

1228

**BOX:**

427

**FOLDER:**

3945

**DESCRIPTION:**

Levy, Charles M.

**DATE:**

02/05/91



3945

Witnesses:  
Henry Nathan  
M. A. L.  
M. C. L.  
C. H. L.

[illegible]

Chas. B. Swabach  
 Foreman.  
 Sept 19 / 91  
 Creditment Deposited

1676/9

*District Attorney.*

Forgery in the Second Degree,  
[Sections 511 and 521, Penal Code.]  
(Indorsement, etc.)

DE LANCEY NICOLL

JOHN R. FELLOWS

# THE PEOPLE

575.

Charles M. Levy

Leontine

Counsel,  
Filed *July* day of *July* 189*1*  
Pleads, *Not guilty*

De launey M<sup>rs</sup>ell  
 Part ally  
 July 6/91

satisfied that the  
defendants employed him  
another chance & therefore  
in furtherance of justice  
& convenience that the  
indictment be dismissed.

D. Lancy Moll  
Dist. Atty.

July 6/91

1229

1230

I, JOHN SPARKS, Clerk of the Courts of General Sessions of the Peace,  
and of the Oyer and Terminer in and for the City and County of New York, do  
certify that the annexed is a copy of

*An Undertaking to answer*


now on file in the Clerk's Office, and that the same has been compared by me with the  
original, and is a correct transcript therefrom, and of the whole of such original.

GIVEN UNDER my hand, and attested by the seal  
of the said Court this *fourth* day  
of *February* in the year of our Lord one  
thousand eight hundred and ~~seventy~~ *ninety one*,

1231

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

I, Samuel J. Lee the surety mentioned  
in the annexed undertaking to answer, do hereby authorize and empower any  
Policeman of the City of New York, or  
or either of them, in my name, place, and stead, to take, seize and  
surrender the said Charles A. Lee, (in the said  
undertaking held as (defendant,) to the Court wherein he is bound to  
appear for trial, or deliver him to the custody of the authorities of said city  
and county, in my exoneration as surety therein.

Dated July 11 1881  
Samuel J. Lee Surety. 

*Noticed copy*  
NEW YORK

Court of General Sessions of the Peace.

THE PEOPLE, ETC.,  
ON THE COMPLAINT OF

Recognition to Answer.

ss.  
Charles A. Lee

Taken the 11 day of July 1881

Approved as to Form and Sufficiency

188  
-Delet-

Did not attend

Filed 11 day of July 1881



1232

## New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

C h a r l e s M. L e v y

*As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that <sup>our</sup> ~~my~~ reasons for so doing are not controlled by any advantage to ~~myself~~ <sup>ourselves</sup>. The defendant Levy is a young man, of about the age of twenty years, of respectable parentage. He has been employed as Clerk by the firm of Zucker and Josephy who are engaged in the business of Artificial Flowers and Feathers at No: 555 Broadway in the City of New York. The young man as we are informed, and verily believe such information to be true, has never before this time been accused or charged with crime. That he has made complete restitution of the money that he received from us.*

*We honestly believe that the young man is not a wicked nor dishonest person and that he must have been sorely tempted to receive the money on the check. We fully believe that his incarceration has made him realize the unfortunate position in which he has placed himself and his family, and we firmly believe that if we are permitted to withdraw the complaint against him that he will become a useful member of society. The lesson that he has received in our judgment, will be a lasting one, and will forever cause him to lead an upright and honest life.*

*We therefore pray that our Complaint may be withdrawn and that he be permitted to earn an honest livelihood. This end we believe will satisfy the demands of Justice*

Dated February 5th. 1891

*Moses Epstein 555 Broadway  
Henry Karkane 137 Bleecker Str.*



1227

**BOX:**

427

**FOLDER:**

3945

**DESCRIPTION:**

Levy, Charles M.

**DATE:**

02/05/91



3945

1228

**BOX:**

427

**FOLDER:**

3945

**DESCRIPTION:**

Levy, Charles M.

**DATE:**

02/05/91



3945

Witnesses;  
 Henry Nathan  
 M. J. L.  
 M. J. L.  
 J. J. L.

[illegible]

# A True Bill

Chas. B. Brände  
 Foreman.  
 25th May  
 Creditment Deposited

Counsel,  
Filed *July* day of *1891*  
Pleads, *Not guilty*

THE PEOPLE  
vs.  
Charles M. Levy  
Forger in the Second Degree.  
[Sections 511 and 521, Penal Code.]  
(Indorsement, etc.)  
David Remond  
DE LANCEY NICOLL  
JOHN R. FELLOWS  
District Attorney.

Charles M. Levy

Laurel, Conn.

DE LANCEY NICOLL  
JOHN R. FELLOWS.

*District Attorney.*

valued that the  
difficulties ought to have  
another chance & therefore  
in furtherance of justice  
& recommend that the  
indictment be dismissed.

Deborah M. Cole  
Dist Atty

July 6/91

1230

I, JOHN SPARKS, Clerk of the Courts of General Sessions of the Peace,  
and of the Oyer and Terminer in and for the City and County of New York, do  
certify that the annexed is a copy of

*An Undertaking to answer*

now on file in the Clerk's Office, and that the same has been compared by me with the  
original, and is a correct transcript therefrom, and of the whole of such original.

GIVEN UNDER my hand, and attested by the seal  
of the said Court this *fourth* day  
of *February* in the year of our Lord one  
thousand eight hundred and *seventy* *ninety one*

1231

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

An order having been made on the 31<sup>st</sup>  
day of January 1891, by Hon. Charles K. Taft  
Police Justice of the City of New York  
that Charles K. Schuyler  
be held to answer upon a charge of Larceny

upon which he has been duly  
admitted to bail in the sum of Thirty  
hundred dollars:

We Charles K. Levy defendant,  
residing at No. 1535 Lexington Avenue Street,  
in the said City of New York, occupation, Clerk  
and Samuel Tucker residing at  
No. 533 Broadway Street, in said City,  
occupation, Florist - surety; hereby jointly and severally  
undertake that the above-named Charles K. Levy  
shall appear and answer the charge above mentioned, in whatever Court it may be  
prosecuted, and shall at all times render himself amenable to the orders and process  
of the Court; and; if convicted, shall appear for judgment, and render himself in  
execution thereof; or if he fail to perform either of these conditions, that we will pay to  
the people of the State of New York the sum of Thirty  
hundred dollars.

Taken and acknowledged before me,  
this 31<sup>st</sup> day of January 1891.

Charles M. Levy Principal.  
Samuel Tucker Surety.

Charles K. Taft  
Police Justice

1232

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

I, Samuel Tucker the surety mentioned  
in the annexed undertaking to answer, do hereby authorize and empower any  
Policeman of the City of New York, or  
or either of them, in my name, place, and stead to take, seize and  
surrender the said Charles Levy, (in the said  
undertaking held as defendant,) to the Court wherein he is bound to  
appear for trial, or deliver him to the custody of the authorities of said city  
and county, in my exoneration as surety therein.

Dated February 9 1891

Samuel Tucker Surety.



*Certified copy*

NEW YORK

Court of General Sessions of the Peace.

THE PEOPLE, ETC.,  
ON THE COMPLAINT OF

Recognition to Answer.

vs.

Charles Levy

Taken the 21 day of Jan 1891

Approved as to Form and Sufficiency.

Dated 1891

Deputy Attorney

Attorney

Filed 21 day of Feb 1891,



1233

## New York General Sessions.

PEOPLE ON MY COMPLAINT,

VERSUS

Charles M. Levy

*As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that <sup>our</sup> ~~my~~ reasons for so doing are not controlled by any advantage to ~~myself~~ <sup>myself</sup>. The defendant Levy is a young man, of about the age of twenty years, of respectable parentage. He has been employed as Clerk by the firm of Zucker and Josephy who are engaged in the business of Artificial Flowers and Feathers at No: 555 Broadway in the City of New York. The young man as we are informed, and verily believe such information to be true, has never before this time been accused or charged with crime. That he has made complete restitution of the money that he received from us.*

We honestly believe that the young man is not a wicked nor dishonest person and that he must have been sorely tempted to receive the money on the check. We fully believe that his incarceration has made him realize the unfortunate position in which he has placed himself and his family, and we firmly believe that if we are permitted to withdraw the complaint against him that he will become a useful member of society. The lesson that he has received in our judgment, will be a lasting one, and will forever cause him to lead an upright and honest life.

We therefore pray that our Complaint may be withdrawn and that he be permitted to earn an honest livelihood. This end we believe will satisfy the demands of Justice

Dated February 5th. 1891

*Moses Christen 555 Broadway*  
*Henry Karkner 127 Broadway St.*

1234

My General Remarks

The People

- vs. -

Charles M. Levy

Statement of  
Complainants.

Court of General Sessions of the Peace  
For the City and County of New York.

----- :  
The People &c. :  
----- :

-agst.- :  
----- :

Charles M. Levy :  
----- :

City and County of New York, Ss:- Charles M. Levy being duly sworn deposes and says: That I am now imprisoned in the City Prison of the City of New York. That I am *twenty* years of age and before my arrest resided with my parents at No: *1835 Lexington Ave* in the City of New York.

I have never before this time been charged or accused of any crime and for the past two years have been employed as a Clerk with the firm of Zucker and Josephy, Manufacturers of Artificial Flowers and Feathers at No: 555 Broadway in said city. That I received a salary of \$10. per week as a Clerk and for some time past had entire charge of their branch at No: 123 Mercer Street in said city. That I have been entrusted with thousands and thousands of dollars worth, the property of my said employers and have never wronged them to the value of a penny.

That for the moment when pressed for money for immediate use I gave way to temptation for the first time in my life and committed an act which has cast a blot on my hitherto good reputation and which I shall hope, with the kind permission of the Public Prosecutor and the Court, be enabled to wipe out by future good and exemplary conduct.

Sworn to before me this:::  
5th. day of February 1891:::

*Joseph R. ...*  
Notary Public N.Y.C. (124)

*Charles M. Levy*

1236

Court of Genral Sessions of the Peace,  
For the City and County of New York.

----- :  
The People &c., :  
-against- :  
Charles M. Levy. :  
----- :

City and County of New York, ss:-

Samuel Zucker, of said City, being duly sworn  
deposes and says: That he resides at 51 East 92nd Street,  
in the City of New York, That he is of the firm of Zucker  
and Josephy Manufacturers of Artificial Flowers and Feath-  
ers, at No 555 Broadway in the said city.

That the above named defendant has been in his firms em-  
ploy for the past two years and during that time deponent  
has always found the said defendant to be an honest and  
trustworthy young man. That deponent believes that the lesse  
on that the defendant has received from his imprisonment  
will last him through life and that he never will again  
offend against the laws of this State or country.

Deponent has the greatest confidence in the honesty and  
integrity of the defendant and is willing to take him into  
his employment as soon as he has been released.

That since the complaint was taken in the Police Court he  
has been in our employ.

Sworn to before me, this  
5th day of February 1891.

J. P. Roersch  
Notary Public  
N.Y. Co (124)

Samuel Zucker

City and County of New York, ss:-

William Josephy, being duly sworn deposes and says: That I reside at Number 125 West 70th Street, in the City of New York, That I am a member of the firm of Zucker and Josephy Manufacturers of Artificial Flowers and Feathers at No 555 Broadway in the City of New York. That we have been engaged in business for the past seven years.

I have known the defendant Charles M. Levy for the past two years and during that time he has been in our employ as a Clerk receiving a Salary of <sup>ten</sup> ~~four~~ Dollars. ~~(\$22.00)~~ per week.

We have during that time almost daily trusted him with large sums of Money, and he had entire charge of the branch establishment where our goods were stored at Number 123 Mercer Street in the said City.

The defendant up to this time had led an upright and honest life. I have never before this time heard one unkind word against him and I believe him to be an honest and trust worthy young man.

I firmly believe that some wicked temptation must have possessed him to do that which he did, in relation to the check for which he is now in prison.

I know that he appreciated his position very keenly, and having such implicit faith and confidence in his honesty and trustworthiness that my firm is willing in the event of his release from prison to immediately take him back into our employment.

The defendant is a great help to his aged parents who are poor and worthy people and his mother who is in delicate health will undoubtedly suffer greatly in case of her

1238

City and County of New York:-

sons prolonged imprisonment.

Sworn to before me, this

5th day of February 1891.

*William Joseph*

*Notary Public*  
*N.Y.C. (124)*

CITY AND COUNTY OF NEW YORK, ss.,  
being duly sworn, deposes and says : that he is \_\_\_\_\_ years of age, and a clerk in  
the office of CHARLES STECKLER, Esq., the attorney for the \_\_\_\_\_ in this  
action; on the \_\_\_\_\_ day of \_\_\_\_\_ 189 at No. \_\_\_\_\_  
in the City of New York, he served the annexed \_\_\_\_\_  
upon \_\_\_\_\_ the \_\_\_\_\_ therein  
by delivering to, and leaving with \_\_\_\_\_ personally \_\_\_\_\_  
\_\_\_\_\_ true cop thereof \_\_\_\_\_  
Deponent further says that he knew the person so served to be \_\_\_\_\_

Sworn to before me this  
day of \_\_\_\_\_ 189

*Supreme Court.*

*The People*  
Plaintiff.

AGAINST  
*Charles M. Levy*  
Defendant.

*App'dants on behalf  
of respondent.*

CHARLES STECKLER,  
*deft.* Attorney,  
PULITZER BUILDING,  
CORNER PARK ROW AND FRANKFORT ST., NEW YORK CITY.

Due and timely service of a copy within  
\_\_\_\_\_ and indorsed notice of  
entry is hereby admitted.

Dated, N. Y., \_\_\_\_\_ 189

Att'y.  
To \_\_\_\_\_ Esq.  
\_\_\_\_\_ Atty.

Sir : Please take notice that the within is a  
true copy of an \_\_\_\_\_  
this day duly filed and entered in the office of  
the clerk of \_\_\_\_\_  
\_\_\_\_\_ in this action.

Dated, N. Y., \_\_\_\_\_ 189  
Yours, &c.,

CHARLES STECKLER,  
Attorney for \_\_\_\_\_  
To : \_\_\_\_\_ Esq.,  
Atty. for \_\_\_\_\_

New York 6<sup>th</sup> Feby 1891

To His Honor Rufus B. Cowing  
Justice of the Court of Sessions for the Peace  
The Grand Jury now in session  
under your Honor, do respectfully but very  
urgently present to your Honor the Case of  
the People vs Chas McLevy, as a case in  
which they respectfully but urgently ask the  
Court to extend its clemency.

Our duty under the Oath by  
which we were impanelled, precludes the  
possibility of our extending any favor; we  
have but a simple sworn duty to perform  
ie, when a crime is committed and the  
evidence without contradiction proves the  
accused guilty of the crime, to indict.

In this case of Levy, it appears,  
that he is a young man of very respectable  
surroundings, that his crime was forgery of  
a check of less than \$100.- that he has  
subsequently paid back a good portion of  
the money, and has been re-employed by  
his old employers, notwithstanding the charge  
against him; that this is his first and only  
offence. So the Grand Jury petition, that if  
the Court can extend to him clemency, by  
suspending sentence so that he may have



1241

one more chance to live an honest life,  
it will be a source of much gratification  
to them in the discharge of their onerous  
duties.

Very respectfully  
Chas. D. Folscher  
Foreman  
M. Hallman  
cc

filed Feb 6/91

1242

Police Court First District.

Affidavit—Larceny.

City and County } ss.  
of New York, }

Henry Nathan  
of No. 127 Bleecker Street, aged 45 years,  
occupation Feathers being duly sworn  
deposes and says, that on the 22 day of December, 1890, 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:

Good and lawful money of the  
United States to the amount of  
Twenty six dollars and seventy cents

\$96 70/100

the property of

Dependent

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 M. Levy (known as)

from the fact that on or about the  
said date the said dependent  
came to deponent's place of business  
and represented to deponent that  
the check here to annexed was  
a good check, and requested  
to deponent to cash the same  
that deponent then gave the said  
dependent the aforesaid property  
Dependent is now informed  
by Moses Epstein of 50 5-55  
Broadway that he is a member  
of the firm of Kaye and Epstein  
of 55 5 Broadway and that the

Subscribed before me this 22nd day of December 1890

Notary Public

endorsement on the aforesaid check  
is a false and fraudulent one  
and that no member of the  
firm endorsed the same and the  
or authorized any person to  
endorse the same.

Wherefore Dependent charges  
the said defendant with  
feloniously taking stealing and  
carrying away the said property  
and prays that he may be  
held and dealt with as the  
law directs.

Serve to return me } Henry Nathan  
the 31 day of January 1891 }

Charles W. Luntz  
Police Justice

1244

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 36 years, occupation Machinist of No. Moses Epstein

155 Broadway Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Henry Nathan  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 31 day of Jan 1887 } Moses Epstein

Charles A. Luntz

Police Justice.

1245

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer.

*Charles Levy*

Question. How old are you?

Answer.

*21 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*1835 Lexington Ave*

Question. What is your business or profession?

Answer.

*Clerk*

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

Answer.

*I have nothing to say.*

*until - I consult counsel*

*Charles M Levy*

Taken before me this

*31*

*day of June 1891*

Police Justice.

1246

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 Thirty Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated Jan 31 1891 Charles W. Linton Police Justice.

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

Dated May 31 1891 Charles W. Linton Police Justice.

There being no sufficient cause to believe the within named

Defendant guilty of the offence within mentioned. I order he to be discharged.

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

1247

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Ny. Feb 9<sup>th</sup> 1911  
Reid on behalf of  
Compt. check  
used as exhibit in  
enclosed complaints.  
Chas. Heckler

Police Court---

141  
District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henry Nathan  
Blacker  
Charles M. Levy

2

3

4

Offence

Larceny

Dated

Jan 31 1911  
Samuel  
Heidelberg & Co

18

Magistrate.

Office

Precinct.

Witnesses

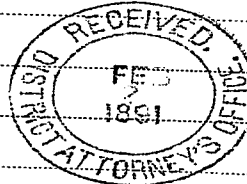
No.

No.

No.

\$

to answer



Street.

Street.

Street.

Boyd  
T. J. J. J.  
and others

## 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 M. Levy*

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

*Charles M. Levy*  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

*Charles M. Levy*late of the City of New York, in the County of New York aforesaid, on the *twenty-second* day of *December* in the year of our Lord one thousand eight hundred and *ninety*, at the City and County aforesaid, having in *his* custody a certain instrument and writing, *to wit: an order for the payment of money, of the kind called bank cheques* which said *bank cheque* is as follows, that is to say:

*Allegheny, Pa. Dec 19 1890*

*Second National Bank*

*Pay to Kaye & Einstein or order*

*Ninety-six  $\frac{20}{100}$  ——— Dollars*

*\$96.  $\frac{20}{100}$       Doggs & Buhl*

the said

*Charles M. Levy*afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in forging on the *back* of the said *bank cheque* a certain instrument and writing commonly called an *Endorsement* which said forged instrument and writing commonly called an *Endorsement* is as follows, that is to say:*Kaye & Einstein*

with intent to defraud, 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 M. Levy*  
 of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

*Charles M. Levy*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,  
 at the City and County aforesaid having in *his* possession a certain instrument  
 and writing, *to wit: an order for the payment*

*of money, of the kind called bank cheques*  
 which said *bank cheque* is as follows, that is to say:

*Allegheny, Pa. Dec 19 1890*  
*Second National Bank*  
*Pay to Kaye & Einstein or order*  
*Ninety-six  $\frac{70}{100}$  — Dollars*  
*\$96.  $\frac{70}{100}$  Boggs & Buhl*

on the *back* of which said *bank cheque* there was then and  
 there written a certain forged instrument and writing commonly called an *Endorsement*  
 of the said last-mentioned *bank cheque* which said forged  
 instrument and writing, commonly called an *Endorsement* is as follows,  
 that is to say:

*Kaye & Einstein*

with force and arms, the said forged *Endorsement* then and there feloniously did  
 utter, dispose of and put off as true, with intent to defraud, *he* the said  
*Charles M. Levy* then and there well knowing the premises,  
 and that the said *Endorsement* was forged, 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,*  
 JOHN R. FELLOWS,

District Attorney.

1250

**BOX:**

427

**FOLDER:**

3945

**DESCRIPTION:**

Lewis, William D.

**DATE:**

02/11/91



3945

Witnesses:

Ed M. Meyer  
H. J. Gilmartin

Counsel,

Filed

day of

1891

Pleads,

THE PEOPLE

vs.

William D. Lewis

Forgery in the Second Degree.  
[Sections 511 and 521, Penal Code.]  
(Endorsement, etc.)

DE LANCEY NICOLL,

JOHN R. FELLOWS,

District Attorney.

March 9/91

Presented

A True Bill

Chas. S. Schuch

Foreman.

March 9/91

March 9/91

March 9/91

1252

No account

Dead beat

Peoples Ex  
L-6

Police Court, 2 District.City and County } ss.  
of New York,of No. 110 South 5th Street, aged 27 years,occupation Salvage Keeper, being duly sworn, deposes and says,that on the 1st day of February 1891, at the City of New

York in the County of New York,

William D. Lewis (nowhere) did feloniously with intent to cheat and defraud Walter George and utter a certain instrument or writing which purports to be a check in the sum of seventeen dollars drawn on the Brooklyn State of New York and which check purports to have been endorsed by William Shuey & Co. from the fact that on said date the said Lewis came to deponent's residence the said check in deponent's presence and requested deponent to cash the same. Deponent then gave to the said Lewis the sum of seventeen dollars. Deponent is informed by Hugh J. Martin a member of the firm of Shuey & Co. that the endorsement of the name William Shuey & Co. on said check is false, forged, and fraudulent. And that the said Lewis was not authorized to sign the same. Deponent therefore charges that the said Lewis did feloniously make, forge and utter said check with the intent to cheat and defraud deponent and whereby deponent was so cheated and defrauded, deponent therefore prays that the said Lewis may be dealt with as the law directs herein to be done.

This I do depose and say  
this 1st day of February 1891

Fred W. Meyer

W. D. Martin

Police Justice

1254

March 31/91

Received from the City office

One draft State Jan 31/91  
amounting to 13 \$ Dollars

Fred W. Meyer

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 188  
Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 188  
Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 188  
Police Justice.

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

1.  
2.  
3.  
4.

Offence,

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

No. Street,

\$ to answer Sessions.

1255

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 37 years, occupation Oil Dealer of No. 114 South 5th St

Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Harold H. Meyer

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

Sworn to before me, this 17

day of February 1897

✓ Harold H. Meyer

H. B. Berman

Police Justice.

1256

Sec. 198-200.

2. District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.*William D Lewis*

being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is *his* right to  
make a statement in relation to the charge against *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.

*William D Lewis*

Question. How old are you?

Answer.

*39 Lewis*

Question. Where were you born?

Answer.

*Ohio*

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

Answer.

*Smith & M<sup>rs</sup> Wells, Greenwich St., 4th Ward.*

Question. What is your business or profession?

Answer.

*Salesman*

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

Answer.

*I am not guilty*  
*William D Lewis*

Taken before me this

*5th*

day of

*March 1897**W. D. Lewis*

Police Justice.



1257

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 Clayman

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 May 5 1891 W. T. McMahon Police Justice.

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

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

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

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

1258

161

Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Hedrick W. Meyer*  
*516 South 3rd St.*  
*William S. Lewis*  
2  
3  
4  
Officer *H. Meyer*

Dated *February 5th* 18*91*  
*M. Mahon*, Magistrate.  
*O'Brien Sarnock*, Officer.  
81 Precinct.

Witnesses *Hugh J. Hulmar*  
No. *114 South 3rd St.*  
*Boil Kecher*  
*Bunk Bunkles*  
*Letta*  
Street.  
ATTORNEY

No. *2500* Street.  
\$ *2500* to answer *G. S.*  
*For 2nd*  
*and*

BAILED,

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

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

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

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

1259

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

W.D. Lewis,

My. March 26<sup>th</sup>. 1891.

To Mr. Sparks.

Will you please find  
this check. \$17.00 of the  
fund in papers. Properly  
W.D. Lewis who was discharged  
in Part I 9<sup>th</sup> March.

Very truly,

Robert J. J. J.

## Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*William D. Lewis*

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

*William D. Lewis*  
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *William D. Lewis*

late of the City of New York, in the County of New York aforesaid, on the *first*  
day of *February* in the year of our Lord one thousand eight hundred and  
*ninety-one*, at the City and County aforesaid, having in *his* custody a certain  
instrument and writing, to wit: an order for the pay-  
ment of money, of the kind called drafts  
which said *Draft* is as follows, that is to say:

*\$17.00* *Brooklyn N.Y. Jan'y 31 1891*  
*Broadway Bank of Brooklyn Pay to the*  
*Order of Bearer*

*Seventeen Dollars*  
*Value received and charge the same to the account of*  
*Robt. E. Dedell & Co.*

the said *William D. Lewis*  
afterwards, to wit: on the day and in the year  
aforesaid, with force and arms, at the City and County aforesaid, feloniously did forge,  
and cause and procure to be forged, and willingly act and assist in forging on the  
*back* of the said *draft*  
a certain instrument and writing commonly called an *Endorsement* which said forged  
instrument and writing commonly called an *Endorsement* is as follows, that is to say:

*Wm Sheehy & Co.*

with intent to defraud, 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  
*William D. Lewis*  
 of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *William D. Lewis*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,  
 at the City and County aforesaid having in *his* possession a certain instrument  
 and writing, *to wit: an order for the payment*

*of money of the kind called drafts*  
 which said *draft* is as follows, that is to say:

*\$17.00* *Brooklyn N.Y. Jan 31 1891*  
*Broadway Bank of Brooklyn Pay to the*  
*Order of Beaven*  
*Seventeen-Dollars*  
*Value received and charge the same to the account of*  
*Robt. E. Dedell & Co.*

on the *back* of which said *draft* there was then and  
 there written a certain forged instrument and writing commonly called an *Endorsement*  
 of the said last-mentioned *draft* which said forged  
 instrument and writing, commonly called an *endorsement* is as follows,  
 that is to say:

*Wm. Sheehy & Co.*

with force and arms, the said forged *Endorsement* then and there feloniously did  
 utter, dispose of and put off as true, with intent to defraud, *he* the said  
*William D. Lewis* then and there well knowing the premises,  
 and that the said *endorsement* was forged, 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,

~~JOHN R. FELLOWS,~~

District Attorney.

1262

**BOX:**

427

**FOLDER:**

3945

**DESCRIPTION:**

Lococco, Antonio

**DATE:**

02/02/91



3945

NO 3.

Witnesses:

Joseph M. M. M.

John M. M.

Chas. M. M.

John M. M.

Mr. J. M. M.

And. M. M.

And. M. M.

By

12

Counsel,

Filed

Pleas,

day of

1887

Verdict 3.

THE PEOPLE

vs. Antonio Lococo

Assault in the First Degree, Etc.

Antonio Lococo

CELANEY NICOLL

JOHN R. FELLOWS

District Attorney.

Bill returned

A True Bill

Chas. B. Decker

Foreman.

Part 2 of 100 at 100 Copy 100

Part 2 - 100 6, 1891

Ready for use 2nd Degree

5/10/100 100

100

1264

Police Court— District.

City and County { ss.:  
of New York,

of No. 37 Oak Street, aged 45 years,  
 occupation Fruit Dealer being duly sworn  
 deposes and says, that on the 31<sup>st</sup> day of December 1890 at the City of New  
 York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Antonio Lococo  
 (now here) in the following manner  
 to wit: Deponent was walking on Oak  
 Street in this City at about the hour  
 of nine p.m. on said date. When deponent  
 was shot in the back with a pistol or revolver  
 the ball of said pistol entering deponent's  
 body. Deponent is informed that said  
 pistol was discharged at deponent  
 by said defendant

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 23<sup>rd</sup> day }  
 of January 1891. } Giuseppe Gnascera  
Charles W. Smith Police Justice.



1265

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss/

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not Guilty*  
*Lococo Lococo*

Taken by me this

29

done by *Charles V. Carney*  
Police Justice.

1266

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, Jan 25<sup>th</sup> 1891.

This is to certify that Joseph  
Cruza is still under treatment  
in this Hospital and unable  
as yet to appear in Court.

John W. Pennington M.D.

Chief of House Surgeon.

1267

The Society of the New York Hospital,  
HOUSE of RELIEF, 160 Chambers St.,  
New York, *July 19* 189

*Joseph Lucia is  
improving rapidly but is  
still unable to appear in  
Court -*

*F. L. Wells  
House Surgeon*

1268

The Society of the New York Hospital,  
HOUSE of RELIEF, 160 Chambers St.,  
New York, *Jan'y 15* 189

To whom it may concern,

Joseph Curia is  
still undergoing but is  
unable to appear in  
Court -

F. L. Wells. M.D.  
Home Surgeon

1269

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, *Jan'y 13* 1891

To whom it may concern -

Joseph Arcia is  
improving but still unable  
to appear in court -

*Fred. L. Wells,*  
House Surgeon

1270

The Society of the New York Hospital,  
HOUSE of RELIEF, 160 Chambers St.,  
New York, *Jan'y 11* 189

To whom it may concern -  
*Joseph Crucia is*  
still unable to appear in court -

*F. L. Wells*  
*House Surgeon -*

1271

The Society of the New York Hospital,  
HOUSE of RELIEF, 160 Chambers St.,  
New York, *Jan 9<sup>th</sup>* 1890

*Isaac Cruik still in Chambers  
St. Hospital and unable to appear  
in court.*

*Geo L Wells M.D.  
It is -*

1272

The Society of the New York Hospital,  
HOUSE of RELIEF, 160 Chambers St.,  
New York, *Jan 7* 189

To whom it may concern -

Jrs. Crucia remains in same  
condition + is unable to appear  
in court -

F. L. Wells M.D.  
House Surgeon -



1273

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, Jan'y 5<sup>th</sup> 1891

To whom it may concern -  
Joseph Crucia remains  
still in about the same condition  
and is still unable to appear  
in court -

F. L. Wills M.D.  
House Surgeon -

1274

The Society of the New York Hospital,  
HOUSE of RELIEF, 160 Chambers St.,  
New York, *Aug 4* 1891

*Josep Crucia still unable to appear  
w court and will remain so  
for some days*

*Dr L. M. M. M.*

*A.S.*

1275

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, *Aug 2<sup>d</sup>* 1891

To certify that Joseph Crucia is  
still in this institution & unable  
to appear in Court.

*Geo L. Welles*  
House Surg.

1276

CITY AND COUNTY OF NEW YORK, ss:

POLICE COURT, 2 DISTRICT.

Michael Higgins  
of No. 4th Precinct Street, aged years,  
occupation Police Officer being duly sworn deposes and says,  
that on the 31 day of December 1890

at the City of New York, in the County of New York, John Shaw and Harry Halderson (both now here) were witnesses to an assault upon me Joseph Crucia who is now confined to the Chamber Street Hospital

Deposant further says that they are necessary witnesses for the people and if allowed to go. Deposant believes they will not be found when wanted.

Wherefore Deposant asks that they be committed to the House of Detention  
Michael Higgins

Sworn to before me, this

of January 1891

day

John Shaw



1277

Police Court, 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT.

vs.

John Shaw  
Harry Halderon  
Charles W. Flynn

Dated Jan 1 1889

Hogan Magistrate.

Officer.

Witness, \_\_\_\_\_

Disposition, \_\_\_\_\_

John Shaw being duly sworn  
deposes and says, that he  
resides at 41 Oak Street.

That about the hour of 10<sup>30</sup> o'clock  
pm on the night of the 31<sup>st</sup> day  
of December 1890, I was standing  
in front of 41 Oak Street talking  
with Harry Halberson, when  
I saw the defendant <sup>and</sup> Joseph  
Cuccia coming along said street  
talking together in a loud tone of  
voice, when defendant said to  
said Cuccia, shake hands and  
say good night, and Cuccia said  
his he wanted no, and went passed  
defendant, and slapped him in  
the face with his hands, and then  
defendant pulled out a pistol  
and shot <sup>Cuccia</sup> ~~the defendant~~ in the  
breast, I got back of defendant  
and tried to hold him, and we  
had a tussle and fell down  
together, and defendant broke  
away from me and ran away.

1279

and I examined him but could  
not catch him, but a policeman  
then had him, and that is all I  
know of this affair

Sworn to before me  
this 10th day of January 1891

John Shaw

John Shaw

Police Justice

3  
 Harry Hulberson being duly sworn deposes and says.

I reside at 41 Oak Street about the hour of 9 o'clock p.m. on the night of the 31<sup>st</sup> day of December 1890, I was talking with John Shaw in front of 41 Oak Street when defendant Ed Joseph Cuccia came along together talking in a loud tone of voice and defendant said to Cuccia shake hands and said Cuccia said no, and said Cuccia then slapped defendant in the face with his hand, and the defendant then pulled out a pistol and shot said Cuccia and John Shaw caught said defendant and they had a struggle together and both fell to the ground and defendant broke away and ran away as that is all I know of it.

Subscribed and sworn to before me this 1<sup>st</sup> day of January 1891. Harry Hulberson

*[Signature]*

Police Justice



3  
 Justus Trubenstein being duly  
 sworn deposes and says

I reside at 55 James St.  
 and about the hour of 9 o'clock  
 p.m. on the night of the 31<sup>st</sup> day  
 of December 1890, I was walking  
 through Cherry Street, when I saw  
 officer Higgins march down the  
 defendant (him), and I jumped on  
 top of the defendant, and took  
 a revolver from defendant's hands  
 and handed it to the officer, and  
 I then took Curran who was shot  
 to the State House. That is all  
 I saw about it.

Sworn to before me  
 this 1<sup>st</sup> day of January, 1891, } Trubenstein  
 J. M. [Signature]  
 Police Justice

Charles F. Flynn, being duly sworn  
deposes and says

I reside at 10 Hamilton  
Street, Boston, the hours of 9<sup>th</sup> to 10<sup>th</sup>  
o'clock, P.M.  
I was standing at the corner of Oak  
and Oliver Street on the night of the  
31<sup>st</sup> of December 1890, when a boy  
told me that the defendant who  
was then running had shot a man  
and I chased the defendant from  
Oliver Street into Cherry, where Officer  
Magginn arrested him.

Michael Higgins a police officer  
 of the 4th precinct police being  
 duly sworn deposes <sup>and says</sup> About  
 the hour of 9 o'clock p.m. on the  
 night of the 31<sup>st</sup> day of December 1890  
 I was patrolling my post in Cherry  
 Street, when I saw the defendant  
 running with something glittering  
 in his hand down Oliver Street  
 and a crowd following him and  
 I seized the defendant down  
 and Trubenstein jumped on the  
 defendant and took the revolver  
 he then held in his hand away from  
 him, I then learned the defendant  
 had shot Joseph Curran, and that  
 was all I saw and as it, I then caused  
 said Curran to be sent to the  
 Chambers Street Hospital where he now is  
 Sworn to before me

this 1<sup>st</sup> day of January 1891 } Michael Higgins  
 J. H. J. M.  
 Police Justice

1284

The Society of the New York Hospital,

HOUSE of RELIEF, 160 Chambers St.,

New York, *January*, 189,

*This is to certify that Joseph  
Crucia is in Chambers St. Hospital  
and he is unable to appear  
in court.*

*Fred L. Wells, M. D.*

*House Surgeon*

1285

CITY AND COUNTY } ss.  
OF NEW YORK,POLICE COURT, 2 DISTRICT.

*Michael Higgins*  
 of No. 4<sup>th</sup> Precinct Police Street, aged \_\_\_\_\_ years,  
 occupation Police Officer being duly sworn deposes and says,  
 that on the 31 day of December 1891

at the City of New York, in the County of New York, he arrested  
Antonina Lococo (now here) on the complaint  
of Joseph Crucia, charging the said  
Lococo with having committed an Assault  
on him, and that deponent further says  
that the said Crucia is confined to the  
New York Hospital and is unable to  
appear in Court in consequence of said  
Assault. Deponent therefore asks that the  
said Lococo be committed and held to  
await the result of injuries, or untill such  
time as said Crucia can appear in Court.  
*Michael Higgins*

Sworn to before me, this 31 dayof January 1891

Police Justice.

1286

Police Court, 1 District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

vs.  
Antonia Loco

AFFIDAVIT.

Assault on  
Joseph Crucia

*Need to await the result  
of injuries*

Dated May 1 1889

Hogan Magistrate.

Higgins Officer.

Witness,

Harry Halder sen  
41 Oak St.

John Shaw  
41 Oak St.

Charles Flynn  
10 Hamilton

Disposition House of detention

1287

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.....

*De fendant*  
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 *June 23* 18*91*.....*E. J. [Signature]* Police Justice.

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

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

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

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

1288

~~\$2000~~ for 27  
Jan 27-1891 2 PM  
C.M.J.  
29 2<sup>30</sup> pm

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

Police Court--- District. 131

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

~~Joseph Gracini~~  
~~James J. [illegible]~~  
Antonio Lucoco

Office ~~John [illegible]~~  
A. J. [illegible]

Dated Jan 23<sup>rd</sup> 1891  
Sauter Magistrate.

Higgins 4<sup>th</sup> Officer.  
Precinct.

Witnesses Harry Halderman  
No. Home of Detention Street  
John Shaw  
No. Home of Detention Street  
Charles Flynn  
No. 10 Hamilton Street.

\$ 2000  
Jan 30/91  
Corn  
Arrested  
Motel

James Shaw



1289

GIUSEPPE CAMPAGNA,  
**Manifattoria di Sigari**  
ITALIANI ED AMERICANI.  
5 MULBERRY STREET,  
NEW YORK.

1290

FIRST DISTRICT POLICE COURT.

CITY AND COUNTY } ss.  
OF NEW YORK.

Recognizance to Testify.

BE IT REMEMBERED, That on the

23<sup>rd</sup> day of *January* in the year of our Lord 1891of No. *37 Oak* Street, in the City of New York,and *Giuseppe Campagna*  
of No. *5 Mulberry* Street, in the said City,

personally came before the undersigned, one of the Police Justices in and for the City of New York, and acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say; the said

*Joseph Brucia*  
the sum of *One Hundred* Hundred Dollars;and the said *Giuseppe Campagna*the sum of *One Hundred* Hundred Dollars,  
separately, of good and lawful money of the State of New York, to be levied and made of their respective goods and chattels, lands and tenements, to the use of said People, if default shall be made in the condition following, viz:The Condition of this Recognizance is such, That if the person, first above recognized, shall personally appear, at the next COURT OF *Sessions* SESSIONS of the Peace, to be holden in and for the City and County of New York, and then and there *Testify* and give such evidence, in behalf of the people of the State of New York, as he may know, concerning an OFFENCE or MISDEMEANOR, said to have been lately committed in the City of New York aforesaid by*Antonio Lococo*  
And do not Depart thence, without leave of the Court, then this Recognizance to be void, otherwise to remain in full force and virtue.Taken and acknowledged before me, the }  
day and year first above written.*Charles N. Linton*  
POLICE JUSTICE.*Giuseppe Campagna*  
*Mark*

*Sup of Court*  
*County of New York*  
*23*

CITY AND COUNTY } ss.  
 OF NEW YORK,  
 the within-named Bail, being duly sworn, says, that he is a  
 said City, and is worth *Ten* *Hundred Dollars,*  
 over and above the amount of all his debts and liabilities; and that his property consists of

*Stock and fixtures of Regar*  
*Manufactories located at number*  
*5 Mulberry street in this city*  
*and valued at twenty thousand*  
*dollars clear*

*Giuseppe Cambagna*  
*mark*

Police Justice,

RECOGNIZANCE TO TESTIFY

Police Justice.

is

day of

Filed

New York Sessions.

THE PEOPLE, &c.,

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Antonio Lococco*

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

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

The said *Antonio Lococco*

late of the City of New York, in the County of New York aforesaid, on the *thirty-first* day of *December*, in the year of our Lord one thousand eight hundred and eighty ~~ninety~~, with force and arms, at the City and County aforesaid, in and upon the body of one *Joseph Bracera* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Joseph Bracera* a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *Antonio Lococco* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *him* the said *Joseph Bracera* 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

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

The said *Antonio Lococco*

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 *Joseph Bracera* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against *him* the said *Joseph Bracera* a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *Antonio Lococco* in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

~~JOHN R. FELLOWS,~~

District Attorney.

1293

**BOX:**

427

**FOLDER:**

3945

**DESCRIPTION:**

Logan, John

**DATE:**

02/26/91



3945

1294

**BOX:**

427

**FOLDER:**

3945

**DESCRIPTION:**

McCarthy, Patrick

**DATE:**

02/26/91



3945

Witnessed

Wm Schaffner

Wm Hickey

Counsel,

Filed

day of

1891

Pleas

vs THE PEOPLE

vs.

John Logan  
and

Patrick McCarthy

DE LANCEY NICOLL,

District Attorney.

A True Bill, 30 days 97.

Foreman.

with counsel to every

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

Nov 14 2 City Prison

March 3, 1891

James B. Deane

John J. Kennedy

John J. Kennedy

John J. Kennedy

1296

Police Court

District.

Affidavit—Larceny.

City and County  
of New York, ss:

John Scheffner  
of No. 180 Cherry Street Brooklyn Street, aged 38 years,  
occupation Truckman being duly sworn,  
deposes and says, that on the 17<sup>th</sup> day of February 1891 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the night time, the following property, viz:

Two tubs of butter of the value  
of thirty dollars

the property of Von Glahn Bros and in  
deponent's care and custody.

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

McCarthy (both now here) and  
another man not yet arrested, from  
the fact that at about the hour of 8:30  
o'clock P.M. on said date, deponent  
left the said property in his truck  
in front of the store No 984 First Avenue  
and went into the store. Deponent stayed  
in the store about ten minutes and  
came out. When deponent came out  
and went on the truck the property  
was missing. Deponent is now inform-  
ed by Police Officer John Hickup of  
the 23<sup>rd</sup> Precinct Police, that the  
officer saw these two defendants in  
company with the said other man on the

deponent to the police court, this  
1891

Police Court



South West Corner of 5th & First and first  
 arrived about the hour of 8:30 o'clock P.M.  
 and saw them cross the street to where  
 the said truck was standing, and the  
 defendant Logan and the said other man  
 not yet arrested got upon the said truck  
 and take the said property therefrom  
 and the defendant McCarthy stood  
 on the street watching. They McCarthy  
 saw the officer coming, and the defendant  
 Logan and the said other man each of  
 them had a tub of butter in his possession  
 and the defendant McCarthy ran away  
 with them. Then the officer followed them  
 and saw the defendant Logan run away with  
 said tub of butter and arrested him. I swear  
 further that he has since seen the said  
 property and fully identified it as the property  
 in his care and custody and pray that  
 the defendants be held and dealt with  
 as the law directs.

Sworn & before me J. H. O'Connell  
 the 18th Day of February 1897  
 J. H. O'Connell  
 Police Justice

1298

CITY AND COUNTY {  
OF NEW YORK, } ss.

*John Hickey*  
aged *33* years, occupation *Police Officer* of No. *73 Precinct Police* Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of *John Schaffner*  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this *18th*

day of *February* 188*7*

*John Hickey*

*Wm. Mahon*  
Police Justice.

1299

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

*Patrick McCarthy* 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. *Patrick McCarthy*

Question. How old are you?

Answer. *21 years old*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *100 W. Avenue A, 2 years*

Question. What is your business or profession?

Answer. *Butler*

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*

*Patrick McCarthy*

Taken before me this

day of *April* 1938

Police Justice.

1300

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

4 District Police Court.

*John Logan* 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 Logan*

Question. How old are you?

Answer. *21 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *10400 East 54 St 1 1/2 years*

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 Logan*

Taken before me this

day of *July*

189*7*

Police Justice.

1301

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 they be held to answer the same and they be admitted to bail in the sum of ten hundred Dollars, each and be committed to the Warden and Keeper of the City Prison, of the City of New York, until they give such bail.

Dated Sept 18 91 W. J. McDonald Police Justice.

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

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

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

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

1302

242

Police Court---

District.

THE PEOPLE, &c.,  
OF THE COMPLAINT OF

*John L. Hynes*  
180 *Albany* Brooklyn, N.Y.  
*John Loggins*  
*Patrick M. Murphy*

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

3

4

Dated

189

Magistrate.

Officer.

Precinct.

Witness

No.

Street.

No.

Street.

No.

Street.

\$

to answer

\$

1000 *Con* *G. L.*  
1000 *Con* *G. L.*  
1000 *Con* *G. L.*



I only may have seen McCarthy -  
 that night after it happened  
 and before he went to bed -  
 Because the other went down  
 to station house - and was there  
 the last time a little after seven -

Why about Summers, Mark  
 since the other -

After on force 12 years  
 going on 13. ———

I have seen Logan Summers  
 and McCarthy to know them  
 since last March or  
 April - and during that  
 time have seen them 10 or 15  
 times a week - generally  
 speaking they were together  
 in the night time - and often  
 would see me at (2) or (3)  
 in the morning - have seen  
 them at the hour of the night  
 or I would see them at night,

And when I would  
approach they moved ~~me~~  
away—

I am positive there  
was no other persons there  
at the time they owned the  
truck - & if I had  
I would have seen them.



1305

Remains

1st Ave.

McCarty's fire to turn corner  
 Summer house. Logan East -  
~~The Butler's house~~ The Sub house  
 Logan threw away was found between (2)  
 lumber piles. Not more than 10 feet  
 from where Officer Martinez, escaped  
 Logan

The People  
 John Loggan  
 Patrick M<sup>c</sup> Carthy } (Court of General Sessions Part I  
 Before Judge Fitzgerald.  
 Wednesday, March 4, 1891

Indictment for grand larceny in the second degree  
 John Schaeffer sworn and examined testified.  
 I am a truck driver for Van Glabbe Brothers and  
 they do business in Brooklyn. I recollect the 17<sup>th</sup> of  
 February of this year. I left the store of Van Glabbe Bros  
 on that day about three o'clock with a load, and  
 in addition to the property I had on that truck  
 two tubs of butter, and when I arrived in New  
 York on the north east corner of Fifty Ninth St.  
 and First Avenue in front of Defferman's  
 saloon it was about half past eight o'clock in the  
 evening. What property did you have on your  
 truck at that time? I had two tubs of butter, three boxes  
 of eggs and a box of evaporated apples on the tail  
 end of the truck and the butter I had away up  
 in front. I learned that the butter was valued at  
 between thirty five and thirty six dollars. I had the  
 bills with me. I went into the saloon and was  
 in there not quite ten minutes. I had to go to the  
 water closet, and when I came out I looked right  
 away at the truck and missed the tubs of butter.  
 I told Defferman the saloon keeper about it. I  
 drove up to the station house and reported it, and  
 I saw the butter the next morning at the station  
 house about nine o'clock. The two tubs of butter  
 were there; one was marked Baker Brothers 129.

West Thirty Fourth St. and one was marked Barraca No. 16. It was in my custody to deliver ~~them~~ the two defendants at the Court the next morning and the officer made the complaint. I identified the butter. I am not in the butter business. I opened, <sup>and</sup> saw the butter in the tubs in the station house. I am judging of the value of the butter from the bill, which is \$35.94. I don't know anything at all about the larceny. I don't know who took the butter. There was nobody around when I came out of the saloon. I did not see the officer at all that night. I could not leave my truck.

John Hickey sworn and examined testified. I am an officer of the Society Third Precinct. I recollect the night of the 14th of February of this year; it was Tuesday. About eight o'clock that night my post was from Fifty Ninth to Fifty Sixth street on the First Avenue. I saw the defendants Logan and Murphy when I first saw them they were not on my beat; they were on the adjoining beat; when I first saw them they were on the Southwest corner of Fifty Ninth street and First Avenue. I was at the time in front of No. 993 First Avenue, that is in the middle of the block between Fifty Ninth and Fifty Fifth streets; they were on the same side I was on; they were in company with another man by the name of Summers. I had seen these boys before that night, so that I knew they were Logan

and Murphy. Summers left them and went out to a point of the curb and looked back, and as he did Logan stepped by McCarthy's side and joined him and the two started across the street in an angle right to the north east corner and McCarthy right after him. Summers got in the front of the wagon and Logan was right around on the street. I did not notice the wagon in front of the saloon on the north east corner of Fifty Ninth street until they had left, until they were about halfway across the street. Summers went up on the front of the wagon, that is the end of the wagon next to the horses and Logan went outside on the street to the rear end of the wagon. McCarthy went to the head of the horses right around on the sidewalk and stood on the sidewalk at the rear of the truck. In about twenty seconds they disappeared, Logan and Summers with packages in front of them like that (illustrating) and the three turned in East Avenue to Fifty Ninth St. and through Fifty Ninth St. down towards Ave. A. I ran from where I was behind a grocery wagon that was in front of No 985 East Avenue to get a look to see what they were carrying. Against that time they disappeared in the shade of the other wagon, and when I went to the corner I could see no one. I ran down on the north side of Fifty Ninth St.

and rapped for assistance. Another officer came up First Avenue. I got below the man that disappeared behind this wagon and I heard some noise and I ran behind the wagon and the other officer came down on the south side of the street and there we caught the defendant Logan on the sidewalk. He was standing there; there is two piles of lumber about six or eight feet behind him, and one of the tubs of butter was in between these two piles of lumber. I don't know where McCarthy was at that time. Then I left Officer Mahoney in charge of that tub of butter and took Logan down the street with the other tub of butter. I arrested Logan and took him to the station house. How far was <sup>this</sup> ~~from~~ truck from where you got Logan and the butter? About two hundred feet. About eleven o'clock that night I left First Avenue and went to Avenue A where McCarthy's mother lives and found McCarthy in bed. I arrested him and took him to the station house. On the way to the station house after having Logan under arrest, about 250 or 300 feet from where I got the butter and Logan there was a great crowd of people after me. I had Logan by the right hand. I turned back. I had no conversation with Logan. As I was crossing Fifty Third St. toward off the crowd, <sup>from</sup> coming too near me,

Summers, that was in Logan's company  
 at the stealing of the butter struck me with  
 a blunt weapon and knocked me down;  
 it seemed to be like a sandbag. I got up  
 again and proceeded to the station house  
 with Logan, and a citizen shoved the  
 tub of butter in a push wagon to the station house.  
 At that time the driver had left the sta-  
 tion house. I had not seen him at all that  
 night. The Sergeant said there was a man  
 came there who was the complainant. The  
 next morning when the complainant came  
 over from Brooklyn I showed him the but-  
 ter and he identified it. Then I ran down  
 Fifty Ninth street I ran toward the East River.  
 After turning the corner from First Avenue  
 I saw only one out of the three fellows; he  
 was turning in at the rear of the truck, he  
 had something in front of him. I did not  
 know what he had at the time. I pursued  
 him down First Avenue and Fifty Ninth St.  
 About that time he was from 150 to 200 feet  
 ahead of me; he was crossing the street  
 when I saw him from the north to the south.  
 When I got up to him Officer Mahoney had  
 hold of him. What did you see at the truck?  
 Logan and Summers. McCarthy stood at the  
 tail end of the truck on the sidewalk, and  
 that was the same person who stood over

on the south west corner of Fifty Fourth st. before that. I saw M<sup>c</sup>Carthy and Logan at the tail end of the truck. Do I understand that the other tub of butter was found in the lumber yard? Yes, another officer found it. The other tub was found on the sidewalk near where Logan was. Those are the two tubs of butter which were carried to the station house and which were identified by the driver.

Cross Examined. When I first saw these men I was standing in front of No. 993 First Avenue, halfway up the block between Fifty Fourth and Fifty Fifth streets, on the same side of the street. Was it dark that night? No, not particularly dark. It was half past eight o'clock at night? Yes sir. It was fairly dark was it? Except the light of the lamps. Did you ever see John Summers, the man you say was with these boys? Yes sir. You knew Summers? Yes. Have you attempted to find him since this transaction? Yes. Where did he live? I cannot find out where he lives. How often had you seen him before? Probably fifty times. He disappeared entirely from that neighborhood since that night? Yes sir. Do you know a man named James Lantry? Yes, that is know him by passing through. Does he live in that neighborhood? I understand his mother lives in Fifty Fifth street. Did you look for him? No sir.

Do you understand he also has disappeared?  
I do not know anything about that. Did you  
see that boy that night (James Daley)? No sir,  
I did not. Do you know him by sight? I have  
seen him before several times. An honest  
young lad is he not? I do not know. You do  
not know anything at all about Daley? No. I  
don't know anything about him. You have seen  
him in the neighborhood all the time haven't  
you? Not all the time, frequently. Are you  
quite sure that it was not Daley, this young  
fellow, who was with the defendant McCarthy  
that night? I did not know his name before,  
he was not there that night, he was not with  
him. Was he not with McCarthy that night?  
No sir, not at that time, not at the time  
the tubs of butter were taken. This wagon was  
standing on First Avenue was it not? Yes.  
You saw exactly what Summers, Sofarn and  
McCarthy did? Yes. Did you say that McCarthy  
was at the tail end of the truck? Yes sir, on the  
sidewalk standing there doing nothing. I thought  
you said before that McCarthy was holding  
the horse's head? No sir. Did you not say that  
somebody held the horse's head? No. Logan did  
not get up on the wagon. Did Summers get  
up on the wagon on the front part? Yes.  
You could not see what he took? No. I could  
not see what he took. Was it a covered wagon.



Yes. Did you see him get up on the wagon? *Yes.*  
 Did you see him descend? *No,* he jumped on  
 the corner on the other side. I did not see him  
 until he turned the corner. Did you see any-  
 thing in his hand? *No,* he had something in  
 front of him. What was it, his front or the  
 back you saw? When he was carrying the load  
 his back. You saw the man run away? *Yes,*  
 to the First avenue. You saw his back? *Yes sir.*  
 You could see that he was carrying something  
 this way (illustrating) you were a distance at  
 that time of 150 feet away? *No sir,* I was  
 90 feet at that time. You did not catch him?  
*No sir.* Did you run after him? *Yes sir.*  
 Did you see him lodge or place that which  
 he held in front of his body anywhere? *No sir.*  
 How far down Fifty Fourth street was it that  
 you found this tub of bratter? About two  
 hundred feet. Did you lose sight of Summers  
 going down Fifty Fourth street? *Yes sir.* How far  
 down Fifty Fourth street did you follow him? I  
 followed just where I got Sofan about two hun-  
 dred feet. You were ninety feet away from  
 him when he started to run? *Yes sir.* How  
 big a fellow is Summers? About twenty years  
 old. An ordinary sized man? About the  
 size of Sofan. This fellow was running  
 away a short distance from you ahead

carrying a tub of butter and you running as  
 hard as you could after him? No sir, I did  
 not run as hard as I could. I ran in front  
 of 183 the opposite side, behind a grocery wagon  
 to see what they were doing at that wagon.  
 I ran behind another grocery wagon that  
 was empty there, I ran after the whole of them.  
 Did they all go in the same direction? They  
 all went through Fifty Fourth street. When you  
 arrested Logan how long was it after that? From  
 the time it commenced until I had Logan and  
 the rest probably two minutes. Was Logan stand-  
 ing quietly on the street? He ran across the  
 street when I first saw him running behind  
 the wagon; he was under arrest when I put  
 my hand on him. Had anybody arrested him  
 before that? Yes sir, officer Mahoney had hold  
 of him as I stepped on the sidewalk. It was  
 not you made the arrest of Logan? No sir.  
 How long was it after the tubs were taken that you  
 saw Logan in charge of the officer Mahoney? About  
 two minutes the whole thing. McCarthy was not  
 with him then. Did you see McCarthy do  
 anything? No. I did not. Did you see Logan  
 do anything? Yes sir. Did Logan go down  
 the same way as Summers did? Yes sir.  
 Had Logan something in his arms too? Yes.  
 Did you lose sight of Logan? Yes sir, after  
 turning the corner. Logan was running

away with something in front of him? Yes sir.  
You lost sight of Logan? Yes, for a few seconds.  
Did you stop to look at this wagon? No sir. Did you  
tell the driver about the loss, did you find the  
driver of the wagon? No sir, I did not see him at  
all, I saw him, but I did not stop to speak to  
him that night at all. Did you stop at the wagon  
to see if anything was taken? No sir. You ran  
straight after these two young fellows? Except going  
behind the other wagon on the other side of the  
street in front of 983; there was nobody there,  
but I wanted to see what they were doing at  
the wagon that the horse was attached to. Did  
you stop to see the wagon before following  
them? Yes sir. Did not you think it was more  
important to run after the thieves than to  
stop first of all to find out what was taken?  
I did not know a crime was committed till  
they turned around Fifty Fourth Street. Then you  
found one tub of butter, how far away was it from  
where Logan was standing? About six or eight  
feet. Back in a little pile of wood? No sir, it  
was on the sidewalk. There is lumber piled  
up for building purposes, it was put in be-  
tween that? Yes. Logan was standing on  
the sidewalk some little distance away? Yes,  
almost opposite it. McCarthy was not round  
there was he? No sir, not at that time. Did

you see McCarthy that night after you say he  
 ran away? At eleven o'clock. In his own  
 house? Yes sir. Had not you seen him that night  
 before with his mother? No sir. The other tub of  
 butter was found much further down was it  
 not, in the yard? Yes sir about fifty or a  
 hundred feet down further in the yard. You do  
 not know what there were took, you do not  
 know that they had tubs of butter in their hands?  
 Only hearing it fall on the sidewalk it drew  
 my attention, and I ran behind the truck  
 after him crossing, and as he turned be-  
 hind the truck the thing dropped. Did it drop  
 from the truck? No sir. Where was this thing  
 that fell on the sidewalk? It must have fallen  
 from his hands behind the truck that was  
 on Fifty Fourth street. The butter was taken  
 from First Avenue? Yes sir. And then they  
 let the butter fall did they not? No sir, the  
 same as if it was thrown from somebody  
 right down, it made a little noise on the  
 sidewalk on Fifty Fourth st. You were halfway  
 up the block, were you not on First Avenue?  
 I was within fifty or seventy five feet of where  
 Logan was at that time. Had you got round  
 the corner of First Avenue and Fifty Fourth St.  
 where you heard something fall? Yes sir,  
 more than a hundred feet. Running after  
 them were you? Yes sir. Then you heard

something fall? Yes, after he turned around  
 the tail of the truck the thing dropped im-  
 mediately as soon as he turned behind the  
 truck that was standing without any horses.  
 Was that on the sidewalk? Yes sir. Did you con-  
 tinue to run? I run right around the wagon  
 after him where he stood. Which wagon, in Fifty  
 Fourth street? Yes sir. You run around after  
 whom? After Lofan. Then Lofan disappeared  
 entirely? No sir. Another officer had Lofan  
 arrested you said? I could see him very  
 well from where I was, the wagon was only  
 about four or five feet. Did this thing which  
 you heard fall from Lofan's hands fall on  
 the sidewalk or near the truck? On the sidewalk.  
 Did you see anybody pick it up? Not till I  
 came there nobody picked it up. The tub of  
 butter was found on the sidewalk? Yes sir.  
 You just said that the tub of butter was be-  
 tween two lumber piles? The lumber is piled  
 on the sidewalk. Do you mean to swear  
 that that lumber was piled on the Fifty Fourth  
 street sidewalk? Yes sir, it is there for all  
 winter. Not back off the sidewalk? About four  
 feet from the fence out on the sidewalk.  
 Did not you find that tub of butter between  
 those two piles of lumber back off the sidewalk?  
 In front of the two piles that face each other.

carrying a tub of butter and you running as hard as you could after him? No sir, I did not run as hard as I could, I ran in front of 183 the opposite side, behind a grocery wagon to see what they were doing at that wagon. I ran behind another grocery wagon that was empty there, I ran after the whole of them. Did they all go in the same direction? They all went through Fifty Fourth street. When you arrested Logan how long was it after that? From the time it commenced until I had Logan and the rest probably two minutes. Was Logan standing quietly on the street? He ran across the street when I first saw him running behind the wagon; he was under arrest when I put my hand on him. Had anybody arrested him before that? Yes sir, officer Mahoney had hold of him as I stepped on the sidewalk. It was not you made the arrest of Logan? No sir. How long was it after the tubs were taken that you saw Logan in charge of the officer Mahoney? About two minutes the whole thing. McCarthy was not with him then. Did you see McCarthy do anything? No. I did not. Did you see Logan do anything? Yes sir. Did Logan go down the same way as Summers did? Yes sir. Had Logan something in his arms too? Yes. Did you lose sight of Logan? Yes sir, after turning the corner. Logan was running

How many yards were you away at that time? About 75 feet when I heard the noise. You heard the tub of butter or something fall from somebody's hands? Yes sir. You lost sight you say of the other parties entirely Summers and also McCarthy? Yes sir. You did not see McCarthy do any thing at all? No, only being in their company, that is all. You cannot say what these men carried away? They carried away two packages. Tell the jury how it was that you could see they were carrying something when you only saw their backs? When they had it between their arms they were partially bent over the same as if they had heavy loads. They were turning off First Avenue into Fifty Fourth street at that time. I left the west side of First Avenue and ran across the street, and that is the time I saw Logan crossing from the north to the south side behind a big wagon, and as he did the noise came on the sidewalk and I ran on the east side of the wagon. Officer Mahoney came down on the west side and got him right behind the wagon on the sidewalk. You were unable to catch these two boys running away with this load of butter? Yes sir. They were you unable to catch them? It being a covered wagon and Summers coming off the front of it, not seeing what he had and Logan getting around into the sidewalk, the horse was between me and him at the

time. I ran from where I was in front of 985 First Avenue where there is an empty grocer was you standing to see if I could see what they had done; while I was doing that they got around the corner down Fifty Ninth st. I delayed there a few seconds to see if there was a larceny or robbery committed at that wagon there was a delay that I had at that wagon.

By the Court. Did Logan say anything to you at all? No sir. Did you say anything to him? I asked him where that stuff was as soon as I got hold of that man. He said, what stuff? When you arrested the other man McCarthy you arrested him that night at home? Yes. Did you tell him what the charge was? No sir, not until I brought him to the station house. Did he say anything to you on the way from the house to the station house? He asked me if I had seen Summers. Did you make any answer to that? No sir, I did not. Did you tell him then what you wanted him for? No sir till I got him to the station house. At the station house you told him then, did you? Yes. Did you charge him with stealing this butter? Yes sir, charged him with being in the company of the two that stole the butter. What did he say about that? He said he knew nothing about it. Is that all he said? Yes sir.

By Counsel. He asked you if you had seen Summers?



He asked me if I had seen Summers. What did you say in answer to that? I did not answer at all. Why did you not tell him at once, yes, you had seen Summers - what had you to hide? I did not think it worth my while to answer that question, for Summers was after knocking me down in the street previous to that. Was there any other officer present at that time? No sir. There was a crowd around? There was. You had no opportunity of calling for assistance to arrest this fellow Summers, you knew he was guilty of this crime and he had attacked you, didn't you call in assistance or help to arrest Summers? Yes sir, I rapped for assistance. Did you ask any citizen around to help you? No sir. Did anybody see this assault upon you? Yes sir. Did not the person who saw this assault upon you - did not you ask his aid to arrest that man? Yes, for I did not know that he would tell he came to the station house ~~and~~ voluntarily and told in the station house who struck me. From that time to this I have never seen Summers. You knew that Lofan lives in that neighborhood, 400 East 54<sup>th</sup> St? I don't know where he lived, I know he is around there all hours of the night. He was arrested a couple of hundred feet away from where he claims to be his house. There is no house there; it is a lumber yard.

The Case for the Defence.

By consent of the District Attorney counsel read a certificate from John Mc Birney testifying that he had known Logan for eighteen months, that he knew him to be of good character, and that he was employed in the shop the night before he was arrested.

James Daley, sworn and examined, testified I am 20 years old and was born in New Jersey and have lived in this city about twelve years; my parents are dead. I live with my brothers and sisters at 404, East Fifty Fourth St. I work at Bolan and Byrnes mineral water establishment at 415 to 423 East 54th street in the neighborhood of where Logan and McCarthy live. How long have you been employed there? Four or five years. Are you still employed there? No, not lately. I am about a month out of work. Why did you leave? I got my hand destroyed and had to leave. You are still living in the same neighborhood with your brothers and sisters? Yes sir. You have never been arrested charged with any offence in your life? No sir. Do you know McCarthy? Yes, I knew McCarthy about two years. Were you standing with him the night this butter was taken? Yes sir. Did you see who took the butter? Yes sir. Was it John Summers and James Langtry? Yes sir. Had McCarthy anything at all to do with it?

No, M<sup>c</sup>Carthy was with me. Did he have any thing at all to do with taking the butter? No sir. Did you see Logan? Yes. Had Logan anything to do with it at all? No, Logan passed me at my door where M<sup>c</sup>Carthy was standing at the time the butter was gone, a little before it went. They had no more to do with taking this butter than yourself? No sir, not a bit.

Cross Examined: M<sup>c</sup>Carthy and I were standing at 404 East Fifty Ninth street in front of my door where I live. What time was that? That was about half past eight. You say that M<sup>c</sup>Carthy was not standing up in front of the tail end of this truck? No sir. You say that Logan was not up there? No sir. Will you swear that they were not there at any time? I will swear that they were not at the truck because I seen both of them. I seen M<sup>c</sup>Carthy at half past eight o'clock after coming from his house. That was the first time you saw him? Yes. Where did you meet him? Right in front of my door where I live. Were you with him from that time? Yes, until he met his mother. When was that? That was about nine o'clock or a quarter after. Then I walked down in front of my door after seeing M<sup>c</sup>Carthy going home with his mother, and he was carrying a basket, whatever was in it he was carrying it for her. He went down past me, I don't know where he

went. I suppose he went home. I seen M<sup>c</sup>Carthy that night; he was with me and left me about ten minutes to nine o'clock. Then I saw him going with his mother right after I left him; he crossed the street. I seen him going down with his mother on the other side. I did not see him after that.

By the Court Did you see Summers and Langtry take this butter? Yes. I was walking up the street about half past eight or twenty minutes to nine o'clock and I seen this Summers going down on the opposite side of the street with a tub in his arm. I seen him taking butter out of the truck. I don't know how he got in the truck. Where was he when you first saw him? Just turned the corner away from the truck. You did not see him on the truck at all? No. I did not see him inside the truck. I did not say I saw him in the truck. You did not see Summers take the butter? No. I did not see anybody with him. I seen Langtry going around and getting in the tail end of the truck and take the butter right out and go around in front of the horses with it and go down ~~Fifty~~ Fourth street. At that time the driver was fixing his harness on the horses when Langtry passed. Who was with you at the time? M<sup>c</sup>Carthy. Where was Summers? He was

going down five minutes before that with another tub! What did you do? After I seen that I went and says to Paddy, "I am going home." With that I seen his mother going down on the other side, and he went over and I seen him take the basket out of his mother's hand. You saw two men stealing butter, did you make any outcry? No sir. Did you tell the truck driver about the butter? No sir, after I seen it I went home.

By Counsel You did not want to get yourself mixed up in the matter at all? No sir. I did not associate with them people at all. How long after was it that you heard of M<sup>c</sup>Carthy's arrest? I did not hear about M<sup>c</sup>Carthy's arrest until about two days after; his mother told me. His mother is in court? Yes sir, she is here.

By the Court. Where did you hear of Sofan's arrest? That same night. How soon after the occurrence? About an hour I believe; somebody came up in the house and told me that he was arrested. Did you go down to the station house? No sir, I did not leave the house. I did not want to have anything to do with it. I know M<sup>c</sup>Carthy about two years and Sofan about the same time. Once in a while we spend evenings together. How about Summers? He is no friend of mine. I just know Summers and Lauprey. I don't have anything to do with them.

Kate McCarthy, sworn and examined. Where do you live? No. 1002 Avenue A. The defendant is my son. He was arrested that night at your house by officer Hickey? Yes sir, and two other officers with him. Was your son in bed? Yes at half past eleven o'clock. Did you see your son that night with this last witness James Daley? My son and I went up the avenue; he was after a long fit of sickness, and when I was going out for the groceries he says, "I will walk out with you, mamma." He and I went along and he met James Daley at No. 604. He said, "I will wait here until you come back." I went to the corner store and I bought the groceries. I crossed to the other side of the street to the bakers and got two loaves of bread. Of course I had to wait for my turn, and when I came back my boy met me at the corner coming towards me and took the basket out of my hand, and he came home with me. That took me about thirty minutes. Did he go out of the house that night again? No, my son and I stood for twenty minutes at the stop and then he took the basket and went up stairs; it was about ten minutes past nine o'clock; he was sick, he was attended by a doctor, he had to take the help of a stick to go up to Second Avenue.

Counsel.

Your boy lives at home with you? Always home with me. My husband is in Court. By consent of the District Attorney I read a certificate of Mr. Brady relative to the character of McCarthy. I read you one relative to the character of Logan yesterday.

New York, March 5, 1891. This is to certify that we have known Patrick McCarthy ever since he was old enough to work in our factory and we have always found him honest and trustworthy, and have no hesitancy in speaking as to his good character.

Bolen & Byrne per H. J. Brady, Sup.

John Logan, sworn and examined, testified: I am 21 years old and was born in this city. I live at 400 East 54<sup>th</sup> street with my aunt. I have never been arrested for any offence before this. I had nothing at all to do with taking tins of butter that night. The first I knew about it was when I was taken to the station house and charged with this crime. I was walking towards my home at the time. The officer asked me where was the stuff? and I asked him what stuff? and with that he hit me a blow with his club across the chest and knocked me down. Then he took me to the Brewery not yet finished between 54<sup>th</sup> st. and Avenue A, and he searched that Brewery and could not find anything.

He took me to the opposite side of the street, and he found a tub of butter between two piles of lumber. Then I was taken to the station house. I had been working that day up to seven o'clock. After supper I walked as far as 59<sup>th</sup> St. and Third Avenue and I turned up towards First Avenue and the officers arrested me. I was quietly going home.

Cross Examined. I did not see the officer find the tub of butter. The tub of butter was fifty feet or more from the spot where I was arrested. I was not with Summers and McCarthy that night on the corner of Fifty Ninth Street. I met Charlie Reilly with whom I used to work at stone cutting three years ago. I was with him till I was arrested, but he was not present when I was arrested. I know Summers by sight.

Patrick McCarthy, sworn. I am 29 years old, was born in Ireland and am in this city 17 years. I live with my parents at 1002 Avenue A. I worked for Bolan and Byrne soda water manufactures about six years. I know nothing about the taking of those two tubs of butter and I had nothing to do with it. I was not at the wagon. I left the house about 20 minutes past eight in company with my mother. She went to the grocery store and butchers to do the marketing.



Cross

Examined.

On the way I met Jim Daley 464 East 5<sup>th</sup> St. and stood talking with him. I saw Summers pass the street with a tub of butter in his arms and ten minutes after Langtry followed him with one on his shoulder. I went to the corner to meet my mother and took the basket of groceries down to the house for her at 11 1/2. I was arrested out of bed. I have lived in that neighborhood two years last December. I went to school with Susan. I know Summers only by being around the neighborhood for a year. I would see them once or twice a week in the neighborhood of Fifty Fourth Street. I was standing in the doorway of 404 East 5<sup>th</sup> Street with James Daley when I saw Summers pass down the street with a tub of butter, east of First Avenue. and Langtry followed him five or ten minutes after with a tub of butter. During that time I did not see any officer. I went to the corner to meet my mother to carry the groceries down to the house. Daley seen it as well as I seen it. I did not say anything to Daley about it. I did not see a truck with two horses standing before a liquor store. The truck was 200 feet from the corner. I do not remember that Daley swore that he saw Summers and Langtry on the truck. I could not see the truck.

Jeremiah W. Mahoney sworn. I am a policeman of the 23<sup>d</sup> precinct and recollect Tuesday night the 17<sup>th</sup> of February. That happened between 8 and 9 o'clock that night up in 54<sup>th</sup> street and First Avenue. There was two tubs of butter taken off a wagon. I was going along Fifth Avenue St. between First and Second Avenues on the south side of the street where I saw officer Hickey running down towards the Boulevard on the north side of the street. I saw a tub of between two lumber piles. It was within ten feet of where I arrested Lofan; the other tub was about 150 feet from where I got the other one I know Lofan. I could not say whether Lofan was running or not where I arrested him. When I heard the noise of something chop I jumped and grabbed him. I handed him over to officer Hickey.

John Hickey recalled by the Jurors and I saw that Lofan had something in his hands. I was about 75 feet from Lofan when I saw that he held something in his hand. He had his back toward me.

The jury found the defendants guilty with a recommendation to mercy. The defendants were remanded for sentence.

Testimony in the case of  
John W. Logan and  
Patrick McCarthy

filed Feb. 1891

1331

Daly did not

McCarthy - (21/).

On the air 17 yrs.

~~What~~ ~~by you know Summers,~~  
~~the~~ How long have you lived  
 in the neighborhood.

Summers passed down the line  
 with a lot of Berta in my  
 arms.

402

Daly was with McCarthy -

~~Do~~

Lager - 54<sup>th</sup> St,

There were away - from home.

Did you see the Nut of Butter -  
between the piles on the Surtis  
of E. 54<sup>th</sup> St.

I went to 54<sup>th</sup> St. and Avenue A.

50<sup>th</sup> St. from where -

Charles Reilly,

He has left me 10 minutes  
Before - —.



John Scheffer. All the other  
men strangers. No motive for them  
covering a story.

The property was recovered - not  
an action brought under to  
Recover property - That the fear  
of Recovery no defense. There  
was a carrying off of the  
property - value over \$250. - It  
was not the fault of Logan  
and Mc Carthy that it was returned.  
Their associate tells you - He says  
he had had his way. ~~It was~~  
All the other but not all  
them returned not have been  
returned. -

Daly's story is true probably that  
he saw (2) men - persons.  
and these were the (2). The  
probably stood on the S.E.  
corner of the street. It was  
there while.

Daly's strange story that  
there were (2) men.

at the  
Daly. Saw (2) men the the  
says Summers and Langton,

Daly ~~saw~~

Daily div not

McCarthy - (21/.

On the city 17 yrs.

~~What~~ ~~do you know Summers,~~  
~~do~~ How long have you lived  
 in the neighborhood.

Summers passed down the street  
 with a mob of Butler in his  
 arms.

402

Daily div not with McCarthy -



Police Officer Hecker. 13 Years on  
the force - He has seen  
Logan - Summers and Mc Carthy  
Frequently together. 10 or 15 times  
a. week - frequently speaking they  
were together in the night time  
and often would see them at (2) or  
(3) in the morning - He must see  
them standing -

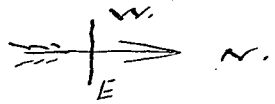
(2)  
He is positive there were no other persons  
there at the time - around the truck -  
If there had been - He must have  
seen them -

The Motion

The Combination of Circumstances -  
The Officer first sees Logan -  
50 feet away from him on the S.W.  
Corner of 24th St. - They change positions  
He sees him again - on the truck  
on the N.E. Corner - Taking the Sub of  
Butler - and he finds him in 24th  
Street within 10 feet of the Sub -  
It is proved almost to a mathematical  
Demonstration Certainty -

The fact that the Officer  
went to Mc Carthy's home and  
discovered him - shows - How Confident  
He was that Mc Carthy was engaged  
in the crime -

1330



1<sup>st</sup> Ave.

1/2 1/2

Swampy

1/2

East River

The complainant Scheffer. Whose testimony is uncontradicted. Tells of (2) Dubs of Butter on his truck. In front of the store 984 First an. The N.E. Corner. at about half past eight. He went into the store remaining about a few minutes. When he came out the Dubs of butter were gone - These facts are uncontradicted.

Officer Hickey. Tells of seeing John Logan Patrick Mc Carthy and a man names Summers. Standing on the S.W. corner of 54<sup>th</sup> St and first an. on the company with one another. At the time the truck was in front of the liquor store diagonally across the Avenue. He then recalls that there three ran across the street. Summers Logan and Mc Carthy. Summers and Logan jumped upon the truck and Mc Carthy standing at the tail end. As the officer ran across the street these three ran down 54<sup>th</sup> St. in the direction of the River. Mc Carthy was the first to turn the corner. (for he carries nothing) Summers next. And Logan last. Logan ran down on the North.

Ride of 54<sup>th</sup> Street about 200 feet.  
 And then across <sup>the bridge follows him</sup> so when the lumber  
 was piled - The Officer - Heard something  
 fall - And with that Logan started to  
 run back to first car - And had force  
 but ten (10) feet from where the car  
 was - When Officer Mahoney -  
 who was running down 54<sup>th</sup> Street  
 caught him -

Daly - May have seen McCarty that  
 night - after this happening - and  
 before he went to Rev. for the Officer  
 Moore (2) trips to the Station House.  
 and was there the last time a  
 little after (9) —

Daly - admitted that he was a close companion  
 and associate of James Logan and  
 McCarty - He has every reason to tell  
 a falsehood - to save his friends - His  
 story that the other others do it - and  
 yet never make any outcry - or when  
 he learned of the error of McCarty and  
 Logan - He never volunteered to go to  
 the Police Court. and tell his story - —  
 He ~~strongly~~ went on the stand and told  
 a lie - A Bad boy on his own statement  
 seems proper to tell - And not to testify any more

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 Logan and*  
*Patrick Mc Carthy*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *John Logan and*  
*Patrick Mc Carthy*  
of the CRIME OF GRAND LARCENY in the *second* degree committed as follows:

The said *John Logan and Patrick*  
*Mc Carthy, both*

late of the City of New York, in the County of New York aforesaid, on the *seventeenth*  
day of *February* in the year of our Lord one thousand eight hundred and  
ninety-~~eight~~ at the City and County aforesaid, with force and arms,

*two tubs of butter of the value*  
*of fifteen dollars each trib*

of the goods, chattels and personal property of one

*John Schaeffner*

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.*

1342

**BOX:**

427

**FOLDER:**

3945

**DESCRIPTION:**

Londrigan, John

**DATE:**

02/06/91



3945

7052.

Witness:  
*John J. McNamee*  
Officer Nancy

Counsel,  
Filed *6* day of *Feb* 189*9*  
Pleads *Not guilty*

THE PEOPLE  
*19 convicted*  
*in 1898*  
*John L. Lardner*  
Burglary in the Third degree.  
Criminal Record  
[Section 498, 506, 526, 531, 552].  
LANCEY NICOLL  
JOHN R. FELLOWS,

District Attorney.  
Part III February 13/99  
Pleads *Burglary*  
*Clonria Ref*  
A True Bill.  
*W. B. M.*

*12*  
Foreman.  
*W. B. M.*

1344

Police Court—11—District.

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

of No. 27 Vestry

occupation *Liquor dealer*deposes and says, that the premises No. *179* *Hudson* Street,  
in the City and County aforesaid, the said being a *Liquor store*and which was occupied by deponent as a *Liquor store*.~~and in which there was at the time a human being, by name~~were BURGLARIOUSLY entered by means of forcibly *breaking a*  
*pane of glass in store door leading from*  
*The door into street into said premises*on the *25* day of *January* 18*91* in the *night* time, and the  
following property feloniously taken, stolen, and carried away, viz:*Eight hundred cigars of the value of*  
*Sixty dollars, three bottles contain-*  
*ing whiskey of the value of three*  
*dollars all of the value of Sixty*  
*three dollars* \$63—the property of *deponent and Copartner*and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by*John Landrigan (name)* and three other  
persons whose names are unknownfor the reasons following, to wit: That deponent is informed by  
*Stephen A. Dancy of the 5th Precinct Police*  
*that he saw said Landrigan and said*  
*unknown persons together in Laight Street*  
*at about the hour of 1-30 a. M. on said*  
*date—that about fifteen minutes thereafter*  
*he caught said defendant coming out*  
*of said premises with five boxes of cigars*  
*in his possession**John J. McGuire*25 day of January 1891  
Sworn to before me this  
Charles H. H. H.  
Police Justice



1345

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 34 years, occupation Police officer of No. 57th

Princeton Place Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of John J. McGure  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this

25

day of

July

1888

Stephen A. Darcy

Charles W. Winter

Police Justice.

1346

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty*

*John Landreagan*

Taken before me this

25

day of

1891

*Charles W. Farmer*

Police Justice.

1347

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 Byndant

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 Jan 25 1891 Charles J. Martin Police Justice.

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

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

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

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

1348

132

Police Court--- / District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John J. McGuire*  
27 *Verity St*  
*John L. Anderson*

Office *Burglar*

BAILED,

No. 1, by .....

Residence ..... Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No. 4, by .....

Residence ..... Street.

Dated *Jan 25* 1911

*Tamara* Magistrate.

*to have* Officer.

*5th* Precinct.

Witnesses *Stephen a. Pancy*

No. *5th* Precinct Street.

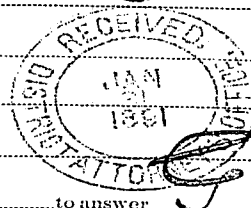
No. .... Street.

No. .... Street.

No. .... Street.

*2000* to answer

*Cham*



*Burglar*  
*80.22*  
*Recd*

# 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 Londrigan*

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

*John Londrigan*

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

The said

*John Londrigan*

late of the Ward of the City of New York, in the County of New York  
aforesaid, on the *twenty-fifth* day of *January* in the year of our Lord one  
thousand eight hundred and *ninety-one*, with force and arms, in the  
*night* time of the same day, at the Ward, City and County aforesaid; the  
dwelling house of one *a certain building to-wit:*

*the store of one John J. Mc Guire*

there situate, feloniously and burglariously did break into and enter, with intent to  
commit some crime therein, to-wit, with intent, the goods, chattels and personal property  
of the said *John J. Mc Guire in the*  
*store* 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

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

The said

*John Londrigan*

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

*eight hundred cigars of the value of eight cents each, and three bottles of whiskey of the value of one dollar Each bottle*

of the goods, chattels and personal property of one

*store*  
in the dwelling house of the said

*John J. McGuire*  
*John J. McGuire*

*in the store*  
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.

## THIRD COUNT—

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

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

The said

*John Londrigan*

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

*eight hundred cigars of the  
 value of eight cents each, and  
 three bottles of whiskey of the  
 value of one dollar each bottle*

of the goods, chattels and personal property of

*John J. McGuire*

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

*John J. McGuire*

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

*John Londrigan*

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

*De Lancey Nicoll,*  
~~JOHN R. FELLOWS,~~

District Attorney.

1352

**END OF  
BOX**