty-*eight*, in the *ninth* time of the said day, at the City and County
aforesaid, with force and arms,

divers gold coins of
the French Republic, of a number,
kind and denomination to the
Grand Jury aforesaid unknown,
of the value of one hundred
and twenty dollars,

of the goods, chattels and personal property of one *Julius Kandel*,
on the person of the said *Julius Kandel*,
then and there being found, from the person of the said *Julius Kandel*,
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

John A. Teller,
D. Attorney