

0589

BOX:

537

FOLDER:

4891

DESCRIPTION:

MacCabe, Thomas J.

DATE:

10/12/93



4891

Witnesses:

Wm J Swiss
D N Carocher

I find from an
examination in this
case that it would be
difficult to show a
felonious intent on the
part of the Defendant.
The complainant brings in
an application to discharge
the Defendant upon his own
Recognition. His previous
Reputation for honesty I find
to have been the best. I
would therefore recommend
his discharge upon his
own Recognition.
Nov 13th 93 Wm J Swiss
District Attorney

Counsel,

Filed,

day of

1893

Pleads,

THE PEOPLE

vs.

Thomas G. Maccabe

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward G. Taylor

Part 3. Nov 13th Foreman.
Defth. discharged on
his verbal recog.

DE LANCEY NICOLL
(False Pretenses,
[Section 528, and 531, Penal Code.]

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Thomas J. Mc Cabe.

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons

for so doing are not controlled by any advantage to ^{my reasons} myself. ^{are} that since making the Complaint I receive ~~word~~ ^{word} from the defendant in which ^{he} states that at the time that he took my money that he had every intention of doing what was right. But that he foolishly started drinking and while under the influence of drink spent the money. He informs me that he had no intention of defrauding me out of the money and would certainly have made it good if I had but given him the chance. In view of the above statement and the fact that we had been friends for three years previous to this trouble and I had always found him an upright man, I respectfully request permission to withdraw the Complaint

Sworn to before me this }
24th day of October 1893 }

William H. Simmes

Thos A. McGuire

Attorney at Law
N.Y. City

0592

Police Court—

District.

1912

Affidavit—Larceny.

City and County of New York, ss.

of No. 124 Montgomery Street, aged 30 years,occupation steward being duly sworn,deposes and says, that on the 20 day of May 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Fifty-Dollars good and lawful money
of the United States

\$50.00
100

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Thomas J. Maccabe from the fact,

that, on said date defendant represented to deponent that if deponent would advance within the aforesaid sum of money he defendant would invest the same and return the principal and profits accruing thereon to deponent as the result of said investment. That defendant did not invest said money and did not return said money. Deponent and deponent accuses defendant of having appropriated the same for his own use and benefit and prays that defendant may be dealt with according to law.

William H. Simms

Sworn to before me, this
20 day of May 1893
John H. [Signature]
 of [Signature]
 Police Justice.

0593

Sec 198-200.

District Police Court.

1882

City and County of New York, ss.:

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

Question. What is your name?

Answer. *Thomas Macca*

Question. How old are you?

Answer. *29 years.*

Question. Where were you born?

Answer. *New York City*

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

Answer. *At home*

Question. What is your business or profession?

Answer. *None*

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

Answer. *I am not guilty.*

Thos. Macca

Taken before me this

day of

1892

Police Justice.

0594

1347

Sec. 151.

Police Court 3 District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the*
OF NEW YORK, } *County of New York, or any Marshal or Policeman of the City of New York:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by William H. Simms of No. 14 Montgomery Street, that on the 20 day of May 1893, at the City of New York, in the County of New York, the following article, to wit:

Good and lawful money of the United States

of the value of Fifty Dollars,
the property of said Simms
w. as taken, stolen and carried away, and as the said Complainant has cause to suspect, and does suspect and believe, by Thomas J. Maccabe

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 3 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 7 day of May 1893

Thomas J. Maccabe POLICE JUSTICE.

0595

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

Referred over
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of \$100 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, Jan 3 189 John Ryan Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0596

Resubmitted to
Grand Jury by
order of Court
Oct 14/93

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

11th St X 3 1079
Police Court--- District.

THE PEOPLE, &c.
ON THE COMPLAINT

John H. Simms
14 Montgomery
Thos. J. Maccabe

2 _____
3 _____
4 _____

Dated, _____ 189

Ryan _____ Magistrate.
Branch _____ Officer.

David N. Carnwell _____ Precinct.
265 Broadway

Witnesses _____
DISMISSED
No. _____ Street.

1893
FOREMAN _____ Street.

ATTORNEY (over)
No. _____ Street.

\$ 1000 to answer
Off. H. H. H. H.
3rd D.P.C.

Offense: Law & Equity

0597

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
AGAINST

Thomas J. MacFarlane

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

Thomas J. MacFarlane

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

The said *Thomas J. MacFarlane*,

late of the City of New York, in the County of New York aforesaid, on the *fourth*
day of *May*, in the year of our Lord one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms, with intent to
deprive and defraud *one William H. Smith*,

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the
use and benefit thereof, and to appropriate the same to *his* own use, did then and there
feloniously, fraudulently and falsely pretend and represent to *the said*

William H. Smith,

That *he* the said *Thomas J. MacFarlane* then
had an opportunity to purchase a quantity
of glass ware in *Pittsburgh* in the State
of *Pennsylvania* at an unusually cheap
price, and was then able to purchase the
same provided he could raise the sum of
fifty dollars for that purpose; that
he had also arranged and was then
prepared to sell the same glass ware,

after having purchased the same, in Boston in the State of Massachusetts, at a great profit, and that if the said William H. Sumner would advance the said sum of fifty dollars, the said Thomas J. Macaulay was then able to and would make him a profit thereon by such transaction, to the amount of about two hundred dollars.

By color and by aid of which said false and fraudulent pretenses and representations, the said

— Thomas J. Macaulay —

did then and there feloniously and fraudulently obtain from the possession of the said

William H. Sumner, the sum of fifty dollars in money, lawful money of the United States of America, and of the value of fifty dollars,

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

William H. Sumner —

with intent to deprive and defraud the said William H. Sumner.

of the same, and of the use and benefit thereof, and to appropriate the same to his own use,

Whereas, in truth and in fact, the said Thomas J. Macaulay did not then have an opportunity to purchase such firearms at such unusually cheap price, and was not then able to purchase the same provided he could raise the said

sum of fifty dollars for that purpose,
and he had not arranged, and was
not then prepared to sell the same
of any more, after Thomas purchased
the same, in Boston aforesaid, at a
great profit; and the said
Thomas J. Macaulay was not then able to
and could not ~~then~~ ^{there} ~~name~~ the said
William H. Sumner any more in the
said advance the said sum.

And Whereas, in truth and in fact, the pretenses and representations so made as afore-
said by the said Thomas J. Macaulay
to the said William H. Sumner was and were
then and there in all respects utterly false and untrue, as he the said
Thomas J. Macaulay
at the time of making the same then and there well knew;

And so the Grand Jury Aforesaid, do say that the said
Thomas J. Macaulay
in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods,
chattels and personal property of the said William H. Sumner,
then and there feloniously did STEAL, against the form of the statute in such case made and pro-
vided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,
District Attorney.

0600

BOX:

537

FOLDER:

4891

DESCRIPTION:

Madden, Thomas

DATE:

10/03/93



4891

#16

~~Chandler~~

Witnesses:

Max Luederman
Daniel Gross (X)

Counsel,

Filed 3 day of Oct 1893

Pleads my guilty

THE PEOPLE

25-
Jas R. Port vs.
Blackburn
b. this single.

Thomas Madden

Grand Larceny,
(From the Person.)
[Sections 338, 340 Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Edward G. Taylor
Jury 2 - Oct. 9, 1893. Foreman.
Jury and Committed of
an attempt to commit
Grand Larceny 2nd Deg.
Ed. Ref. J.

The People
 vs.
 Thomas Mudden { Court of General Sessions. Part 2
 Before Judge Fitzgerald. Oct. 9. 1893
 Indictment for grand larceny first degree.
 Max Linderman, sworn and examined.
 I live 326 East Sixty Fifth Street I am at
 present engaged in the liquor business.
 I am fitting up a new store at Seventy
 Second Street and Second Avenue. On
 the night of the 30th of September last about
 one o'clock I was in the Parlor in
 front of No. 45, that is the Windsor Theatre.
 I saw the defendant there that night on
 the sidewalk. The theatre was over that
 night very late on account of there
 being a new play. I was one of the last
 of the people to get out of the theatre
 on account of sitting in a box, and
 just as I struck the sidewalk this
 party here (the defendant) as I was
 coming out of the lobby jostled right
 into me and pretended that he
 was drunk and grabbed my chain.
 The watch was attached to a chain
 and the bar of the chain connected
 with the button hole of the vest. He yanked
 the chain so that it broke in
 four pieces; the cross bar went off
 the chain; I have the chain on

0603

there and that broke off and the piece of the chain which he had in his hand. There was a piece hanging on to the ring of the watch. The watch dropped and struck my foot and a party picked it up. As he started to go I grabbed him; we struggled and I threw him on the sidewalk. He said, "Let me up;" a boy shined me the watch; he did not give it to me, he gave it to my father; he is the proprietor of the Windsor theatre. I valued the watch and chain at ~~thirty~~ thirty dollars.

Cross Examined. I had been drinking that evening, but I was perfectly sober. I was at my place of business till six o'clock. The theatre did not begin till 8 1/2 o'clock. From 6 to 8 1/2 o'clock I went home, dressed myself had my supper and went down to the theatre. I was sitting in a box with a friend of mine whom I had asked to go. I had one glass of beer between the first act and another glass of beer between the second act, and that is all I drank during the evening. The play lasted from 8 1/2 o'clock till one in the morning.

when you got out there were a number of people standing on the sidewalk? No, not so many; there was a few. He ran into me in front of the theatre. Is there a bright electric light opposite that theatre? Yes. How near was the nearest person to you, if you recollect, when this defendant came up to you? There were people right around me and a bright electric light shining on you? Yes. How many people would you say was there? I judge about twenty Policemen standing within a block or so? Yes. This defendant came up and jostled me acting as though he were drunk. What was the first thing he did so far as you recollect? He grabbed my chain. He fell up against you and got hold of your chain? Yes. How many tugs at that chain did he give do you recollect? I do not know. Can you recollect whether he pulled more than once at the chain? No I do not know. Had the chain fastened in the button hole of my vest. I do not know if the chain is in Court; the officer has got that in charge; I believe the property clerk has got it.

The defendant started to run when I grabbed him. He tried to strike me in order to get away when I threw my arm around his neck and threw him on the sidewalk. Did you go down with him? I did go down with him ~~along~~ side of him but not on top of him. I was only stooped over. He made an attempt to strike me but did not succeed. He struck at me while I threw him. I might have hit him during the excitement, I could not swear whether I did or not. You do not pretend to recollect exactly what occurred? I do almost every detail; in regard to the striking I could not say for my memory is not perfectly clear. How did you know your chain was broken? When I felt the tug and the watch struck my foot. I am sure I could feel the tug against my person. No matter of fact you were fighting opposite that Theatre were you not? No. I was struggling to hold him. You mean to say that he came up before a bright electric light and grabbed your watch? Yes. Did the people coming out of the Theatre interfere

0608

when you were struggling? No. no one interfered. No one called "stop thief" while you were fighting with him? No. While you were fighting no one called a policeman? I did not hear anybody. They did afterward. How long after this man got up from the ground did the small boy who is a witness in the case come up and give you the chain? Immediately after he went to my father and handed it to him; the policeman then came up. I picked up the watch myself after it struck my feet; the chain broke in four pieces. I swear the watch was pulled out of the pocket. David Gross sworn and examined, testified I live 29 Orchard Street and was in front of the Kinder Theater 45 Bowery Sept. 30th last; that was the night that Mr. Linderman had some trouble with the defendant. I did not see him take his watch, but I saw him drop the chain out of his hand and I picked it up from the floor right in front of 45 Bowery and I gave it to the old gentleman, Mr. Linderman, father of the complainant. I saw the defendant before that looking at the pictures, but I

never saw him before that night. I do not know Mr. Linderman. I never saw him before that night. I know the old man is the proprietor of the theatre, for I used to come to it with my brother. I was at the theatre that night, the show was over and I had passed out. I saw the crowd standing and I pushed in. Then I saw how Mr. Linderman's son gave him a kick, then he (the defendant) opened his hand and dropped the chain on the floor. I picked it up and went in to Mr. Linderman and gave it to him.

There was a crowd standing around those two men. I pushed in because I wanted to see what the fight was about.

David W. Bath, sworn and examined, testified. I am an officer of the municipal police connected with the 11th precinct. I remember the night of the 30th of Sept. I was on duty in the Bowery near the Windsor theatre. I saw the complainant and the defendant and I arrested the defendant. I was down near Division street on the Bowery and a party came to me and said there was a thief up in the Windsor theatre. I ran up and there was an officer just coming out of the door with

him when I came up in front of the theatre I took hold of the prisoner and took him to the station house and the complainant charged him with taking his watch and chain. He said he did not do it. I searched him in the station house and found nothing on him.

The Case for the Defence.

Thomas Madden, sworn and examined testified: That were you doing opposite that theatre that night? I was about walking on about my business. There was about fifteen or twenty people standing in front of the theatre; they were flocking the sidewalk; they were people who lounged there after the play was over. They were talking in groups; I tried to get back, and in doing so I accidentally ran into that Mr. Linderman. Immediately he turned around without giving me a chance to apologize or anything else and he struck me. Of course naturally I struck back, and a fight and a struggle ensued, and the first I knew of a watch and chain being broken was when he hallooed himself; he discovered it while we were separated; we

0609
separated for a moment. He says, "My chain is gone." That was the first I knew of it. I had no knowledge at all of his chain being broken, it was a surprise to me; he accused me of stealing it. "You robbed me," he says. Just then this boy stepped up out of the crowd and he showed it. "I have got the chain here." He says he saw it fall from my hand. There was twenty people around at least. It would be impossible for me to try to take it. There was a bright light; there was an electric light all lit up. They were blocking the sidewalk and I tried to get by and bumped into him; he struck the first blow. I did not provoke the fight, I would have apologized if I got a chance to do so.

Cross Examined.

Where did this take place, on the sidewalk or inside in the vestibule that leads to the theatre? Right on the sidewalk in front of the theatre. What were you doing out there at one o'clock in the morning? I had been around drinking a little. Where had you been drinking? I had been in different saloons. I was

06 10

out with a party of friends. Who were the friends? People in Oliver street. What is the name? Farrell. What number in Oliver street? I forget the number. Had been down there and was on my way up. Near what other street in Oliver? It is in Cherry street I believe; it is on the fourth floor I think. What does Farrell do? He is a profile drawer; he works in places. Anybody else that you were with that night? I met a couple of people. Tell us who they are? I met a fellow named Johnson. I think he is a waiter in some restaurant. I don't know which one at present, he lives in Second street, I believe. Did you meet him in Second street that night? No. Where did you meet him? It was near Chatham Square I believe. You did not meet Farrell in his rooms? Yes. I met him in his rooms. Was Johnson with you? No. I met him after leaving Farrell. What time did you leave Farrell? I am not sure, I think it was around twelve or half past twelve o'clock. Farrell does not keep a liquor store? No. Had you been working that day? Yes worked down with Farrell. Do you assist Farrell in his work? Yes I go

around helping him. Where does he work?
 He goes around into saloons, he goes aboard
 steamships and schooners and draws
 people's pictures. I solicit work for him.
 Did you work with him that day? Yes.
 I was working around with him that day.
 Is that your trade? No. What is your
 business? Steam pipe and boiler covering.
 Who do you work for? Mr. Higgins 192
 Duane street. Do you want us to send
 for Mr. Higgins? I do not care if you do.
 How long have you worked for him?
 I worked for him a good while for the
 last few years. I was not working at
 that time for him. I was working at
 blacksmithing. It is about three years
 ago since I first went to work for
 him. I worked about eight or nine
 months for him; then business got
 dull. I worked for a man named Keintz
 79 Maiden Lane. Who was in your
 company this night after you left
 Chatham Square? I left Johnson in
 Chatham Square; we had a drink together.
 I went on up alone. I did not meet
 anybody. That was about half past twelve
 or one o'clock. How long did you stay
 with Johnson in Chatham Square? I had

a drink ^{and} talked a little while, probably fifteen minutes. Were you going to walk home that night? No. What were you going to do? I was going to take a walk up the street and then ride home. Where do you live? No. 301 Sixty Fifth street. How long have you lived there? I lived there a short while, I lived there about three months with an aunt of mine whose name is Jones; she lives on the third floor. Where did you live before that? Corner of Vine and Second streets, Philadelphia. What kind of work did you do there? I was working around the docks there unloading fruit and banana. I did not work for any firm; it was for a boss stevedore named Simpson. I worked on a steamer named the Grecian. I came back to New York to try to get work. Is that your signature to that paper (paper shown) Yes. You were asked how long you lived at 301 East Sixty Fifth street and you said "one week" - you signed that statement? Yes. Which is true, did you live in 301 East Sixty Fifth street one week or three months? I say I lived there three months - that is what I said. This statement was not true? No, that statement was not true. I lived there.

three months at one time. I will tell you the truth right here. Lately I have been living in a lodging house and I did not like to tell the jury because it might prejudice my case. My aunt used to live right across the street from McQuire's saloon. I did live there ^{about} three months. At the time of my arrest I was stopping at the Star hotel corner of James Street and Park Row. What business had you in Canal Street and the Bowery which was not in the direction in which you lived at all, what business did you have on the Bowery at that time of night? I do not know. I told you I was going around drinking. I was alone at the time. You should have gone down Park Row to go down to the lodging house you stopped at, but instead of that at one o'clock in the morning you walked up the Bowery? yes. I did not feel like going to bed.

Officer Bath recalled. This is the watch and the parts of the chain that I gave to the Property Clerk which was the complainant's property.

The jury rendered a verdict of guilty of an attempt at grand larceny.

06 14

Testimony in the case
of
Thomas Madden
filed
Oct.

1893

30 V²

06 15

Police Court—3—District.

1912

Affidavit—Larceny.

City and County {
of New York, } ss.

of No. 325 East 65 Street, aged 24 years,
occupation liquor dealer

deposes and says, that on the 30 day of September 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

A gold watch and a gold chain,
together of the value of Thirty Dollars

\$ 30.00

the property of deponent

and that this deponent

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

Thomas Madden (now here)
from the fact, that about 1 A.M. on the aforesaid date whilst deponent was in front of No. 45 Bowery, in this city, wearing the aforesaid property in his vest defendant did then and there snatch said chain, pulled the watch out of deponent's pocket and ran away, he having the chain in his hand when deponent overtook him and caused his arrest. Wherefore, deponent prays that defendant may be dealt with according to law.

Max Linderman

Sworn to before me, this 30 day of September 1893

John W. McLaughlin, Police Justice.

06 16

Sec. 198-200.

3

1882
District Police Court.

City and County of New York, ss:

Thomas Madden

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

Question. What is your name?

Answer. *Thomas Madden*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *301 E. 65 St. — 1 year*

Question. What is your business or profession?

Answer. *Felter*

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

Answer. *I am not guilty.*

Thos Madden

Taken before me this

day of *September*

1893

Police Justice.

06 17

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

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

Dated, September 30 1893.

John H. Boordis Police Justice.

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

Dated, _____ 189

Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated, _____ 189

Police Justice.

06 18

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court---

3

1050

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Max Lindemann
1325 E. 65th
Thomas Madden

2 _____

3 _____

4 _____

Dated *Sept 30* 189*3*

Bohio Magistrate.

Bath Officer.

11 Precinct.

Witnesses *David Gross*

No. *29* *Orchard* Street.

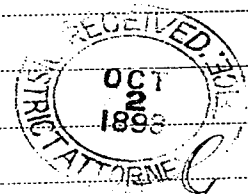
No. _____ Street.

No. _____ Street.

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

Cow

971
person



06 19

534

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Madden

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

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

The said *Thomas Madden*

late of the City of New York, in the County of New York aforesaid, on the *thirtieth*
day of *September* in the year of our Lord one thousand eight hundred and
ninety-*three*, in the *right* time of the said day, at the City and County aforesaid,
with force and arms,

*one watch of the
value of twenty dollars
and one chain of the
value of ten dollars*

of the goods, chattels and personal property of one *Max Lindemann*
on the person of the said *Max Lindemann*
then and there being found, from the person of the said *Max Lindemann*
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.

Re Lancey Nicoll
District Attorney

0620

BOX:

537

FOLDER:

4891

DESCRIPTION:

Mahoney, Michael P.

DATE:

10/16/93



4891

0621

BOX:

537

FOLDER:

4891

DESCRIPTION:

Farewell, John

DATE:

10/16/93



4891

0622

174 S Pury

Witnesses:

Off Grabe
Ellen Maloney

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

Michael S. Mahoney
and
John Farwell

Grand Larceny, second degree.
[Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward G. Taylor

Part 3, 8 November 1893

Foreman.

Both defendants discharged
on their verbal recog-

Upon the Statement within
of the Complainant, deft Mahoney's
mother, I recommend the
discharge of defts on their
own recognizances. The
Oct 27/93 Stephen J. O'Hare
District Atty
deft. Mahoney is her son &
the deft Farwell under the
circumstances had a right
to believe the property to be
rightfully the property of the
co-defendants. It would be im-
possible to obtain a conviction
under the circumstances to
obtain a conviction. I therefore
endorse the above recommendation
Oct. 27/93 Stephen J. O'Hare
D.A. Dist Atty

0623

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUSMichael P. Maloney.
John Farwell.

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

I ask to withdraw the complaint and for the discharge of the above named defendant.

The defendant Maloney is my son.

The Property was all returned.

I can get employment for my son as soon as he is discharged.

Ellen^{her} x Maloney
Mother.

John Farwell

0624

Police Court—Fourth District.

1012

Affidavit—Larceny.

City and County {
of New York, } ss.of No. 1453 Second Avenue Street, aged 40 years,
occupation Keep Housedeposes and says, that on the 5 day of October 1893 being duly sworn,
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

One suit of clothes, one overcoat
two coats, and two pairs of trousers
the property being altogether of the
value of about sixty dollars
\$60.00

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

Harrell, both men being white
in concert, for the following reasons:
That deponent missed the said pro-
perty on said date from the apart-
ments at the above address. That
deponent caused the arrest of the
defendants. That pawn tickets re-
presenting the property were found
in the defendants' Harrell's house.
That the defendant admitted having
taken the property. Therefore deponent
prays that the defendants be dealt
with according to law.
Ellen Mahoney
Mark

Sworn to before me, this
of 1893
at New York
Police Justice.

0625

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer. *Nicholas Mahoney*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *101453- 3 Avenue Cmas*

Question. What is your business or profession?

Answer. *Furniture mrrm*

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

Answer. *I am not guilty*

M. P. Mahoney.

Taken before me this
day of *April* 189*7*

John H. [Signature]
Police Justice.

0626

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK } ss.

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

Question. What is your name?

Answer. *John Farewell*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *1344 East 98th - 3 mos*

Question. What is your business or profession?

Answer. *Furniture mover*

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

Answer. *I am not guilty*
John Farewell

Taken before me this

day of

189

Police Justice.

0627

1900

CITY AND COUNTY } ss:
OF NEW YORK,

POLICE COURT, ☒ DISTRICT.

Charles Erabe

of No. *25* *Princes* Street, aged *4* years,
occupation *Police Officer* being duly sworn, deposes and says,
that on the *9* day of *October* 189*5*

at the City of New York, in the County of New York, *Arrested*
Nuclear Sealining (summons) on the
supposition of having committed a felony
and departs asks that he
may be committed to enable
him to produce the proper evidence
in Court

Charles Erabe

Sworn to before me, this
of *9* day
189*5*

James A. Erabe
Police Justice.

0628

Police Court, ✓ District.

28
THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Michael M. M. M.

2090. 10. 1893 2

AFFIDAVIT.

Dated, Oct 9 1893

Barker Magistrate.

Grady Officer.

Witness, _____

Disposition, _____
Ex Oct. 11 - 9 AM.

0629

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

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

Dated, Oct 10 189 Amos R. B. R. Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0630

Police Court---

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ellen Mahoney
Nick Mahoney
John Mahoney

Officer

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

3

4

Dated,

189

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

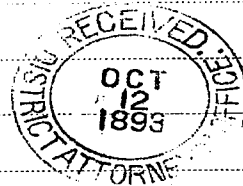
Street.

No.

Street.

\$

to answer



1500 Oak St
John G. P.
John G. P.

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

THE PEOPLE OF THE STATE OF NEW YORK

against
Michael P. Mahoney
and
John Farewell

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

Michael P. Mahoney and John Farewell
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said *Michael P. Mahoney and*
John Farewell, both *Fifth*
late of the City of New York, in the County of New York aforesaid, on the
day of *October*, in the year of our Lord, one thousand eight hundred and
ninety-three, at the City and County aforesaid, with force and arms,

three coats of the value of ten
dollars each, one vest of the
value of five dollars, three pairs
of trousers of the value of five
dollars each pair, and one
overcoat of the value of
twenty dollars

of the goods, chattels and personal property of one

Ellen Mahoney

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

SECOND COUNT—

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

Michael P. Mahoney and John Farewell
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Michael P. Mahoney and John Farewell, both
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,

three coats of the value of ten dollars each, one vest of the value of five dollars, three pairs of trousers of the value of five dollars each pair and one overcoat of the value of twenty dollars

of the goods, chattels and personal property of one

Ellen Mahoney

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

Ellen Mahoney

unlawfully and unjustly did feloniously receive and have; the said

Michael P. Mahoney and John Farewell

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

DE LANCEY NICOLL,

District Attorney.

0633

BOX:

537

FOLDER:

4891

DESCRIPTION:

Malone, Christopher

DATE:

10/26/93



4891

0634

BOX:

537

FOLDER:

4891

DESCRIPTION:

Lane, James E.

DATE:

10/26/93



4891

0635

Witnesses:

Oliver Reilly

State officers
Reilly in court
on 9th without
fail. Also the
couple on 9th

Counsel,

Filed

21st day of Oct

1893

Pleas

29

328

44

THE PEOPLE

vs.

Christopher Malone

24

23

and

James E. Lane

Paint

De Lancey Nicoll,

District Attorney.

Burglary in the Third Degree.

[Section 498, Penal Code]

1.

A TRUE BILL.

Edward J. Taylor

Part 2

Nov. 8, 1893.

Foreman.

Both Dead Guilty.

Both Pen 1 yr & 11 mos.

Nov. 9/93

RB.M.

9

0636

Police Court— District.

City and County } ss.:
of New York,of No. 310 E 83"
occupation Tailor

Henry Shurnian

Street, aged 29 years,
being duly sworndeposes and says, that the premises No 302 E 76" Street, 19 Ward
in the City and County aforesaid the said being a One story brick building
with store

and which was occupied by deponent as a Tailor Store

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

were ~~attempted to be~~ BURGLARIOUSLY entered by means of forcibly opening the lock
of the door leading into said storeon the 17th day of October 1883 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:a quantity of clothing of the value of
One hundred dollars

the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away byChristopher Malone and James E Lane
both now acting in concert

for the reasons following, to wit:

that about the hour of Ten P.M.
on the 16th inst deponent left the said premises
securely locked and fastened. Deponent is
informed by Officer Thomas Kelly of the 25th Precinct
that at about the hour of 2³⁰ A.M. on the 17th inst
he saw the said defendants in the act of
attempting to break the lock of the door leading
into the said premises

-H. Shurnian

Henry Shurnian
18th day of October 1883J. E. Kelly
25th Precinct

0637

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged _____ years, occupation Thomas Reilly Officer of No. _____

25 Reineck Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Henry Sturman

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

Sworn to before me, this 18 day of Oct 1897 } Thomas J. Reilly

W. F. Brady Police Justice.

0638

Sec. 193-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer.

Christopher Malone

Question. How old are you?

Answer.

29 Years

Question. Where were you born?

Answer.

New York

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

Answer.

328 East 97th Street 2 months

Question. What is your business or profession?

Answer.

House Painter

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

Answer.

I am not guilty

Christopher Malone
Malone

Taken before me this
day of

1881

Police Justice.

0639

Sec. 193-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. James E Lane

Question. How old are you?

Answer. 24 yrs

Question. Where were you born?

Answer. Massachusetts

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

Answer. 231 E 81 St 4 yrs

Question. What is your business or profession?

Answer. Painter

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

Answer. I am not guilty
James E Lane

Taken before me this 18
day of Oct 1895

Police Justice.

0640

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

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

Dated, Oct 18 1893

W. B. F. H. J. Police Justice.

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

Dated, _____ 189

Police Justice.

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

Dated, _____ 189

Police Justice.

0644

Police Court--- 11 District. ¹¹¹⁵
1334

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Hurmaph
310 E. 8th St.

1 Christopher Maloney

2 James E. Lane

3 _____

4 _____

Officer [Signature]
[Signature]

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated, Oct 18 189 5

Grady Magistrate.

Thomas Kelly Officer.

25 Precinct.

Witnesses _____

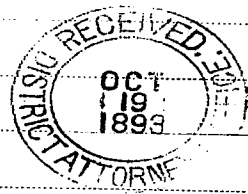
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer J. E.

Leon



0642

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

THE PEOPLE OF THE STATE OF NEW YORK

against
Christopher Malone
and *James E. Lane*

The Grand Jury of the City and County of New York, by this indictment, accuse
Christopher Malone and James E. Lane of the crime of attempting to commit
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said

Christopher Malone and James E. Lane, both

late of the *19th* Ward of the City of New York, in the County of New York, aforesaid, on the
seventeenth day of *October* in the year of our Lord one
thousand eight hundred and ninety-*three* in the *right* time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of
one

Henry Sturman

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

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

De Lancey McCall
District Attorney

0643

BOX:

537

FOLDER:

4891

DESCRIPTION:

Malone, Peter

DATE:

10/05/93



4891

0644

Witnesses:

Henry, Deebum

#vs

Counsel,

Filed

1893

day of Oct

Pleads

17 July 6

THE PEOPLE

vs.

A

ETER MALONE

Grand Larceny, second Degree,
[Sections 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DE LAMBEY NICOLL,

District Attorney,

Oct 10 1893

Thos. G. J. May

S.P. 2095 S. 6 mos.

A TRUE BILL.

Edward G. Taylor

Foreman.

0645

Police Court—

District.

1912

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 1449 First Avenue Street, aged 30 years,
 occupation grocery clerk being duly sworn,
 deposes and says, that on the 27 day of September 1893 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property, viz:

A horse and a wagon containing
 a quantity of groceries, the whole
 of the value of Four Hundred Dollars,
\$400⁰⁰

the property of John Plummer, in the care
 and custody 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 Peter Malone (now here) and another
 person, unknown to deponent and not yet
 arrested, acting in concert, from the
 fact, that whilst deponent was delivering
 some property on 12th Street and Avenue B,
 in this city, he left the aforesaid property
 on the street alone and when he returned
 he missed said property. That deponent is
 informed by one William Weinger of
346 Broadway, Brooklyn, that he
 found the defendant and the other person above
 named having the horse and wagon and property
 in their possession in Goerck Street. Wherefore
 deponent prays that defendant may be dealt
 with according to law. Henry Bierbaum

Sworn to before me this
27 day of
September 1893

John M. [Signature]
 Police Justice.

0646

CITY AND COUNTY }
OF NEW YORK, } ss.

1021

William Weisinger
aged 32 years, occupation _____ of No. _____

346 Broadway, Brooklyn Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Henry Bierbaum

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

Sworn to before me, this 28 day
of September 1898

W. Weisinger

John R. Looch Police Justice.

0647

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,*Peter Malone*

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

Question. What is your name?

Answer. *Peter Malone*

Question. How old are you?

Answer. *33 yrs*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *42 Greenpoint Ave. Greenpoint L.I. - 4 yrs*

Question. What is your business or profession?

Answer. *Housewife*

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

Answer. *I am not guilty*
P Malone

Taken before me this

day of

*Sept 11 1939**28**John H. McLaughlin*

Police Justice.

0648

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

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

Dated, September 28 1893

John B. Edwards Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated, _____ 189

Police Justice.

There being no sufficient cause to believe the within named

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

Dated, _____ 189

Police Justice.

1881

0649

Police Court--- 3 1050 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Richardson
P. 1449 - 1893
Peter Malone

2
3
4

Offense
Gauz Lancing

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated, Sept 28 1893

Thomas Magistrate.

Coffey Officer.

12 Precinct.

Witnesses Call the officer

No. Street.

Wm Weinger

No. 346 Broadway, Brooklyn Street.

No. Street.

\$ 1000 to answer

G. S.

OCT 2 1893

DISTRICT ATTORNEY

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Peter Malone

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

Peter Malone

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

The said

Peter Malone

late of the City of New York, in the County of New York aforesaid, on the day of *September*, in the year of our Lord, one thousand eight hundred and *29th* *ninety-three*, at the City and County aforesaid, with force and arms,

one horse of the value of two hundred dollars, one wagon of the value of one hundred and fifty dollars, and a quantity of groceries, (a more particular description whereof is to the Grand Jury aforesaid unknown) of the value of fifty dollars —
of the goods, chattels and personal property of one *John Blumers*

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

De Lancey Nicoll
District Attorney

0651

BOX:

537

FOLDER:

4891

DESCRIPTION:

Manderer, Margaret

DATE:

10/17/93



4891

0652

Witnesses:

Henry Baum

I have examined this
Case and am
satisfied from the
testimony there can be
no conviction. The
Gov. of the State has been
in the city Prison for
4 weeks and in my
opinion if she was
at all guilty she has
been sufficiently punished.
I must recommend her
discharge upon her own
Recognizance.

Dec. 17th 1893 Dated from City.

212

Counsel,

Filed

day of

1893

Pleaded

THE PEOPLE

vs.

B

Margaret Manderer.

Assault in the First Degree, Etc.

(Extrajudicial)

(Sections 217 and 218, Penal Code.)

Part I. Dec-11-93

DE LANCEY NICOLL,

District Attorney.

~~Nov. 11-93~~

A TRUE BILL.

Edward G. Taylor

Foreman.

Not guilty - Personal
Bond Dec 11/93

Paul D. Dinkens

0653

Police Court— 6th District.

CITY AND COUNTY
OF NEW YORK, } ss.

Henry Baum

of No. 1362 Vandewater Avenue Street,

aged 32 years, occupation Brass-finisher being duly sworn, deposes and says, that

on Tuesday the 11th day of October

in the year 1893 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED ~~and~~ by Margaret Maunteren

who did aim and discharge an
automatic a pistol loaded with
ammunition and leaden balls, two several
times. That deponent was so
violently and feloniously assaulted

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

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

Sworn to before me, this 12th day
of October 1893 }

Henry Baum.

G. E. Sumner POLICE JUSTICE.

0654

Sec. 198-200.

6th

District Police Court.

1882

City and County of New York, ss:

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

Question. What is your name?

Answer.

Margaret Maunter

Question. How old are you?

Answer.

36 years

Question. Where were you born?

Answer.

Germany

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

Answer.

1358 Race Road in 18 months

Question. What is your business or profession?

Answer.

None

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

Answer.

I am not guilty of the charge
Margaret Maunter

Taken before me this

14thday of October

1893

Police Justice.

0655

Sec. 151.

POLICE COURT, 6th DISTRICT.CITY AND COUNTY }
OF NEW YORK, } ss.*In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York, Greeting:**on to any Peace Officer in the County of New York; be it known*
Whereas, Complaint in writing, and upon oath, has been made before the undersigned one of the PoliceJustices for the City of New York, by Henry Baum
of No. 1362 Manhattan Ave Street, that on the 11th day of October
1893 at the City of New York, in the County of New York,and feloniously
he was violently **Assaulted** and **Beaten** by Marguerite Maunteren**Wherefore**, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.**These are Therefore**, in the name of the PEOPLE of the State of New York, to command you, the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring her forthwith before me, at the 6th DISTRICT POLICE COURT, in the said city, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.Dated at the City of New York, this 12 day of October 1893C. E. Sumner POLICE JUSTICE.

0656

Police Court.....District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-A. & B.

Flanagan

Dated.....188

Magistrate.

Gohl Officer

The Defendant

Margaret Maunter

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

Christian Gohl Officer.

Dated *October 13th* 188*8*

This Warrant may be executed on Sunday or at
night.

Police Justice.

1358 Van Tassel Ave

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Dated.....188

Police Justice

The within named

0657

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

Margaret Mauteser

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

the City Prison, of the City of New York, until she give such bail.

Dated October 14th 1893 C. E. Simms Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

_____ 18 _____ Police Justice.

0658

#1000. Ex Oct. 14/93 P.A.M

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

6/212 1103
Police Court--- 6th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Baum
1362 1/2
837 Highland Ave
Marguerite Mautner

2
3
4

Offence
Assault
- Battery

Dated October 13th 1893
Simeon M. Magistrate.
Chas. Bohel Officer.

Witnesses
Get Name of Officer
To Whom Complaint is First
Complained
No. Mr. Schmitz Street.

No. 1000, to answer G. S.
Com
Hunt

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Margaret Mander

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

Margaret Mander

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

The said *Margaret Mander*

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

SECOND COUNT—

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

Margaret Mander

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

The said *Margaret Mander*

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

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

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

DE LANCEY NICOLL,

District Attorney.

0660

BOX:

537

FOLDER:

4891

DESCRIPTION:

Martens, Magdalene

DATE:

10/09/93



4891

0661

Witnesses:

Amie Coleman
Fanny Hunt
Off Taylor

*Subpoena of recd
& complied for 19th*

*In view of the difficulty of
proving the value of the
property taken to exceed \$500
I recommend acceptance
of plea of grand larceny
2nd degree
Oct 16/93 Stephen J. O'Hare
District Atty*

Counsel,

Filed

day of

1893

Pleaded

THE PEOPLE

vs.

Magdalene Martens

Degree.
Penal Code.]

Grand Larceny,
[Sections 528, 530]

DE LANCEY NICOLL,

District Attorney.

Part 2 Oct 16/93
Pleaded. 2nd degree

A TRUE BILL.

Edward G. Taylor

Foreman.

S.P. for Women
Oct. 19/93 2 yrs J.F.

19

0662

Police Court Fourth District.

1912

Affidavit—Larceny.

City and County } ss.
of New York, }

Jimmie Hunt
of No. 767 Madison Avenue Street, aged 35 years,
occupation Housekeeper Woodlawn Hotel N.Y. being duly sworn,
deposes and says, that on the 28 day of August 1893 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

A quantity of silver ware, jewelry
and a quantity of linen and silk all
together of the value of about One
Thousand Dollars
\$1000.00

the property of Henry Lunsford and Anna
Coleman, boarder in the above mentioned
premises and in deponent's care and
custody

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 Martha Harbors, for

the following reasons. That Martha
previous to said date had been in deponent's
employ as servant and had access to
the said property which was in different
rooms in the house. That on said date
deponent saw Martha leaving the
house with two bundles in her arms.
That deponent missed the property
on said date and Martha did not
return, and deponent has not since seen
her. Therefore deponent charges said
Martha with the larceny of the above said
property and prays that she be apprehended
and dealt with according to law

Jimmie Hunt

Sworn to before me, this
1893 day of August

Police Justice.

0663

Sec. 193-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK. }

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

Question. What is your name?

Answer. *Martha Martens*

Question. How old are you?

Answer. *40 yrs.*

Question. Where were you born?

Answer. *Germany*

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

Answer. *215 Manhattan Ave - Greenpoint*

Question. What is your business or profession?

Answer. *Housekeeper*

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

Answer. *I am not guilty.*

Margdalene Martens

Taken before me this
day of *Oct* 189

189

Police Justice.

0664

Sec. 151.

Police Court 4 District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York: To the Sheriff of the County*
OF NEW YORK. } *of New York, or any Marshal or Policeman of the City of New York:*

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

of No. 767 Madison Avenue Street, that on the 25 day of August
1893 at the City of New York, in the County of New York, the following article to wit:

A quantity of silver ware jewelry
linen and silk, altogether
of the value of One thousand Dollars,
the property of Complainant's car and cash
was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by Martha Harbans

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshal and Policemen, and every of you, to apprehend the body of the said Defendant
and forthwith bring her before me, at the 4 DISTRICT POLICE COURT, in the said City, or in
case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the
said charge, and to be dealt with according to law.

Dated at the City of New York, this 1 day of Sept 1893

Thos. H. Brady
POLICE JUSTICE,

0665

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

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

Dated Oct 4 189 J. J. [Signature] Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0661

1065

Police Court--- District

THE PEOPLE, &c.
ON THE COMPLAINT OF

Sammy Hunt
Martha Martin

Offense *Aggravated Assault*

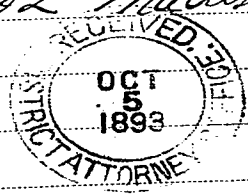
2 _____
3 _____
4 _____

Dated, *October 23* 189*3*

Albion Magistrate.
Taylor Officer.
Precinct.

Witnesses *Mrs. Coleman*
762 Madison Street.

No. _____ Street.
No. _____ Street.
No. _____ Street.



No. *1000* to answer *gt*

Ex. Oct. 7 20 PM
7500

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Magdalene Martens

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

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

The said

Magdalene Martens

late of the City of New York, in the County of New York aforesaid, on the *twenty-eighth*
day of *August*, in the year of our Lord, one thousand eight hundred and
ninety-*three*, at the City and County aforesaid, with force and arms,

*three pins of the value of seventy-five
dollars each, two cups of the value
of twenty-five dollars each, two knives of
the value of five dollars each, thirty spoons
of the value of two dollars each, three other
spoons of the value of ten dollars each, two
ladles of the value of ten dollars each, two
vases of the value of twenty-five dollars
each, one card-receiver of the value of fifteen
dollars, one slicer of the value of ten dollars, two
salt-cellars of the value of ten dollars each, eighteen
handkerchiefs of the value of one dollar each, two
night-shirts of the value of ten dollars each, six pairs of
gloves of the value of two dollars and fifty cents each, several
other goods, chattels and personal property, a more particular
description whereof is to the Grand Jury aforesaid unknown, of the value of three hundred dollars*
of the goods, chattels and personal property of one *Anna Coleman*

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

De Laurey Nicoll
District Attorney

0668

BOX:

537

FOLDER:

4891

DESCRIPTION:

Martinez, deCespedes Jose

DATE:

10/24/93



4891

0670

Police Court—

District.

1912

Affidavit—Larceny.

City and County } ss.
of New York,

of No.

374

occupation

feed dealer

Street, aged

33

years.

deposes and says, that on the

20

day of

October

189

at the City of New

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

A silver watch and a gold chain,
together of the value of Fifteen Dollars

\$15⁰⁰/₁₀₀

Sworn to before me, this

31

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

from the fact, that deponent was standing in a crowd in Cooper Union and he felt a pulling at his watch which he was wearing attached to his watch in his vest and on seizing defendant who was standing immediately in front of deponent he found portion of the watch-chain in defendant's hand. Wherefore deponent prays defendant may be dealt with according to law

Jacob Eidt

Subscribed and sworn to before me, this 31 day of October 1897, at New York, New York.
Police Justice

0671

Sec. 198-200.

9

District Police Court.

1882

City and County of New York, ss:

José Martínez

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

Question. What is your name?

Answer. *José Martínez*

Question. How old are you?

Answer. *40 years*

Question. Where were you born?

Answer. *Spain*

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

Answer. *58 Sullivan St. —*

Irish

Question. What is your business or profession?

Answer. *Cigar dealer*

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

Answer. *I am not guilty —*

José Martínez de Espinosa

Taken before me this *21* day of *October*, 188*2*

John H. McLeod

Police Justice.

06 72

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

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

Dated, October 21 189

John R. W. [Signature] Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0673

Police Court---

1128
District.

THE PEOPLE, &c
ON THE COMPLAINT OF

Jacob Eit
324 E. 43rd St
Joe Martinez

Offense
Larceny from
the person

2
3
4

Dated, Oct 21 1893

Vonhes Magistrate.

Acio Officer.

14 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ to answer

Cur

971
Person

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



Court of General Sessions

The People Etc.

-VS-

Jose Martinez De Ccepedes

City and County of New York Ss:

Manuel Nonel being duly sworn says, I live at No 58 Sullivan Street, in the City of New York; the defendant is my nephew; and has been in this Country about 2 months. During the entire time that my nephew, this defendant, has been in this City he has resided with me.

The defendant is a hatter by trade and was born in Savilla, Spain, and on the death of his mother, about six months ago came into possession of about \$2700.00. He then went to Cuba to follow up his trade and came from Havana, Cuba, directly to this City for the purpose of visiting the Columbian Exposition; and he arrived here about two months ago.

When he came here he brought about \$2700.00 with him and registered in the Spanish Hotel, between 6th and 7th Avenues on 14th Street in this City, he remained in that hotel one week and since then has been living with me at my home. While he was in that hotel, he formed the acquaintance of a great many Spaniards, Mexicans and Cubans, all of whom were frequenters at that hotel and he associated with them, spent a great deal of his time at the bar, his money was fast disappearing and many of them who were students and lazy fellows induced him to gamble so that he lost most of his money in a very short time.

I induced him to quit their company and persuaded him to

hold on to the little money that he had left and he heeded my advice and with the little that he had left he found that it would be impossible for him to go to Chicago and therefore he was compelled to abandon that project.

The defendant had become acquainted with a man who used to visit that Spanish Hotel, this very man happened to meet deponent and the defendant on the night when the defendant was arrested in this case; this man who deponent believes is named Visanti, seemed to run after the defendant and to get money from him, on the night of defendant's arrest they met him and he told them he would show them a large hall, he took them to a large meeting hall on 8th Street near 3rd Avenue and deponent has since been informed that it was the hall of the Cooper Union, deponent saw many people go in there and this man with a beard, defendant and deponent went in there to^o; they went down stairs, and there were many people there, the place was crowded and they stood against the wall; deponent has since found out that it was a citizens meeting to nominate Comptroller Myers, they stopped there a little while, some people went on the stand or platform to speak, he and defendant did not understand one word of what was said; it seemed that some one who was speaking on the platform made some funny remarks and every one commenced to laugh and just then there was a terrible crowd who were pressing to and fro against him and the defendant and all at once some one hit the defendant on his neck and accused him of having stolen the complainant's watch; deponent was standing about 4 or 5 feet away from defendant, the defendant was standing with his arms folded apparently amazed at what was

0676

going on and was completely astonished when he was arrested
accused of theft, so was deponent astonished, the defendant did
not touch any person and did not touch the person of the com-
plainant and if he had deponent could have seen him.

Deponent knows of his own knowledge that the defendant is
respectable and honest, their entire family are respectable and
honest, and none of them have ever been accused of the commis-
sion of any crime whatever and none of them have ever been ar-
rested.

Manuel Vonell

Sworn to before me this

1st day of November 1893.

Julius Kaiser
Com. of Deeds
N.Y.C.

Court of General Sessions

-----x
 :
 The People Etc.)
 :
 -vs- x
 :
 Jose Martinez De Cespedes)
 :
 -----x

City and County of New York ss:

Joseph Perez being duly sworn says, I am ~~the~~ a waiter I was formerly the head waiter at St. Reno Hotel, corner of 75th Street and 8th Avenue. I am not employed there now, I left there a short while ago in order to make preparations for my departure for Cuba in a few days.

I have been informed by many people who have met the defendant in this City that he was a quiet, inoffensive, respectable and honest man; and that he was a man who had brought along money and was spending freely.

A day after the defendants arrest, it was rumored among the Spaniards and Cubans that this man with the beard named Visanti, whom many knew to be a dishonest man and who deponent knows to be a man of bad reputation, that said Visanti had visited this defendant in prison at Essex Market Court and had taken from him in the presence of Manuel Nonel the uncle of defendant, the sum of \$50.00 to pay a lawyer and said Visanti retained that money, never employed counsel and since then has not been seen and deponent believes that this Visanti induced these people, the defendant and his uncle to go to that meeting in order to bring some trouble on them and make some money out of them.

Deponent knows that defendant's uncle is a very reputable man.

0678

Deponent now resides at 136 Third Avenue.

Sworn to before me this

1st day of November 1893.

Julius Kaiser
Comm of Deeds
N.Y. Co

J. Perez

Court of General Sessions...

The People Et

Jose Martinez de laespedes

City and County of New York

Ralph R Raymond being duly sworn says, I reside at No 203 E 17th Street, I am a Restaurateur at No 136 Third Avenue, I have received orders from a Banking House at Havana, Cuba, that in case the defendant is in need of Funds, that I should advance funds to him; the defendant comes well recommended as an honest and reputable man.

The defendant cannot speak one word of English, and I have seen him since his arrest and incarceration, I have spoken with him in Spanish, which language I speak and understand, and his statement to me tallies in every particular with the affidavit of his Uncle Manuel Ronel, which is hereto attached and the contents of which I am familiar with and know.

The name of the house in Havana which gave me the order to advance monies to defendant and which recommends him as an honest man, is Jon M. Banzes.

Ralph R Raymond

From before me this
2nd day of Nov. 1893

Julius Kaiser
Commo of Deeds

0680

Court of General Sessions
The People Etc

or
Jose Martinez de Céspedes

City & County of New York for

Nathan J Levy being duly sworn says that he is the Attorney for the defendant herein; that he has been unable to converse with the defendant who is a Spaniard and unable to speak the English Language.

That the facts as recited in the affidavit of Manuel Nouel were translated to deponent in the presence and hearing of the defendant, who gestures seemed to deponent to be in accord with the translation made at the time.

Deponent has been informed by many persons of prominence in this community that Mr Raymonde one of the affiants herein, is a man of great respectability, and from the statements made to deponent in this case, deponent truly believes that the defendant is an innocent man.

Given & before me this

2nd day of Nov 1893

Julius Kaiser

Recorder of Deeds

N.Y.C.

N. J. Levy.

<i>Paul J. Lewis</i>	<i>The People</i>	<i>Joe Martinez</i>	<i>Affidavit</i>	<i>N. S. LEVY,</i>
		<i>deceased</i>		<i>Defendant</i>
				<i>Attorney,</i>
				<i>75 Ludlow St., New York.</i>

vice of within..... day of
admitted this..... day of
.....18.....

0682

District Attorney's Office,
City & County of
New York.

Reo

v

Josell de Espedas

G. L. -

Pitkin Part I

for tomorrow, Friday -

Issue subpoena
only for officers

B.S. Weeks

0683

501

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

José Martinez de Céspedes

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

José Martinez de Céspedes
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

José Martinez de Céspedes

late of the City of New York, in the County of New York aforesaid, on the *20th* day of *October* in the year of our Lord one thousand eight hundred and ninety-*three*, in the *night* time of the said day, at the City and County aforesaid, with force and arms,

*one watch of the
value of eight dollars and
one chain of the value of
seven dollars*

of the goods, chattels and personal property of one *Jacob Eidl, the younger*
on the person of the said *Jacob Eidl, the younger*
then and there being found, from the person of the said *Jacob Eidl, the younger*
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.

R. Lacey Nicoll
District Attorney

0684

BOX:

537

FOLDER:

4891

DESCRIPTION:

McCaffrey, John

DATE:

10/10/93



4891

0685

Witnesses:

John Paddock

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

John McCaffrey

Grand Larceny, second Degree,
(From the Person.)
[Sections 628, 631, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward J. Taylor

Dec 21/93

Foreman

Theresa L.

Pen 6 months

I think in this
case - Justice
must be done
by accepting a plea
of Petit Larceny -
The proper was
demanded - as the
former reputation
of the defendant
appears to be an
innocent.

Robert Townsend
District Attorney

D.C. 212195

0686

Police Court Third District.

1913

Affidavit—Larceny.

City and County of New York, ss.

of No. 610 East 13th Street, aged 17 years.

occupation Clerk being duly sworn,

deposes and says, that on the 13th day of October 1898 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, at that time, the following property, viz:

One Silver Watch and
Plated Chain attached,
of the Value of Ten 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 John McCaffrey (now here) for the reason that as Deponent stood on the corner of 10th and Ave A said Deponent approached him and grabbed, took, stole and ran away with from the person and possession of Deponent, said property

John Perioch

Subscribed and sworn to before me this 13th day of October 1898
John Perioch
Police Justice

0687

Sec. 198-200.

1882

City and County of New York, ss.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Will not justify

John McCaffrey

Taken before me this

189

Police Justice.

0688

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

Benjamin
guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of 100 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, 189 189 Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

0689

Police Court---

1078 District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

2

3

4

Date

189

Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ 1000 to answer

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.



0690

New York Oct. 17/93

To whom it may concern

This is to certify that
John W. Caffrey has been
working for me and I always
found him to be honest &
trustworthy

Yours —

Emil A. Oberle

379 E 10 St.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

John McCaffrey

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

John McCaffrey
of the CRIME OF GRAND LARCENY in the ~~second~~ degree, committed as follows:
The said *John McCaffrey*,

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

*one watch of the value
of eight dollars and one chain
of the value of two dollars*

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

De Lancey Russell
District Attorney.

0692

BOX:

537

FOLDER:

4891

DESCRIPTION:

McCall, John

DATE:

10/27/93



4891

0693

Witnesses:

James Dobson
Off Sullivan

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

John McCall

Assault in the First Degree, Etc.

(Firearms.)

(Sections 217 and 218, Penal Code.)

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Edward G. Taylor
Foreman.

Theresa Hannah Idey

Pen 1 yr

P.B. My

0694

Police Court—2nd District.City and County { ss.:
of New York,

of No. 93 West 3rd Street, aged 27 years,
 occupation Domestic being duly sworn
 deposes and says, that on 24 day of October 1883 at the City of New
 York, in the County of New York,

I he was violently and feloniously ASSAULTED ~~by~~ by

John McCall (now here) who did illegally
and intentionally, point and aim a
revolving pistol, loaded with powder
and ball, at deponent's head, and
while pointing and aiming said Pistol
at deponent, made the remark, I
will blow your brains out; and
that said Assault was made

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

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

Sworn to before me, this 24 day
 of October 1883

[Signature]
 Police Justice.

Emmie Dobson

0695

Sec. 198-200.

1882

City and County of New York, ss:

District Police Court.

John M. Call

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

Question. What is your name?

Answer.

John M. Call

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

N.Y.

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

Answer.

138 West 3rd Street - One month

Question. What is your business or profession?

Answer.

Writer

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

Answer.

I am not guilty -
John M. Call

Taken before me this 24
day of June 189

Police Judge

[Signature]

0696

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

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

Dated October 24 1893 [Signature] Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0697

Ex Oct 24th 1893
2³⁰ P.M. *E. J. H.*

Police Court--- *2* District. *1134*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Emmie Johnson
John M. Call

Assault
(felony)

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated *October 24* 189*3*

Hogan Magistrate.

Sullivan Officer.

15 Precinct.

Witnesses *Fanny Foster*

No. *123 West 3^d* Street.

No. _____ Street.

No. _____ Street.

\$ *500* to answer

Com



Court of General Sessions of the Peace

473

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Mc Call

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

John Mc Call

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

The said

John Mc Call

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

SECOND COUNT—

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

John Mc Call

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

The said

John Mc Call

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Jennie Robson* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against *her* the said *Jennie Robson* a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *John Mc Call* in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0699

BOX:

537

FOLDER:

4891

DESCRIPTION:

McCance, Hugh M.

DATE:

10/12/93



4891

0700

Witnesses:

Wm Bunting Jr

Counsel.

Filed,

Pleads,

Edmund Wiley
1818

day of

1893

THE PEOPLE

vs.

29 hr 99
1st look-keeper P
Hugh M. McCance

Grand LARCENY, 2nd degree
(MISAPPROPRIATION.)
(Sections 593 and 597 of the Penal Code.)

DE LANCEY NICOLL,

Part 3, Oct 16/93 District Attorney.

Pleads *guilty* -

S. P. 44 years

A TRUE BILL.

Edward G. Taylor

Foreman.

Police Court, / District.

(1353)

City and County } ss.
of New York,

of No. 46 7/8 Cliff

Amasa T. Day
Street, aged 27 years,

occupation, Secretary of the

Meyer Ruffin Co.
being duly sworn, deposes and says,

that on the 12th day of June

1893, at the City of New

York, in the County of New York one Hugh M. McCance

while in the employ of the above
company, willfully and lawfully
and feloniously made a
certain entry in a book known
as a check book with the
intent to defraud the above
company in the manner
following, to wit: that upon
said date the defendant drew
a certain check (here shown)
numbered 19389 on the Market
and Fulton National Bank for
the sum of One Hundred
Dollars payable to cash, that
the check was signed by the
Jesse William Bunting Jr. and
the money obtained by said McCance
that he had previously or subsequently
to the drawing of the check entered
in the check book opposite the
check number 19389 the figures
\$50 making it appear that
the above numbered check was
only drawn for the amount of
\$50 and by such means
defrauding the above company
of the sum of \$50.

Amasa T. Day.

Subscribed and sworn to
this 19 day of September 1893

Hugh M. McCance
Police Justice

0702

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer.

Hugh M. McCauley

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

MS

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

Answer.

14 West 99 St.

Question. What is your business or profession?

Answer.

Bookkeeper

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

Answer.

I am not guilty
H. M. McCauley

Taken before me this

19

Police Justice.

0703

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

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

Dated,.....189..... *James A. [Signature]* Police Justice.

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

Dated,.....189..... *[Signature]* Police Justice.

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

Dated,.....189..... *[Signature]* Police Justice.

0704

147

1011

Police Court---

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Amasa Y. Day
Hugh M. M. Lane

Offense
Armed Robbery

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

2.....
3.....
4.....

Dated, *Sept 1 1911* 189

W. J. Clark Magistrate.

W. J. Clark Officer.

W. J. Clark Precinct.

Witnesses

No. *H. Cliff* Street.

No. Street.

No. Street.

\$ *2500* to answer *G. C.*

Am

0705

District Attorney's Office.

PEOPLE

^{25.}
Hugh M. McCance

~~son~~

This defendant
has stolen in all
about \$5000. This
is his one item.

He has
confessed to
having stolen
\$3500.

J. D. Massey

0706

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

538

THE PEOPLE OF THE STATE OF NEW YORK

against

Hugh M. McNamee

The Grand Jury of the City and County of New York, by this indictment, accuse
— *Hugh M. McNamee* —
of the CRIME OF *Grand* LARCENY, in the second degree, committed
as follows:

The said *Hugh M. McNamee*.

late of the City of New York, in the County of New York aforesaid, on the *Twenty*
day of *June*, — in the year of our Lord one thousand eight hundred and
ninety- *one*, at the City and County aforesaid, being then and there the *clerk*
and servant of a certain corporation called the
Meyer Siffert Co. (Limited) —

and as such *clerk and servant*, then and there having in his
possession, custody and control certain goods, chattels and personal property of the said
— *corporation*, —

the true owner thereof, to wit: *the sum of fifty dollars*
in money and legal money of the United
States of America, and of the value of
fifty dollars.

the said *Hugh M. McNamee* afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *sum of money* —

to his own use, with intent to deprive and defraud the said *corporation* —
of the same, and of the use and benefit thereof; and the same goods, chattels and personal
property of the said *corporation*.

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

DE LANCEY NICOLL,
District Attorney.