

0556

BOX:

140

FOLDER:

1447

DESCRIPTION:

Van Horne, James

DATE:

05/16/84



1447

0557

BOX:

140

FOLDER:

1447

DESCRIPTION:

McGrath, Thomas

DATE:

05/16/84



1447

0558

BOX:

140

FOLDER:

1447

DESCRIPTION:

McCarty, John

DATE:

05/16/84



1447

0559

BOX:

140

FOLDER:

1447

DESCRIPTION:

Gillen, William

DATE:

05/16/84



1447

OF GEO. BOBEL

9 PRECT

June 24th 1884
The affidavits of Geo
Harris show that the
Complainant has left the
city - and has been absent
for several weeks and
his whereabouts and
time of return are
unknown. He is
connected with a stealing
Ministered troop. The Police
have made every effort
to get ready for trial
& cannot for reasons stated
above. I respectfully
suggest that he be
discharged on his own
recognizance & \$1000
Apr 21st 1884

1 Motion
Counsel

Filed 16 day of May 188
Pleads

May 19

THE PEOPLE
vs.
James S. Van Horn
Thomas McGrath
John Mc Carthy
William Gillen

PETER B. OLNEY,
JOHN McKEON,
District Attorney

A True Bill.

[Signature]
Foreman.

Let out to be arr'd
on his own recogn
May 26
29

POOR QUALITY ORIGINAL

0560

0561

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

James A. Van Horne,
Thomas Mc Carth,
John Mc Carthy, and
William Cullen

The Grand Jury of the City and County of New York, by this indictment, accuse, James A. Van Horne, Thomas Mc Carth, John Mc Carthy and William Cullen of the CRIME OF ROBBERY IN THE - First - DEGREE, committed as follows:

The said James A. Van Horne, Thomas Mc Carth, John Mc Carthy, and William Cullen late of the First Ward of the City of New York, in the County of New York aforesaid, on the thirteenth day of May in the year of our Lord one thousand eight hundred and eighty-four, at the Ward, City and County aforesaid, with force and arms, in and upon one John Egan in the peace of the said People then and there being, feloniously did make an assault [each of them the said James A. Van Horne, Thomas Mc Carth, John Mc Carthy and William Cullen being then and there aided by an accomplice actually present] and one hat of the value of one dollar, and one nickel coin of the United States of America of the kind known as five-cent-pieces, of the value of five cents,

of the goods, chattels and personal property of the said John Egan from the person of said John Egan and against the will and by violence to the person of the said John Egan then and there violently and feloniously did rob, steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity,

PETER B. OLNEY,

~~JOHN McILROY~~, District Attorney.

0562

COURT OF GENERAL SESSIONS.

The People, &c.

vs.

*James VanHorne
et al*

OFFENCE

PETER B. OLNEY,
District Attorney

Admitted of Off. Bobel

GLUED PAGE

0563

PART 2.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.
If this Subpoena is disobeyed, an attachment will immediately issue.
Bring this Subpoena with you, and give it to the Officer at the Court-Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPENA
FOR A WITNESS TO ATTEND THE
Court of General Sessions of the Peace.

C

The People of the State of New York,

To *John Egbert*
of No. *139 East 117th* Street,

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *24th* day of *June* instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

James Vanstoune et al
in a case of Felony whereof he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *June* in the year of our Lord 188*4*.
JOHN McKEON, District Attorney.

sworn says: I am a Police Officer attached to the 9th Precinct. On the 23rd day of June 1884 I called at No. 139 East 117th Street the alleged residence of John Egbert the complainant herein to serve him with the annexed subpoena and was informed by his mother that he had not been home for five weeks and that she heard he had gone travelling with a Minstrel Troupe she did not know his address nor his present whereabouts or when he would return.

I had previously, about three weeks ago called at No 142 Bleeker Street where said Egbert occasionally slept and was there informed that said Egbert left the City with a troupe of minstrels but could gain no information as to his present whereabouts.

Sworn to before me this }
24th day of June 1884 } George Bobel
Rudolph P. Schaaf }
Comk of Deed N.Y. Cit }

GLUED PAGE

0564

COURT OF GENERAL SESSIONS.

The People, &c.

vs.

James Van Home
et al

OFFENCE

PETER B. OLNEY,
District Attorney

City & County of New York p: -

George Bobel being duly sworn says: I am a Police Officer attached to the 9th Precinct. On the 23^d day of June 1884 I called at No. 139 East 117th Street the alleged residence of John Egbert the complainant herein to serve him with the annexed subpoena and was informed by his mother that he had not been home for five weeks and that she heard he had gone travelling with a Minstrel Troupe, she did not know his address nor his present whereabouts, or when he would return.

I had previously, about three weeks ago, called at No 192 Bleeker Street where said Egbert occasionally slept and was there informed that said Egbert left the City with a troupe of minstrels but could gain no information as to his present whereabouts.

Sworn to before me this
24th day of June 1884

Rudolph L. Scharf

Clerk of Court N.Y. City

George Bobel

If all when served, please send timely word to the District Attorney's Office.
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.
State of New York,
City and County of New York, } ss.
being duly sworn, deposes and says he

This is a copy, upon

0565

Police Court *2* District *1334*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Cooper
James Van Horn
Thomas McShank
John McShank
William Gillen
Offence *Robbery*

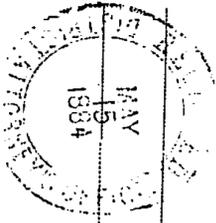
Dated *May 13* 188*4*

Wm. Patterson Magistrate
Geo. Roche Officer

Witnesses
Geo. Roche
Geo. Roche
No. *9* Street *North Police*

No. _____ Street _____

No. *100* Street *North*
\$ *100* to answer *Geo. Roche* Sessions,
Conrad



It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named *James Van Horn, Thomas McShank, John McShank and William Gillen* guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of *Five* Hundred Dollars, *each* and be committed to the Warden and Keeper of the City Prison of the City of New York, until they give such bail.

Dated *May 13* 188*4* *Wm Patterson* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0566

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Gillen 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. *William Gillen*

Question. How old are you?

Answer. *19 years 7 mos*

Question. Where were you born?

Answer. *New York*

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

Answer. *219 West 11th St. about 2 years.*

Question. What is your business or profession?

Answer. *Copper driver*

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

Answer. *I am not guilty*

William Gillen
(initialed)

Taken before me this *13* day of *May* 188*8*
J. J. Sullivan
Police Justice.

0567

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John M. Carty 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. Carty

Question. How old are you?

Answer. 19 years of age

Question. Where were you born?

Answer. New York

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

Answer. 444 1/2 East 19 St. 2 years.

Question. What is your business or profession?

Answer. Owner of a Coal Cart

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. Carty

Taken before me this 13th day of May 1888
A. B. Putnam
Police Justice.

0568

Sec. 198-200

2 District Police Court.

CITY AND COUNTY }
OR NEW YORK, } ss.

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

Question. What is your name?

Answer. *Thomas McGraw*

Question. How old are you?

Answer. *18 years of age*

Question. Where were you born?

Answer. *New York*

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

Answer. *196 Varick St. all my life*

Question. What is your business or profession?

Answer. *Book-binder*

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

Answer. *I am not guilty*
Thomas McGraw

Taken before me this *18* day of *May* 188*8*
John J. [Signature]
Police Justice.

0569

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *James Van Horn*

Question. How old are you?

Answer. *23 years of age*

Question. Where were you born?

Answer. *New York*

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

Answer. *412 East 19 St. For 4 years.*

Question. What is your business or profession?

Answer. *Gold pen maker*

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

Answer. *I have nothing to say*

James Van Horn

Taken before me this

day of

May

188*8*

John B. Putnam

Police Justice.

0570

Police Court 2 District.

CITY AND COUNTY }
OF NEW YORK, } ss

John Egbert
of No 139 East 107th Street, Aged 37 Years
Occupation Variety Performer being duly sworn, deposes and says, that on the
13th day of May 1884, at the 15th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

One hat and a five Cent Nickel
Coin, said property being in all

of the value of One dollar and five Cents DOLLARS,
the property of deponent

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

James Van Horn, Thomas
McGrath, John, Mcarty
and William Gillen, all
were present, from the fact
that about the hour of 11²⁰
o'clock A. M. of said day deponent
was coming down the steps of
No. 192 Bleecker Street when
he was seized hold of by the
defendants Van Horn and
Gillen who forcibly held
deponent and took the said

deponent

Subscribed and sworn to before me this

188

James J. ...

0571

Mickel Coine from the left pocket
of the coat then worn upon
deponents person. That the said
other deponents then joined
the deponents Paw Horn and Gillon
and all of them surrounded
deponent and pulled deponent
about and forcing back said coat
from deponents head. That
deponent got away from them
and found an officer and had
them arrested, and also stating
that was then found as the
possession of the deponent Paw
Horn.

Done to before me this 13th day of May 1884
John E. Light

Police Justice
Dated 1884

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

Dated 1884
Police Justice

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

Dated 1884
Police Justice

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

Dated 1884
Police Justice

Police Court, District, _____

THE PEOPLE, &c.,
on the complaint of

1. _____
2. _____
3. _____
4. _____

Offense—ROBBERY.

Dated _____ 1884

Magistrate, _____

Officer, _____

Clerk, _____

Witnesses, _____

No. _____ Street, _____

No. _____ Street, _____

No. _____ Street, _____

§ _____ to answer General Sessions.