0358

BOX:
13

FOLDER:
163

DESCRIPTION:
Fitzgerald, Norah

DATE:
05/06/80

163

0359

BOX:
13

FOLDER:
163

DESCRIPTION:
McCarthy, Timothy

DATE:
05/06/80

163

A Satisfaction having been rendered under the statute in this case — the prisoner may be discharged on their own recognizance —

Benj K Phelps
District Atty

May 10 1880

No 33

Filed 8 day of May 1880.

Pleads No. 2. Not Guilty (?)

THE PEOPLE

vs.

Timothy McCarthy alias Charles Donovan
2 Norman Fitzgerald

Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

See back of indictment.

A True Bill.

Wright Carey

Foreman.

Part Mo: May 10. 1880
No 2 discharged on her own bond & recognizance —

0361

TORN PAGE(S)

Form 11.
Police Court—First District. Halls of Justice.

House of Detention

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

of No. 41 Park Street,

being duly sworn, deposes and says, that on the 8th day of April in the year 1880, at the City of New York, in the County of New York, she was violently ASSAULTED and BEATEN by Timothy McCarthy and Norah Fitzgerald both now present. That said Norah took hold and dragged deponent into a room and said Timothy struck and kicked deponent upon the face and body and scratched and lacerated deponents neck 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 8th day of May 1880 } her Mary x mark Cullen

Herman Ruth POLICE JUSTICE.

29E0

0363

Form 11.

Police Court, Halls of Justice.

THE PEOPLE, &c.
ON THE COMPLAINT OF
Mary Cullen
Room of Detention
vs.
Timothy McCarthy
Norah Fitzgerald

AFFIDAVIT A. & B.

445

300 Bail Bond

Dated May 1st 1880

Smith Justice.

Baker Officer.

Witness,

Chas S. Baker
4 Precinct Police

RECEIVED
MAY 3 1880
DISTRICT ATTORNEY'S OFFICE

$ 300 Each to Ans. Gen Sess.

Bailed by Wm M Hamilton

No. 334 5th Street

Cons

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

District Attorney's Office,

New York, May 7th 1880

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Mary Cullen
against
Timothy McCarthy
Norah Fitzgerald

For Assault and Battery

The defendants having been indicted by a Grand Jury of this Court, on the Sixth day of May 1880, for the offense of Assault and Battery upon a charge preferred by me against them, and having since fully compensated me for all injury and damage which I sustained thereby,

I do therefore hereby acknowledge to the Court that I have received full and complete satisfaction for the injuries and damages so sustained by me, and request that no further proceedings be had on said indictment, and that the defendant be discharged therefrom.

Mary her X mark Cullen
Complainant.

City and County of New York. } ss.

Mary Cullen, the said complainant, being duly sworn, says, that the foregoing instrument by her subscribed is true of her own knowledge.

Sworn to before me, this 7th day of May 1880.
Chas E Marsac
Notary Public
N.Y. Co

Mary her X mark Cullen
Complainant.

0365

CITY AND COUNTY OF NEW YORK } ss.:

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That Timothy McCarthy otherwise called Charles Donovan and Norah Fitzgerald each

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the thirteenth day of April in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty at the Ward, City and County aforesaid, in and upon the body of Mary Cullen in the peace of the said people then and there being, with force and arms unlawfully did make an assault and her the said Mary Cullen did then and there unlawfully beat, wound and ill-treat, to the great damage of the said Mary Cullen and against the peace of the People of the State of New York, and their dignity.

BENJ. K. PHELPS, District Attorney.

0366

BOX:
13

FOLDER:
163

DESCRIPTION:
Madden, John

DATE:
05/04/80

163

No 19 Friday

Counsel, W. R. C.

Filed 4 day of May 1880.

Pleads Not Guilty (5)

THE PEOPLE

vs.

P

John Madden

Grand Larceny of Money, &c.

INDICTMENT.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Henry S. Ordway

Foreman.

May 7. 1880.

Tried & Convicted

May 12. 1880.

Edwin Ref.

See Certificate of Chancellor. F. S. 12

959

The People vs. John Madden — Court of General Sessions. Before Recorder Smythe. May 7, 1880.

Indictment for grand larceny of money.

Richard J. Walsh, sworn and examined, testified. I am in the liquor business. I know the prisoner. I suppose somewhere around four years; he came into our employ I think it was last June; and he left. I think it was on the 21st of August or I believe it was the morning of the 22nd. My place of business was 727 third avenue corner of thirty seventh St; the prisoner's employment there was night barkeeper. I left on the night of the 21st of August with my partner Lawrence McGee about ten o'clock at night. I left John Madden in charge I went home to bed. My partner went to his house and I went to mine. I went back to my place I guess in the neighborhood of five o'clock in the morning when I was called; the officer on post sent a messenger to me to call me up. I saw my partner put a certain amount of money in our private drawer. There was a private drawer in the place, and no one had access to that but myself and partner; we have each a key. I could not swear the exact amount of money that my partner put in. I saw him put the bills in, he was late at the bank that day. No one beside

myself and partner had a key to that drawer. What was the condition of the lock when you got there at five o'clock in the morning? I found the lock broken and a key in it that did not fit it. I don't know where Madden was at that time. I went right down to Capt. Kealy; the prisoner was not there; the officer had charge of the place. How long after that was it you saw Madden? I did not see him until he was arrested I think it was last Friday night. I don't know where he had been in the mean time, I gave the case in charge of Capt. Kealy We searched all over for the prisoner; we telegraphed out of the city by Capt. Kealy's advice We knew where his home was at the time he was in our employ and we searched for him there. I think it was 327 East thirty ninth St. He was the only bar keeper we had. Cross Examined. I left the saloon in the neighborhood of ten o'clock; it was on Thursday, I am pretty sure. I left John Madden in the place when I went away; there may have been some customers in at the time, but there was no one else behind the bar but Madden; the prisoner had no access to the private money drawer; he had no right to go there at all to make change; no one had a right to go to it but myself and partner; we each had a

Key to it. That was not our regular money drawer; the drawer he had access to was a different drawer altogether. Nobody had a right to sleep in the store; we have no night bar keeper at present. A boy of the name of Frank may have fallen asleep there, but I would not allow him to sleep there; the prisoner had entire charge of the place, and if he allowed anyone to sleep there it was against orders. Lawrence McGee, sworn and examined, testified. I am the partner of Mr. Walsh; I remember the night of the 21st of August. I went away from the place with Mr. Walsh; we left there about ten o'clock. I put $108 in the private drawer; it consisted of gold and silver, national bank notes, one English sovereign, and three dollars in silver. No one had any access to that drawer but my partner and myself; it was at the upper end of the bar, what I call close to the office; there was another drawer which we used for the days receipts right in the centre of the bar, but it was eight or nine feet off; we left John Madden in charge. I came back when my partner sent for me at six o'clock in the morning. I noticed the condition of the drawer in which I put the money the night before; the lock was broken and there was a key in it which did not belong to it; the key was bent in the drawer trying I guess to open it.

they could not do that, and they likely opened it with an ice pick; the money was gone, $108 as well as the day's receipts. I saw Madden last Friday. I was going across town, I happened to drop into a liquor store where his brother attends bar; there was an officer along and I had him arrested; the detective had been after him for a considerable length of time. Myself and partner had been looking for him for some time.

John Madden, sworn and examined in his own defence. I reside 327 East thirty ninth St. I attended bar for the complainants. I did not take the money from the private money drawer. All I know about it is that night Mr. McGee came to me and said business was getting dull, he showed me the receipts taken in that day, which I think were $15. This was 11 o'clock at night; he opened the drawer and put the money in it; he leaves me $3 in pennies every night and sometimes I have not change enough to change a dollar. I have access to this drawer, it is two or three feet from the business drawer. I stayed there till 4 o'clock in the morning. I got a little full. I got mad on account of him taking me out of a job and giving me two dollars a week more and only keeping me a month. I closed up, went out, and left a man in there who sleeps at nights in the place. I went to Chicago.

The jury rendered a verdict of guilty.

Testimony in the case
of
John Madden
filed May 8

2169

0373

Howe & Hummel.
87 & 89 Centre & 136, 138 & 140 Leonard St.

New York City, May 4th 1880

Received this day of Mr John Madden
the sum of Five making Twenty Fifteen off Fifty Dollars
as Retaining fee in case of John
Madden for Grand Larceny

J. Howe

$15

Howe & Hummel

L. Gotthold, Stationer, 33 White St. N.Y.

4th District Police Court

CITY AND COUNTY OF NEW YORK, } ss.

Lawrence McGee

of No. 757 3d Ave Street,

being duly sworn, deposeth and saith, that on the 19th day of Aug 1229 187 9

at the Ward of the City of New York,

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

the following property viz.:

Good & lawful money of the United States consisting of United States Treasury & National Bank Notes of various denominations and Gold & Silver Coin all being of the value of One Hundred & Eighty dollars

the property of deponent & his co-partner Richard Walsh.

, 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 Madden who was at the time in the employ of deponent & his said co-partner as Bartender from the fact that on said day deponent left him in charge of his store at the No & street aforesaid said money being at the time locked in a drawer in said store. That ~~he~~ subsequently deponent

Sworn before me this 19 day of Aug 1879

Police Justice

discovered that the said drawer had been broken open, that said money was missing and that said Mullen had absconded

Sworn to before me this 22d day of August 96

Lawrence McGee

Patrick Joyce

Lawrence

DISTRICT POLICE COURT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Lawrence McGee

vs.

John Mullen

AFFIDAVIT—Larceny.

DATED Aug 22 1896

Murphy

MAGISTRATE.

McGowan

Tooker

OFFICER.

WITNESSES:

19

0376

Police Court, Fourth District.

CITY AND COUNTY OF NEW YORK, } ss.

John Madden being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. John Madden

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. Chicago — Illinois

Question. Where do you live?

Answer. 327 Eastbrook

Question. What is your occupation?

Answer. Clerk

Question. Have you anything to say, and if so what,—relative to the charge here preferred against you?

Answer. I am not guilty

John Madden

Taken before me this 8th day of [illegible] 1878

[illegible] Police Justice.

Police Court—Fourth District.

THE PEOPLE &c.

ON THE COMPLAINT OF

Lawrence McGee
757 3rd ave

vs.

1 John Madden

2

3

4

5

6

Offence, Grand Larceny

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated May 1st 1880

" Morgan Magistrate.

" McGovern Officer.

" Van Ker Clerk.

Witnesses, 19th Precinct

Richard Walsh
757 Third ave.

Thomas Begnell
Officer

William Sandy

Joseph Hefferman

Received in District Atty's Office,

City and County of New York

To the Hon. T. Smyth
Recorder & Presiding Justice
Court of General Sessions

James McCue being duly sworn says that he resides at number 276 West 42nd Street in the City of New York. Deponent further says that he is personally acquainted with John Madden and has known him for the last five years, that he is a sober industrious young man, and has heretofore always borne an excellent character in the neighbourhood in which he resides.

Deponent cheerfully unites in recommending him to the favorable consideration of the Court.

Sworn to before me this 11th day of May 1880
Isaac V. Genoley
Notary Public
N.Y. County

James McCue

We the undersigned concur in the above
Samuel M. Connell 49 Broad St.
Eli M. Wright 809 W. 142
Michael Cain 668 Eighth Ave.
William Bennion 251 West 43rd Street
Justus S. Hscot 226 West 43rd St.

Parker
v.
Marden

Appt asts defts
Character.

0380

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That John Madden

in the County of New York, aforesaid on the twenty second day of August in the year of our Lord one thousand eight hundred and seventy-nine at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

$108.20

of the goods, chattels, and personal property of one Lawrence McGee then and there being found, 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.

BENJ. K. PHELPS, District Attorney.

0381

BOX:
13

FOLDER:
163

DESCRIPTION:
Madige, George

DATE:
05/06/80

163

0382

Racy

No 32

Filed 6 day of May 18 50.

Pleads Not Guilty (7)

THE PEOPLE

vs.

P

George Madige

Felonious Assault and Battery.

82

1110 - 1st 2 cts.

BENJ. K. PHELPS,

District Attorney.

May 6 - 0/5 [illegible]

A True Bill.

[illegible]

Foreman.

May 20. 1850.

Pleads guilty in [illegible] Crimb

2 yrs 6 mos S.P.

[illegible]

0383

Form 10.

POLICE COURT—FIRST DISTRICT.

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

John D. Minnie

of the 14th Precinct Police Street

being duly sworn, deposes and says,

that on the 15 day of april 1880 at the City

of New York, in the County of New York,

George Maurice (now here) was identified by George Gerrato in the presence of deponent as the person who did willfully and feloniously cut or stab said Gerrato in the abdomen with the blade of a stiletto then and there held in his hand. Deponent further says that said Gerrato is confined to bed from injuries as aforesaid and unable to appear in court to make complaint. Wherefore deponent prays that said George Maurice may be committed to await the result of the injuries of said Gerrato

John D. Minnie

Sworn to, this 15 day of April 1880

before me,

[illegible] Police Justice.

0384

Form 10.

Police Court—First District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John D Minnie

vs.

George Maurice

16

AFFIDAVIT—Fel Assault & Battery on George O'Neals

Dated 17 April 1880

Kilbreth Justice.

Officer.

17 Examined
Nolle Pros.

17 April 21 1882
Justice Kilbreth will please
examine complainant when
brought to Court in my
absence & make the proper
disposition in above case.
Oct 20th. [illegible]

0385

FORM

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

Police Court—First District.

Michael Geiato

of No. 10 Jersey Street, being duly sworn, deposes and says, that on the 13th day of April 1880 at the City of New York, in the County of New York, he was violently and feloniously assaulted and beaten by

George Madrige now present.

That said Maurice did willfully and maliciously cut and stab deponent in the abdomen with and by means of that certain Knife or Stiletto here shown which he Maurice then and there held in his hand

Deponent believes that said injury, as above set forth, was inflicted by said

George Madrige

with the felonious intent to take the life of deponent, or to do him 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 dealt with according to law.

his
Michael X Geiato
mark

Sworn to, before me this 13th day of April 1880

Police Justice.

0386

Police Court, First District.

CITY AND COUNTY OF NEW YORK. } SS.

Genge Madige being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to refuse to answer any question that may be put to him states as follows, viz:

Question. What is your name?

Answer. Genge Madige

Question. How old are you.

Answer. 32 Years

Question. Where were you born?

Answer. Italy

Question. Where do you live?

Answer. 338 East 110th Street

Question. What is your occupation?

Answer. Cabner

Question. Have you anything to say, and if so, what,—relative to the charge here preferred against you?

Answer. I am not Guilty
his
Genge Madige
mark

Taken before me, this 8th day of March 1890

Police Justice.

Police Court—First District.

THE PEOPLE, &c.
ON THE COMPLAINT OF
Michael Geraldi
vs.
1 George Maurice
2
3
4
5
6

Affidavit—Felonious Assault and Battery.

BAILED.

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated, April 28th 18 89

J. Duffy Magistrate.

John Dillinnie Officer.
14th

Clerk.

Witnesses, Call the officer
Dr. Addison Dickey
147 Greenwich St
Mich. Miranda
Vincenzo Delano

$ 2000 — to answer

at General Sessions Com

Received at Dist. Atty's Office,

COUNSEL FOR COMPLAINANT:

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

1869

0388

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That George Madige late of the City of New York, in the County of New York, aforesaid, on the fifteenth day of April in the year of our Lord one thousand eight hundred and eighty, with force and arms, at the City and County aforesaid, in and upon the body of Michael Geralto in the peace of the said people then and there being, feloniously did make an assault and him the said Michael Geralto with a certain Knife which the said George Madige in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut, and wound with intent him the said Michael Geralto 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said George Madige with force and arms, in and upon the body of the said Michael Geralto then and there being, wilfully and feloniously did make an assault and him the said Michael Geralto with a certain Knife which the said George Madige in his right hand, then and there had and held, the same being then and there a sharp, dangerous weapon, wilfully and feloniously, and without justifiable and excusable cause, did then and there beat, strike, stab, cut, and wound, with intent to then and there wilfully and feloniously do bodily harm unto him the said Michael Geralto 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 Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said George Madige with force and arms, in and upon the body of Michael Geralto in the peace of the said people then and there being, feloniously, did make another assault and him the said Michael Geralto with a certain Knife which the said George Madige in his right hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut, and wound, the same being such means and force as was likely to produce the death of him the said Michael Geralto with intent him the

0389

said Michael Geraldo 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.

FOURTH COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said George Madige with force and arms, in and upon the body of the said Michael Geraldo then and there being, wilfully and feloniously, did make another assault and the said Michael Geraldo with a certain Knife which the said George Madige in his right hand then and there had and held, the same being then and there a deadly weapon, wilfully and feloniously did then and there beat, strike, stab, cut and wound, with intent to then and there wilfully and feloniously maim his the said Michael Geraldo 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.

BENJ. K. PHELPS, District Attorney.

Filed 6 day of Jan 18 06.
Pleads Not Guilty (97)

THE PEOPLE
vs.
George Madige

Felonious Assault and Battery.

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Foreman.

Plead guilty in Sessions Court
Sentenced to Sing Sing
F.P.

0390

BOX:
13

FOLDER:
163

DESCRIPTION:
Martin, Edward

DATE:
05/28/80

163

The People &c
on Complaint Andrew F. Trowe
vs.
Edward Martin

Petit Larceny

City & County of New York: ss

Andrew F. Trowe, being duly sworn, deposes and says, that on the 17th day of May inst. he made a complaint against Edward Martin the above defendant for petit larceny (taking from deponent's person a silver watch) from the person, before the Judge Morgan at Jefferson Market Police Court, stating that said offence was committed early that morning. That said defendant and deponent had been on a debauch all the night of the 16th instant, and at the time deponent made said complaint against said defendant he (deponent) was under the influence of liquor; that at the time defendant took deponent's watch, defendant was comparatively sober as compared to the condition of deponent; and that this deponent now believes (and defendant so states) that he (the defendant) took deponent's watch from him for safe taking. Deponent therefore desires to ask the District Attorney and the Court for the privilege of withdrawing

his complaint against the defendant herein, as he believes he had no intent to commit any offense when he took said watch:

Sworn to before me this 28th day of May 1880

Edward N. Bonynge
Notary Public
N.Y. Co

The People ex
on Complaint of
Andrew F. Crowe
vs.
Edward Martin

Affidavit of Complainant

0394

FORM 89½

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

POLICE COURT—SECOND DISTRICT.

Andrew J. Crowe

of No. 429 West 16 Street, being duly sworn, deposes and says, that on the 17 day of May 18 80 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away, from the possession of deponent, and from the person of deponent

the following property, to wit:

One Silver watch and Metal chain together of the value of

~~of the value of~~ Four Dollars, the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Edward Martin (now here) for the reasons following that on the said date while deponent was sitting on the door steps of a house in 6th avenue cor. of 17th street said defendant took the said property from the watch pocket of the pantaloons at the time worn upon the person of deponent and ran off with the said property. Deponent was informed by Officer Kelly that the said Officer

Sworn to before me, this day of 18

Police Justice.

found the said Mattel and Chairs lying in front of a house in West 12th street (in the Court yard) through which street said defendant was pursued by said Officer
Sworn to before me this 17th day of May 1880 } A. H. Crane

A. E. Smith Police Justice

City & County of New York } S.S.
David A. Kelly of the 15th Precinct being duly sworn says on the 17th day of May 1880 deponent saw the within named defendant in a stooping posture in front of the within named complainant — that said defendant ran off and was pursued by deponent through West 12th street — that after the arrest of said defendant deponent found the property within named lying in the Court yard of one of the houses in 12th street where said defendant was pursued by deponent

Sworn to before me this 17 day of May 1880 } David A. Kelley

A. E. Smith Police Justice

0396

Police Court—Fifth District.

CITY AND COUNTY OF NEW YORK, } ss.

Edward Martin being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

Question. What is your name?

Answer. Edward Martin

Question. How old are you?

Answer. Twenty Four years

Question. Where were you born?

Answer. New York

Question. Where do you live?

Answer. 429 W. 32nd street

Question. What is your occupation?

Answer. Cartman

Question. Have you anything to say, and if so, what,—relative to the charge here preferred against you?

Answer. I am not guilty of the charge.

Edward Martin

Taken before me, this 17th *day of* May 1878

[illegible] *Police Justice.*

4444

Form 89½.

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Andrew F. Brown
429 vs. W. 16 St.
Edward Martin

Affidavit—Larceny.

Grand Larceny

DATED May 17 1880

Murray MAGISTRATE.

Kelly OFFICER.

15

WITNESS:

David A. Kelly
15th Precct.

$1000 TO ANS. Grand Jury

BAILED BY

No. STREET.

0398

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon their Oath, present:

That

Edward Martin

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the Seventeenth day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty at the Ward, City and County aforesaid, with force and arms,

One watch of the value of three dollars and fifty cents —
One chain of the value of fifty cents

of the goods, chattels, and personal property of one Andrew F. Crowe then and there being found, 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.

0399

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Edward Martin

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,

One watch of the value of three dollars and fifty cents
One chain of the value of fifty cents

of the goods, chattels, and personal property of the said Andrew J. Crowe

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said Andrew J. Crowe

unlawfully, unjustly and for the sake of wicked gain, did feloniously receive and have (the said Edward Martin

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 peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.

320

Counsel, C S Spencer

Filed 25 day of May 1880

Pleads Not Guilty

THE PEOPLE

vs.

Edward Martin

Larceny, and Receiving Stolen Goods.

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Foreman.

This indictment was actually found and superceded by another

0949

0401

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That Edward Martin

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the Seventeenth day of May in the year of our Lord one thousand eight hundred and eighty — at the Ward, City, and County aforesaid, with force and arms,

One watch of the value of three dollars and fifty cent
One chain of the value of fifty cent

of the goods, chattels, and personal property of one Andrew F. Crowe on the person of the said Andrew F. Crowe then and there being found, from the person of the said Andrew F. Crowe 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.

~~BENJ. K. PHELPS, District Attorney.~~

0402

BOX:
13

FOLDER:
163

DESCRIPTION:
Martin, James

DATE:
05/04/80

163

Bail
$2500.00
Real
May 6/80

The prisoner within named being able to be found now there being a Requisition for the extradition of the prisoner to Philadelphia to answer an indictment of murder there pending and authorities there requested to notify the District Attorney in case of his acquittal or discharge on said indictment. Prisoner is discharged on his own recognizance
Dan'l Rollins
Attorney

May 17
Counsel;
Filed 4 day of May 1880.
Pleads

THE PEOPLE
vs.
James Martin

INDICTMENT, Murder
Grand Larceny of Money &c.
Aux Rel. Statutes

BENJ. K. PHELPS,
District Attorney.

A True Bill.

Foreman.

Accept bail for
$2500
Rufus Blossing
City Judge

0404

Police Office, Fourth District.

City and County of New York, } ss.

William D Garrison

The Grand Union Hotel

of No. 641 4th Avenue ~~Street~~, being duly sworn, deposes and says, that the premises No. 641 4th Avenue Street, 21 Ward, in the City and County aforesaid, the said being a Hotel and dwelling and which was occupied by deponent as a Hotel and dwelling were **BURGLARIOUSLY** entered by means of forcing and breaking into the inner room No 274 in said premises occupied by Thomas S Williams (colored) in the ~~day time~~ of the 2d day of May 1880 and the following property feloniously taken, stolen and carried away, viz.:

Good and lawful money of the United States to the amount and value of Thirty three and 45/100 Dollars.
One pair of Gold bracelets of the value of Seventy five dollars.
One Beard pin (gold) of the value Ten dollars.
One Beard pin (gold) of the value of Fifteen dollars. in all of the value of one hundred and thirty three 45/100 dollars.
$133 45/100

the property of Thomas S Williams in the care 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 Martin (now here)

for the reasons following, to wit: from the fact that deponent is informed by Thomas S Williams (complainant) that he said Williams secured Rooms said room No 274 in said premises and occupied the same and he said Williams caught said James Martin in said room at the house of 7 Elm St N.Y. on this 2d day of May 1880. and

found in the possession and on the person of said James Martin (now held) the property aforesaid. (5) Jas. Martin

Sworn to before me this 2nd day of May 1880. R. G. Morgan Police Justice.

City & County of New York } ss.

Thomas S. Williams of The Grand Union Hotel No 641 4th Avenue being duly sworn says that the facts set forth in the foregoing complaint on information given by deponent are true of his own knowledge and that he fully identifies the property aforementioned stolen and carried away from the room occupied by deponent as set forth in the foregoing complaint.

Thos. S. Williams

Sworn to before me this 2nd day of May 1880. R. G. Morgan Police Justice

Police Court, Fourth District.

CITY AND COUNTY OF NEW YORK, } ss.

James Martin being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him states as follows, viz:

Question. What is your name?

Answer. James Martin.

Question. How old are you?

Answer. 32 years.

Question. Where were you born?

Answer. New York.

Question. Where do you live?

Answer. 119 Madison Street.

Question. What is your occupation?

Answer. Clerk.

Question. Have you anything to say, and if so what,—relative to the charge here preferred against you?

Answer. Have nothing to say.

James Martin

Taken before me this [illegible] *day of* [illegible] 18[illegible]

[illegible]

Police Justice.

Police Court—Fourth District.

THE PEOPLE &c.

ON THE COMPLAINT OF

William Hyman

~~41 Ave~~

Park Ave 742 St

vs.

1 James Martin

3

4

5

6

Offence, Burglary and Grand Larceny

RECEIVED MAY 3 1880 DISTRICT ATTORNEY'S OFFICE

Dated May 2d 1880

M Morgan Magistrate.

Armstrong Officer.

19th Sub Precinct

Witnesses,

Thomas S. Williams
Grand Union Hotel.
Henry Armstrong
19th Sub Precinct
with property.

$2500 Trans

Received in District Atty's Office,

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

0969

DISTRICT ATTORNEY'S OFFICE,
NEW YORK.

May 11. 1880

Hon Henry S. Hagerty
Dist Atty &c

My Dear Sir

will you be kind enough to give us timely notice in case William Hagner alias Curley Harris shd be acquitted of charge for which he is indicted in your State or in any way discharged so that we may be able to take ~~proceedings~~ measures to secure ~~court~~ ~~hand to~~ his arrest on an indictment now pending in this County and State against him for grand larceny

Yours respectfully
Benj K Phelps
Dist Atty
Co of NY

0409

Sent original here of by officer Wyld the agent of Penn. & Extradition proceedings

0410

Teo
v
James Martin

Letter to Dist Atty, of Philadelphia &c

May 4

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon their Oath, present:

That James Martin

late of the twenty first Ward of the City of New York, in the County of New York, aforesaid, on the second day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty with force and arms, about the hour of seven o'clock in the day time of the same day, at the Ward, City and County aforesaid, the dwelling house of

Thomas S. Williams

there situate, feloniously and burglariously did break into and enter ~~by night or forcibly~~

he the said

James Martin

then and there intending to commit some crime therein, to wit: the goods, chattels, and personal property of

Thomas S. Williams

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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, the said

James Martin

late of the Ward, City, and County aforesaid, Two bracelets of the value of thirty seven dollars and fifty cents each - Two pins of the value of twelve dollars and fifty cents each

~~and arms~~, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

of the goods, chattels, and personal property of the said

Thomas S Williams

in the said dwelling house then and there being, 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.

1160

0412

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

And THE JURORS aforesaid ~~OF THE PEOPLE OF THE STATE OF NEW YORK, in and for the body of the City and County of New York,~~ upon their Oath, aforesaid do further present

That James Martin

late of the First Ward of the City of New York, in the County of New York, aforesaid on the second day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

33 45/100

Two bracelets of the value of thirteen dollars and fifty cents each —

Two pins of the value of twelve dollars and fifty cents each —

of the goods, chattels, and personal property of the said

Thomas S. Williams

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said Thomas S. Williams

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said James Martin

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 peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.

0413

BOX:
13

FOLDER:
163

DESCRIPTION:
Martyn, Frank L.

DATE:
05/25/80

163

0414

BOX:
13
FOLDER:
163
DESCRIPTION:
Martyn, Lavonia
DATE:
05/25/80

163

276

Day of Trial,

Counsel,

Filed 25 day of May 1872.

Pleads

Jd Bl

THE PEOPLE

vs.

P.

Frank C. Martyn

Lavonia Martyn.

Obtaining Money, &c. by False Pretences

BENJ. K. PHELPS,

District Attorney.

A True Bill.

J. Henry Carey

May 25. 1872.

Foreman.

1. Pleads guilty.

Pen: One year.

Police Court—Second District.

CITY AND COUNTY OF NEW YORK, } ss.

Lavonia Martyn being duly ~~examined~~ on oath in her own behalf before the undersigned, according to law, on the annexed charge; and being informed that ~~he~~ she is at liberty to refuse to answer any question that may be put to ~~him~~ her, states as follows, viz.:

Question.—What is your name?

Answer.—Lavonia Martyn

Question.—How old are you?

Answer.—26 years

Question.—Where were you born?

Answer.—Massachusetts.

Question.—Where do you live?

Answer.—104 6th Avenue

Question.—What is your occupation?

Answer.—Church Singer.

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.—I received the check from my husband he told me it was good and I got it cashed and immediately gave the money to my husband, with the exception of one dollar I gave to a boy who had the check cashed for me
I am the lawful wife of Frank L Martyn the defendant named in the herein annexed affidavit

Lavonia Martyn

Sworn to ~~before~~ before me, this 15 day of May 1880.

[illegible] Police Justice.

Police Court—Second District.

CITY AND COUNTY OF NEW YORK, } ss.

Frank L. Martyn being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.— Frank L. Martyn

Question.—How old are you?

Answer.— Thirty Five years

Question.—Where were you born?

Answer.— New York City

Question.—Where do you live?

Answer.— No home

Question.—What is your occupation?

Answer.— Musician

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.— I am not guilty of the charge

Frank L. Martyn

Taken before me this 12 day of May 1875

[illegible] Police Justice.

POLICE COURT—SECOND DISTRICT.

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

Peter Spring

of No 104 - 6th avenue ~~Street~~, being duly sworn, deposes and says that on the 7 day of May 1880 at the City of New York, in the County of New York,

Lavonia Martin and Frank L. Martyn did ~~feloniously~~ unlawfully and feloniously utter the certain instrument or False Token hereto attached with intent to defraud deponent and whereby deponent was defrauded of the ~~said~~ sum of One Hundred dollars the property of Philip Weinel said False Token or Check purporting to be drawn on the East River National Bank dated May 6th 1880 payable to Bearer for the sum of One Hundred dollars and signed E. G. Price and endorsed F. L. Martyn and E. G. Price -

That on the said date the said Lavonia Martin presented the said check and asked deponent to cash said check stating that her husband the said Frank L. Martyn had given her the said check and that said check was as good as gold deponent relying upon said statements paid to said Lavonia Martyn the said sum of One Hundred dollars deponent charges that the said defendants with acting together in committing said felony deponent has since been informed that said check is fraudulent

Peter Spring

Sworn to before me this 12th day of May 1880
Thos. Mc Mahon
Police Justice

437

POLICE COURT.—SECOND DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Peter L. Young
114 6th Ave

Lavonia Martin
Francis L. Martin

Offence, Assault & Battery

Dated May 12 1880

Witnesses, Kilbreth Justice
Warren Officer
15-

No 1- Dis-
Ef.

No 2-

Committed in default of $ 1000 surety.

Bailed by

No. Street.

Commitment

No. 18- 10 New York May 6th 1878

East River National Bank

Pay ~~to the order of~~ Self or

One Hundred Dollars & 100 Dollars

$100 00 E. B. Price

MACGOWAN & SLIPPER, 30 BEEKMAN ST., N. Y.

CERTIFICATE

0421

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That Frank C. Martyn and Lavonia Martyn

Each — late of the First Ward of the City of New York, in the County of New York, aforesaid on the sixth day of May in the year of our Lord one thousand eight hundred and seventy eight, at the Ward, City and County aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud one Philip Heinel did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend and represent to one Peter Spring who was then and there the clerk and servant of the said Philip Heinel that, a certain instrument and writing, to wit, an order for the payment of money, of the kind known as a Bank check, which the said Frank C. Martyn and Lavonia Martyn then and there presented and delivered to the said Peter Spring and which said Bank check is in the words and figures following, that is to say:—

No. 18 — New York May 6th 1878

East River National Bank

Pay Bearer

One Hundred Dollars ($100 00 Dollars

$100 00 E. C. Price

was a good and valid order for the payment of One hundred dollars in money, and of the value of One hundred dollars; and that a sum of One hundred dollars in money belonging to the said E. C. Price was then in the possession of East River National Bank, and that said sum of money was then payable and could be paid by the said East River National Bank on the credit and account of the said E. C. Price whenever an order in writing, signed by the said E. C. Price authorizing the said East River National Bank to make such payment should be presented at the place of business of the said East River National Bank and that a certain Bank check, in the proper handwriting of him said E. C. Price and which said Bank check was addressed to the said East River National Bank at the place of business of the said East River National Bank at the City of New York in the County aforesaid and which said Bank check

Bd Broadway

purported to be an order upon the said East River National Bank to pay to the said E. E. Price and to any endorsee of the said E. E. Price the sum of One hundred dollars in money, was a valuable security, to wit, an order for the payment of One hundred dollars in money, and of the value of One hundred dollars.

And the said Peter Spring then and there believing the said false pretences and representations so made as aforesaid by the said Frank C. Martyn and Lavonia Martyn and being deceived thereby, was induced, by reason of false pretences and representations so made as aforesaid, to deliver, and did then and there deliver to the said Frank C. Martyn and Lavonia Martyn the aforesaid sum of money to wit: the sum of One hundred dollars in money and of the value of One hundred dollars.

of the proper moneys, valuable things, goods, chattels, personal property and effects of the said Philip Weinel and the said Frank C. Martyn and Lavonia Martyn did then and there designedly receive and obtain the said sum of money to wit the sum of One hundred dollars in money and of the value of One hundred dollars. of the said Peter Spring of the proper moneys, valuable things, goods, chattels, personal property and effects of the said Philip Weinel by means of the false pretences and representations aforesaid, and with intent feloniously to cheat and defraud the said Philip Weinel of the same.

Whereas, in truth and in fact, the said Bank check which the said Frank C. Martyn and Lavonia Martyn then and there presented and delivered to the said East River National Bank was not a good and valid order for the payment of One hundred dollars in money, nor was the same a good and valid order for the payment of any sum of money whatever.

And Whereas, in truth and in fact, there was not then and there the sum of One hundred dollars in money belonging to the said E. E. Price in the possession of the said East River National Bank nor was there then and there any sum of money whatsoever belonging to the said E. E. Price in the possession of said East River National Bank

And Whereas, in fact and in truth, the said sum of money was not then payable and could not be paid by said East River National Bank on the credit and account of the said E. C. Price

whenever an order in writing signed by the said E. C. Price authorizing such payment to be made should be presented at the place of business of the said East River National Bank, nor would the said East River National Bank pay any sum of money whatsoever upon such order so signed by the said E. C. Price as aforesaid.

And Whereas, in truth and in fact, the said Bank check in the proper handwriting of the said E. C. Price was not an order to pay to the said E. C. Price or any endorsee of the said E. C. Price the sum of One hundred dollars in money, nor was the same a valuable security, of the value of One hundred dollars in money, nor was it of any value whatever;

And Whereas, in fact and in truth, the pretences and representations so made as aforesaid by the said Frank L. Martyn and Lavonia Martyn to the said Peter Spring was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said Frank L. Martyn and Lavonia Martyn well knew the said pretences and representations so by them made as aforesaid to the said Peter Spring to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said Frank L. Martyn and Lavonia Martyn by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City, and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said Peter Spring a certain sum of money, to wit, the sum of One hundred dollars

in money, and of the value of One hundred dollars

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said Philip Weinel with intent feloniously to cheat and defraud him of the same, 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.

BENJ. K. PHELPS, District Attorney.

0424

BOX:
13

FOLDER:
163

DESCRIPTION:
Mauger, Isidore

DATE:
05/20/80

163

As complainant cannot be found let bail be discharged. Rec testimonials + affidavit Copy Holden aside.

A. C. R.

For reasons stated above by D. Avery Ord. that Bail in this case be discd.

July 28th 1880.

F. S.

22/0 RW. Capt Holden May 26/80

Counsel,

Filed the day of May 1880

Pleads

THE PEOPLE

vs.

Capt. not living in City. recently go B

Theodore Mauger

T.

INDICTMENT:

Larceny of Money, &c., from the person in the night time. Sec. Rec. Jan 6 1880

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Hayes Avery

July 28/80

Foreman.

Bail discharged

Court of General Sessions

The People
vs
Isidore Manger

on indictment for Larceny from the person

Statement of Officer Lawrence O'Neil of the ~~4th~~ ~~Police Precinct~~ ~~Detective Bureau~~

That the complainant Mary M Barr. as I was informed by Captain Hedden of the 4th Police Precinct, was a lady of about the age of seventy years, that she had gone away, some place out of the state, and as I think west.

New York July 23/80

Lawrence O'Neil

The last time the above case was on for trial I was informed by Captain Hedden that Mrs Barr had left the city, and that ~~she~~ did not reside in the City but at the time of the Larceny was on a visit to some friends in 24th St

July 23rd 1880

S A Hodge

General Sessions

The People &c } Larceny
against } from
Isidore Mauger } Person.

Instructions for Defence.

The defendant is a highly respectable gentleman and has been in the United States upwards of 27 years during which time he has occupied very high and prominent positions namely Sole agent & manager for Madam Ristori, agent for Hermann Le Mizard, Jacob Grau's Opera Company, Aimee Opera Bouffe Company, and Mrs Scott Siddons the defendant is now engaged in the commission business is married has two children and resides at no 346 East Seventeenth Street, the circumstances giving rise to the above charge are as follows.

On Friday the 14th April 1880 the defendant got into a Bleecker Street Car at Fulton Ferry for the purposes of riding up Town, the car was filled to its utmost capacity the Complainant Mrs Mary Barr of 335. W. 24th St.

when the car got to ~~Macdougal~~ Sixth ave ~~Street~~ the ~~Complainant~~ Deft alighted two men Edward H. Fullerton of 64 Horatio Street Egbert P. Fritz of 699 Washington Street were seated opposite where Mrs Barr & deft was, a woman who had got in at Canal Street & who left the Car at Macdougal Street was seated between Complainant & deft just immediately before the car arrived at Sixth ave where deft got off he saw a Pocket book on the seat of the car between where the Compltt & deft sat, he put same in his pocket with the intention of taking same to Police Station deft walked about two blocks down Sixth avenue when arrested by a Policeman who said "I want you to go with me" I was taken to 9th Ward Station house Deft told the Captain immediately that he found the pocket book and the circumstances under which he found it, it contained $18.00 & some small change, I had $1.35 c. which they took from me & they subsequently returned the same back, the defendant was laboring under great mental distress

and excitement and for the sake of preserving his true ~~man~~ name from publicity he gave the name under which he is charged - Defendants correct name is Isidore Mayer

Deft was never before arrested in his life -

$1000 Bail to Gen Sess
(Bailed)

A Host of witnesses & affidavits as to Defendants past & present character can be obtained.

0430

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

_____ being duly sworn, says that he resides at No. _____ Street, in the City of New York, that he is _____ years of age, that on the _____ day of _____ 18 , at Number _____ _____ in the City of New York, he served the within _____ on _____ the _____ by leaving a copy thereof with _____

Sworn to, before me,
this _____ *day of* _____ 18

Gen. Sessions

The People
Plaintiff
against
Isidore Mauer
Defendant.
Car from Ohio

Brief
for
Prisoner

HOWE & HUMMEL,
ATTORNEYS FOR
87 & 89 CENTRE STREET, NEW YORK CITY.

Due and timely service of copy of the within
hereby admitted
this day of 18

Attorney.

To

0431

Dear Sir I cannot go into any entangling alliance without consulting my managers Smith & Nathans Barnum House Broadway & Houston St. If you choose to call on Messrs Smith & Nathans and lay your plans before them they will decide. I forward to them your letter.

P. T. Barnum

San Francisco Jan 27 1870

Memorandum of agreement made between W. H. Lyons proprietor of the Metropolitan Theatre in the City of San Francisco of the first part and Mr Isidore Mayer business manager of Prof C. Herrmann of the City of Newyork of the Second part:-

Mr Mayer agrees to pay to Mr Lyons three hundred (300) dollars per week (Sunday not included) for the rent of the Metropolitan Theatre. Commencing on Tuesday February 8th for two weeks. With the privilege of one two three or four weeks more, at the option of Mr Mayer. Mr Mayer has to give Mr Lyons or his representative one week notice.

if Mr Mayer wishes to rent the Theatre for any Sunday during this engagement providing it is not occupy. Mr Lyons agrees to charge no more than fifty (50) dollars for the said Sunday

Andrew Birell
for W. H Lyon

fol 163
MAUGER

Department of State
Washington December 24 1869.

Dear Sir,

I venture at the instance of a friend of Mr. Hermanns, who bears this letter, to commend him to you as gentleman very eminent in a profession which has proved remunerative to him both in Europe and in this country, & the profits accruing from which he has, I understand, distributed in a liberal and philanthropic manner.

I have the honor to be,
Your obedient servant
F. Wm Seward

Hon: Charles Durkee
Governor of Utah
Salt Lake City.

0434

Department of State

Hon: Charles Durkee
Governor of Utah
Salt Lake Cit

To introduce
Mr. Hermanus.

0435

CENTRAL PACIFIC R.R. OF CALIFORNIA
The Western Pacific
and
California and Oregon Rail Roads.
OFFICE OF
GENERAL FREIGHT & PASSENGER AGENT.

Sacramento Cal. March 21 1879

Conductors
of CP and WPRRds
will please allow Mr
Isadore Mayer - agent for
Prof Hermann - to stop off
at intermediate stations
at pleasure. while traveling
on Excursion ticket from
Omaha to San Francisco and
return - No. 110 -

By request of Mr
W Colton Gta WPRR

T N Goodman
Gpa

Memorandum of Agreement Entered into this 21st day of August 1868 between Isidore Meyer Agent and Geo. Wood Manager of Wood's Museum and Metropolitan Theatre, both of the City of New York, the stipulations of which are as follows. Whereas the said Isidore Meyer is owner and Agent for the Automaton Figure known as "Leotard" now in Wood's Museum, he hereby agrees to give the entire use of the same with all its mechanical appurtenances for the period of ten weeks, unto the said Geo. Wood his heirs and Assignes commencing with the Opening of Wood's Museum & Theatre Corner of Broadway and 30th Street on or about August 31st 1868 for the sum of $30 = Thirty Dollars per week payable weekly at the expiration of each week, which terms are hereby accepted by said Geo. Wood his heirs and Assignes, who shall retain undisputed possession of said Automaton Leotard during the period above specified, —— and the said Isidore Meyer shall not be at any expense on account of said figure during the time it is in Geo. Wood's, his heirs or Assignes possession

Geo. Wood
per Saml. Colwill

Isidore Meyer

FORM 89½

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

POLICE COURT—SECOND DISTRICT.

Mary M. Barr

of No. 335 West 54 Street, being duly sworn, deposes and says, that on the 12th day of May 1888, at the City of New York, in the County of New York, was feloniously taken, stolen and carried away, from the possession of deponent, and from the pocket of the dress then on her person

the following property, to wit: One Pocket Book Containing good and lawfull money of the United States consisting of National Bank bills Treasury notes Silver and Nickel coin all

of the value of Eighteen 76/100 Dollars, the property of deponent (a widow)

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 Isadore Mauger (now here) from the fact that said Mauger was in a car of the Bleecker street line and seated on the right hand side of deponent. That deponents attention was called to the fact that said Mauger had left the car by Edward H Fullerton who asked her if she had lost anything whereupon deponent missed her pocket book deponent is informed by Officer Valiant that at the request of said Fullerton who pursued said Mauger he arrested said Mauger and found the pocket book in his possession said pocket book being here shown and identified by deponent as the one taken stolen and carried away from deponents person as aforesaid

Mary M. Barr

Sworn to before me, this 13th day of May 1888.

[illegible] Police Justice.

0438

FORM 10.

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

John Valiant

of the 9th Precinct Police Street, being duly sworn, deposes and says,

~~that on the ..... day of ..... 18.., at the City of New York, in the County of New York,~~

that he has heard read the foregoing affidavit and that the facts stated therein on information of deponents are true of deponents own knowledge

John Valiant

Sworn before me, this 1st day of May 1888

Police Justice.

0439

Police Court—Second District.

CITY AND COUNTY OF NEW YORK, } ss.

Isadore Mauger being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.— Isadore Mauger

Question.—How old are you?

Answer.— 44 years

Question.—Where were you born?

Answer.— France

Question.—Where do you live?

Answer.— 346 E 17

Question.—What is your occupation?

Answer.— Agent

Question.—Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer.— I am not guilty

Isidore Mauger

Taken before me, this 15 day of May 1890

[illegible] Police Justice.

70221

Form 894.

POLICE COURT—SECOND DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary M. Barr
835 vs. W 24 St
Isadore Mauger

Affidavit—Larceny. Grand Larceny

Dated May 15 1880.

Kilbreth Magistrate.

John Valiant Officer, 9th

Witness Edward H. Fullerton
64 Horatio Street
Egbert P. Fritz
699 Washington Street
Officer John Valiant
9th Precinct Police

$ 1000 to ans. Herm

Bailed by

No. Street.

RECEIVED
MAY 18 1880
DISTRICT ATTORNEY'S OFFICE

Bailed by
Julius Leopold
438 Broome St

0441

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That Isidore Mauger

late of the First Ward of the City of New York, in the County of New York, aforesaid

on the fourteenth day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty at the Ward, City and County aforesaid, with force and arms, in the night time of said day, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and uns tisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

One pocket book of the value of one dollar

of the goods, chattels, and personal property of one Mary M. Barr on the person of the said Mary M. Barr then and there being found, from the person of the said Mary M. Barr 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.

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 peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.

0442

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said Isidore Mauger

late of the First Ward of the City of New York, in the County of New York, aforesaid on the fourteenth day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ eighty at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each: five hundred coins (of the kind known as two cents), of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied (and of the kind known as fractional currency), of the denomination of ten cents each, and of the marketable value of ten cents each,

One pocketbook of the value of one dollar

of the goods, chattels, and personal property of the said Mary M. Barr

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said Mary M. Barr

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said Isidore Mauger 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 peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.

$18 76/100

0443

BOX:
13

FOLDER:
163

DESCRIPTION:
McCann, James

DATE:
05/21/80

163

Filed 21 day of May 1880

Pleads Not Guilty

THE PEOPLE,

vs.

James McCann

BENJ. K. PHELPS,

District Attorney.

Burglary 3rd Degree
Larceny K. Rec. St. Rec.

A True Bill.

June 12 1880

Foreman.

Grand Petit Larceny

6 Mos. P. L.

F.S.

0445

Police Office, Fourth District.

City and County of New York, } ss.

Mary Winter

of No. 233 East 115th Street, being duly sworn, deposes and says, that the premises No. 233 East 115th Street, 19 Ward, in the City and County aforesaid, the said being a building and which was occupied by deponent as a dwelling house was BURGLARIOUSLY broke and entered by means of unlocking a door of deponents apartments on the fourth floor of the said building with a false key and entering the said apartments with the intent to commit a crime in the day time of the 18th day of May 1880 and the following property feloniously taken, stolen and carried away, viz.:

One Calico wrapper of the value of	$1.50
Silk Skirt and over Skirt of the value of	8.00
One white skirt of the value of	1.00
One Alapaca Skirt of the value	3.00
One pair ladies shoes of the value	1.50
in all of the value of	$15.00

the property of deponent and her husband William 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 McCann (now here)

for the reasons following, to wit: That said property was contained in said rooms in the above described building on the said 18th day of May. That deponent is informed by Jane Carroll that she saw

securely locked and fastened the said apartments at about 10 o'clock in the morning of the said 18th day of May. That at about six o'clock in the afternoon of the same day deponent returned to her said apartments and found that the aforesaid property had been stolen and carried away.

Sworn to before me this 19th day of May 1880
Mary her X mark Winter
Chas. G. Wenn Police Justice

State of New York
City of New York } ss Jacob Tooker of the 19th Precinct Police being duly sworn deposes and says That on the 19th day of May 1880 deponent arrested Thomas McCann the prisoner now in court from a description furnished by a pawnbroker ~~which~~ of the property mentioned in the annexed complaint of Mary Winter. That deponent went to the pawn-shop of Harris' No 788 2 Ave with said Mary Winter who identified the property now produced in court as being her property and the same that was stolen from her apartments on the 18th day of May 1880. That said McCann admitted to deponent that he stole the said property and also informed deponent where the said property they pawned

Jacob Tooker

Sworn to before me this 19th day of May 1880
Chas. G. Wenn Police Justice

0447

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

Police Court—Fourth District.

Jane Carroll

of No 233 East 45 Street, being duly sworn, deposes and says,

that ~~on the~~ ..... day of ..... 18..

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

she has heard read the affidavit of Mary Winter hereto annexed and that so much of said affidavit as relates to this deponent is true.

Jane her Carroll
mark

Sworn to before me, this 19 day
of May 1888

[illegible]
POLICE JUSTICE.

Police Court, Fourth District.

CITY AND COUNTY OF NEW YORK, } ss.

James McCann being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. James McCann

Question. How old are you?

Answer. Thirty years

Question. Where were you born?

Answer. Ireland

Question. Where do you live?

Answer. 233 - E. 45th St.

Question. What is your occupation?

Answer. Labor

Question. Have you anything to say, and if so what,—relative to the charge here preferred against you?

Answer. I was drunk & was always acquainted with these folks & intended to give back the property right.

James McCann

Taken before me this 15th day of May 1880

Chas. E. Flaherty Police Justice.

30. Pre. 233-E 45th St

Police Court—Fourth District.

THE PEOPLE &c.

ON THE COMPLAINT OF

Mary Winter
233 E 45th St

vs.

1 James McCann
2
3
4
5
6

Offence, Burglary & Larceny

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

Dated May 19th 1880

J Morgan Magistrate.

Cooke Officer.

McGowan Clerk. } 19th

Witnesses,

Jane Carroll,
233 E 45th St.

Jacob Hanns
788 Second Ave

Wm Winter
233 E 45

to show Lon Wardock

J Tom Brown

Received in District Atty's Office,

RECEIVED MAY 20 1880

6449

0450

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK, *in and for the body of the City and County of New York, upon their Oath, present:*

That James McCann

late of the Nineteenth Ward of the City of New York, in the County of New York, aforesaid, on the Eighteenth day of May in the year of our Lord one thousand eight hundred and ~~seventy~~ Eighty with force and arms, about the hour of Eleven o'clock in the day time of the same day, at the Ward, City and County aforesaid, the dwelling house of

Mary Wenter

there situate, feloniously and burglariously did break into and enter ~~by means of forcibly~~

he the said

James McCann

then and there intending to commit some crime therein, to wit: the goods, chattels, and personal property of

Mary Wenter

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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, the said

James McCann

late of the Ward, City, and County aforesaid, One wrapper of the value of one dollar and fifty cents
Three sacks of the value of three dollars each
One Overskirt of the value of Four dollars
Two shoes of the value of twenty five cents each

of the goods, chattels, and personal property of the said

Mary Wenter

in the said dwelling house then and there being, 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.

BENJAMIN K. PHELPS, District Attorney.

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

James McCann

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,

One wrapper of the value of one dollar and fifty cents —
Three skirts of the value of three dollars each —
One overskirt of the value of four dollars —
Two shoes of the value of seventy five cents each —

of the goods, chattels, and personal property of the said Mary Winter

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said Mary Winter

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said James McCann 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 peace of the People of the State of New York, and their dignity.

BENJAMIN K. PHELPS, District Attorney.