

Witnesses:

Michael McEneaney

Sam Conard

G. L. H.

J. J. Incorona

C. P.

Stand for  
Officer Henry Birch  
with Street Clean. Sept. in  
April 1891

170

X

Counsel, DeBarbey  
Filed 13 day of July 1892  
Pleas, Not Guilty

THE PEOPLE

vs.  
18 W 35  
46

Daniel J. Mahoney  
H. D.

Grand Larceny,  
(From the Person,  
Sections 623, 624,  
Penal Code.)

DE LANCEY NICOLL,  
District Attorney.

See Ref. PMS

A TRUE BILL.

Edmundson

Foreman.

July 29, 1892

Tried and convicted with  
recommendation to the mercy of the Court  
Aug 10

1026

CITY AND COUNTY } ss.  
OF NEW YORK.

POLICE COURT, DISTRICT.

of No. *6 Mercer* Street, aged *31* years,  
occupation *Retention* being duly sworn, deposes and says  
that on the *7* day of *July* 189*2*  
at the City of New York, in the County of New York.

*Michael M' Donnell is a material witness for the People against Dennis J. Mc Ahenny charged with a crime from the Person and deposes says the said M' Donnell be committed to the House of Detention for witnesses.*

*Patrick Corcoran*

Sworn to before me this *7* day of *July* 189*2*

*[Signature]*

Justice

1027

Police Court District. Affidavit-Larceny.

City and County of New York, ss:

Michael McDonald

of No. 111 Concord Street, aged years,

occupation Sailors being duly sworn,

deposes and says, that on the day of July 1892 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 nighttime, the following property, viz:

A pocket-book containing gold and lawful money of the United States of the amount and value of about three (3) 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 Daniel Mahoney

(now here) for the reasons following to-wit: at the hour of 10 o'clock A. M. on said date as deponent was on a car of the 3rd Avenue Surface Road on the Bway having the said pocket-book in the pocket of the over-shirt which he then wore as a portion of his bodily attire the defendant seized said pocket-book and ran off with the same.

Officer James Morrison arrested the defendant where he was being chased by the deponent.

Michael McDonald

Sworn to before me, this day of 1892

Police Justice

1028

CITY AND COUNTY }  
OF NEW YORK, } ss.

*James J. ...*

aged *30* years, occupation *Detective* of No.

*... Street,* being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *... McBlond*

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

Sworn to before me, this *...*  
day of *July* 188*2*

*Patrick Corcoran*

*...*

Police Justice.

1029

(1895)

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court

*Samuel J. Mahony* 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. *Samuel J. Mahony*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *207 E 76<sup>th</sup> St. 3 years*

Question. What is your business or profession?

Answer. *Wine merchant*

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*  
*Samuel Mahony*

Taken before me this *1892* day of *Sept* 1892  
*[Signature]*  
Police Justice.

1030

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 *200* 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 5* 189 *[Signature]* Police Justice.

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

Dated,.....189.....Police Justice.

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

Dated,.....189.....Police Justice.

Police Court, District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Michael M. Connelley*  
U.S. Congress  
vs.  
*Samuel J. Mahoney*

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Dated, *July 8* 189*2*

*Person* Magistrate.  
*Water at* Officer.  
*6* Precinct.

Witnesses *Offices*  
No. \_\_\_\_\_ Street.

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

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

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

*1000 on July 9<sup>th</sup> 9.30 a.m.*  
*Com*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

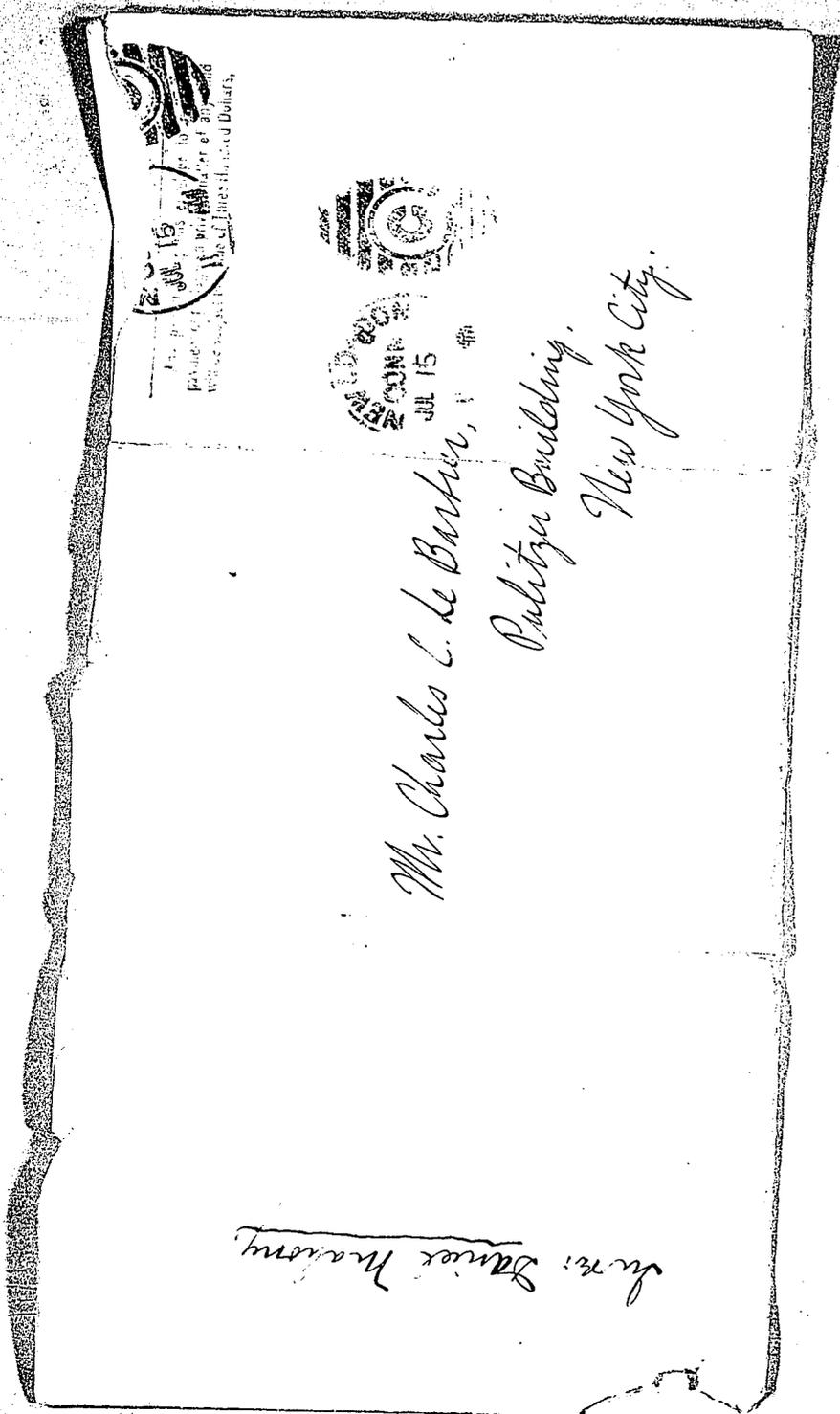
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

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

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



1032



The postage on this letter is paid by the addressee  
The United States Post Office

NEW YORK N.Y.  
JUL 15

Mr. Charles L. de Barber,  
Publisher, Pulitzer Building,  
New York City.

In re: James H. ...

1033

RECTORY  
ST. PATRICK'S CHURCH,  
55 GRAND STREET.

Newburgh, N. Y., Aug 9 1892

To the Hon. Recorder Smyth:

Having been acquainted some  
16 or 18 days with Mrs M<sup>e</sup>  
Laughlin, and as I remem-  
ber her then, I feel that  
I can fully endorse what  
the Rev. Father Meane says  
concerning her boy. And  
I join with him in beg-  
ging money for the young  
man. The lonely state of the  
mother also appeals strongly in  
his behalf.

Your Honor, may not remem-  
ber me, but I was assistant  
to Father Farrelly in St.

James Church 18 years ago  
 I had the pleasure of  
 meeting you at the  
 Recept in three days  
 of course I do not  
 recall this for the purpose  
 of influencing your action  
 regarding the young man,  
 but only for the sake of es-  
 tablishing my identity.  
 I find though the pecu-  
 liar circumstances of the  
 mother & the young man  
 the boy will have weight  
 in the boys favor.

I have the honor to be  
 Yours very truly

W. L. Perry.

1035

ST. JAMES' RECTORY,  
25 OLIVER ST.,  
NEW YORK.

Aug 5<sup>th</sup> 1892

Hon Dear Sir:

A prisoner named  
Danl J. Mahoney will  
be brought before you  
in a few days to be sen-  
tenced. He used to go  
to School here, was a  
good boy and I am sorry  
that he has got in to this

1036

46 W. 85<sup>th</sup> St.

Recorder Smythe,

Dear Sir:-

I take the liberty of addressing you in behalf of the young boy, David Mahoney, who is tried for stealing \$3. This is his accusation -

I am staying in the house where his grand-

tried to guard him closely  
all these years - & who is  
so devoted to his grandson,  
to try to speak a good  
word for him to your  
Honor.

It was in ignorance  
that I appeared to you,  
once before, for two young  
men - not knowing  
that one, Church had  
a Court Vicar - I am

troubled the Courts again  
after learning my mistake.  
The boys however are  
doing well at present as I  
know, & I kept up with  
them until a short time  
ago. I saw them safely  
moved in business again,  
& one went back home  
to Scotland. - Trusting I  
am not taking too great  
a liberty, I am

Yours respectfully,

M<sup>r</sup> M. L. Fordham.

the twenty-seventh.

1038

46 W. 85<sup>th</sup> St.

Recorder Smythe,

Dear Sir:-

I take the liberty of addressing you in behalf of the young boy, Paul Mahoney, who is tried for stealing \$3. This is the accusation -

I am staying in the house where his grand-

1039

Recd 16 July 1892  
Awd 16 July 1892

U. S. S. CONCORD.

Gardiners Bay, L. I.,  
July 14, 1892

Mr. Charles E. LeBarrier,  
New York.

Sir:

There has been no Patrick McDonald on board this vessel, but Michael McDonald (Ordinary Seaman) was discharged from this vessel and from the U.S. Naval Service at Boston, Mass. on July 2d, by sentence of a Summary Court Martial.

Very respectfully,

Edmund White

Commander, U.S. N.,

Commanding.

1040

Court of Guernsey

The People vs

Daniel Mason

Credentia's good for

Charles Barber

Atty for d

C. Mason's

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Daniel J. Mahony

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

Daniel J. Mahony

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

The said Daniel J. Mahony

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

the sum of three dollars in money, lawful money of the United States of America, and of the value of three dollars, and one pocketbook of the value of twenty-five cents

of the goods, chattels and personal property of one Michael McDonald on the person of the said Michael McDonald then and there being found, from the person of the said Michael McDonald 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.

De Lancey Nicoll, District Attorney.

1042

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Mann, Franko

**DATE:**

07/22/92



4459

Witnesses:

Thomas Fumate

327 E 106

This is a very  
bad case, he  
is a dep. h. has  
over 20. car  
on his peevan  
when arrested

TF

889

F

Counsel,

Filed 22 day of July 1892

Pleads, Whorevity (20)

THE PEOPLE

35  
422 E 113  
vs.  
Robert.

Franko Mann

Even days  
July 28/92

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John M. [Signature]

Foreman.

July 28/92  
Pleads Assault 2<sup>nd</sup> deg  
H. J. [Signature]  
H. J. [Signature] to the day  
for each daem 20

1044

Police Court— 5<sup>th</sup> District.

City and County } ss.:  
of New York,

Thomas Farranto  
of No. 327 East 106<sup>th</sup> Street, aged 35 years,

occupation Labourer being duly sworn

deposes and says, that on the 19<sup>th</sup> day of July 1882 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Franco Mann  
now here, from the fact, that said  
defendant, pointed and aimed  
a loaded revolver at deponent.

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

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

Sworn to before me, this 20<sup>th</sup> day  
of July 1882

Thomas Farranto  
mk

John Bellonchio Police Justice.

1045

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

*Franko Mann*

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 sees 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.

*Franko Mann*

Question. How old are you?

Answer.

*35 years*

Question. Where were you born?

Answer

*Italy*

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

Answer.

*420 East 113<sup>th</sup>. 3 years*

Question. What is your business or profession?

Answer.

*Labourer.*

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

Answer.

*I am not guilty.*

*Franko Mann*  
*Linn*

Taken before me this

*20*

189

*John W. ...*

Police Justice.

1046

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.....

*Heffner and*

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, *July 20* 1892

*John H. Woolley* Police Justice.

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

Dated,..... 189

..... Police Justice.

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

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

Dated,..... 189

..... Police Justice.

1047

Police Court, 5<sup>th</sup> District. 48

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thomas Garranto  
327 E 106  
Franko Mann

offense... Assault

Dated, July 20<sup>th</sup> 1892

Worshipp  
Magistrate.

Broman  
Officer.

27<sup>th</sup>  
Precinct.

Witnesses

No. Joseph Piro  
327 East 106<sup>th</sup> Street.

No. Frank C. Appott  
327 East 106<sup>th</sup> Street.

No. 327 East 106<sup>th</sup> Street.

No. 327 East 106<sup>th</sup> Street.

No. 500 to answer

Cum

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

1048

District Attorneys Office  
City & County of  
New York.

18

Office of  
 Louis Farnuto  
 61 Chambers St  
 6th Floor  
 New York City  
 N.Y. 10038  
 Tel: 212-333-1111  
 Fax: 212-333-1112  
 E-mail: lfarnuto@nyda.com

on 1st Ave bet 109 + 100  
 - the van a white blue

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Franko Mann

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

Franko Mann

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

The said Franko Mann

late of the City of New York, in the County of New York aforesaid, on the day of July in the year of our Lord one thousand eight hundred and ninety-two, with force and arms, at the City and County aforesaid, in and upon the body of one Thomas Savarato - in the peace of the said People then and there being, feloniously did make an assault and to, at and against the said Thomas Savarato a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said Franko Mann in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge with intent kill the said Thomas Savarato thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT-

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

Franko Mann

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

The said Franko Mann

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

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

in his right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

1050

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Martin, Charles

**DATE:**

07/22/92



4459

1051

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Widner, John

**DATE:**

07/22/92



4459

1052

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Hotze, Fritz

**DATE:**

07/22/92



4459

204  
over

Counsel, Jay S. Greenwith  
Filed 26 day of July 1892  
Pleads, Not Guilty (25)

THE PEOPLE  
31 Broadway I  
114 Broadway I  
Charles Martin I  
John W. Wagner I  
and Fritz Mayhoye  
H.D.

Robbery, (Sections 224 and 228, Penal Code),  
Degree.

De LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

Edmund J. [Signature]

Foreman.  
July 28-1892

July 28 1892  
I will plead guilty  
to the charge of  
Robbery  
for exp. 14th July 1892  
J. P. [Signature]

Witnesses:

They in an equity  
Red Cross and  
the Dept. of  
up Carriers &  
New Occasions  
Numerous other  
by the use of  
specimens during  
and needs as best  
reason of price  
T. Valencia P.M.

1054

CITY AND COUNTY OF NEW YORK } ss.

POLICE COURT, DISTRICT.

*Ulrich Verdgaath*

of No. *18 Greenwich* Street, aged *53* years,

occupation *Laborer* being duly sworn, deposes and says

that on the *9th* day of *July* 189 *7*

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

*That Fritz Hatze (nowhere)*  
*is the unknown person referred*  
*to by me in my affidavit on the*  
*13th day of July in which I charged*  
*Charles Trotter & John Withner*  
*who were then in court with Robbery*  
*and that said Hatze (nowhere) is the*  
*person I referred to in said affidavit*  
*as being unknown & not yet named*  
*and I fully identify him as the*  
*said person who was acting*

Sworn to before me, this

189

(Not)

Notary Public

1055

in concert with the said two  
defendants who were then  
arrested charged with Robbery

Sworn to before me, this 15 day of July 1892  
Alloch Tennyson  
Police Justice.

Police Court, District.

AFRIDA VIT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Dated, 1892

Magistrate.

Officer.

Witness,

Disposition

CITY AND COUNTY OF NEW YORK } ss.

POLICE COURT, 1 DISTRICT.

*Timothy P. McAuliffe*

of No. *1st Precinct* Street, aged \_\_\_\_\_ years,

occupation *Detective* being duly sworn, deposes and says

that on the *11th* day of *July* 189*2*

at the City of New York, in the County of New York. *He created*

*Charles Martin and John Witner (number) on complaint of Ulrich Verogath charging them with Robbery and deponent has good & sufficient reasons to believe that said Verogath will not appear at the next Court of General Sessions to prosecute said depondants and he sees that he be committed to the House of detentions in default of bail*

*Timothy P. McAuliffe*

Sworn to before me, this

*July 1892*

Police Justice

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

Police Court—First District.

*Ulrich Veragath*  
of No. *18 Greenwich* Street, being duly sworn, deposes  
and says, that on the *9<sup>th</sup>* day of *July* 18*92*  
at the *First* 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 pocket Book*  
*Containing gold and lawful*  
*money of the United States*  
*consisting of Paper notes and*  
*bits together of the value of*  
*Twenty two Dollars*  
*One pocket knife and coin purse.*  
*One double faced silver watch and metal*  
*Chain together of the*  
of the value of *Thirty three 50/100* 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

*Charles Mopter and John Wither*  
*(nowhere) and another person unknown*  
to deponent who is as yet not arrested  
and who were a study in concert  
for the reasons following to wit That  
about the hour of 8 o'clock p.m. on the  
aforesaid night deponent had the  
said property on his person, the  
said money in the right hand inside  
pocket of the coat he had on and the  
said purse in his pants pocket with  
said knife and said watch to which

Sworn to, before me this

18

day

Police Judge

was attacked said claim in the lower  
 right hand vest pocket of the vest  
 he had on, when said defendants  
 who are arrested together with  
 said unknown person who is as  
 yet not arrested laid down besides  
 deponent on the said bench and invited  
 him to go with them to have a drink  
 That deponent then accompanied  
 said defendants and said unknown  
 person to the saloon at the corner  
 of Water and Whitehall Street and  
 there drank 2 glasses of beer, one  
 of which deponent paid for and  
 said witness paid for the other  
 That he then left said saloon and  
 together went to the saloon at the  
 corner of Front and Whitehall Street  
 and there had another glass of beer  
 for which said witness paid and  
 after leaving said saloon together  
 said witness and said unknown  
 person caught hold of deponent  
 arms and held them while deponent  
 was struck on the neck from behind  
 by an unknown person and fell to the  
 ground and became unconscious  
 and when deponent regained  
 consciousness he missed the said  
 property and found said defendants  
 gone Deponent fully identifies the  
 said defendant in whose company  
 he was and who were with him at  
 the time he was assaulted and  
 he charges them with the robbery of said

Sworn to before me, this 2<sup>nd</sup> day  
 of July 1893  
 Police Justice, which testifyeth

1059

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John Witner*

Question. How old are you?

Answer. *29*

Question. Where were you born?

Answer. *Germany*

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

Answer. *110 Adam Street Queens*

Question. What is your business or profession?

Answer. *Artist*

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

Answer. *I am not guilty*  
*John Witner*

Taken before me this  
day of *Dec*  
188*9*

Notary-Justice

1060

(1895)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer.

*Charles Martin*

Question. How old are you?

Answer.

*31 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*110 Allen Street 5 weeks*

Question. What is your business or profession?

Answer.

*Portender*

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

Answer.

*I am not guilty*

*Charles Martin  
his  
man*

Taken before me this

day of

*Sept 1897*

1897

Police Justice

(1835)

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Fritz Slotze* 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.

*Fritz Slotze*

Question. How old are you?

Answer.

*30 years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*Cor. Mott & Chambers Square*

Question. What is your business or profession?

Answer.

*Waiter*

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*  
*Fritz Slotze*

Taken before me this *10* day of *Sept* 189*9*  
Police Justice

1062

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.....

*Leferdants*  
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *Twenty* - *four* 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 13* 189 *2* *[Signature]* 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.....

*Fritz Hatze*  
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *Twenty* *four* 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 15* 189 *2* *[Signature]* Police Justice.

1063

204 804  
Police Court, District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Ulrich Veragack  
vs.  
Charles Merton  
John W. Witzel  
Fritz Hatzel  
Offense, *Carriage*

BAILED,

No. 1, by .....  
Residence ..... Street.

No. 2, by .....  
Residence ..... Street.

No. 3, by .....  
Residence ..... Street.

No. 4, by .....  
Residence ..... Street.

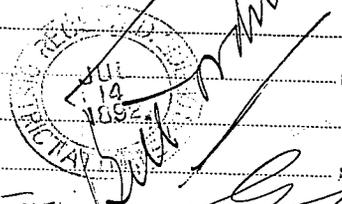
Dated July 13 1892  
Dennis Magistrate.  
McAuliffe Precinct.

Witnesses Complainant Hou  
No. Secretary Street.

No. Street.

No. Street.

\$ 2500 to answer



*Com*

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Martin, Fritz Holze and John Widner

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

Charles Martin, Fritz Holze and John Widner

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

The said Charles Martin, Fritz Holze and John Widner, both

late of the City of New York, in the County of New York aforesaid, on the 11th day of July, in the year of our Lord one thousand eight hundred and ninety-two in the night time of the said day, at the City and County aforesaid, with force and arms, in and upon one Ulrich Verogath, in the peace of the said People then and there being, feloniously did make an assault, and divers 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 a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of twenty-two

dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of twenty-two

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of twenty-two

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of twenty-two

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of two dollars, one pocket book of the value of one dollar, one purse of the value of one dollar, one knife of the value of fifty cents, one watch of the value of ten dollars and one chain of the value of one dollar, of the goods, chattels and personal property of the said Ulrich Verogath

from the person of the said Ulrich Verogath against the will and by violence to the person of the said Ulrich Verogath,

then and there violently and feloniously did rob, steal, take and carry away, the said Charles Martin, Fritz Holze and John Widner, and each of them, being then and there aided by an accomplice actually present, to wit, each by the other, and also by a person whose name is to the Grand Jury aforesaid as yet unknown; against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Lancey Mill, District Attorney

#22.-

1065

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Mayer, Louis

**DATE:**

07/19/92



4459

155  
188 bottles

Witnesses:

1 Superior Key

25 PAK

Mr. S. S. ...

313 p. 57

Counsel,

Filed 19 day of July 1897

Pleas, Not Guilty

THE PEOPLE

vs.

D

Louisa Mayer

pub 11/92  
That on and under of Special  
Resolves for trial by jury  
of Criminals

Thinking a crime  
(Section 242 Penal Code)

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

Am. E. ...

Foreman.



1068

-2-

BURGER, GOLDSMITH AND COMPANY, to make up cloaks and other articles of clothing for the said firm, by and with materials furnished by the said firm, and to bring him, the said Lipman Krieger the younger, into public scandal and disgrace, and to injure and aggrieve the said Lipman Krieger the younger in his business, and to cause it to be believed that the said Lipman Krieger the younger had misapplied, embezzled and appropriated to his own use divers of the materials so furnished to and entrusted with him and the said Louis Mayer, to make up for the said firm, unlawfully and maliciously did publish and cause and procure to be published a certain false, scandalous, malicious and defamatory libel of and concerning the said Lipman Krieger the younger, by then and there unlawfully and maliciously sending the same and causing the same to be sent to the said firm of Wurzburger, Goldsmith and Company, in the form of a letter, addressed to the said firm; which said false, malicious and defamatory libel is in the German language, and is as follows, that is to say:

New York den 23ten June  
Werther Herr Goldsmidt und Witzberger  
Ich bin so frei ihnen vorzustellen  
was benehmen ves Herrn Kreger Junior wie  
folgt, deisen Samstag begegente er einer  
meiner freunde und ersuchte ihn er moge mir  
sagen das Hr. Goldschmidt wird sich ein  
Wernugen machen und mieh einst rufen lassen  
arbeit zu geben, und anstatt arbeit wird mir  
der construtirte Herr Supertendent Krieger  
blaue Augen machen zwar glaube ich es nicht  
das die Hrn. auf solche weise dankbar sein  
sollen---genug traurig das so ein mensch mit  
solche ausdrucken bedeinen soll. es mochte

-3-

mir zwar grosze ehre machen wann ich von die Hrn. Arbeit bekernn konnte aber leider wan er Supertendent so viel einfluss hat--- Jedenfalls mache ich die Hrn. Goldsmidt & Witzburger aufmerksam bei der trimming und andern zugehoren. er pflegte jeden tag zu bringen von trimming sim binding in spuls Tep wie auch Pearl buttons vollen boxes jeden tag und ich habe ihn gefragt wozn diese sache gib acht sollst keine unannehmlichkeiten haben wo er mir zur antwort gab mein bruder ist Supertendent. Jedoch glaube ich wenn die Hrn. mir ein wenig obacht geben werden wir gleich alles ans licht kommen und sie werden einsehen wie die protection geld kostet. Ich habe ihnen berriessen wie mit die 10 stueck zugegangen ist wo ich noch was mehr von betrug aufmischen kann meine erzeihung erlaubt mir nicht mit solche leute zu thun zu haben. jevoch bin ich so frei und bei gelegen heit sie zu ersuchen wann es moglich ist mir was arbeit einschicken wollen, wo ich hoffe das sie hochst zufrieden sein werden ich habe wollen die Hrn. personlich ersuchen wegen arbeit aber wie mir der Krieger Junior sagen lies furchte ich wirklich mich dort zu erscheinen in der hoffnung das die Hrn. von meinen ersuchen notiz nehmen werden und mir was arbeit einschicken werden zeichne mich mit gebuhrender achtung

L. Mayer  
25 Willett

which said false, malicious, scandalous and defamatory libel, being translated out of the German language into the English language, is in substance and to the effect following, that is to say:

New York, June 23rd.  
Worthy Mr. Goldsmith and Wurzburger:  
I take the liberty to acquaint you with the behavior of Mr. Krieger, Jr. (meaning the said Lipman Krieger the younger) as follows: This Saturday he (meaning the said Lipman Krieger the younger) met one of my friends and requested him to inform me that Mr. Goldsmith would do himself the pleasure

-4-

to have me call, give me work, and instead of work the protected superintendent will give me blue eyes--nevertheless I do not believe that the Messrs. would prove thankful in such a manner. Pity enough that such an individual should use such expressions. I would do me great honor could I get work with those gentlemen, but pity where the superintendent has so much influence. At any rate I will call the attention of H. Goldsmith and Wirtzburger to their trimmings and other belongings. He (meaning the said Lipman Krieger the younger) used to bring every day from trimmings, seam-binding, spools, tape and pearl buttons full boxes every day. (Meaning that the said Lipman Krieger the younger had misapplied, embezzled and appropriated to his own use divers of the materials so furnished to and entrusted to him and the said Louis Mayer by said firm to make up for the said firm as aforesaid.) I have asked him (meaning the said Lipman Krieger the younger) what for these things---take care that you will not have any unpleasantness about it, where he (meaning the said Lipman Krieger the younger) answered to me, my brother is superintendent. But I believe if the agents would give a little observation, everything would come speedily on the light and they would see <sup>how</sup> the protection costs money. I have proven to you how it went with the ten pieces, where I can mix up some more of the cheatings. My bringing up does not permit me to have anything to do with such people, but I am nevertheless so free by opportunity to request you when it is possible to send me some work when I hope to give you the greatest satisfaction. I wanted to make a personal request for work, but as Krieger, Jr. (meaning the said Lipman Krieger the younger) tells me I am really afraid to make my appearance.

In hope that you will take notice of my request and send me some work, I sign with due respect,

L. Mayer,  
Willetts, 25.

to the great damage, scandal, infamy and disgrace of the said Lipman Krieger the younger: against the form of the

1071

-5-

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

DE LANCEY NICOLL,

District Attorney.

1072

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

McCabe, James

**DATE:**

07/08/92



4459

1073

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Connors, Martin

**DATE:**

07/08/92



4459

1074

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Gottsman, Justus

**DATE:**

07/08/92



4459

1075

Witnesses:

41  
ordered

Counsel,

Filed 8 day of July 1892  
Plead Not esulted

THE PEOPLE

vs. B

James McCabe

Martin Connor

and B

Justus Gottsman

Degree.  
Robbery, (Sections 224 and 228, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

Pl. 7

Wednesday as to #1  
at request of Counsel

A TRUE BILL.

Edward S. W.

Part 2 - Sept. 12 1892 Foreman.

Part 3 - Tried and Acquitted

No. 1. On return of petit jury, indicted  
on his own recognizance

No. 2. On return of petit jury, indicted  
indict dis. R.B.W.

I conducted the trial  
of the case against  
the defendants  
McCabe and Connor  
the Co. Defendants.  
The jury acquitted  
McCabe and Connor  
and I was satisfied  
of the result in a  
verdict. In view of  
the circumstances  
of this case I  
recommend the  
dismissal of the  
charges against  
McCabe and Connor  
and the discharge of  
McCabe upon his own  
recognizance.  
Oct 27 1892  
R. W. Linn  
District Attorney

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

THE PEOPLE OF THE STATE OF NEW YORK

against  
*James McRae,  
Martin Ransom and  
Julius Rottman*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*James McRae, Martin Ransom  
and Julius Rottman*  
of the CRIME OF ROBBERY in the *first* degree, committed as follows:

The said *James McRae, Martin  
Ransom and Julius Rottman*, all

late of the City of New York, in the County of New York aforesaid, on the *thirteenth*  
day of *June*, in the year of our Lord one thousand eight hundred and  
ninety-*two*, in the *morning* time of the said day, at the City and County aforesaid,  
with force and arms, in and upon one *William Smith*,

in the peace of the said People then and there being, feloniously did make an assault, and  
divers 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 a number and denomination to the Grand Jury  
aforesaid unknown, for the payment of and of the value of *Twenty*

dollars; divers other promissory notes for the payment of money, being then and there due and un-  
satisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury  
aforesaid unknown, for the payment of and of the value of *Twenty*

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *Twenty*

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *Twenty*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of  
the value of *Twenty dollars*,

of the goods, chattels and personal property of the said *William Smith*,  
from the person of the said *William Smith*, against the will  
and by violence to the person of the said *William Smith*,

then and there violently and feloniously did rob, steal, take and carry away, *the said*  
*James McRae, Martin Ransom  
and Julius Rottman*, and each  
of them, being then and there aided,  
by an accomplice actually present,  
*to wit: each by the others*.

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

*Wm. H. McNeill,  
District Attorney*

1077

Witnesses:

*Mr Lunt*  
*607 E. 148 St*  
*Offen Dixon*  
*29th Precinct*

41

Counsel, *Wm J. Berlinger*  
Filed *July* day of *July* 189 *L*  
*Nov 17 1897* at *Evansville* *Ind*  
Plends,

THE PEOPLE  
vs.  
*James Mc Cabe*  
*Martin Connor*  
*Justin Gottsman*

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

*of Aug 1892*  
DE LANCEY NICOLL,  
District Attorney.

*Sept 15 1897*  
A TRUE BILL.

*Edmond*  
Foreman.

*James Mc Cabe*  
*Martin Connor*  
*Justin Gottsman*

1078

CITY AND COUNTY } ss.  
OF NEW YORK.

POEICE COURT, 11 DISTRICT.

of No. 607 E. 14th Street, aged 37 years,  
occupation Night Watchman being duly sworn, deposes and says  
that on the 1st day of July 1894  
at the City of New York, in the County of New York.

Justus Gottsman (now here)  
is the other one of the unknown  
men mentioned in deponents  
affidavit hereto annexed, and he  
is one of the men who was  
acting in concert with James  
McCabe and Martin Collins.  
When deponents money was taken  
from deponents person by force  
and violence.

William Daint

Sworn to before me, this

1894

day

*John W. McLaughlin*

Police Justice.

1079

CITY AND COUNTY }  
OF NEW YORK. } ss.

POLICE COURT, 5 DISTRICT.

William Quint

of No. 607 & 148 Street, aged 37 years,

occupation Night-Watchman being duly sworn, deposes and says

that on the \_\_\_\_\_ day of \_\_\_\_\_ 189\_\_\_\_  
at the City of New York, in the County of New York.

Martin Connors, (now here) is  
one of the unknown men  
mentioned in deponent affidavit  
hereto annexed, and he is one of  
the men who was acting in concert  
with James McCabe, at the time  
that deponent money was taken  
from deponent person.

William Quint

Sworn to before me, this

of June

1892

day

John W. ...

Police Justice.

Police Court-- 3 District.

CITY AND COUNTY }  
OF NEW YORK, } ss

William Runt  
of No. 607 E 148<sup>th</sup> Street, Aged 27 Years  
Occupation Night Watchman being duly sworn, deposes and says, that on the  
13<sup>th</sup> day of June 1892, at the Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money  
to the amount and

of the value of Thirty DOLLARS,  
the property of Expensive watch

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

James W. Cate (arrived)  
and two other men unknown  
and not yet arrested. From  
the fact that at the time  
of 11:45 o'clock P.M. said  
date deponent went into Mr. Cate's  
this deponent saloon at no 230<sup>th</sup>  
2<sup>nd</sup> street to get a glass of beer.  
When this deponent struck deponent  
suddenly deponent down and  
kicked deponent about the body  
and while this deponent was  
sitting and beating deponent, see

day of  
Subscribed and sworn to before me this  
1892

of said unknown men not yet arrested. Took said sum of money from the right hand pocket of defendant's vest.

Wherefore defendant charges this defendant and said two other men not yet arrested with this together and acting in concert with each other and feloniously taking stealing and carrying away said sum of money from the person of defendant by force and violence.

Sworn to before me } William Dink  
this 14th day of June 1852 }  
John Bellonchio  
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 1852 Police Justice  
I have admitted the above named to bail to answer by the undertaking hereto annexed.  
Dated 1852 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 1852 Police Justice

Police Court, District, Offence—ROBBERY.  
THE PEOPLE, &c., on the complaint of vs.  
Dated 1852 Magistrate. Officer. Clerk. Witnesses. No. Street. No. Street. No. Street. \$ to answer General Sessions.

1082

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

*James McCabe*

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 sees fit, to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer. *James McCabe*

Question. How old are you?

Answer. *4 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *324 E. 119 St. 3 years*

Question. What is your business or profession?

Answer. *Butcher*

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

Answer.

*I am not guilty*  
*James McCabe*

Taken before me this

day of

*June*

189*4*

*John R. Lawrence*

Police Justice.

1083

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*Martin Connor*

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 sees 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. *Martin Connor*

Question. How old are you?

Answer. *23 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *#9 2<sup>nd</sup> Ave bet 119<sup>th</sup> & 120<sup>th</sup> St. 1 yr*

Question. What is your business or profession?

Answer. *Sell papers.*

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  
Martin Connor.*

Taken before me this

*14*

day of *June* 189*7*

*John McCarroll*

Police Justice.

1084

Sec. 108-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

*Justus Gottesman* 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 sees 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 *Justus Gottesman*

Question. How old are you?

Answer *22 years old*

Question. Where were you born?

Answer *New York*

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

Answer *200 E. 115th St 9 Mos*

Question. What is your business or profession?

Answer *Driver*

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

Answer.

*I am not guilty*

*Justus Gottesman.*

Taken before me this

day of *June* 191*5*

*John J. ...*

Police Justice.

1085

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

*James Mc Cabe* *Martin Connor* *and* *Justin Gottesman*  
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *Two* Hundred Dollars, *Each* and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, *June 14* 189 *2* *W. Wood* Police Justice.

I have have admitted the above-named *James Mc Cabe* *and* *Justin Gottesman* to bail to answer by the undertaking hereto annexed.

Dated, *June 22* 189 *2* *W. Wood* Police Justice.

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

Dated, *June 23* 189 *2* *W. Wood* Police Justice.

There being no sufficient cause to believe the within named

1086

P 330 + 331

774

Police Court, S District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Wm. Quint  
John W. White  
Martin Common  
Justus Gottesman

offense, *Robbery*

BAILED, Mrs F Cooke  
No. 1, by  
Residence 351 E 87th Street.

No. 2, by Amelia Spruce  
John C. Mungie  
Residence 150 E 125th Street.

No. 3, by Louis Gates  
Residence 160 E 111 Street.

No. 4, by  
Residence Street.

Dated June 14 1892  
Norris Magistrate  
Elmer B. Dixon Officer  
79 Precinct.

Witnesses  
No. Street.  
No. Street.  
No. Street.



The Magistrate  
Presiding in my  
absence will hear  
and determine this  
case John B. Workes  
Police Justice

No. Street  
\$ 1000 each to answer  
Nos 1 and 3 Bailed  
No 2 Committed  
\$1000 Baid for Ex June 17/92  
230 pp  
No 1. Bailed  
No 3. Bailed  
all paid

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

THE PEOPLE OF THE STATE OF NEW YORK  
against  
*James McCabe, Martin  
Comers & Julius Gottsman*

The Grand Jury of the City and County of New York, by this indictment, accuse  
*James McCabe, Martin Comers & Julius Gottsman*  
of the CRIME OF ROBBERY in the *first* degree, committed as follows:

The said *James McCabe, Martin Comers  
and Julius Gottsman, all -*

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

*the sum of twenty nine dollars and  
ninety five cents in money, lawful  
money of the United States of  
America, and of the value of  
twenty nine dollars and ninety  
five cents,*

of the goods, chattels and personal property of the said *William Dunitz, -*  
from the person of the said *William Dunitz, -* against the will  
and by violence to the person of the said *William Dunitz, -*  
then and there violently and feloniously did rob, steal, take and carry away, *the said*  
*James McCabe, Martin Comers and Julius*  
*Gottsman, and each of them being then*  
*and there aided by an accomplice actually*  
*present, to wit: each by the others and also*  
*by others to the Grand Jury as yet unknown*  
against the form of the statute in such case made and provided, and against the peace of the  
People of the State of New York and their dignity.

*Francis M. ...  
District Attorney*

1088

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

McDonald, James

**DATE:**

07/08/92



4459

Witnesses:

Alphons Peck

226 E. 118th

Offr Schaffner

29th Street

86

Counsel, *Alter* (4)  
Filed 8 day of *July* 1892  
Pleads, *Not Guilty (11)*

THE PEOPLE

*vs.*  
*James Mc Donald*

*19*  
*37*

DE LANCEY NICOLL,  
District Attorney.

*Old Disp*

A TRUE BILL.

*[Signature]*

Foreman.

*July 12 -*  
*Ind. arrested*  
*July 13 -*  
*Ind. returned 3 day*  
*2472*  
*per 1592*

*[Section 188, 26, 1892]*  
*\* Burglary in the Third Degree.*

1090

Police Court - District.

City and County of New York, ss.:

of No. 226 E. 118th Street, aged 37 years, occupation Truckman being duly sworn

Alphredo Beck

deposes and says, that the premises No. 229 + 231, E. 118th Street, Ward

in the City and County aforesaid the said being a frame building, one

story high, which was occupied by deponent as a ~~store~~ <sup>storage place</sup>

and which was occupied by deponent as a ~~store~~ <sup>storage place</sup> and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly removing the ~~lock~~ <sup>lump</sup> and staple in the door and entering said premises with the intent to commit a crime.

on the 29 day of June 1894 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

One ~~lot~~ set of double hammers of the value of twenty five dollars.

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

James McDonald (nowhere).

for the reasons following, to wit: that at the hour of 7 o'clock P.M. June 28. deponent locked and securely fastened the door of said premises and closed them for the night leaving said property therein. and at the hour of 4 o'clock A.M. June 29. deponent discovered that said premises had been entered as aforesaid and said property taken therefrom. Keppner is informed

By Officer William E. Schaffer  
 that he arrested this defendant at the  
 hour of 3:30 o'clock A.M. June 29  
 at the corner of Pleasant Avenue + 125th  
 Street with a quantity of ham in  
 his possession and also a small  
 Jimmy in his possession.  
 Defendant further says that he has since  
 seen the ham so found in the defendant's  
 possession and fully identifies it as his  
 property and as a portion of the property  
 stolen from his premises and charges  
 this defendant with unlawfully entering  
 said premises as aforesaid and feloniously  
 taking stealing and carrying away said  
 property.

Sworn to before me  
 this 29th day of June 1892) Alphonso Peck

George J. Peck  
 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 \_\_\_\_\_ 1892 Police Justice  
 I have admitted the above named  
 to bail to answer by the undertaking hereto annexed.  
 Dated \_\_\_\_\_ 1892 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 \_\_\_\_\_ 1892 Police Justice

Police Court, \_\_\_\_\_ District, \_\_\_\_\_

THE PEOPLE, &c.,  
 on the complaint of \_\_\_\_\_ vs.

1 \_\_\_\_\_  
 2 \_\_\_\_\_  
 3 \_\_\_\_\_  
 4 \_\_\_\_\_

Offence—BURGLARY

Dated \_\_\_\_\_ 1892

Magistrate \_\_\_\_\_  
 Officer \_\_\_\_\_  
 Clerk \_\_\_\_\_

Witnesses, \_\_\_\_\_  
 No. \_\_\_\_\_ Street, \_\_\_\_\_  
 No. \_\_\_\_\_ Street, \_\_\_\_\_  
 No. \_\_\_\_\_ Street, \_\_\_\_\_

\$ \_\_\_\_\_ to answer General Sessions.

1092

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877

William E. Schaffer  
aged \_\_\_\_\_ years, occupation Police Officer of No. 29th Street Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Alphons Beck and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 29 day of June 1892 } William E. Schaffer

[Signature]  
Police Justice.

Answer.

I am guilty of this charge.

James McDonald

Taken before me this 29 day of June 1892 }  
[Signature]  
Police Justice

1093

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

*Defendant*

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

Dated, *June 29* 189 *2* *[Signature]* Police Justice.

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

Dated, ..... 189 ..... Police Justice.

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

Dated, ..... 189 ..... Police Justice.

1094

Police Court, 5<sup>1</sup> District.

786

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Alphons Peck*  
*226 E 118*  
*vs.*  
*James McDonald*

Offense, *Burglary*

Dated, *June 29* 1894

*Meade* Magistrate.

*Wm E Schaffner* Officer.

Witnesses *Wm E Schaffner* Precinct.

No. *29* Street. *Paul Price*

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

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

\$ *1000* to answer \_\_\_\_\_



*J.S.*  
*Ch* *3*  
*Pit.*

BAILED,

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

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

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

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

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

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

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

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

COURT OF GENERAL SESSIONS-Part I.

-----x  
 :  
 The People of the State of New York, : Before Hon. Fred'k.  
 :  
 against : Smyth, and a Jury.  
 :  
 J a m e s M c D o n a l d . :  
 :  
 -----x

Indictment filed July 8th 1892.

Indicted for burglary in the third degree.

N e w Y o r k, July 14th 1892.

APPEARANCES: For the People Asst. Dist. Atty. Mc-  
Intyre.

For the defendant Mr. J. Van Meter.

ALPHONSO PECK, a witness for the People, sworn, testified:

I am a truckman doing business at 118 Second Avenue in this city . At eleven o'clock on the night of the 29th of June this year I locked up my stable When I locked the place up I left a double set of harness in it I got up at half past three o'clock the following morning to go to Jersey. I found that my stable had been broken open and the double set of harness was gone. The value of the harness was twenty five dollars. I afterwards saw the same harness in the station house and identified it as my property. The premises in question are in the 12th ward . The harness stolen had been worn somewhat .

WILLIAM SCHAEFER, a witness for the People, sworn, testified:

I am a police officer connected with the 29th precinct in this city. I arrested the defendant at 120th street and Pleasant avenue at half past three o'clock on the morning of the 29th of June. He had in his possession

2

a set of double harness which was afterwards identified by the complainant in this case as his property. I asked the defendant where he got it and he said from a man named Grahaan who lived in 130th street. He said he was taking it to the corner of 129th street and Third avenue and was going to meet a man there and give it to him. I am certain the defendant told me that a man gave him the harness to carry. I did not make any examination of the premises.

## D E F E N C E .

JAMES MCDONALD, a witness ~~xxxxxxx~~ in his own behalf, testified:

I have been living in the city of New York for the last three months. I have never been in any trouble prior to this arrest. I am a laborer. I remember the morning of my arrest. The day before I was arrested I met a peddler at the corner of 74th street and Lexington avenue. I asked him for work; he told me that if I would meet him the next morning at the corner of 124th street and Pleasant Avenue he would give me work. So the next morning I went to meet him. When I got to 120th street in crossing a lot I saw this bag laying there. I went over and looked into it and found it was a set of harness. I started putting the harness back again into the bag when the police officer came over and arrested me. He asked where I got there harness and I told him I found it lying there. I did not tell the officer, as he has testified, that somebody else gave me that harness. I did not enter the stable of the complainant, do not know where it is and had no part whatever in this burglary.



Indictment filed July 8, 1892.

COURT OF GENERAL SESSIONS

Part I.

The People of the State of New York,

against

JAMES McDONALD.

Abstract of testimony on

trial New York, July 14th

1892.

GEORGE REYNOLDS:

1099

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James McDonald*

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

*James McDonald*

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

The said

*James McDonald*

late of the *12th* Ward of the City of New York, in the County of New York aforesaid, on the *twenty-ninth* day of *June* in the year of our Lord one thousand eight hundred and ninety-*two* in the *right*-time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of one *Alphonso Peck*

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of the said *Alphonso Peck* 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.

SECOND COUNT—

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

*James McDonald*

of the CRIME OF *Retit* LARCENY

committed as follows:

The said

*James McDonald*

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 said day, with force and arms,

*one set of double harness of  
the value of twenty-five dollars*

of the goods, chattels and personal property of one

*Alphons. Peck*

in the

*building*

of the said

*Alphons. Peck*

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.

*De Lancey Nicoll  
District Attorney*

1101

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

McGettrick, John

**DATE:**

07/08/92



4459

74

Counsel,

Jb (a-1)

Filed

8 day of July 1892

Plends,

Not emulky (11)

X

THE PEOPLE

vs.

Burglary in the second degree. [Section 497]

25  
39  
Subst of  
Return

John Mc Gettrich

DE LANCEY NICOLL,

Officer in Vacation District Attorney.

will back July 28

A TRUE BILL.

*[Signature]*

Foreman.

July 2 - July 19, 1892

~~Find~~  
Guilty Burglary 1st

2 yrs 10 mos

*[Signature]*

Witness

*[Signature]*

58 West 7th

*[Signature]*

644 Penn

Police Court— 1st District

City and County of New York, ss.:

of No. 58 Mott Street, aged 25 years, occupation Married being duly sworn

deposes and says, that the premises No. 58 Mott Street, 6 Ward in the City and County aforesaid the said being a six story

tenement the ground floor of which was occupied by deponent as a butcher shop and dwelling place and in which there was at the time a human being, by name Sarah Cohen and Ada Cohen and two children were also present were BURGLARIOUSLY entered by means of forcibly opening a window leading into said premises

on the 1st day of July 1882 in the night time, and the following property feloniously taken, stolen, and carried away, viz:

A quantity of jewelry and clothing valued at One thousand dollars \$1000.00

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

John M. Gettrick

for the reasons following, to wit: deponent having securely locked and fastened the doors and windows of said premises she was awakened at the hour of 4 o'clock a.m. and found the defendant in her sleeping apartment, he had been having raised a window leading into said apartment and entered therein

Examined by Deponent on July 1882

Police Court

117 772

1104

(1895)

Sec. 198-200

2  
District Police Court

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John McGettrick*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *39 West St. 5 years.*

Question. What is your business or profession?

Answer. *Laborer.*

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

Answer. *I am over guilty.*

*John McGettrick*

Taken before me this  
day of *Sept*, 189*2*  
Police Justice.

1105

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.....

*W. J. Anderson*

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, *July 5<sup>th</sup>* 189 *2* ..... *W. J. Anderson* ..... Police Justice.

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

Dated, ..... 189 ..... Police Justice.

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

Dated, ..... 189 ..... Police Justice.

1106

832  
Police Court, District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Sarah Cohen*  
*58 Mott St.*  
*John M. Gettler*

*Officer*  
*Perryman*

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 1* 189

*Winn* Magistrate.

*Perrins* Officer.

*6* Precinct.

Witnesses *Ida Cohen*

No. *58 Mott* Street.

No. .... Street.

No. .... Street.

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

*1000 July 5<sup>th</sup> 10 a.m.*  
*C.M.* *Perryman*

1107

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Mc Gettrick

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

John Mc Gettrick of the CRIME OF BURGLARY in the second degree, committed as follows:

The said John Mc Gettrick

late of the 6th Ward of the City of New York, in the County of New York aforesaid, on the first day of July in the year of our Lord one thousand eight hundred and ninety-two in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of one Louis Cohen

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

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.

De Lancey Nicoll, District Attorney

1108

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

McGowan, James

**DATE:**

07/20/92



4459

1109

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Green, Cornelius

**DATE:**

07/20/92



4459

1110

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Costello, Thomas

**DATE:**

07/20/92



4459

233

Counsel,  
Filed 20 day of July 1892  
Pleads,

Section 488, Georgia Code, 1892.  
THE PEOPLE  
vs.  
James M. Sowan,  
Counsel for Sowan,  
vs.  
Thomas Costello

DE LANCEY NICOILL,  
District Attorney.

A TRUE BILL.  
*[Signature]*

Foreman.

July 20/92  
all plead guilty.  
All R C *[Signature]*

Witnesses:

1112

Police Court \_\_\_\_\_ District. \_\_\_\_\_

City and County } ss.:  
of New York,

of No. 131 West 14th Street, aged 48 years,  
occupation grocer being duly sworn

deposes and says, that the premises No. 131 West 14th Street, 14 Ward  
in the City and County aforesaid the said being a five story tenement

the ground floor lot  
and which was occupied by deponent as a grocery store  
and in which there was at the time a human being, by name John Furro

were BURGLARIOUSLY entered by means of forcibly opening a  
door leading into said store  
by placing the hand in a hole in the door  
and turning the key in the  
inner part of said door

on the 14 day of July 1882 in the night, and the  
following property feloniously taken, stolen, and carried away, viz:

Gold and lawful money of the  
United States of the amount and  
value of twenty cents a quantity of  
canned goods and a can opener  
the whole being valued at one  
dollar

the property of Her parents  
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

Samuel M. Jones, Cornelius Jones  
and Thomas Costello all now known  
as acting in concert.  
for the reasons following, to wit: at the hour of 11 o'clock

PM on the 13<sup>th</sup> Inst deponent securely  
locked and fastened the door and  
the defendants after being informed  
of his rights admit and confess  
to having entered said premises and  
to having stolen fifty nine cents in money  
one can of peas and a can opener

John Furro

*This is a copy of July 1882  
John Furro*

1113

(1885)

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court

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

Question. What is your name?

Answer. *James M. Gowan*

Question. How old are you?

Answer. *15 years.*

Question. Where were you born?

Answer. *New York*

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

Answer. *171 Hester St. 15 years*

Question. What is your business or profession?

Answer. *None*

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

Answer. *I am guilty.*

*Gas. M. Gowan*

Taken before me this *17th* day of *Sept* 189 *7*  
Police Justice.

1114

(1885)

Sec. 198-200.

District Police Court

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Conradus Green* 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. *Conradus Green*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *122 1/2 1st St. 6 years*

Question. What is your business or profession?

Answer. *None*

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

Answer. *I am guilty*

*Conradus Green*

Taken before me this *14*  
day of *Sept* 1892  
Police Justice.

1115

(1885)

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss.

District Police Court

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

Question. What is your name?

Answer. *Thomas Costello*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *205 West 11th St. New York*

Question. What is your business or profession?

Answer. *None*

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

Answer. *I am guilty*

*Thomas Costello*

Taken before me this *14* day of *April* 189 *3*  
Police Justice.

1116

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

*W. J. ...*

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, July 14 1892          Police Justice.

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

Dated,          189         Police Justice.

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

Dated,          189         Police Justice.

1117

872

Police Court, \_\_\_\_\_ District.

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

*John Barrett*  
*131 1/2 1st St. N.W.*  
*James M. Johnson*  
*Caroline Johnson*  
*Anna Costello*

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

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

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

4 \_\_\_\_\_  
Dated, *July 14* 1892

*Henry* Magistrate.  
*Clara* Officer.  
\_\_\_\_\_ Precinct.

Witnesses: *Officer*  
No. \_\_\_\_\_ Street.

No. *F. B. Buckley* Street.

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

\$ *500* to answer \_\_\_\_\_

*July 14 1892*  
*G. S.*

*Cora*  
*Aug 3*  
*P.M.*

1118

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against James Mc Gowan, Cornelius Green and Thomas Costello

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

James Mc Gowan, Cornelius Green and Thomas Costello,

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

The said James Mc Gowan, Cornelius Green and Thomas Costello, all

late of the 14th Ward of the City of New York, in the County of New York aforesaid, on the fourteenth day of July in the year of our Lord one thousand eight hundred and ninety-two in the night time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the store of one John Turro

there situate, feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent the goods, chattels and personal property of the said John Turro

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

SECOND COUNT—

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

James Mc Gowan, Cornelius Green and Thomas Costello

of the CRIME OF *Petit* LARCENY

committed as follows:

~~The said James Mc Gowan, Cornelius~~

Green and Thomas Costello, all

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the night-time of said day, with force and arms, divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of ninety cents, and one can-opener of the value of ten cents, four cans of peas of the value of ten cents each can

of the goods, chattels and personal property of one

John Turro

in the

store

of the said

John Turro

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

De Lancey Nicoll,  
District Attorney

1 120

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

McGrath, George

**DATE:**

07/06/92



4459

Witnesses:

Needit outprova

offro

From examination of the  
case & view of papers  
checked & defendant  
remains the defendant  
of the indictment

July 20. 92 - District  
Attorney  
1892

Counsel,

Filed,

Pleads,

9  
J. J. Moss

1892.

6 day of July  
Not Guilty

THE PEOPLE

vs. F  
135 E 81 st  
conduct

George Melnick

Part 2 - July 20 92  
The motion of said attorney  
for indictment dismissed

CONCEALED WEAPON.  
(Section 410, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

Bill Lamm

A TRUE BILL.

July 5, 1892

John M. ...

Foreman.

Part 2 - July 10 92  
July 20 92  
Order of the court.

1122

Police Court 4<sup>th</sup> District.

City and County } ss.  
of New York.

of No. the 25<sup>th</sup> Precinct Police Thomas J. Gannon  
occupation Police Officer being duly sworn, deposes and says,  
that on the 2<sup>nd</sup> day of June 1892, at the City of New  
York, in the County of New York, dependent arrested

George McGrath (now here), for  
the reason that dependent  
saw said defendant chasing  
or pursuing a man and  
near 78<sup>th</sup> Street in said City  
and found concealed upon  
his defendant's person an  
instrument or weapon  
commonly known as a  
dagger, dirk or dangerous  
knife. dependent therefore  
charges said defendant  
with violating the provisions  
of Section 410 of the Penal  
Code of the State of New York  
and asks that he may be  
dealt with as the law  
may direct.

Sworn to before me this }  
27<sup>th</sup> day of June 1892 }

Thomas J. Gannon

A. H. [Signature]  
Police Justice

1123

Sec. 198-200

4

District Police Court

CITY AND COUNTY OF NEW YORK, ss.

*George McGrath* 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~~ that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer. *George McGrath*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *No 133 West 84th Street about 2 days*

Question. What is your business or profession?

Answer. *None*

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 do not know how the knife got in my pocket*

*George McGrath*

Taken before me this day of *Nov* 191*7*

Police Justice

*[Signature]*

1124

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

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

Dated June 27 1892 [Signature] Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

1125

787

Police Court--- 4 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mrs. J. Simpson  
vs.  
Geo. McGrath

Offence  
Carriage  
Amended Pledge

2

3

4

Dated June 27 1892

Rogers  
Simpson  
Magistrate.  
Officer.

Magistrate.

Officer.

Precinct.

Witnesses

Chas. Erickson

No. 1370 - 3<sup>rd</sup> Ave Street

No. Street.



No. Street.

\$ 500 to answer G.S. Com

Com  
Com

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

1126

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

458

THE PEOPLE OF THE STATE OF NEW YORK

against

George McGrath

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

of a FELONY, committed as follows:

The said

George McGrath late of the City of New York, in the County of New York aforesaid, on the 27th day of June in the year of our Lord one thousand eight hundred and ninety-two,

at the City and County aforesaid, with force and arms, feloniously did furtively carry, concealed on his person, a certain instrument and ~~weapon of the kind commonly known as~~ *dirk, dagger and dangerous knife* with intent then and there feloniously to use the same against some person or persons 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

George McGrath of a FELONY, committed as follows:

The said

George McGrath late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, feloniously did possess a certain instrument and ~~weapon of the kind commonly known as~~ *dirk, dagger and dangerous knife*

by him then and there concealed, and furtively carried on his person, with intent then and there feloniously to use the same against some person or persons 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.

DE LANCEY NICOLL,  
District Attorney.

1127

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

McKee, Edward

**DATE:**

07/20/92



4459

Witnesses:

Counsel,

Filed 20 day of July 1892  
Plends, Wm. H. Kelly

THE PEOPLE

vs.

Robbery, Degree. (Sections 224 and 228, Penal Code.)

I

Edward Mc Kee

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*Edward Mc Kee*

Foreman.

July 25/92  
Jury and acquitted

242

*[Handwritten mark]*

1129

Police Court 3 District.

CITY AND COUNTY }  
OF NEW YORK, } ss

*Emanuel Meyer*

of No 14<sup>th</sup> Precinct Street, Aged 37 Years

Occupation Police officer being duly sworn, deposes and says, that on the

17<sup>th</sup> day of July 1897, at the 17<sup>th</sup> Ward of the City of New York,

in the County of New York, was feloniously taken, stolen, and carried away, from the person of ~~the~~  
an unknown man ~~person~~ by force and violence, without his consent and against his will, ~~the following property, viz:~~

*property, its value or quantity is ~~unknown~~ unknown to deponent.*

of the value of \_\_\_\_\_ DOLLARS

the property of said unknown man

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~~  
attempted to be

Edward McKee (now here) and

an unknown man not arrested

who were in company with each

other for the reason that said

unknown man was walking along

Fifth Street and deponent saw

the defendant and the unknown

man hold the unknown man and

saw the defendant McKee violently

insert his hand into the pocket

of the pants or trousers then worn on the

person of said unknown man.  
*Emanuel Meyer*

day of July 1897  
Subscribed and sworn to before me, this \_\_\_\_\_ day of \_\_\_\_\_ 1897  
*[Signature]*  
Police Justice

1130

Sec. 188-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Edward McKee*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *160 East 106<sup>th</sup> St. 3 years*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty*  
*Edward J. McKee*

Taken before me this *17* day of *July* 189*7*  
*[Signature]*  
Police Justice

1131

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

*defendant*

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

Dated, *July 17* 189 *2* *Albany* Police Justice.

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

Dated,.....189..... Police Justice.

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

Dated,.....189..... Police Justice.

1132

Police Court,

3

District.

870

THE PEOPLE, &c.,  
IN THE COMPLAINT OF

*Emmanuel Meyer*  
vs.  
*Edward McKee*

*Robert*  
Offense

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 17* 189*2*

*Robert* Magistrate.

*Meyer* Officer.

*14* Precinct.

Witnesses .....

No. .... Street.

No. .... Street.

No. .... Street.

\$ *5.00* to answer *BS*



*Am*

COURT OF GENERAL SESSIONS-Part I.

-----*	
The People of the State of New York,	: Before Hon. Fred'k.
against	: Smyth, and a Jury.
E D W A R D M c K E E .	: :
-----*	

Indictment filed July 20th 1892.

Indicted for an attempt at robbery in the 1st degree.

New York, July 25th 1892.

APPEARANCES: For the People Asst. Dist. Atty. John F. McIntyre.

For the defendant Mr. C. E. LeBarbier.

EMANUEL MEYERS, a witness for the People, sworn, testified:

I am a police officer in this city connected with the 14th precinct. On the 7th day of July I was on special duty. About twelve o'clock at night I saw this defendant on 5th street between Avenue A. and B. He was in company with another man. I saw the two of them go through 5th street. I saw this man stop a strange man, and the first thing I knew I heard the man holler "Police". I then saw this defendant pull his hand out of the pocket of the man who shouted. I started to run after him; he ran through 5th street to avenue A; through avenue A to 4th street, through Fourth street to First avenue. I finally overtook him and brought him to the station house. I then went out to look for the man who had been robbed but I could not find him. I have not been able to find the man since.

There was another man in company with this defendant at the time; I did not catch him either. One of the men caught the stranger by the arms and the other put his hands in his pockets. This defendant put his hand in the man's pocket. The man resisted and shouted for police. I

asked the defendant who the other man was that was with him and he said "I wont tell you". I asked him then where he belonged and he said he belonged up in 106th street. I asked him then if the other man belonged up there, and he said he would not tell me where the other man belonged. He told me he did not tdo wanything to the unknown man. I told himw what I had seen and he said "I only asked the man what time it was". I asked him why he ran away, and he said he did not know who I was and that is the reason he did not stop running. I was in citizens clothes. I had nothing more to say to the defendant. His pedigree was taken when I got him to the station house, and he was locked up. He said nothing to me on the way to the Court the following morning.

CROSS EXAMINATION:

I have been on the force nine years. I was about twenty feet away from these parties at the time I saw this defendant's hand in the unknown man's pocket. There were no others but the three on that side of the street. I should judge that the man who had been robbed was about 45 or 48 years of age. I did not take notice enough of the man to be able to tell whether he was drunk or sober. The defendant started to run and I at once pursued him. I had no conversation at all with the unknown man. The two men who were robbing him ran away and I started in pursuit of the one whose hand I had seen coming from his pocket. I had never known the defendant before. It is not a fact that this was a simple quarrel between two or three men. I am positive about the defendant's hand coming from the pocket of the unknown man.

D E F E N S E .

EDWARD J. MCKEE, a witness for the defendant, sworn, testified

I am the defendant in this action. I have heard the testimony given by Officer Meyerin regard to the occurrences of the 17th day of July this year. I was at the place mentioned by him at about half past eleven or twelve o'clock at night. A friend of mine and I were walking along this street. There was an old gentleman walking up behind us and he spoke German. The officer came across the street and accused me of trying to hit the old gentleman. I told the officer that I did not try to hit the man, that I had nothing to do with him. The officer then said to the old man "Did you lose anything" and the old man said no. The officer then slapped me in the face and told me to go away. After he struck me I started to go away; then he told me to go on and he came after me. I ran to the corner. Then I walked along and as I was going to the Houston Street elevated station I saw the officer behind me; I thought he was going to hit me. He then arrested me. As soon as I discovered he was a policeman I went with him at once. That was the first time I knew he was an officer. The officer blackened my eye at the time he struck me. So when we got to the station house he charged me with attempting to rob ~~him~~ some unknown man. I did not attempt to rob any man. I did not put my hand in the man's pocket as the officer said I did. I live with my parents at No. 160 East 106th street. I believe my mother is in Court, but I am not sure of it.

CROSS EXAMINATION:

I was coming from a friend's house at the time I was walking through Fifth street on that night. I have been at work in different places in this city. I am a lithographer by trade. I went to the Houston street station for the purpose of getting a train to go home to 106th street. The reason I ran was because I thought that the policeman was coming again to hit me. I did not know at that time that he was an officer. My friend was not with

1136

4

me on the way to the Houston street station. I did not see him after that. I did not meet a single policeman while I was going to the Houston street station. I told different people to try and get my friend who was with me on that night to come down here and be a witness in my behalf. He is not here today. I told the officer the name of my friend and where he lived. I told my counsel this same story but I do not know whether they went for the man or not. I did not hear anybody call out police at the time we were near this old gentleman. I certainly did not hear him shout. I had never seen the man before and did not know him. I do not know any reason for my friend running away unless it was that he saw the officer hitting me and he did not want to get him. I am 22 years of age.

SAMUEL SCWARTZ, a witness for the defendant, sworn, testified:

I know the defendant. His reputation for honesty is very good. I am a liquor dealer in Marion street in this city. I know that he has been working as a lithographer.

George McKee, the brother of the defendant, and Mary McKee, the mother of the defendant both testified that the defendant was a young man of good character and had always lived at home with his parents.

The jury returned a verdict of guilty of an attempt at robbery in the first degree.

Indictment filed Jul. 25-1892.

COURT OF GENERAL SESSIONS

Part I.

THE PEOPLE &c.

against

EDWARD MCKEE.

Abstract of testimony on

trial New York, July 25th

1892.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Edward Mc Kee

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

Edward Mc Kee

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

The said Edward Mc Kee,

late of the City of New York, in the County of New York aforesaid, on the ... day of ... in the year of our Lord one thousand eight hundred and ninety-

with force and arms, in and upon one a certain man whose name is to the Grand Jury aforesaid unknown, in the peace of the said People then and there being, feloniously did make an assault; and

took away the goods, chattels and personal property of a kind and description to the Grand Jury aforesaid unknown, of the value of ten dollars,

of the goods, chattels and personal property of the said man, from the person of the said man, against the will and by violence to the person of the said man; then and there violently and feloniously did rob, steal, take and carry away, the said

Edward Mc Kee being then and there aided by an accomplice, actually present, whose name is to the Grand Jury aforesaid as yet unknown.

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

De Lancey Nicoll, District Attorney.

1139

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

McShane, James

**DATE:**

07/22/92



4459

Witnesses:

246

Counsel, *H. Coleman*

Filed 22 day of July 1892

Pleas, *Not Guilty.*

THE PEOPLE

*26 July 22 vs. 53/Canby P*

*James Buchanan*

Assault in the Third Degree. (Section 219, Penal Code.)

DE LANCEY NICOLL,  
*July 27/92*  
District Attorney.

A TRUE BILL.

*Edward J. Foreman*

*Sept 2 - July 28, 1892 -  
Trial and convicted in  
a recommendation by  
jury of the county  
John E. ...*

1141

Police Court. 2 District.

CITY AND COUNTY } ss:  
OF NEW YORK,

44 of 189 Edward J. Barrett  
of the 20th Precinct Street, aged        years,  
occupation Police Officer being duly sworn, deposes and says, that  
on the 10<sup>th</sup> day of July 189        at the City of New York,  
in the County of New York,

he was violently ASSAULTED and BEATEN by James M. Shane  
brood keel who while deponent in  
uniform and in the discharge of  
his duty as a Police Officer did strike  
deponent knocking him to the ground  
and then kicked deponent about his  
body  
without any justification on the part of the said assailant.

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

Sworn to before me, this 11  
day of July, 189        Edward J. Barrett  
A. M. White Police Justice.

1142

(1885)  
Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss

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

Question. What is your name?

Answer. James W Shaw

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. Ireland

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

Answer. 537 West 32<sup>nd</sup> St

Question. What is your business or profession?

Answer. Driver

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

Answer. I am not guilty

James W Shaw

Taken before me this  
day of July 1887  
Wm. H. ...  
Police Justice.

1143

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

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

Dated July 11 1892 A. J. White Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

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

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.

1144

Police Court, \_\_\_\_\_ District.

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

*Edward J Barrett*  
vs.  
*James W Shaw*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Dated, *July 11<sup>th</sup>* 189  
*White* Magistrate.  
*Barrett* Officer.  
*70* Precinct.

*807*  
*Ward*  
Office

BAILED,

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

Witnesses \_\_\_\_\_  
No. \_\_\_\_\_ Street.  
No. \_\_\_\_\_ Street.  
No. \_\_\_\_\_ Street.  
\$ *500* to answer *G. S.*

*lem*  
*July 3*

1145

Court of General Sessions of the Peace

491

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James McShane*

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

*James McShane*

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

The said

*James McShane*

late of the City of New York, in the County of New York aforesaid, on the *tenth* day of *July* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, in and upon the body of one *Edward J. Barrett* in the peace of the said People; then and there being, with force and arms, unlawfully did make an assault, and *him* the said *Edward J. Barrett* did then and there unlawfully beat, wound and illtreat, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,  
District Attorney.

1146

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Melvin, Michael

**DATE:**

07/13/92



4459

1147

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Harrigan, John

**DATE:**

07/13/92



4459

1148

POOR QUALITY ORIGINAL

Witnesses:

*Phane Meli*

*1. Ault*

*Offr Sullivan*

*2nd Present*

Counsel, *Keyman*

Filed 13 day of July 1892

Plead, *not guilty*

THE PEOPLE

*17 Albany St  
26 Albany St  
Cigamata* vs.

*Michael Melvin*

*and  
17. 15 James St  
John Harrigan*

*Burglary in the Third Degree,  
Section 498, S.C., 17-18-1888.*

DE LANCEY NICOLL,  
*District Attorney.*

A TRUE BILL.

*Edmondson*

Foreman.

*Part 2 July 20, 1892.  
Both tried and jury  
disagree  
Plead Petit Larceny  
1704 142. Plea 1 yr*

Police Court / District.

City and County of New York

Phalib Wicki

of No. 1 Carlisle Merchant

Street, aged 25 years,

being duly sworn

deposes and says, that the premises No. 1 Carlisle Street, 1 Ward

in the City and County aforesaid the said being a Three story and basement

brick dwelling house and which was occupied by deponent as a store house

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

were BURGLARIOUSLY entered by means of forcibly opening a door leading from the hallway on the ground floor to said basement

on the 10 day of July 1892 in the night time, and the following property feloniously taken, stolen and carried away, viz:

A quantity of knives, razors, scissors, pipes and other articles all together of the value of about two hundred and fifty dollars

the property of deponent and his partner

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

Michael Melville and John Harigan

for the reasons following, to wit: Deponent securely fastened and locked said door leading from said hallway to said basement about 10 P. M. on the 9th day of July. Deponent is informed by Daniel J. Sullivan, a policeman in the 2nd Precinct that he found the said Melville in Calkway Street with a portion of the said property and accompanied the defendant Harigan in the Hall way of said premises and some of the property in said hall way. Deponent has seen said property and identifies

it is property taken from his premises after he had security fastened and locked said premises. Whereupon he charges the two defendants with burglary.

جلین ابراہیم

Sworn to before me, this 10 day of 1892  
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 1888  
Police Justice

I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888  
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 1888  
Police Justice

Police Court, District

THE PEOPLE, &c.,  
on the complaint of  
vs.  
1  
2  
3  
4  
Offence—BURGLARY.

Dated 4 1888  
Magistrate  
Officer  
Clerk  
Witness  
No. Street  
No. Street  
No. Street  
\$ to answer General Sessions.

1151

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 34 years, occupation Policeman of No.

2<sup>nd</sup> Precinct Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Rahil Wehbi

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

Sworn to before me, this 10  
day of July 1892 } Daniel J. Sullivan

[Signature]

Police Justice.

1152

(1895)

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK

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

Question. What is your name?

Answer. *John Harrigan*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *Canada*

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

Answer. *15 Thorne Street. 1 Month*

Question. What is your business or profession?

Answer. *Book Binder*

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

Answer. *I am not guilty.*

*John Harrigan*

Taken before me this

day of

189

Police Justice

1153

(1835)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*Michael McBride*

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 McBride*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *Ireland.*

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

Answer. *26 Albany Street. 6 years*

Question. What is your business or profession?

Answer. *Carries signs*

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.*

*Wm Melvin*

Taken before me this

day of

1897

Police Justice.

1154

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

*Defendants*

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

Dated, *July 10* 1892 *[Signature]* Police Justice.

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

Dated,..... 189..... Police Justice.

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

Dated,..... 189..... Police Justice.

1155

842

Police Court, District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Rhoad Wibbi  
Constable  
vs.  
Michael McNeill  
John H. Amigan

Offense.  
Burglary

Dated, July 10 1892

Dirra  
Sullivan  
2  
Magistrate.  
Officer.  
Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 500 to answer G.D.



Burg 3  
97

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

1156

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against  
Michael Melvin  
and  
John Harrigan

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

Michael Melvin and John Harrigan

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

The said Michael Melvin and John Harrigan, both

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
tenth day of July in the year of our Lord one  
thousand eight hundred and ninety-two, in the night-time of the same day, at the  
Ward, City and County aforesaid, a certain building there situate, to wit, the building of  
one Khalil Wihbi

there situate, feloniously and burglariously did break into and enter, with intent to commit some  
crime therein, to wit: with intent the goods, chattels and personal property of the said Khalil  
Wihbi 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.

SECOND COUNT—

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

*Michael Melvin and John Harrigan*

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

The said *Michael Melvin and John Harrigan, both*

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

*fifty knives of the value of one dollar each, fifty razors of the value of two dollars each, twenty-five scissors of the value of one dollar each, twenty-five pipes of the value of fifty cents each, and divers other goods, chattels and personal property (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of seventy-five dollars—*

of the goods, chattels and personal property of one *Rhail Wickie*

in the *building* of the said *Rhail Wickie*

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.

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said Michael Melom and John Harrigan of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said Michael Melom and John Harrigan, both

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

the same goods, chattels and personal property described in the first <sup>second</sup> count of this indictment

of the goods, chattels and personal property of

Rhaili Wirbi

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

Rhaili Wirbi

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

Michael

Melom and John Harrigan

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen, against the form of the statute in such case made and provided, and against the

DE LANCEY NICOLL,  
District Attorney.

1159

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Merlstein, David

**DATE:**

07/08/92



4459

1160

Witnesses:

Counsel,

Filed, 8 day of July 1892.

Pleads, Not Guilty (14)

*J. E. Rice*

THE PEOPLE

vs.

*David Martin*

RECEIVING STOLEN GOODS.  
(Section 550, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

July 13/92

A TRUE BILL.

*John M. [Signature]*

Part 2 - July 19, 1892, Foreman.  
Sworn and Requested

Police Court, 3 District.

City and County of New York, ss. Isaac Fleustein of No. 151 Essex Street, aged 32 years, occupation Tailor, being duly sworn, deposes and says, that on the 5 day of July 1892, at the City of New York, in the County of New York, David Melmanstein

now here, did buy and receive stolen property knowing the same to have been stolen for the reasons that on the previous day deponent's premises were broken and entered and a large quantity of personal property was stolen and carried away. That said property consisted of clothing in the course of manufacture and a portion thereof was unfinished and incomplete. Deponent is informed by Officer Charles A. Place that he arrested Charles Kappel and George Smith charged with said crime and Smith confessed to said Place that he sold one of the coats to the defendant, who keeps a baker shop at 186 Stanton Street, and he, Place arrested the defendant and found one of the coats in the defendant's possession and said coat is unfinished and requires further labor to complete it.

Sworn to before me this 6 day of July 1892  
A. H. M.  
Police Justice

11.21.92

1162

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Charles A Place*

aged *17* years, occupation *Police Officer* of No.

*17th Avenue*

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

*Isaac E. Eussen*

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

Sworn to before me, this

*6*

day of *July* 18*88*

*Charles A Place*

*[Signature]*

Police Justice.

1163

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

David Melmussen 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.

David Melmussen

Question. How old are you?

Answer.

23 years.

Question. Where were you born?

Answer.

Russia Hungary.

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

Answer.

186 Stanton St 2 years

Question. What is your business or profession?

Answer.

Boiler

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.

Am not guilty  
David Melmussen

Taken before me this

day of

1887

Police Justice.

1164

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 Paul

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 July 6 1891 [Signature] Police Justice.

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

Dated July 6 92 [Signature] Police Justice.

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

Dated 18 [Signature] Police Justice.

1165

14  
Police Court---3 District 831

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Isaac Gluskin  
151 Essex St.  
David Melmanstein

2  
3  
4

Police  
No. 1000

BAILED.

No. 1, by Isaac Roth  
Residence 477-2, Ave Street.

No. 2, by  
Residence Street.

No. 3, by  
Residence Street.

No. 4, by  
Residence Street.

Dated July 6 1892

Magistrate.

Murray & Place Officer.

11 Precinct.

Witnesses call officers

No. Street.

No. Street.

No. Street.

to answer

Ex July 6 2  
Bailed

1166

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

459

THE PEOPLE OF THE STATE OF NEW YORK

against

David Merlstein

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

David Merlstein

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

The said David Merlstein

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

one coat of the value of eight dollars, and ten pieces of cloth of the value of one dollar each, piece

of the goods, chattels and personal property of one Isaac Elenstein by Charles Kappel and George Smith and by certain other persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said Isaac Elenstein

unlawfully and unjustly did feloniously receive and have; the said

David Merlstein

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

DE LANCEY NICOLL,  
District Attorney.

1167

**BOX:**

488

**FOLDER:**

4459

**DESCRIPTION:**

Mersinger, John

**DATE:**

07/13/92



4459



1169

Court of  
General Sessions

The People  
vs  
John Messenger

REPORT OF THE NEW YORK SOCIETY FOR  
THE PREVENTION OF CRUELTY  
TO CHILDREN.  
100 EAST 23D STREET,

New York, July 12<sup>th</sup> 1894

CASE NO. 6602 OFFICER Moore  
DATE OF ARREST July 8<sup>th</sup> 1894  
CHARGE Grand Larceny  
AGE OF CHILD fourteen years  
RELIGION Catholic  
FATHER Frank  
MOTHER Louisa dead  
RESIDENCE 140 St Ann St

AN INVESTIGATION BY THE SOCIETY SHOWS THAT

Society has no record of boy ever having been arrested before. Boy bears a very bad character in the neighborhood and has been charged by Mrs Regina Bacon and Mrs Lizzie Burkhardt (both wives of inmates) with enticing their little daughters aged four and five years respectively into the cellar of their residence and there committing an indecent assault upon them.

The assault on the Burkhardt child took place some three months ago and in same being reported to the Police the boy ran away and did not appear in the neighborhood until July 8<sup>th</sup> date of arrest.

The father drives a brewery wagon and has been known to come home intoxicated and put his John and his younger brother out doors for the night. Family sleep in poorly furnished room.

All which is respectfully submitted,

H. H. Hallowell  
Supt

To the Court

Court of  
General Sessions

<i>John Meunier</i>	<i>John Meunier</i>
---------------------	---------------------

PENAL CODE "

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

**ELBRIDGE T. GERRY,**

*President, &c.*

100 East 23d Street,  
NEW YORK CITY.

1171

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

Affidavit—Larceny.

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

Henry Bahr

of No. 2485-3<sup>rd</sup> Avenue Street, aged 24 years,  
occupation Expressman being duly sworn

deposes and says, that on the 9<sup>th</sup> day of July 1892 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property, viz:

Four one hundred money of the  
United States of the amount  
and value of Thirty-nine dollars

the property of deponent & George Bahr, co-partners

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 John Messinger (now here)

from the fact that deponent  
caught and detected the said  
defendants with a portion of  
the above described property in  
his possession, and the said  
defendants admitted and confessed  
to deponent that he did feloniously  
take steal and carry away  
said amount of money

Henry Bahr

Sworn to before me, this 10<sup>th</sup> day of July 1892  
of Charles W. Davitt Police Justice.

1172

Sec. 198-200.

*One* District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

*John Messinger*

Question. How old are you?

Answer.

*14 years.*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*804 St Ann Ave i 4 years.*

Question. What is your business or profession?

Answer.

*None*

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

Answer.

*I am guilty of the charge*

*John Messinger*

Taken before me this

day of *July*

1892

*Charles W. Stewart*

Police Justice.

1173

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

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

Dated July 10<sup>th</sup> 1892 Charles M. Smith Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 18 \_\_\_\_\_ Police Justice.

1174

841  
Police Court--- 6<sup>th</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henry Bahn  
2485. 3 Ave  
John Messinger

Offence: Larceny  
February

Dated July 10<sup>th</sup> 1892

Sanitar Magistrate.

Occan Reinhardt Officer.



83<sup>rd</sup> Precinct.

Witness No. Street.

R J M Messinger  
No. 108 East 21<sup>st</sup> Street.

P H McManus  
No. 100 E 23<sup>rd</sup> Street.

\$ 5.00 to answer

Amc  
C. K. money

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

1175

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 Messenger

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

John Messenger

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

The said John Messinger

late of the City of New York in the County of New York aforesaid, on the ninth day of July in the year of our Lord one thousand eight hundred and ninety-two at the City and County aforesaid, with force and arms, in the day-time of said day, divers 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 a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of thirty-nine

dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of thirty-nine

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of thirty-nine

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of thirty-nine

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of thirty-nine dollars

of the goods, chattels and personal property of one Henry Baker then and there being found,

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

DE LANCEY NICOLL, District Attorney.

1176

**END OF  
BOX**