0344

BOX:
540

FOLDER:
4917

DESCRIPTION:
McCool, Nicholas

DATE:
11/24/93

4917

0345

BOX:
540

FOLDER:
4917

DESCRIPTION:
Zobel, Paul R.

DATE:
11/24/93

4917

0346

BOX:
540

FOLDER:
4917

DESCRIPTION:
Perry, Lloyd

DATE:
11/24/93

4917

Bail Piece filed Nov 22 1895

Witnesses:

Alva D. Clark

Ed. H. Mars

Max Stranger

George Jonas

#3 Bailed Nov 25

by Mary McManus

24 West 116th St

#1 Bailed Nov 25

Nicholas McCool

142 W. 116

Order Cancel Bond Return

the Discharge of the Sureties

upon their Ob. Recognizances

John Jones

Assistant

Aug. 15th 95

Nov 4 1895

No. 1 Section B

Counsel 280 Broadway

Filed 4 day of Nov 189

Pleads, No. 1 Not Guilty (Dec 7)

No. 2 Not Guilty (Dec

THE PEOPLE

vs.

Nicholas McCool

R. Paul Zobel

Lloyd Perry

Sec. 168, Penal Code

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL. See new papers

#1 & 3. Indictments

dismissed

Oct 31/95

Foreman.

Sent 2 Aug 15 1895

on motion of Dist Atty

defendants 1 and 3 dis-

charged on their verbal recog-

nizance

J. H. J.

Ducker Portable Houses,

TO RENT FOR THE SEASON.

IN THE CAMP OF THE NATIONAL RIFLE ASSOCIATION, BISLEY, ENGLAND.

Delivered anywhere. Set up and completely furnished. Any size or number of rooms desired.

No such facilities ever before offered the public.

Do you wish to transfer your home life for a few months, to the Seaside, Lakeside, or Mountains, where your family will have the same freedom as at home, not restricted by Hotel or Summer Boarding house rules, and your children will not disturb the occupants of the "next room". If so, call at our office or write us, and we will give your requirements prompt attention.

The furniture used by us is made by the Wakefield Rattan Co. Polished floors and rugs in every room. Our houses are constructed with great care for ventilation and are cool in the summer.

If at any time, those hiring cottages wish to purchase, the rent paid will be credited to the purchase price. Arrangements can be made to buy on the installment plan.

DUCKER PORTABLE HOUSE CO.,
239 BROADWAY, cor. PARK PLACE,
New York.

Portable Stables rented.

PRESS OF N. Y. PHOTOGRAVURE CO., NEW YORK.

Supreme Court of N.Y.
County N.Y.

Nicholas McCool

Walter Fox Nathan Clark & Rachel Rauch

Notice is hereby given that an action has been commenced and is now pending in this court upon a complaint of the above named plaintiff against the above named defendants for the partition of premises described among the owners thereof, or for a sale thereof under the direction of this court for division of the proceeds thereof among such owners according to their respective rights and that the premises in said City and County of N.Y. for which partition or sale is sought in the said action were at the time of this action and the time of the filing of this notice situate in the city of N.Y. County, to wit:
(description)

McCool
Walter Fox & Nathan Rauch

For Sale (might exchange), 135 East 43d St., near Lexington Ave. New York City, three story and basement and cellar, brown stone front and high stoop private residence 16.8 x 55 more or less x 100.5 modern improvements, brick set furnace, solid walnut trim on parlor floor, etc., house is now vacant but is capable of renting for $1400. Price $19,000. $10,000 mortgage at 5 per cent 3 years, or still easier terms if desired.

139 West 16th St., near 6th Ave. three story and basenent brick private dwelling 17.4 x 50 x ½ block leased until May, 1894, when present lease expires. Will bring $1200. Price $19,000. Mortgage $12,000 held by trust fund at 5 per cent three years. Send offers to

ROBERT P. ZOBEL,

432 East 56th St. N. Y. City.

General Session

The people &c.

vs.

Lloyd Perry & others.

To

John R. Fellows, Esq.

District Attorney.,

Please take notice that on the papers heretofore served on you in above entitled case and on the affidavit annexed, I will move at Part I, of this Court at the Criminial Court House New York City on the 30th. day of October 1895, at 10.30 A.M. that the indictment herein against the defendant Lloyd Perry be dismissed for want of procecution.

Yours, etc.

John L. Lindsay,

Atty. for defendant Lloyd Perry,

#132 Nassau Street, N.N. City.

General Session.

The People &c.

-against-

Lloyd Perry & others.

City and County of New York,SS:-

Lloyd Perry defendant herein being duly sworn says, that on or about Nov.24th.1895 he was indicted for an alleged conspiracy to sell certain real estate to one Bertha Zobel.

That one Nicholas McCool as deponent is informed and beleives did convey certain real estate in jones street in this City to said Bertha Zobel but this deponent was in no way connected with such transfer.

That said property was subsequent to said conveyance to Bertha Zobel placed in deponents hand for sale but was not sold by him.

That as deponent is informed and beleives said McCool claimed title to said premises and the matter was sebsequently compromised after a lis pendens and complaint had been filed by said McCool.

Deponent further says that on or about April 23rd.1895 he made a motion to dismiss said indictment for want of prosecution which motion was adjourned a great many times at the request of the District Attorney and finaly the motion came on before Mr.Justice Allison, that as deponent is informed and beleives said motion was not opposed by the District Attorney as to this deponent but the record shows that the disposition made of said motion was that this deponent be discharged on his own recognizance.

That deponent supposed at the time that said indictment

was dismissed but ~~xxxxx~~ subsequently learned of his mistake; that he then made a new motion to dismiss said indictment which last mentioned motion came on to be heard but has not yet been disposed of.

Mr. OHare assistant District Attorney having stated that he would recomend to the Court that said indictment as to deponent be dismissed.

That ~~as~~ deponent is an Attorney and Conselor at law, said indictment is a great ~~inquiry~~ injury to his ~~reputiex~~ reputation; that he is innocent of the crime charged, and asks either that said indictment be dismissed or that he be brought to trial.

That as deponent is informed and believes the witnesses for the prosecution are all within the Jurisdiction of the Court, and can easily be reached by subpoena.

Sworn to before me this 29th day of October 1895.

Leon B. Ginsburg
Notary Public N.Y. Co #206.

Lloyd Perry

Mo. granted after hearing Dist. atty. Indictment to be quashed Oct 31/95 [illegible]

~~General Sessions.~~ Court.

The people &c.

against

Lloyd Perry and others.

Aff. of mo. of mo. to dismiss indictment

JOHN L. LINDSAY,
Defendants ATTORNEY,
VANDERBILT BUILDING,
132 NASSAU STREET,
NEW YORK CITY.

Due and timely service of a copy of the within

.....is hereby admitted

this.....day of.....189

TO

Benson M. Levy, Printer, 546 Pearl St., N. Y.

The People
v
Nicholas McCool
R. Paul Zobel
Lloyd Perry
Bertha Zobel (?)

} Indictment for Conspiracy to sell false title

Witnesses

Nathan E. Clark 309 3rd Ave
Mrs Nathan E. Clark " " "
Walter Joy 359 W. 30th St.
Alfred Hevia 155 B'way
George Jonas 33 Sheriff St
Edward H Mars 280 B'way Room 288
Max Springer 590 B'way.

In statements of all these witnesses are among the papers.

Geo Gordon Battle

P.S. An indictment has already been found against Nicholas McCool for selling, & also against Bertha Zobel for buying, a false title

Peo

McCoolvors

List of Witnesses

GENERAL SESSIONS.

The People etc.

vs.

Lloyd Perry et al.

City and County of New York,SS:-

LLoyd Perry the defendant herein being duly sworn says;that in or about November 1893 about a year and eight months ago he was arrested under an indictment charging him with conspiracy,conspiring to sell a pretended right and title to a certain house and lot on Jones street,this City,and held to bail in the sum of $2500.oo:-

That deponent is not guilty of this crime charged.

That this property was placed in the hands of deponent who them was and still is engaged in business at this City as a Real Estate broker, for sale.

Deponent further says that he has endeavored for many months past to bring this case on for trial. That about April 23rd. last a motion was made to dismiss the indictment for want of prosecution but the motion was postponed,from time to time at the Assistant District Attorney's Townsend's request because of the sickness of a witness,whom as deponent is informed and believes now and for a long time past has been well.

That Mr.Townsend then obtained further postponments of said motion saying that having seen the witness for the prosecution he intended to make a recommendation to the Court.

That deponent is under $2500:- bail and said indictment is a serious injury to him socially and in business-

Sworn to before me this
13th. day of August 1895.

Leon B. Ginsburg
Notary Public, N.Y. 6 2206.

Lloyd Perry

General Sessions.

The People etc.,

vs

Lloyd Perry et al.

Affidavit.

JOHN L. LINDSAY,
Atty for defendant.
VANDERBILT BUILDING,
132 NASSAU STREET,
NEW YORK CITY.

Mo. granted
Sag

7733 John Polhemus Printing Co., 121 Fulton St., N. Y.

Court of General Sessions New York, N.Y.

The People &c.

-against-

Lloyd Perry &ors.

To

John R. Fellows Esq.

Dist. Atty.

On the annexed affidavit and on the Indictment and proceedings herein: I will move at General Sessions Part one, at the New Criminal Court House on the 23 day of April 1895, at 11 A.M. that the Jndictment herein be dismissed for failure to prosecute.

Yours &c.

John L. Lindsay

Atty. for deft.

#132 Nassau st. N.Y. City.

Court of General Sessions
New York, N.Y.

The Pepple &c.

-against-

Lloyd Perry &ors.

Notice of Motion

John L. Lindsay

Atty. for deft.

#132 Nassau street, N.Y.

City.

Court of General Sessions New York, N.Y.

The People &c.

-against-

Lloyd Perry &ors.

City and County of New York., SS:-

Lloyd Perry duly sworn says that on or about November 24th. 1893, he was indicted for an alleged conspiracy and was admitted to bail in the sum of $2500.

That ~~as~~ deponent has made frequent efforts to have the Case brought to trial but has been unsuccessfull.

That as deponent is advised and beleives later indictments have been brought to trial.

That deponent is greatly prejudiced in his business and socially by the pendency of said Criminal charge.

Sworn to before me

this 19 day of April 1895.

Lloyd Perry

S Gersberg

COMMISSIONER OF DEEDS
for the City and County of New York.

District Attorney's Office.

Zobel says that his sister purchase [illegible] McCoot that the boys were good & he had legal advice. asks for $500 give [illegible] claim deed. Said he had a G. C. deed from Bertha Zobel in safe.

500.00 500. 1000. [illegible] in [illegible] Zobel

300 in cash & 200 mtg

Peo
v
McCollors

City & County of New York } ss.-

Edward A. Mars

being duly sworn says:

I reside at 13 W. 115th St., am an attorney at law at 280 Broadway Room 288.

GGB

I am a ~~Notary Public~~ Commr of Deeds. ~~I think~~ I remember McCool acknowledging the deed in question before me on Sept. 20, 1893. I think Zobel was present. I was sitting outside & Mr. Alfred Epstein called me into his private office. McCool was there and I think Zobel also.

I think Alfred Epstein asked me to take the acknowledgment fr McCool & I did so. I think Zobel was sitting at the side of McCool about two feet away.

Sworn to before me this 17th day of November 1893

Geo Gordon Battle
Notary Public
N.Y. Co.

E A Mars

Peo
v
McCool

Statement
of
Edwd H Mace

The American Incto Powder
Manufacturing Co. No. 1 Broadway
N. P. Ferguson Pres.

United States Dynamite Co
38 Platt Street
T. J. Garrison President
American Manufacturing Supply Co
29 Broadway

Bodkin Martin R & Son
29 Broadway

District Attorney's Office.

New York, ... *189*

THE PEOPLE, &c.,
vs.

.....

.....

.....*Esq.,*
Attorney and Counsellor at Law.

Dear Sir:

Please take notice that the above-named defendant, for whom you are Counsel, will be placed on the Calendar of Part ..... *Court of General Sessions, for trial on* .....

.....

.....

Very respectfully,

JOHN R. FELLOWS,
District Attorney.

Part 3.

Bertha Zobel

vs

Nicholas McCool

Bail Notice Issued

& Counsel Notices

Sent out Dec 14/93

To Put on day for trial

~~for Dec 6/93~~

Put on day for trial

Dec 8.93

Do not put on Calendar until Paul Zobel is arrested

Geo G. Wallace

Court of General Sessions New York, N.Y.

The People &c.

-against-

Lloyd Perry &ors.

To
John R. Fellows Esq.

Dist. Atty.

On the annexed affidavit and on the Indictment and proceedings herein: I will move at General Sessions Part one at New Criminal Court House on the 23 day of April 1895, at 11 A.M. that the Indictment herein be dismissed for failure to prosecute.

Yours &c.

John L. Lindsay

Atty. for deft.

#132 Nassau st. N.Y. City.

Court of General Sessions New York, N.Y.

The People &c.

-against-

Lloyd Perry &ors.

City and County of New York., SS:-

Lloyd Perry duly sworn says that on or about November 24th. 1893, he was indicted for an alleged conspiracy and was admitted to bail in the sum of $ 2500.

That ~~as~~ deponent has made frequent efforts to have the Case brought to trial but has been unsuccessfull.

That as deponent is advised and beleives later indictments have been brought to trial.

That deponent is greatly prejudiced in his business and socially by the pendency of said Criminal charge.

Sworn to before me
this 19th day of April 1895.

Lloyd Perry

B. Einstein
Commissioner of deeds
for the City & County of New York

Being Copied

Gen. Sessions

The People etc

vs.

Lloyd Perry

Indictment for M'Cool &

Copy rec'd & rec. notice to dismiss

Indictment

JOHN L. LINDSAY,

Atty for deft - Perry

VANDERBILT BUILDING,

132 NASSAU STREET,

NEW YORK CITY.

Within.

Adjourn to 8th May, 1895. "

Adjourned to 15th May.

To

John R. Fellows Esq

Dist Atty.

7733 John Polhemus Printing Co., 121 Fulton St., N. Y.

No. 3. 1602

GRAND JURY ROOM.

(1) PEOPLE

vs.

Nicholas McCool

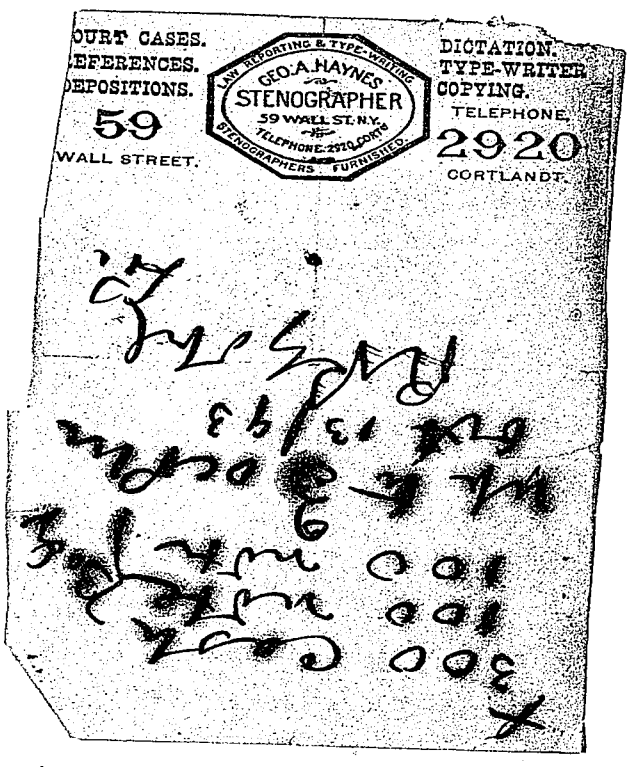
(2) People v. ~~Paul~~ Bertha Zobel

(3) People v. Nicholas McCool, Paul Zobel, Lloyd Perry

Conspiracy

(1) & (2) for passing fictitious bills

F8 Battle



COUNTY OF NEW YORK, SS.:

In the Name of the People of the State of New York, To any Sheriff, Constable, Marshal or Policeman in this State, GREETING:

An indictment having been found on the 1st day of November 1893, in the Court of General Sessions of the Peace of the County of New York, charging Nicholas McCool

with the crime of Misdemeanor (Selling pretended title to real property)

You are therefore Commanded forthwith to arrest the above named Nicholas McCool and bring him before that Court to answer the indictment; or if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City Prison of the City of New York, or if he require it, that you take him before any Magistrate in that County, or in the County in which you arrest him, that he may give bail to answer the indictment.

City of New York, the 1st *day of* November 1893

By order of the Court,

John F. Carroll
Clerk of Court.

New York General Sessions of the Peace.

THE PEOPLE

OF THE STATE OF NEW YORK,

against

Nicholas McCool

BENCH WARRANT FOR MISDEMEANOR.

Issued November 1st 1893

Henry Wade

☞ The defendant is to be admitted to bail in the sum of.....dollars.

DEED.—Bargain and Sale. [New Form.] No. 886. W. Reid Gould, Law Blank Publisher and Stationer, 139 Nassau Street, cor. of Beekman, and 120 Broadway, New York.

This Indenture,

made the 20th, day of September, in the year eighteen hundred and ninety three,

Between NICHOLAS McCOOL, of the City, County and State of New York, party of the first part, and BERTHA ZOBEL, of the same place, (No. 432 E. 56th St.) party of the second part;

Witnesseth, That the said party of the first part, in consideration of One dollar, lawful money of the United States, paid by the party of the second part, does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the said party of the second part, and to her heirs and assigns forever, All that certain lot, piece or parcel of land, with the building thereon, situated in the City of New York, one hundred & fifty feet (150) from the Easterly corner of Jones and Bleecker Streets, bounded Southerly in front on Jones Street; Easterly by property now or late belonging to Henry Fredericks; Northerly in the rear by land now or late belonging to William W. Gilbert, deceased; and Westerly by a lot of land now or late belonging to James I. Stagg; containing in breadth in front and rear twenty five (25) feet and in length on each side one hundred (100) feet, be the said several distances and dimensions more or less. Said premises being known by the Street number twenty three (23) Jones Street.

Together *with the appurtenances and all the estate and rights of the party of the first part in and to said premises.*

To Have and to Hold *the above granted premises unto the said party of the second part,* **her heirs** *or assigns forever.*

In Witness Whereof, *the said party of the first part, has hereunto set* **his** *hand and seal the day and year first above written.*

Nicholas McCool (L. S.)

In Presence of

E. H. Mars.

Office of the Register of Deeds, etc. } ss.
City and County of New York.

Recorded

I have compared the annexed copy with an Instrument in this office, on the 9th *day of* October *A. D.* 1893 *at* 3 *o'clock* 22 *mins P M. in* Block Series of Conveyances Section 2 Liber 24 Page 483 *and certify the same to be a correct transcript therefrom, and of the whole of said Instrument.*

In testimony whereof, I have hereunto subscribed my name and affixed my official seal, this 14th *day of* November 189 3

Ferdinand Levy *Register.*

1605

Together *with the appurtenances and all the estate and rights of the party of the first part in and to said premises.*

To Have and to Hold *the above granted premises unto the said party of the second part,* **her heirs** *or assigns forever.*

In Witness Whereof, *the said party of the first part, has hereunto set* **his** *hand and seal the day and year first above written.*

Nicholas McCool (L. S.)

In Presence of

E. H. Mars.

State of New York,
City and County of New York, } *ss.*

On the **20th** *day of* **September,** *in the year eighteen hundred and ninety* **three,** *before me personally came*

Nicholas McCool,

to me known, and known to me to be the individual described in and who executed the foregoing instrument and acknowledged that he executed the same.

E. H. Mars,
Commissioner of Deeds,
New York City & County.

NICHOLAS McCOOL

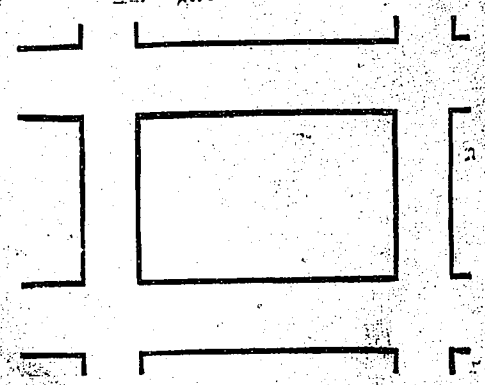
to

BERTHA ZOBEL.

Certified Copy

Deed.

Dated, New York, Sept. 20th, 1893.



The land affected by the within instrument lies in Section 2 *in Block* 590 *on the Land Map of the City of New York.*

Record & return to
Epstein Brothers
280 Broadway, N.Y.

(455)

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Nicholas McLeod

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

of the crime of unlawfully selling a pretended right and title to lands and tenements, —

committed as follows:

The said Nicholas McLeod, —

late of the City of New York, in the County of New York aforesaid, on the twenty-sixth day of September, in the year of our Lord one thousand eight hundred and ninety-three, — at the City and County aforesaid, did unlawfully sell to one Bertha Apfel a pretended right and title to certain lands and tenements, there situate, to wit: all that certain lot, piece or parcel of land, with the building thereon, situated in the said city of New York, one hundred and fifty feet from the southeasterly corner of James and Pleasant Streets, bounded northerly in part on James Street, easterly by property then or then late belonging to Henry

[illegible], northerly in the rear by land then or then late belonging to William W. [illegible], deceased, and westerly by a lot of land then, or then late belonging to James I. Stagg, containing in breadth in front and rear twenty five feet, and in length on each side one hundred feet, be the said several distances and dimensions more or less, said premises being known by the ~~said~~ street number twenty three Jones Street; he the said Nicholas MacLeod not having been in possession of the said lands and tenements, and neither he nor those by whom he claimed having been in possession of the same, or of the reversion and remainder thereof, or having taken the rents and profits thereof for the space of one year theretofore; 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

DeLancey Nicoll,
District Attorney

Bail fixed at $1500,
RBM

Witnesses:

Newman } Clerk

Jailor
Nicholas McCool
142 C 26

458
1183

By W Nor
Stolen Prop

Counsel,

Filed 1 day of Nov 189 2

Pleads, Not guilty

THE PEOPLE

vs.

Nicholas McCool

Art 1 Grand Larceny
Art 2 Receiving stolen property
Art 3 Receiving pretended title to real property
Sec. 130, Penal Code

DE LANCEY NICOLL,

District Attorney.

Part 3 Dec 8.92

A TRUE BILL.

Edward G. Taylor

Foreman.

Substituted by Indict filed
Nov. 24. 1892 — RBM
Motion to dismiss this indictment denied Sept 6/95
Part 2 J. A. J.

1869

FOR SALE----(might exchange) FOLLOWING PROPERTIES:

---==x==---

#45 West 24th Street, between Fifth Avenue and Broadway junction and Sixth Avenue. Elegant four story, basement and cellar, brown stone front and high stoop residence, 20 10 x 65, more or less, x 98 9, which is capable of renting for $5,500 if altered for business purposes at a small expense. More than half the houses on this block are used for business purposes.

Price, $50,000. Terms, $30,000 can be had on bond or mortgage @ 4% or $35,000 @ 4½ % interest. Possession within 60 days on notice.

#139 West 16th Street, near Sixth Avenue. Three story and basement, brick and stone dwelling, 17 4 x 50 x ½ block. Leased until May, 1894.

Price, $19,000.

First Mortgage, $12,000, 5 %, three years, held by trust fund.

Second Mortgage, $2,200.

#519 Third Avenue, between 34th and 35th Streets. A five story and cellar, brick and stone tenement.

Price, $29,000. $20,000, or less, may remain on Mortgage.

#14 Christopher Street, southwest corner of Gay Street, near Jefferson Market and Sixth Avenue and 8th Street L Station. Three story store and dwelling, suitable for liquor business. Fronts on Christopher Street 21 4 and over 60 feet on Gay Street. Possession within 30 days.

Price, $25,000, of which $13,000 may remain @ 5 % interest.

#9 Coenties Slip, near Hanover Square and Water Street. Four story brick building, leased for business purposes until 1895. Over 23 feet front.

Price, $23,000.

First Mortgage, $15,000, 5 %, three years, held by Institution.

A handsome dwelling of 18 large rooms and bath room, located on North side of Locust Street, between Myrtle and Summit Avenues, Corona, Long Island, N. Y., 12 minutes by Long Island Railroad, and convenient to the bay, where boating, fishing, etc. are to be had. Property is known as the Big Pink House, and was formerly occupied by Mr. Roystone; also by Mr. Newman; and contains heater, decorated walls and ceilings, piazzas front and rear, barn, carriage house, fruit trees of various kinds. Two electric roads are being built to Corona, one to replace the horse cars to Brooklyn etc. The property is well adapted for private residence, school or boarding house or club.

Price, $10,000; of which $4,000 may remain. Or the property will be given free and clear. Title was insured by Title Guarantee & Trust Co. Ground is 125 feet front and rear x 100 deep; sizes more or less. Corona is 8 miles from New York City Hall.

---==x==---

All offers will receive immediate attention. Send offers to

E. Kirby 29 W 113 St.

FOR SALE--(Right exchange) FOLLOWING PROPERTIES:

One West 26th Street, between Fifth Avenue and Broadway (opposite Sixth Avenue). Elegant four story, basement and cellar, brown stone front and high stoop residence, 20½ x 95, more or less, x 98½, which is equipped of receiving for $3,500 tr allowed for business purposes at a small expense. More than half the houses on this block are used for business purposes.
Price, $30,000. Terms, $20,000 can be had on bond or mortgage @ or $25,000 @ 4½ % interest. Possession within 60 days on notice.

Also West 125th Street, near Sixth Avenue. Large stores and basement, brick and stone dwelling, 18 x 60 x 2 stories. Rented until May, 1928.
Price, $19,000.
First Mortgage, $12,000, 5 %, three years, held by trust fund.
Second Mortgage, $2,500.

Also 12th Avenue between 59th and 60th Streets. A five story and cellar, brick and stone tenement. Price, $[illegible], very remain on Mortgage.

An Orchestrion Hotel, southwest corner of Day Street, near Jerseyon Market and Sixth Avenue and 9th Street L Station. Three story store and dwelling, suitable for liquor business. Prices on Christopher Street 83% and over-40 feet on Day Street. Possession within 30 days.
Price, $25,000, of which $12,000 may remain @ 5 % interest.

---

brick building, leased for business purposes until 1927. Over 25 feet front.
Price, $25,000.
First Mortgage, $15,000, 5 %, three years, held by Institution.

A handsome dwelling of 16 large rooms and bath room. Located on North side of Locust Street, between Myrtle and Sunset Avenue, Oceana, Long Island, N. Y., 12 minutes by long Island Railroad, and convenient to the bay, where boating, fishing, etc. are to be had. Property is known as the Big Pink House, and was formerly occupied by Mr. Roydonel, also by Mr. Vermont and contains heater, decorated walls and ceilings, piazza front and rear, barn, carriage house, fruit trees of various kinds. Two electric roads are being built to Oceana, one to replace the horse cars to Brooklyn etc. The property is well adapted for private residence, school or boarding house or club.
Price, $12,000; of which $4,000 may remain. Or the property will be given free and clear. Title was insured by Title Guarantee & Trust Co. Ground is 125 feet front and rear x 100 deep; place more or less. Oceana is 8 miles from New York City Hall.

All offers will receive immediate attention. Send offers to

Dist Atty N.Y. Co.-

Your special attention is called to this gang of swindlers - Zobel - McCool, Vance sometimes Vance sometimes Margot Vance Ostensibly Running bus in 864 Broadway this City - + now E. Kirby 29 W 115 St - Zobel is the dummy + Bertha Zobel a pe - dummy Margot Vance achieved notoriety some months since in this Newspaper Howard Vance is a Keener

Yours
A tenant of 171 Broadway +
a Victim

Peo
v
McCool & Zobel } Statement of Walter Fox -

City & County of New York ss -
Walter Fox being duly sworn says:
I am an Attorney at Law & real estate dealer -
I reside at 359 W. 30th St -
My office is at 590 Broadway -
~~I had offices at 171 Broadway -~~
~~During February March April & May for about three months~~ McCool had desk room in my ~~suite~~ ~~R Baff R~~ offices at 171 B'way -
Lloyd Perry & Zobel had offices on the top floor of 171 B'way, while my offices were in the first floor - My offices were separate and distinct from Perry's & Zobel's -
About March or April Mr. Clark occasionally came to my office to see me in regard to real estate matters -
~~Mr. McCool was a builder of experience and Mr Clark wanted~~ he knew that Mr. McCool was a builder of experience and Mr Clark knew some one (Miss Rauth)

who wanted to go into building. I had no connection with the sale of the premises 23 Jones St from Mr. Kempner to Miss Rauth. I called to see Mr Kempner about it, on behalf of Mr Clark and Miss Rauth, but I got no commission on the sale.

Miss Rauth bought this property on which there was an unfinished building. It was agreed with Miss Rauth that Mr. McCool should receive one-half of the profits on the sale of the building, to be adjusted and paid on the sale of the building in consideration of ~~McCools~~ McCool's assistance in superintending the completion of the building. McCool worked for a few weeks on the building, until Decoration Day (May 30) McCool disappeared on a spree, & girls were in the building. had not seen him again for more than a week. He was drunk then. He did not do any work on the building after Decoration Day.

I drew up an agreement to that effect for both parties

All during the Summer he was saying at different times "I want Mr. Clark to buy me out ~~&c~~" & similar remarks at various times

About August 11th 1893 Mr. Clark said to me that he had had a loan accepted on the premises 23 Jones St. - A few days later Mr. Cool came to me and said "Clark has got his loan" - I said "Yes" words to that effect.

From time to time he would mention the loan saying "I hear Clark has had trouble with his loan" & similar remarks, showing that he was keeping himself posted about the loan &c.

Sometime in September - about the middle of September, he said to me "Clark had better settle with me now. He can do it cheaper than at any other time. I need the money to go into building with at Yonkers." ~~About that time~~ During the same conversation he asked me to take charge of the matter

for him to go and see Mr. Clark in regard to the matter.
I told him I would see what I could do. A day or so after I told him it was hardly the proper thing for me to do, as I was Mr. Clark's partner, and that he (McCool) had better go to Clark personally. He said I was right & that he had concluded on thinking the matter over, before I had spoken to him, that he should see Clark personally. I was never retained by McCool & did not act as his attorney.

On October 3rd McCool, Clark, Springer & I were at the building at Rivington & Eldridge St ~~23 Jones St~~. There was some conversation about McCool's alleged claim to an interest in the propts. McCool asked Clark what he was going to do about the Jones St property. McCool said that he wanted cash for his interest. Finally it was agreed that a new agreement should be drawn up, showing

that McCool had an interest in the profits - Mr. Clark said "Rather than have any trouble I will give you the agreement" or words to that effect - We went into a store on Rivington St & drew up the agreement which was signed in the name of Miss Rauth by Mr Clark & was also signed by McCool - After the signing of the agreement, Mr McCool & Mr Clark went away together - Mr. McCool had been drinking but he knew perfectly what he was doing -

On October 10th Mr. Clark met me at Rivington & Elridge in the morning & told me that a deed had been put on record of the entire interest of the Jones St property. I arranged to meet Mr Clark later in the day at the entrance of the 170 Broadway & then called at Mr. Perry's office & asked him why he had caused this deed to be put on the Jones St property - He replied that he had nothing to do with it & to see Zobel - I saw Mr. Zobel in the private office Perry said Mr Zobel has called

about the Jones St ~~matter~~ property. Zobel said that his sister had purchased the property from Mr. McCool & when I told ~~him~~ Zobel in Perry's presence that he knew that he (Zobel) had no interest in the property & no right to put on the deed, he went into a long argument claiming that his deed was a proper one, & that he Zobel had had legal advice & thoroughly understood his position & had been advised that his deed was a good one.
I do not remember his argument because I knew it was a bluff on his part. I then said to him "Dont talk to me like that. I am not a coush, nor I am not Mr. Clark & I have no power to decide this question. You both know ~~perfe~~ your deed has not a leg to stand on; and the sooner we come down to business on this thing the better. You know you dont want the property. Let me know what you do want". He laughed & Mr. Perry laughed

also – He immediately abandoned his air of injured innocence and asked me ~~what I would give~~ "What will you give? What is it worth?" I said "I am not Mr Clark & I can't give you anything. What will you take? I will present the proposition to Mr Clark". Mr Perry when he saw I had no proposition to make, ~~I saw I was det~~ said "Oh well, Paul, say five hundred dollars". Then I said "Mr. Clark will not pay any such sum of money". Mr Perry said "Then he wants signed in blank" Then I said "How soon can we get a deed from Mr Clark?" Perry said "We have got a quit claim deed from Mr Clark & Mr Zobel & we will make it out to whom you name" Zobel said "yes we have got the deed all right – you can have it as soon as we get the money" get this loan. Perry said also "We want the money as follows and at once". Three Hundred Cash, two hundred dollars in notes ~~endorse~~ made by Mr Clark & endorsed by ~~you~~ you. I said "Well I'll see Mr. Clark" ~~I then said~~ I then left the office and proceeded on my way to Mr Clark & saw him on Broadway at Cortlandt St, 170 Broadway as previously arranged –

I told Mr Clark the conversation I had had in Perry's office & we talked the matter over. I did not see Perry, Zobel or McCool again that day.

On the next day — the 11th of October — I saw Mr Clark in the ~~morning~~ afternoon in ~~Hays & Greenbaum's~~ at 590 Broadway — We went together to the Office of Hays & Greenbaum where we saw Mr. Greenbaum, ~~who said we~~ & had a conversation with Mr. Greenbaum — then Mr Clark & I had a conversation in which he said "What's the best thing to do? What would you do? You know I am about to pay my loan & if this deed is not off the property my loan will fall through & as there is only a temporary loan on this property we may lose our whole property" I replied "Legally the deed is not worth the paper it is written on but an account of the urgent necessity of your getting your loan, you had

better settle with them as cheaply as you can & that on my part I would try to get them to give me a Commission ~~for making the~~ which I will return to you". Mr Clark then said "You had better go over and see them", which I did. I called at Perry's office & found Mr Perry & Mr Zobel present. Mr. Perry greeted me & asked me if I had seen Mr Clark. I said "Yes" & said "What is the least you will take for a quit claim deed?". Mr. Perry said "Not one cent less than Five Hundred Dollars" & if he dont settle to day it will be thirty and thirty". All this was in Zobel's presence, then I said "What am I going to get out of it?" & Zobel asked me "What do you want?" I said "A hundred dollars". Mr Perry said "That is all right, that

is fair". Mr Perry then put the proposition in writing as follows:

"Oct 11th 1892

Walter Fox Esq.

In behalf of my client Bertha Zobel $500 cash will get a quit claim deed tomorrow before 2 o'c P.M.

L. Perry."

Mr. Perry also said "Tell Mr Clark we will take no delay in the matter at all - We are going to have the money now". ~~He wanted~~ He said "I want the money in cash" I said "Mr Clark has not $500 in cash" Mr Zobel said "We will take $300 in cash & $200 in notes. Here Mr Perry interfered & said he would not take notes with my endorsement on them. I then took the written proposition to Mr Clark at Hays & Greenbaum & reported the conversation to him, telling Mr Clark that

I would now cost him my $400 on account of the deduction of my $100 commission, as we had agreed. ~~On Oct~~

On Oct. 12 I called again at the office of Perry in the afternoon. Mr Perry was present & John Burns, a mason who had worked on the premises Jones St & also at Eldridge & Rivington Sts. I do not remember whether Zobel was present or not. Perry said "Is Clark going to settle?" I did not give him any definite answer but said "I suppose so. Why don't you wait until he gets his loan?". Perry replied "If he gets his loan, he won't pay us the money. If he don't settle at once we will get a receiver appointed to collect the rents". About this time McCool came in and tried to open a conversation with me but Perry interfered & said "You have nothing to do with the property now. ~~You have~~

You have sold your interest"
Mr Burns came in the private
office with Mr McCool &
said to Mr Perry "Perry, you
don't want to be too hard on
this young fellow" He having
just got married & is trying
to get along & right is
right" Perry said "I'll make
this cost Mr Clark dear —
I have a grudge against
him and I am going to
make him pay for it".
Then turning to me Perry
said "Tell Mr Clark
I'm not done with him
yet & after this matter
is settled up, I'll pursue
him forever — Tell him
I'll meet him in hell"
Mr McCool then said "Let's
come out & have something".
I objected & said that as I was
trying my business I would
have to go — We all went down
the elevator together, Perry
Burns, McCool & I
& as Mr Perry — McCool com-
menced talking about

the matter again when we reached the street, I stepped into the saloon with them. We sat down at ~~the~~ table & McCool told me in the presence of Burns & Perry ~~that he had was "I have warned Mr Clark though~~ "I told you I would fix Clark if he didn't settle with me" - Mr Perry said "You tell Mr Clark that this comes from me - that he has got ~~this~~ me to thank for this - that I'll make that commission cost him two dollars for every one" - Mr Burns again said "Mr Perry you don't want to do anything like that - You want to let up easy on the man" - Mr Perry During this conversation Perry took from inside of fountain pen & wrote on second note - said I never will - Then Mr Burns & I went over to see Mr Clark at Deps Greenbaum's office, & met Mr Clark there with Mr Springer - Mr Burns & I repeated to Mr Clark the conversation we had

with Perry & McCool & Burns volunteered to go over to see Perry on behalf of Mr Clark saying "I can settle this matter for you Mr Clark & I bet that I can get them to take $200 for it – It is not right for Perry to soak Mr Clark to the extent of $500 –"

I did not stay long in the room but heard it verbally

He went to see Perry & we waited at Boyd & Greenbaum's office until he returned – He announced that he could do nothing with Perry. ~~Then I went home~~ Burns left the office before the rest of us. Mr Clark, Mr Springer & myself walked across the street & Perry joined us in front of 171 Broadway

(See Statement of Springer for conversation)

~~met McCool Burns & Perry joined us~~ ~~We met~~

Oct 18th I met Mr Burns McCool at Cortlandt St & Broadway – McCool said ~~that~~ "I told you I would big Clark" and I tell you Mr Fox I'll put a deed on the Rivington & Eldridge St property" Burns said "You don't want to do anything like that Mr McCool".

I do not remember any further conversations in regard to the matter with either Perry Zobel or McCool

On the day McCool was arrested I saw him at Perry's office & said "Are you not afraid you will be arrested for putting in this deed?" He said "Don't be alarmed about that - I know my position"

The above statement is correct to the best of my recollection and while the conversations may not be stated verbatim they are substantially correct -

~~Sworn to before me~~

~~me~~

Albert Fox

Sworn to before me
this 17th day of November 1893
Geo Gordon Battle
Notary Public
N.Y.Co

Peo

v

Robert McCoe

Statement of

Walter Fox

0060

Pec. }
Gen. }
Mr. Coal. }

~~Cash & Coming of New York~~

Alfred A. Heria

~~being duly sworn says~~

I reside at 55 Willoughby Ave Borough Bklyn & am ~~in~~ the real estate & mortgage business at 155 Broadway. I negotiated the loan from Ward B. Clyco & Chamberlain to ~~Nathan E. Clark~~ Miss Nattie Rauth. The loan was for $30,000 at 5% for 3 yrs on 23 Jones St.

On or about Aug^st I began the negotiations for the loan. About the middle of September I met Mr Coal in Liberty Street. He asked me if I secured the loan for Clark. I told him that I had done so. He said All right & turned away. I might say I saw him in the same neighborhood in the latter part of September. He then told me that he ~~had~~ the loan was off. I told him that it was off but that I had another acceptance

He said nothing more —
The next time I spoke to him about the matter was on Oct 10th the day on which I saw that the deed had been recorded near Lyons on Bl way
I then said "You were very foolish to put that deed on record. It might disturb the loan. It might upset it"
He said "I will see Clark about it — I will fix it with him". He said "Clark owes me some money and I did that to protect myself" This was the substance of his conversation. ~~One similar, shown in October after the last interview.~~
~~Sworn~~ The above interviews are all that have passed between us in regard to this matter —
Sworn to before me
this 18th day of November 1893
Geo Gordon Battle
Notary Public
N.Y. Co.

Alfred A Ferria

Peo
v
McCarthy

Statement
of
Alfred A Heine

Peo }
v }
McCool & Bobel }

City & County of New York } ss.

Max Springer being duly sworn says:

I reside at 228 ~~Willow~~ Villa Ave Mt Vernon & am a jewelry merchant at 590 Broadway and am also engaged in the real estate business to some extent -

On October 3rd I went to the building at Rivington & Eldridge St, in which I had & have some interest - I found there McCool, Clark & Fox - in an adjoining building a saloon - McCool said "You are the man I want to see - I want you to decide this matter and whatever you do decide, I am fully satisfied" I asked if this was the consent of everybody concerned in the matter, and McCool, Clark & Fox all agreed to it. I asked Fox what the trouble was & Fox made the following statement to me = Clark who is interested ~~owns~~ at present the building in Jones St = is willing to make an agreement in

black & white with Mr McCool that although he is not entitled to anything today being he did not fulfill his agreement in any shape and manner, but as a matter of friendly act towards him he will give him one half of the ~~interest~~ profits whenever the building is sold." I asked McCool whether he was satisfied with this agreement, and he said he was fully satisfied. But my calls my attention to one thing namely he did not make a contract with Clark – the contract was made with Hattie Rauth and if Clark will sign Hattie Rauth by Clark, he will be satisfied. Such was done, the matter was closed. The agreement was drawn up by Mr Fox & signed. McCool requested me then to buy his interest & said he would take $100 cash as above stated, but not having any further time that day, I requested him to see me the following day in the matter – Then I went away –

week or thereabouts afterwards.
A ~~day or two~~ afterwards ~~I saw him~~
McCaul came to my place of
business and said "You shamed
Mr Clark ~~too~~ by to have him
make a settlement with me,
as he was about to do the same
thing in Rivington & Eldridge St.
namely put a deed on it".
I was rather astonished to
~~see~~ hear of such actions.
I said to him "I don't care to have
anything to do with a man
like you" who agrees to do
one thing and does entirely
different things" of which
he has no legal or moral
right." ~~The most thing I saw~~
~~was when Clark was about~~
~~to issue the warrant against~~
~~him~~.

(Oct 12)
A few days afterwards I
was at the office of Hays
& Greenbaum & met there
Mr Clark & Burns. Burns said
~~he~~ the matter could be
settled for $500, ~~$~~ $200
in cash & $300 in notes.
~~When I left Hays & Greenbaum's office~~
~~I met we met Mr. Perry a~~

Burns left the office of Mr G before the rest of us - Then Mr Clark, Mr Fox & I went out together & went across the street - We met McCool Perry & Burns in front of 171 Broadway - Then Perry said distinctly "Today the matter can be settled for $500", implying that it would cost more tomorrow -
He said "You may go up to McCool - he will sign you any paper you want for 20 shillings" (or words to that effect) McCool wanted to borrow a dollar from me & then wanted to borrow ten cents & said to Mr Clark "What are you fellows going to do about Eldridge & Running to a St property."
The much thing I remember was when McCool was arrested & I saw him from Mr Hays & Greenbaum's office -
The above is all I know about the case

Wm Springer

Sworn to before me
this 17th day of November 1893
Geo Gordon Battle
Notary Public
N.Y. Co

Peo.
v
McCarel + Zobel

Statement
of
Max Spiegel

Peo
v.
McCool

Mrs. Nathan E. Clark -

In April 1893 my present husband Nathan E. Clark proposed to me that I should purchase the premises 23 Jones St - I was then unmarried. My maiden name was Miss Hattie Rauth -

On June 28th, I bought the premises 23 Jones St, receiving a deed from Samuel Kempner - On about May 1st, I signed the memorandum beginning "This is to certify &c" I did not see Miss McCool after her quit work on the building until the Thursday before she was arrested (Nov. 1st) & he said that he wanted money & that if I did not give him money he would put a lis pendens on the property -

He said to my father and husband a few nights before "You are not angry with me for what I have done" - & also

said "I did not do it myself — I was put up to do it".

Alfred Heria 155 B'way.
George Jonas 33 Sheriff —?
Mr. Fox 337 W. 30th —

E. H. Mars.

Mrs Hattie Booth.

COURT OF GENERAL SESSIONS OF THE PEACE,

Of the City and County of New York.

THE PEOPLE OF THE STATE OF NEW YORK,

--against--

NICHOLAS McCOOL,
R.PAUL ZOBEL,
and
LLOYD PERRY.

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK,

by this Indictment, A c c u s e NICHOLAS McCOOL, R.PAUL ZOBEL and LLOYD PERRY of the Crime of CONSPIRACY, committed as follows:

T H E said Nicholas McCool, R. Paul Zobel and Lloyd Perry, all late of the City of New York, in the County aforesaid, on the First day of September, in the year of our Lord One Thousand Eight Hundred and Ninety-three, at the City and County aforesaid, did unlawfully conspire, combine, confederate and agree together between and amongst themselves to sell a pretended right and title to certain lands and tenements there situate, to wit:

> All that certain lot, piece or parcel of land, with the building thereon, situated in the said City of New York, One Hundred and Fifty(150)Feet from the Easterly corner of Jones and Bleecker Streets, bounded Southerly in front on Jones Street; Easterly, by property then

> or then late belonging to Henry Frederick; Northerly, in the rear by land then or then late belonging to William W.Gilbert, deceased; Westerly, by a lot of land then or then late belonging to James I.Stagg; containing in breadth, in front and rear, twenty-five(25)feet, and in length, on each side, one hundred(100)feet; be the said several distances and dimensions more or less; said premises being known by the street number twenty-three(23) Jones Street;

neither of them, the said Nicholas McCool, R. Paul Zobel and Lloyd Perry, having been in possession of the said lands and tenements, and neither of them, and no person or persons by whom they claimed, having been in possession of the same or of the reversion and remainder thereof, or having taken the rents and profits thereof, for the space of one year.

AND afterwards, to wit: On the Twentieth day of September, in the year aforesaid, at the City and County aforesaid, in pursuance and furtherance of the said conspiracy, and to effect the object thereof, the said Nicholas McCool did unlawfully sell to one BERTHA ZOBEL a pretended right and title to the said lands and tenements, he, the said Nicholas McCool, not having then been in possession of the same, and neither he nor those by whom he claimed having been in possession of the same, or of the reversion and remainder thereof, or having taken the rents and profits thereof, for the space of one year theretofore; 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 NICHOLAS McCOOL, R.PAUL ZOBEL and LLOYD PERRY of the Crime of CONSPIRACY, committed as follows:

THE said Nicholas McCool, R.Paul Zobel and Lloyd Perry, all late of the City and County aforesaid, on the First day of September, in the year of our Lord One Thousand Eight Hundred and Ninety-three, at the City and County aforesaid, did unlawfully conspire, combine, confederate and agree together that the said Nicholas McCool should sell to one BERTHA ZOBEL a pretended right and title to certain Lands and tenements there situate, to wit:

> All that certain lot, piece or parcel of land, with the building thereon, situated in the said City of New York, One Hundred and Fifty(150)Feet from the Easterly corner of Jones and Bleecker Streets, bounded Southerly in front on Jones Street; Easterly, by property then or then late belonging to Henry Frederick; Northerly, in the rear by land then or then late belonging to William W.Gilbert, deceased; Westerly, by a lot of land then or then late belonging to James I.Stagg; containing in breadth, in front and rear, twenty-five(25)feet, and in length, on each side, one hundred(100)feet; be the said several distances and dimensions more or less; said premises being known by the street number twenty-three(23) Jones Street;

he, the said Nicholas McCool, not having been in possession

of the said lands and tenements, and neither he nor any person or persons by whom he claimed having been in possession of the same, or of the reversion and remainder thereof, of having taken the rents and profits thereof, for the space or one year.

AND afterwards, to wit: On the Twentieth day of September, in the year aforesaid, at the City and County aforesaid, in pursuance and furtherance of the said conspiracy, and to effect the object thereof, the said Nicholas McCool did unlawfully sell to the said BERTHA ZOBEL a pretended right and title to the said lands and tenements, he, the said Nicholas McCool, not having been in possession of the same, and neither he nor any person or persons by whom he claimed having been in possession of the same, or of the reversion and remainder thereof, or having taken the rents and profits thereof, for the space of one year theretofore; 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.

04 16

BOX:
540

FOLDER:
4917

DESCRIPTION:
McGrath, Dennis

DATE:
11/20/93

4917

179

Witnesses:

Maggie Campbell

From an Examination made in this case I am convinced no Conviction could be had. The Prisoners Reputation of the Defendant Dennis McGrath is the best. Owing therefore I recommend his Discharge upon his own Recognizance

Robert Emmet
Dist Atty

Counsel,

Filed 20th day of Nov 3 189

Pleads, Not Guilty vs

THE PEOPLE

vs.

Dennis McGrath

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

Dec 4/93
Bail Discharged

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Sec. 192.

4 District Police Court.

(1361)
Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before Thomas F Grady a Police Justice of the City of New York, charging Dennis McGrath Defendant, with the offense of Grand Larceny

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned,

We, Dennis McGrath Defendant, of No. 215 E. 28 Street, by occupation a Groom and John Mullane of No. 233 E 22" Street, by occupation a Feed business Surety, hereby jointly and severally undertake that the above named Dennis McGrath Defendant, shall personally appear before the said Justice, at the 4 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Fifty Hundred Dollars.

Taken and acknowledged before me, this 21 *day of* Oct 1893.

Dennis McGrath
John Mullane

T. F. Grady POLICE JUSTICE.

CITY AND COUNTY OF NEW YORK. } ss.

John Mullane

the within named Bail and Surety, being duly sworn, says, that he is a resident and Home holder within the said County and State, and is worth Ten Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of Free Business Stuyvesant 233 E 22 St horses and trucks of the of Two thousand dollars Free and Clear

John Mullane

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

W. F. Gaynor Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the day of 189

Justice.

Police Court—Fourth District.

1912

Affidavit—Larceny.

City and County of New York, } ss.

Maggie Campbell

of No. 42 West 24 Street, aged 23 years,

occupation Sales Lady being duly sworn,

deposes and says, that on the 16 day of October 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 Night time, the following property, viz.:

Good and lawful money of the United States of the amount and value of Thirty five 70/100 Dollars

$35 70/100

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 Dennis McGrath, now here

for the following reasons: That on said date deponent and the defendant went to the Bellmont Hotel on the South West Corner of 24 Street & Broadway at about the hour of 10 O'Clock P.M. That deponent and defendant went to bed. That before retiring the said sum of money was in deponent's pocketbook which was in the pocket of deponent's dress. That deponent hung the said dress on the door. That the defendant left about the hour of five O'Clock A.M. That immediately afterward deponent discovered that the money had been taken. Therefore

Sworn to before me this 17th day of October 1893

Police Justice

Complaint charges the defendant with the larceny of the property and prays that the defendant be dealt with as the law directs

Maggie Campbell

Sworn to before me this 27th day of October 1933

Police Justice

Sec. 193—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Dennis McGrath being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to the charge against him; that 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. Dennis McGrath

Question. How old are you?

Answer. 28 years

Question. Where were you born?

Answer. Ireland

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

Answer. 215 East 78 St. 4 years

Question. What is your business or profession?

Answer. Groom

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

Denis McGrath

Taken before me this day of 189

Police Justice.

0423

1899

CITY AND COUNTY OF NEW YORK, } ss: POLICE COURT, 1 DISTRICT.

Bernard J Farrell

of No. 18th Precinct Street, aged years,

occupation Officer. being duly sworn, deposes and says,

that on the 19 day of October 1893

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

Dennis McGrath

charged with larceny deponent

asked that said defendant may

be held until further evidence

may obtained Bernard J. Farrell

Sworn to before me, this 19 day

of Oct 1893

W. H. Hall

Police Justice.

Police Court, 4 District.

Vol

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Bernard Farrell

vs.

Denis McGrath

AFFIDAVIT.

Larceny

Dated, Oct 20th 1895

Grady Magistrate.

Farrell Officer.

Witness, 18

Disposition,

$1000 Ex Ref 21.10 L. R.

0425

1201

Police Court 4 **District**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Margaret Murphy
No. 42 Ave. D
Louis Mosk

1. 2. 3. 4.

Offence Grand larceny

Dated Oct 31 189 3

Magistrate. Officer. Precinct.

Witnesses

No. Street.
No. Street.
No. Street.
No. Street.

$ 500 to answer 3

BAILED,
No. 1, by John Gallagher
Residence 239 Canal Street
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

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 Oct 31 *189* 3 Mott St. Brady *Police Justice.*

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

Dated Oct 31 *189* 3 Mott St. Brady *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 ..... *189* ..... *Police Justice*

Court of General Sessions

The People &c
— vs —
Dennis McGrath

City and County of New York

John Mullane being duly sworn says. I am a citizen and have resided in this City for the past forty six years. I have lived at No 233 East 22 Street in said city for the past twenty years which with other property I own.

I have known the defendant Dennis McGrath for fully the past two years, and others who have known the said defendant for a much longer period have in each and every instance found the defendant as an upright and honest citizen of this community.

I have heard the full facts of this case from the defendant and he tells me he never took the money as claimed in this

smaller and I would be willing and ready to go on the stand in this case and swear that I believe him to tell the truth. So far as I have been able to learn the said defendant has always borne a good character and never been arrested previous heretofore charged with the commission of any crime.

Sworn to before me this 4 day of Dec. 1873

Thos. Mechlenburg
Notary Public
Bucks Co.

John Mullane

General Sessions.

The People

vs

Dennis McGrath.

City and County of New York ss:

Jacob Zimmerman being duly sworn says. I reside at No 147 East 24th Street in said City. For the past (16) sixteen years I have been employed as foreman of the stables of Messrs Ris & Werk - located at East 24th Street - I have known the defendant for the past six (6) years during which time the said defendant has been in my employ and still is so employed - I have seen him every day during the said period and know and believe him to be an honest and trustworthy person - So far as I know the defendant has never before been arrested or charged with any crime.

Sworn to before me this 9th day of Oct 1897
Fred Goldberg
Notary Public N.Y.Co.

Jacob Zimmerman

General Session

The People

vs

Dennis McGrath

Affid avit

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Dennis McGrath

The Grand Jury of the City and County of New York, by this indictment, accuse Dennis McGrath of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Dennis McGrath

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

the sum of thirty-five dollars and seventy cents in money, lawful money of the United States of America, and of the value of thirty-five dollars and seventy cents

of the goods, chattels and personal property of one Maggie Campbell

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.

0431

BOX:
540

FOLDER:
4917

DESCRIPTION:
McGrath, John J.

DATE:
11/09/93

4917

Witnesses:

Thomas Maloney

Off Quinlan

After an examination of evidence in this case I am not satisfied that defdt should be convicted on complainant's story and therefore recommend the dismissal of the indictment

Dec. 5. 93 Patrick Keeks ADA.

Counsel,

Filed day of Nov 3 189

Pleads, Not guilty 10

THE PEOPLE

vs.

John T. McGrath

Grand Larceny, ~~Second~~ Degree.
(From the Person.)
[Sections 528, 529 Penal Code.]

DE LANCEY NICOLL,
District Attorney.

~~Part III~~

A TRUE BILL.

~~Part III~~

Howard Foreman.

Part III Nov 7 Dec 1 93
Part 3 Dec 11 93
on recom of Dist atty
indict. dis - RBM

POOR QUALITY ORIGINAL

2649

Police Court 7th District. Affidavit—Larceny. from the Person

City and County of New York, } ss:

Thomas Moloney

of No. 495 West 50th Street, aged 27 years, occupation Labourer being duly sworn, deposes and says, that on the 4th 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 and person time, the following property, viz:

One Silver Watch and chain the whole of the value of Twenty five dollars

$25 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 John J McGrath (number) from the fact that deponent had said property in his vest pocket, that he was sitting on the stoop of said premises. That the defendant took said watch and chain from the person of deponent and then ran away. Deponent subsequently caused the arrest of defendant and charges him with having stolen said property and prays that he be held to answer

his
Thomas ✗ Moloney
mark

Sworn to before me this 6 day of October 1893

Police Justice.

4759

Sec. 198—200.

2 District Police Court. 1882

City and County of New York, ss:

John T. McGratte 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 a 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 T. McGrath

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. New York

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

Answer. 507 West 20 St 1 yr.

Question. What is your business or profession?

Answer. Laborer.

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

Answer. I am not guilty

J. T. McGrath

Taken before me this 30 *day of* June *1882*

Police Justice.

0435

1157

Police Court 7 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Thomas McCabe
220 West 42d St
John H. Brady
2
3
4

Offence Larceny from the person

Dated October 26 1893

Taylor Magistrate.
Bernard Kinnelan Officer.
9th Precinct.
Witnesses
No. Street.
No. Street.
No. Street.
$1000 to answer

RECEIVED
OCT 30 1893
DISTRICT ATTORNEY'S OFFICE.

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 October 26 *18* 93 *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 h to be discharged.*

Dated ..... *18* ..... *Police Justice.*

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 T. McGrath

The Grand Jury of the City and County of New York, by this indictment, accuse John T. McGrath of the CRIME OF GRAND LARCENY in the Second degree, committed as follows:

The said John T. McGrath late of the City of New York, in the County of New York aforesaid, on the fourth day of September 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 fifteen dollars and one chain of the value of ten dollars

of the goods, chattels and personal property of one Thomas Moloney on the person of the said Thomas Moloney then and there being found, from the person of the said Thomas Moloney 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

0437

BOX:
540

FOLDER:
4917

DESCRIPTION:
McKenzie, John

DATE:
11/06/93

4917

0438

BOX:
540

FOLDER:
4917

DESCRIPTION:
Sullivan, John

DATE:
11/06/93

4917

Witnesses:
Paul Pere

No 2 –
Sentenced on
other indictment
JJ

Fentyper

#11

Counsel,

Filed day of 189

Pleads,

THE PEOPLE

vs.

John McKenzie
and
John Sullivan
(2 cases)

PETIT LARCENY.
Penal Code,
Sections 528; 53

DE LANCEY NICOLL,
District Attorney.

Nov 8/93
Not Plead Guilty

A TRUE BILL.

H. C. Marsh Foreman.

Part 3. Nov 14/93
No 2 - Pleads Guilty
~~See~~ see indorsement
Sent.
J. H. Pond J.
Nov 17/93

6660

0440

Police Court 7 District. Affidavit—Larceny.

City and County of New York, } ss:

Charles G Lippincott

of No. 52 W 14th Street, aged 28 years, occupation Salesman being duly sworn, deposes and says, that on the 16th day of October 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:

One Gold locket Valued at Fifteen dollars

$ 14 00/100

the property of A Frankfield & Co. in the care of deponent as salesman

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 McKenzie and John Sullivan (both Workers) who were acting in Concert in the manner following to wit- Defendants came into said store on said date and informed deponent that they wanted to purchase a locket. that deponent showed them a number of lockets in a tray! that said locket was in said tray. and that deponent missed said locket after said defendants had examined said lockets and that they failed to buy any property from deponent. Deponent says further that the defendants called subsequently and again pretended to buy a locket and that they again failed to make said purchase. as

Sworn to before me, this day of 189

Police Justice.

4759

complaint is informed by Paul Pena and the said Paul caused the arrest of defendants. Deponent therefore charges the defendants with having stolen said property and prays that they be held to answer

Sworn to before me this 26th day of October 1943

Chas. G. Lippincott

E. Hogan

Police Justice

Sec. 198—200.

1882

District Police Court.

City and County of New York, ss:

John McKenzie 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 a 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 McKenzie

Question. How old are you?

Answer. 45 years

Question. Where were you born?

Answer. Scotland

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

Answer. None

Question. What is your business or profession?

Answer. Steward

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 McKenzie.

G.

Taken before me this 6 *day of* October *189* 2

Police Justice.

POOR QUALITY ORIGINAL

0443

Sec. 198—200.

1882

District Police Court.

City and County of New York, ss:

John Sullivan being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to a 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 Sullivan

Question. How old are you?

Answer. 61 years

Question. Where were you born?

Answer. U.S.

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

Answer. 40 Oliver Street 8 months

Question. What is your business or profession?

Answer. Boatman

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 his ✗ Sullivan
mark

Taken before me this 26 *day of* October 1893

Police Justice.

0444

1151

Police Court--- 7 **District.**

THE PEOPLE &c.,
ON THE COMPLAINT OF
Charles Kilpatrick
52 Cliff St

1. John McKenzie
2. John Sullivan
3.
4.

Offence Larceny

Dated Oct 26 1893

Tryon Magistrate.

Tryon Officer.

15th Precinct.

Witnesses Paul Reid

No. 57 W 14th Street.

No. Street.

No. Street.

No. Street.

RECEIVED OCT 30 1893 DISTRICT ATTORNEY'S OFFICE.

$500.00 to answer.

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

guilty thereof, I order that 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 Oct 26 *18*93 *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 h to be discharged.

Dated *18* *Police Justice.*

John McKenzie

John

Police Department of the City of New York.

Precinct No.

New York, 189

Mr Lonnie Jewelers
3rd door 80 Dr
1 Gold Chain —

Mr Cohen Jewelers
3rd door 83 Dr
1 Gold Chain

Threw this property in
a malbox at
Lexington Ave on 79th
St at — Got 2½ years
in Prison —

went back to Longipo
Jewelry Store - in
April - and tried
to slip a diamond
ring - but were
caught in the act

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 McKenzie
and
John Sullivan

The Grand Jury of the City and County of New York, by this indictment, accuse John McKenzie and John Sullivan of the CRIME OF PETIT LARCENY, committed as follows:

The said John McKenzie and John Sullivan, both late of the City of New York, in the County of New York aforesaid, on the sixteenth 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,

one locket of the value of fourteen dollars

of the goods, chattels and personal property of one Adolph Frankfield

then and there being found, then and there unlawfully 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

0448

BOX:
540

FOLDER:
4917

DESCRIPTION:
McNulty, Charles

DATE:
11/21/93

4917

0449

BOX:
540

FOLDER:
4917

DESCRIPTION:
Flynn, Daniel V.

DATE:
11/21/93

4917

Witnesses:

John A. Warch

Counsel, JB

Filed 21 day of Nov 189 3

Pleads, Nolo Contendere

THE PEOPLE

vs.

Charles McNulty

and

Daniel V. Flynn

Grand Larceny, second degree

[Sections 528, 531, 577 Penal Code.]

Dec 20/93

DE LANCEY NICOLL,

District Attorney.

Catholic Day 2/13,

A TRUE BILL.

Foreman.

Dan Sato for
that the acceptance
of a plea of petit
Larceny in the case
of Defendant McNulty
would be a proper
disposition of the
case against him =
The Defendant Flynn
should be Discharged
upon his own Recognizance.

Dec. 20th 93

POOR QUALITY ORIGINAL

0559

(1365)

Police Court— 5 District. **Affidavit—Larceny.**

City and County of New York, } ss.

John A. Starch

of No. 1063 Park Avenue Street, aged 32 years,

occupation Butcher being duly sworn,

deposes and says, that on the 13 day of Nov, 189 7 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 P.M. time, the following property, viz:

Fifty Pigeons of the value of Fifty Dollars ($50.00)

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 Charles McNulty and Daniel Flynn, (both now here) acting in concert, for the following reasons. That said pigeons were in a coop in the yard of deponent's premises. That deponent is informed by Officer John Jose, of the 27th Precinct that he arrested said defendants on suspicion. That said defendant McNulty acknowledged to deponent and said Officer Jose that he, McNulty, and said Flynn stole said pigeons and sold fifteen to a man in Canal Street. That

Sworn to before me, this day of

Police Justice.

deponent visited said store in Canal Street and the proprietor admitted the truth of said statement and deponent identified Eight of said pigeons as his property.

Deponent therefore charges said defendants with feloniously stealing said pigeons and prays that they be dealt with as the law directs.

Sworn to before me this 17th day of November 1895

W. J. Feiter
Police Justice

John A. Warch

Sec. 198—200. 5 1882 District Police Court.

City and County of New York, ss:

Daniel V. Flynn 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. Daniel V. Flynn

Question. How old are you?

Answer. 19 years old

Question. Where were you born?

Answer. New York city

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

Answer. 119 East 90 st one year

Question. What is your business or profession?

Answer. Plumber

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

Answer. I Am Not Guilty
Daniel V. Flynn

Taken before me this 19th *day of* May 1895

Thos. J. Mc Cue

Police Justice.

Sec. 198—200.

3 District Police Court. 1882

City and County of New York, ss:

Charles McNulty 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 a 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. Charles McNulty

Question. How old are you?

Answer. 14 years old

Question. Where were you born?

Answer. New York City

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

Answer. 224 East 111 st Five 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
Charles McNulty

Taken before me this [illegible]
day of [illegible] 188[illegible]

[illegible] *Police Justice.*

1229

Police Court, 5 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
John A. Mack
vs.
1 Daniel Flynn
2 Charles McNulty
3
4

Offense, Larceny (Felony)

Dated, Nov 19 189 3

Flynn

Magistrate.

Officer.

Precinct.

Witness: Officer Gee
No. 37 Green Street.

No. Street.

No. Street.

No. 579 Greenwich Street.

to answer

No 2. Can't do it

No 1. Can

No 1 Bail

BAILED,
No. 2, by James Price
Residence 1149 Eight Ave Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

RECEIVED
NOV 20 1893
DISTRICT ATTORNEY'S OFFICE.

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 Daniel Flynn and Charles McNulty *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, Nov 19 *189* 3 Police Justice.

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

Dated, Nov 19 *189* 3 Police Justice.

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

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

Police Department of the City of New York.

Precinct No. 27

New York, Sept. 16th 1893

This is to certify that I Detective Charles F. Farley 27th Pct. Received from Mr. McNally the sum of $234 dollars part of lost property of James Flynn 121 E. 120th St.

Charles F. Farley
Detective
27th Pct.

Court of General Sessions
The People
vs.
Charles McNulty

REPORT OF THE NEW YORK SOCIETY FOR THE PREVENTION OF CRUELTY TO CHILDREN.

No. 297 FOURTH AVENUE,
(Corner East 23d Street,)

New York, Nov. 17 1893

CASE NO. 76989 OFFICER Agnew
DATE OF ARREST November 15 1893
CHARGE Burglarly Breaking into a Pigeon coop & stealing pigeons value $50.00

AGE OF CHILD 14 yrs
RELIGION Roman Catholic
FATHER Charles McNulty
MOTHER Mary McNulty
RESIDENCE 224 East 111 St

AN INVESTIGATION BY THE SOCIETY SHOWS THAT Charles McNulty has been twice previously arrested.
On the 15th of Sept. 1893. he was arrested by Detective Farley 27 Inct. on the charge of Larceny, remanded to the 18th Sept. and discharged
On Oct 22. 1893 he was again arrested by Officer Barry 27th Precinct on the charge of stealing pigeons, remanded until Oct 23rd and discharged.
The Boy has a comfortable home and his parents are respectable people.

All which is respectfully submitted,
Hellows Secretary
Supt

To Dist Atty

Court of General Sessions

The People

vs

Charles McCully

Indictment

PENAL CODE, §§

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

ELBRIDGE T. GERRY,

President, &c.,

No. 297 Fourth Avenue,

Corner East 23d Street,

NEW YORK CITY.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against
Charles McNulty
and
Daniel V. Flynn

The Grand Jury of the City and County of New York, by this indictment, accuse Charles McNulty and Daniel V. Flynn of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Charles McNulty & Daniel V. Flynn, both

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

fifty pigeons of the value of one dollar each

of the goods, chattels and personal property of one John A. Worch

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 Charles McNulty and Daniel V. Flynn of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said Charles McNulty and Daniel V. Flynn, 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,

fifty pigeons of the value of one dollar each

of the goods, chattels and personal property of one John A. Warch

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

unlawfully and unjustly did feloniously receive and have; the said Charles McNulty and Daniel V. Flynn

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.

0461

BOX:
540

FOLDER:
4917

DESCRIPTION:
Meehan, John

DATE:
11/27/93

4917

Witnesses:

Michael Lenehan

I have inquired into the circumstances of this case. I have examined the Complainant and have seen the injury, which is a slight one & attended by no serious consequences. The story told by the Complainant seems to exonerate the deft. from any malicious intent and to establish the fact that the injury was altogether the result of an accident. Complt & deft were life-long friends & no quarrel had ever taken place between them. There is lacking altogether a motive for the assault complained of. The Complts sworn version of the occurrence which is filed with this indictment precludes any conviction and believing it to be true and reliable, I recommend the discharge of the deft on his own recognizance.

Dec 4/93 Stephen O'Hare
Deputy Dist Atty

I concur in the above recommendation.
Dec. 8th '93 Rob Townsend
Asst. District Atty.

O'Reilly 216

Counsel,

Filed 27th day of Nov 1893

Pleads, Not Guilty

THE PEOPLE

vs.

P

John Meehan.

N. D.

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

H. C. Wyld *Foreman.*

Dec 8/93

Discharged from custody on his own recognizance

N.Y. Court of General Sessions

The People
agst
John Meehan

City & County of New York ss: Michael Lenihan being duly sworn says I am the Complainant in this case I have known the defendant for upwards of 20 years; we were boys and Schoolmates together; we never had a quarrel; on the 20th day of November last, I was attending to the pool table for Mr. O'Brien, in his Saloon, South west Corner of 31st St & 2d Ave, this City; I had attended bar, as a substitute for Mr. O'Brien's brother, until Evening, when I took charge of the pool table. The defendant had been in the Saloon early in the day and remained for some time We had a friendly chat and in the Course of it, I spoke about buying a razor with which to shave myself and Meehan the defendant said he had two and that he would let me have one for nothing and that he would bring it to me in the Course of the evening.

When he came in the Saloon later

about half past ten o'clock in the evening, I was standing at the bar with my left hand resting on it. He came towards me, evidently very much intoxicated. I suddenly found myself cut and was so much alarmed that I at once went to the hydrant to wash the blood off and later went to the hospital to get the wound stitched. It was such a wound as the defendant could have inflicted by accident, being across the back of my hand. The defendant and I never exchanged an angry or unfriendly word and I solemnly declare that I believe my injury was an accident which occurred because of the defendant's awkwardness in giving me what he had promised when he was intoxicated. I was unwilling to press the complaint against him both at the Police Court and before the Grand Jury; and I now desire to have the defendant discharged because I believe it is just that he should be discharged

I further declare that I have received no money, compensation or reward for making this request

or urging this request upon the Court and I am only prompted to do so by a firm belief that the defendant was always my friend, that he never intended to injure me and that my wound was altogether an accident.

Sworn to before me
this 7th day of Decr 1893
Stephen J O'Hare
Commr of Deeds
City & County

Michael Lenahan

4771

AFFIDAVIT FOR COMMITMENT OF WITNESS.

POLICE COURT ..... DISTRICT.

CITY AND COUNTY OF NEW YORK, } ss.

James Pender

of the 21 Precinct Police, being duly sworn, deposes and says that Michael Lunahan (now here) is a material witness for the people against John Morlan charged with Felonious Assault. As deponent has cause to fear that the said Michael Lunahan will not appear in court to testify when wanted, deponent prays that the said Michael Lunahan be committed to the House of Detention in default of bail for his appearance.

James Pender

Sworn to before me this 21 day of May 189

Police Justice.

Police Court— 9 District.

1931

City and County of New York, } ss.:

Michael Lenahan

of No. 328 East 31 Street, aged 26 years,

occupation Hoser Shover being duly sworn,

deposes and says, that on the 20 day of June 1893 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John Mahan (another) who did maliciously and feloniously cut and stab deponent on the left hand with a Razor which said defendant then and there held in his hand

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 21 day of June 1893, } Michael Lenahan

Geo. E. Burke Police Justice.

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question. What is your name?

Answer. John Sullivan

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. New York

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

Answer. 263 West 40 Street — Brooklyn

Question. What is your business or profession?

Answer. Driver

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

Answer. I am not guilty

John Sullivan

Taken before me this 4 *day of* [illegible] 189[illegible]

[illegible] *Police Justice.*

0469

1242

Police Court 6 **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Michael Mulhar
HOUSE OF DETENTION CASE.
John Murphy
1. 2. 3. 4.

Offence Felonious Assault

Dated Nov 21 189 3

Parker Magistrate.

Officer.

21 Precinct.

Witnesses Complainant no ltr

No. Attorney Ultimator Street.

Alfred Ottes

No. 240 East 3d Street.

No. Street.

$ 2000 to answer

BAILED,

No. 1, by Residence Street

No. 2, by Residence Street

No. 3, by Residence Street

No. 4, by Residence Street

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 Twenty *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 Nov 21 *189* 3 Wm C Barker *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 offence within mentioned. I order h to be discharged.*

Dated *189* *Police Justice*

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 Meehan

The Grand Jury of the City and County of New York, by this indictment, accuse John Meehan of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said John Meehan late of the City of New York, in the County of New York aforesaid, on the twentieth day of November 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 Michael Lenahan in the peace of the said People then and there being, feloniously did make an assault, and him the said Michael Lenahan with a certain razor which the said John Meehan in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent him the said Michael Lenahan 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 Meehan of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said John Meehan 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 Michael Lenahan in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said Michael Lenahan with a certain razor which the said John Meehan 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 strike, beat, cut, stab and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

John Meehan

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

The said John Meehan

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 said Michael Lenahan in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and ~~him~~ the said Michael Lenahan with a certain razor which ~~he~~ the said John Meehan in ~~his~~ right hand then and there had and held, in and upon the ~~him~~ hand of ~~him~~ the said Michael Lenahan then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, ~~bruise~~ and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said Michael Lenahan

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.

0472

BOX:
540

FOLDER:
4917

DESCRIPTION:
Mendelsohn, Jacob

DATE:
11/10/93

4917

0473

BOX:
540

FOLDER:
4917

DESCRIPTION:
Mendelsohn, Jacob

DATE:
11/10/93

4917

Witnesses:
Phil H. Samuelson
Off Herlich

Counsel,

Filed 10 day of Nov 189

Pleads, Not guilty

THE PEOPLE

vs.

Jacob Mendelsohn

Burglary in the Third Degree.
[Section 498, 506, 530, 531.]

Attempted Burglary 3d degree

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Geo. Ward *Foreman.*

Part 3. November 16/93.

Tried and Acquitted.

Police Court—3rd District.

City and County of New York, } ss.:

Max Horowitz

of No. 194 Madison Street, aged 38 years, occupation Sexton being duly sworn deposes and says, that the premises No 78 East Broadway Street, in the City and County aforesaid, the said being a Synagogue

and which was occupied by deponent as a Synagogue

and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly removing the rear window sash of outbuilding and Synagogue

on the 28th day of October 1893 in the day time, and the following property feloniously attempted to be taken, stolen, and carried away, viz:

Money, Shawls, and Books of the Value of Fifty 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 attempted to be taken, stolen, and carried away by

Jacob Mazurdeshory

for the reasons following, to wit: at about half past ten a.m. on said day and date Deponent locked window and effectually closed said Synagogue and at about half past eleven a.m. of said date said defendant was found in said premises and said window open; therefore upon Deponent

S. H. Samuelson Esq & B. Davis, in case of

Charges said Defendant, on information received from I. B. Smulzey of 78 East Broadway with Burglariously entering said Synagogue and attempting to take these and carry away said property and prays that he be dealt with as the law directs

Max Manoshewitz

Sworn to before me
this 29th day of Oct 1893
John R. Bordis
Police Justice

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary — Degree.

Dated _____ 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ _____ Bail.

Bailed by _____

No. _____ Street.

1921

CITY AND COUNTY OF NEW YORK, } ss.

Philip A. Samuelson

aged 27 years, occupation Merchant of No. 148 Broadway Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Max Rosenwald and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 9th *day of* Oct. *189* 21 } Philip A. Samuelson

John Wood Liss *Police Justice.*

Sec. 198—200. 3 1882 District Police Court.

City and County of New York, ss:

Jacob Mendelsohn 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 as 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. Jacob Mendelsohn

Question. How old are you?

Answer. 27 years of age

Question. Where were you born?

Answer. London

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

Answer. Arcade House Bowery

Question. What is your business or profession?

Answer. Diamond Cutter

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

Jacob Mendelsohn

Taken before me this 1st *day of* Oct. 189 9

Thos. R. Allen *Police Justice.*

2nd 1149

Police Court--- 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

2 _____

3 _____

4 _____

Offense _____

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.

RECEIVED DISTRICT ATTORNEY'S OFFICE OCT 30 1899

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

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

Dated, _____ *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.*

1881

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Jacob Mendelsohn

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

Jacob Mendelsohn

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

The said Jacob Mendelsohn

late of the 7th Ward of the City of New York, in the County of New York, aforesaid, on the twenty-eighth day of October, in the year of our Lord one thousand eight hundred and ninety-three in the day-time of the same day, at the Ward, City and County aforesaid, a certain building there situate, to wit, the building of one Philip N. Sammelson

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 Philip N. Sammelson in the said building then and there being, then and there feloniously and burglariously to steal, take and carry away, against the form of the statue 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 Jacob Mendelsohn of attempting to commit the crime of the CRIME OF Grand LARCENY in the second degree, committed as follows: The said Jacob Mendelsohn late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year afo said, at the Ward, City and County aforesaid, in the day-time of said day, with force and arms, the sum of five dollars in money, lawful money of the United States of America, and of the value of five dollars, ten shawls of the value of four dollars each and twenty printed books of the value of fifty cents each

of the goods, chattels and personal property of one Philip H. Samuelson in the building of the said Philip H. Samuelson there situate, then and there being found, in the building aforesaid, then and there feloniously did attempt to steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

De Lancey Nicoll,
District Attorney

0482

BOX:
540

FOLDER:
4917

DESCRIPTION:
Meyers, Frank

DATE:
11/10/93

4917

Witnesses:

Henry Breitman

Counsel, Millard #58

Filed 19 day of Nov 1893

Pleads, Guilty

THE PEOPLE

vs.

Frank Meyers

Burglary in the second degree.
[Section 497 Pen. Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Howard *Foreman.*

Part 3. November 27/93

Tried and Acquitted

3

Police Court— District.

City and County of New York, } ss.:

Henry Breitmann

of No. 221 Christopher Street, aged 55 years, occupation None being duly sworn deposes and says, that the premises No 221 Christopher Street, in the City and County aforesaid, the said being a four story building and which was occupied by deponent as a boarding house and in which there was at the time a human being, by name Henry Breitmann were BURGLARIOUSLY entered by means of forcibly tearing a window leading into the room in which defendant was sleeping

on the 17 day of November 1893 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

One overcoat and one dress coat the whole being valued at Eighty Dollars

$80.00

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 by

Frank Meyer (Cooks)

for the reasons following, to wit: at the hour of seven o'clock A.M. deponent while sleeping in a room in said premises was awakened and saw this defendant in said room with said coats in his possession. Deponent saw the defendant leave said room through a window which window had been closed previous to deponent retiring

Henry Breitmann

Sworn to before me this 17th day of November 1893

John Ryan
Police Justice

Sec. 198—200. 1882 District Police Court.

City and County of New York, ss:

Frank Myers 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. Frank Myers

Question. How old are you?

Answer. 37 years

Question. Where were you born?

Answer. Norway

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

Answer. 221 Thompson. 2 weeks

Question. What is your business or profession?

Answer. Mason

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

Answer. I am not guilty

Frank Myers

Taken before me this 7th *day of* September 1883

John [illegible] *Police Justice.*

0486

BAILED,

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

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

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

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

Police Court 3 **District.** 1175

THE PEOPLE, &c.,

ON THE COMPLAINT OF

1. [illegible]
2. [illegible] 221 [illegible]
3. [illegible]
4. [illegible]

Offense Burglary

Dated, [illegible] 189 3

[illegible] Magistrate.

[illegible] Officer.

[illegible] Precinct.

Witnesses John Sexton
221 Pleasant.

No. ..... Street.

No. ..... Street.

RECEIVED NOV 9 1893 DISTRICT ATTORNEY'S OFFICE.

No. ..... Street.

$ 1000 to answer [illegible]

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, [illegible] *189* 3 [illegible] *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

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Meyers

The Grand Jury of the City and County of New York, by this indictment, accuse Frank Meyers of the CRIME OF BURGLARY in the second degree, committed as follows:

The said Frank Meyers

late of the 17th Ward of the City of New York, in the County of New York aforesaid, on the fourth day of November in the year of our Lord one thousand eight hundred and ninety-three in the day-time of the same day, at the Ward, City and County aforesaid, the dwelling house of one Henry Breutmann

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

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

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

SECOND COUNT—

And the Grand Jury aforesaid, by this indictment further accuse the said Frank Meyers of the CRIME OF Petit LARCENY committed as follows: The said Frank Meyers late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the day time of the said day, with force and arms, one overcoat of the value of four dollars and one coat of the value of four dollars

of the goods, chattels and personal property of one Henry Breutmann in the dwelling house of the said Henry Breutmann there situate, then and there being found, from the dwelling house aforesaid, then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DeLancey Nicoll,
District Attorney

0489

BOX:
540

FOLDER:
4917

DESCRIPTION:
Meehan, John

DATE:
11/27/93

4917

Witnesses:

Michael Lenehan

I have inquired into the circumstances of this case. I have Examined the Complainant and have seen the injury, which is a slight one & attended by no serious consequences. The story told by the Complainant seems to exonerate the deft from any malicious intent and to establish the fact that the injury was altogether the result of an accident Complt & deft were life-long friends & no quarrel had ever taken place between them. There is lacking altogether a motive for the assault complained of. The Complts sworn version of the occurrence which is filed with this indictment precludes any Conviction and believing it to be true and reliable, I recommend the discharge of the deft on his own recognizance

Dec 7/93 Stephen O'Hare
Deputy Dist Atty

I concur in the above recommendation
Dec 8th '93 Robt Tomney
Asst. Dist Atty.

O'Reilly 216

Counsel,

Filed 27th day of Nov 1893

Pleads, Not Guilty

THE PEOPLE

vs.

P

John Meehan.

N. D.

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

H. C. Wyd *Foreman.*

Dec 8/93

Discharged from custody on his own recognizance

N.Y. Court of General Sessions

The People
agst
John Meehan

City & County of New York ss: Michael Lenihan being duly sworn says I am the Complainant in this case I have known the defendant for upwards of 20 years; we were boys and Schoolmates together; we never had a quarrel; on the 20th day of November last, I was attending to the pool table for Mr. O'Brien in his Saloon, South west Corner of 31st St & 2d Ave. this City; I had attended bar as a substitute for Mr. O'Brien's brother, until Evening, when I took charge of the pool table. The defendant had been in the Saloon early in the day and remained for some time we had a friendly chat and in the Course of it, I spoke about buying a razor with which to shave myself and Meehan the defendant said he had two and that he would let me have one for nothing and that he would bring it to me in the Course of the evening.

When he came in the Saloon later

about half past ten o'clock in the evening, I was standing at the bar with my left hand resting on it. He came towards me, evidently very much intoxicated. I suddenly found myself cut and was so much alarmed that I at once went to the hydrant to wash the blood off and later went to the hospital to get the wound stitched. It was such a wound as the defendant could have inflicted by accident, being across the back of my hand. The defendant and I never exchanged an angry or unfriendly word and I solemnly declare that I believe my injury was an accident which occurred because of the defendant's awkwardness in giving me what he had promised when he was intoxicated. I was unwilling to press the Complaint against him both at the Police Court and before the Grand Jury; and I now desire to have the defendant discharged because I believe it is just that he should be discharged

I further declare that I have received no money, compensation or reward for making this request

or urging this request upon the Court and I am only prompted to do so by a firm belief that the defendant was always my friend, that he never intended to injure me and that my wound was altogether an accident.

Sworn to before me
this 7th day of Dec 1893
Stephen J O'Hare
Commr of Deeds
City & County

Michael Lenahan

0494

4771

AFFIDAVIT FOR COMMITMENT OF WITNESS.

POLICE COURT ..... DISTRICT.

CITY AND COUNTY OF NEW YORK, } ss.

James Pender

of the 21 Precinct Police, being duly sworn, deposes and says that Michael Lanahan (now here) is a material witness for the people against John Morhan charged with Felonious Assault. As deponent has cause to fear that the said Michael Lanahan will not appear in court to testify when wanted, deponent prays that the said Michael Lanahan be committed to the House of Detention in default of bail for his appearance.

James Pender

Sworn to before me this 21 day of Mar 1893

Police Justice.

Police Court— 9 District. 1931

City and County of New York, } ss.:

Michael Lenahan

of No. 328 East 31 Street, aged 26 years,

occupation Hoser Shover being duly sworn,

deposes and says, that on the 20 day of March 1893 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John Merlan (another) who did wilfully and feloniously cut and stab deponent on the left hand with a Razor which said defendant then and there held in his hand

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 21 day of March 1893, } Michael Lenahan

Geo. E. Burke Police Justice.

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

John Sullivan 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. John Sullivan

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. New York

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

Answer. 263 West 40 Street Brooklyn

Question. What is your business or profession?

Answer. Driver

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

Answer. I am not guilty

John Sullivan

Taken before me this 4 *day of* 189

Police Justice.

1242

Police Court ..... **District.**

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Michael Sullivan
HOUSE OF DETENTION CASE
1 John Morrison
2
3
4

Offence Felonious Assault

Dated Nov 21 189 3

Barker Magistrate.

Officer.

21 Precinct.

Witnesses Complainant in the
No. Armory Reformatory Street.
Albert Myers
No. 240 East 53 Street.

No. Street.

$ 2500 to answer.

BAILED,

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

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

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

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

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 Twenty *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 Nov 21 *189* 3 ..... *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 offence within mentioned. I order h to be discharged.*

Dated ..... *189* ..... *Police Justice*

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 Meehan

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

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

The said John Meehan

late of the City of New York, in the County of New York aforesaid, on the twentieth day of November 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 Michael Lenahan in the peace of the said People then and there being, feloniously did make an assault, and him the said Michael Lenahan with a certain razor which the said John Meehan in his right hand then and there had and held, the same being a deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound,

with intent him the said Michael Lenahan 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 Meehan

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

The said John Meehan

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 Michael Lenahan in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and him the said Michael Lenahan with a certain razor which the said John Meehan 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 strike, beat, cut, stab and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT—

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

John Meehan

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

The said John Meehan

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 said Michael Lenahan in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and ~~him~~ the said Michael Lenahan with a certain razor which ~~he~~ the said John Meehan in ~~his~~ right hand then and there had and held, in and upon the hand ~~him~~ of ~~him~~ the said Michael Lenahan then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, ~~bruise~~ and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said Michael Lenahan

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.