

0026

BOX:

342

FOLDER:

3232

DESCRIPTION:

Maher, Michael J.

DATE:

02/19/89



3232

0827

Witnesses:

John Colwell

Counsel

Filed

19 day of July 1889

Pleads,

Guilty of

THE PEOPLE

vs.

32 59 20 B

Michael J. Maher

JOHN R. FELLOWS,

District Attorney.

recd 5/12/1

A TRUE BILL. - Mich 12/1/89

Part II May 7/89

Pleady Guilty

32 59 20 B

May 7. 1893.

Foreman.

Judge is suspended

Ed. H. G.

(Sections 44, 45 and 46 Penal Code.)

0020

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

POLICE COURT—

DISTRICT.

John Cottrell
of No. Central Office Police Street, being duly sworn, deposes andsays that on the 30th day of January 1889at the City of New York, in the County of New York, at Third Avenue

between 91st and 92nd deponent arrested
 Michael J. Maher (now here) who,
 in Company with about fifteen other
 men did ^{then find there} feloniously assemble
 for the purpose of disturbing the public
 peace by moving force and violence
 to property to wit: one Third Avenue
 surface railroad Car the property
 of the Third Avenue Railroad Company
 damaging said property

About the hour
 of 4.10 o'clock in the afternoon
 deponent heard said defendant
 say to several other men present
 at the time "Now let her go" etc

The said time the said defendant
 took hold of the side of said Car
 and aided by several other men
 succeeded in upsetting said
 Car.

John Cottrell

Sworn to before me
 this 31 January 1889

W. H. Duffy
 Police Justice

0829

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Michael J. Maher 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.

Michael J. Maher

Question. How old are you?

Answer.

32 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

202 E 96 St om mms

Question. What is your business or profession?

Answer.

Car Driver on the 2 Ave Railroad

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

Michael J. Maher

Taken before me this

31

day of *September* 188*8*

Police Justice.

0830

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

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

Dated January 31 1889

P. G. Duffy Police Justice.

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

Dated Feb 1st 1889

P. G. Duffy 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 _____ 188

Police Justice.

0031

BAILED

No. 1 by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

BO

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Cottrell

vs.
Michael J. Maher

126

Dated

January 31

1889

Keuff

Magistrate.

Cottrell

Officer.

W. Office

Precinct.

Witnesses

John Furlay

No.

John Stewart

No.

261 East 58 Street.

No.

500 to answer G. S.

Roba

0032

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

-----X
The People of the State of New York
 against
 Michael J. Maher.
-----X

The Grand Jury of the City and County of New York, by this indictment, accuse Michael J. Maher of the crime of riot, committed as follows:

The said Michael J. Maher, late of the City of New York in the County of New York aforesaid on the 30th day of January, 1889, together with divers other persons whose names are to the Grand Jury aforesaid unknown to the number of fifteen and upwards, being then and there armed and then and there carrying sticks ~~and~~ clubs, stones and other dangerous weapons to the Grand Jury aforesaid unknown, did unlawfully and feloniously assemble and meet together for the purpose of obstructing and resisting the enforcement of a certain statute of this State, entitled "An Act to Establish a Penal Code," theretofore duly passed by the Legislature of the said State, and then and there and at all the times ~~herin~~ mentioned in full force and operation throughout the State and in the said city and county, ~~and particularly~~ the third subdivision of the four hundred and twenty-sixth section of the said statute, by which it is provided that a person who wilfully obstructs, hinders or delays the passage of any car lawfully running

0033

upon any horse or street railway ~~to disturb the public~~
~~peace~~, is guilty of a misdemeanor.

And having so assembled and met together as
aforesaid, the said Michael J. Maher, together with
the said other persons whose names are to the Grand
Jury aforesaid unknown, did then and there feloniously
disturb the public peace by using force and violence
to property, and did then and there wilfully and fe-
loniously with great force and violence overturn a cer-
tain railway car of the value of five hundred dollars,
of the goods and personal property of a certain cer-

There, and thereby against the public peace,
poration known as the Third Avenue Railroad Company;
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.

JOHN R. FELLOWS,

District Attorney.

0834

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

POLICE COURT—

3

DISTRICT.

John Cottrell
of No. *Central Office Police* Street, being duly sworn, deposes and
says that on the *30th* day of *January* 188*9*
at the City of New York, in the County of New York, *at Third Avenue*

between 91st and 92nd deponent arrested
Michael J. Maher (now here) who,
in Company with about fifteen other
men did, feloniously assemble
for the purpose of disturbing the public
peace by using force and violence
to property to wit: one Third Avenue
Surface Railroad Car, the property
of the Third Avenue Railroad Company
damaging said property

About the hour
of 4.10 o'clock in the afternoon
deponent heard said defendant
say to several other men present
at the time "Now let her go" at
the said time the said defendant
took hold of the side of said Car
and aided by several other men
proceeded in upsetting said
Car.

John Cottrell

Sworn to before me
this 31 January 1889
W. H. Duffy
Police Justice

0035

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

69 District Police Court.

Michael J. Maher being duly examined before the under-
signed according to law, on the annexed charge; and being informed that it is *to* 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 *him* waiver cannot be used
against *him* on the trial.

Question. What is your name?

Answer.

Michael J. Maher

Question. How old are you?

Answer.

32 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

202 E 96 St om mms

Question. What is your business or profession?

Answer.

Car Driver on the 2 Ave Railroad

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

Michael J. Maher

Taken before me this

31

day of *September* 188*7*

Police Justice

0836

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

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

Dated January 31 1889

P. G. Duffy Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated Feb 1st 1889

Defendant
P. G. Duffy Police Justice.

There being no sufficient cause to believe the within named

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

Dated _____ 188

Police Justice.

0837

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

BO

Police Court

1889 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Cottrell

vs.
Michael Maher

2

3

Dated

January 31

1889

by

Cottrell

Officer.

Witnesses

John Furlay

No.

17

No.

701

Street.

Secretary of

Brig. Gen. Capt. & Articles of

No.

500

Street.

\$

to answer G. S.

Robert

0838

BOX:

342

FOLDER:

3232

DESCRIPTION:

Makowsky, Joseph

DATE:

02/27/89



3232

Witnesses:

Mr. Shalowsky

*I have examined the
witnesses in this case,
and upon the evidence
adduced, do not
believe a conviction
could be had.*

*Wherefore
I recommend dis-
missal of in-
dictment.*

*Henry H. Hartman
Dist. Ct. Clerk*

for March 22/89

Counsel,

Filed

day of

1889

Pleas,

27 Feb
Guilty

THE PEOPLE

vs.

P

Joseph Makowsky

H.P

see other case

JOHN R. FELLOWS,

District Attorney.

March 11/89 March 11/89

A True Bill

for ending
March 1/89

Indictment dismissed

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

0039

0840

Police Court— District—

CITY AND COUNTY
OF NEW YORK, } ss.

of No. Thomas Shalowsky Street,

Stone Cutter being duly sworn, deposes and says, that

on Saturday the 23rd day of February

in the year 1889 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Joseph

Makowsky (now here) who pointed
and aimed a loaded pistol
at and against deponent's body
and did cut and stab deponent
on the head with the blade of
a knife which he defendant held
in his hand

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

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

Sworn to before me, this 24 day

of February 1889

Thomas Shalowsky
his
mar

J. Henry Ford

POLICE JUSTICE.

0841

Sec. 198—200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

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

Question. What is your name?

Answer.

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
of any crime*

Joseph M. Maresca
his
mark

Taken before me this

day of

188

Police Justice.

0842

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

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

Dated July 24 188 9 J. Murphy 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.

0843

Police Court---

302 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Chalowsky
House of Detention

Joseph Makowski

2

3

4

Officer

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

Feb 24 1889

Magistrate.

Grogan Officer.

3 Precinct.

Witnesses

Complainant sent to
House of Detention Street.

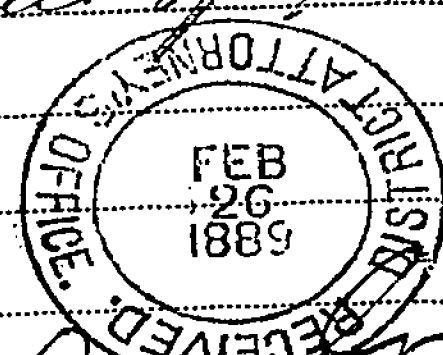
in default of \$100. Bail

No.

No.

\$

to answer



0844

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

of No. 3d Avenue Street, aged 46 years,
occupation Police Officer being duly sworn deposes and says,
that on the 23d day of February 1889

at the City of New York, in the County of New York, He arrested
Joseph Marowsky on the complaint of
Thomas Shalowsky, charging said
Joseph with felonious assault
The deponent has good and sufficient
reason to believe that said Marowsky
will not appear at the next court
of general sessions and also that he
be committed to the house of detention
Peter Groden

Sworn to before me, this

of February 1889

24 day

Police Justice,

0845

Police Court-- / District.

THE PEOPLE, & c.

ON THE COMPLAINT OF

Peter Gordon

vs.

John Morrison

AFIDAVIT.

Con of witnesses

Dated *July 24* 188 *9*

Gordon Magistrate.

Gordon Officer.

Witness,

Disposition,

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Makowsky

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

The said

Joseph Makowsky
late of the City of New York, in the County of New York aforesaid, on the
twenty-third day of *February* in the year of our Lord
one thousand eight hundred and eighty-nine, with force and arms, at the City and
County aforesaid, in and upon the body of one *Thomas Shalowsky*
in the peace of the said People then and there being, feloniously did make an assault,
and *him* the said *Thomas Shalowsky*
with a certain *knife*

which the said *Joseph Makowsky*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon then and there wilfully and feloniously did strike, beat, cut, stab and
wound, and also to, at and against the said *Thomas Shalowsky*, a certain
pistol then and there loaded and charged with gunpowder and one leaden bullet, which the
said *Joseph Makowsky* 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 aim,
point and present with intent to shoot off and discharge the same, and
with intent *him* the said *Thomas Shalowsky*
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
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Joseph Makowsky
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 *Thomas Shalowsky*
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
Thomas Shalowsky

with a certain *pistol* then and there charged and loaded with gunpowder and
one leaden bullet, which the said *Joseph Makowsky* in his right hand
then and there had and held, the same being a weapon and an instru-
ment likely to produce grievous bodily harm, then and there feloniously
did aim, point and present, with intent to shoot off and discharge
the same, and also with a certain *knife* which the said *Joseph Makowsky*
in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, against the form of the statute in
such case made and provided, and against the Peace of the People of the State of New York
and their dignity.

0047

THIRD COUNT—

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

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

The said

Joseph Maslowsky
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Thomas Shalowsky in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said Thomas Shalowsky —
with a certain knife

which

the said

in

his

right hand then and there had and held, in and upon the

of

him

the said

Thomas Shalowsky
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said Thomas Shalowsky

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.

JOHN R. FELLOWS,

District Attorney.

0848

BOX:

342

FOLDER:

3232

DESCRIPTION:

Mandel, Joseph

DATE:

02/27/89



3232

Witnesses

Kate Ayres

offr. Mahan

W. W. Watson

In consequence of the
Campbell not having been
found & certified that
the defendant's bail
be discharged and that
said defendant be dis-
charged on his own
recognizance

April 10/89 John Smith

T

Deputy

Counsel,

Filed

day of

1889

Pleads

Chapman vs

THE PEOPLE

vs.

B

Joseph Mandes

Grand Larceny Second Degree.
[Sections 528, 537, Penal Code.]

JOHN R. FELLOWS,

District Attorney.

A True Bill

John R. Fellows

Foreman.

April 10/89 upon request
of deft. Att.

Per. III April 10/89

Defendant discharged on his
own recognizance

0050

PART III.

THE COURT ROOM IS IN THE FIRST STORY.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Officer please serve & make affidavit
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York. *C*

To *Raw Oyrus*

of No. *327 W. 59th* Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the *12th* day of

April, 1889, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Joseph Mandel

Dated at the City of New York, the first Monday of
in the year of our Lord, 1889.

April

JOHN R. FELLOWS, *District Attorney.*

LT PINK

Court of General Sessions.

THE PEOPLE

vs.

Joseph Mandel

City and County of New York, ss.:

Patrick Welsh being duly

sworn, deposes and says: I am a Police Officer attached to the 22d Precinct,

in the City of New York. On the 10th day of April 1889,

I called at 327 West 59th St.

the alleged residence of Kate Ayres

the complainant herein, to serve her with the annexed subpoena, and was informed by

the janitor of said premises that said complainant had removed from [redacted] and had gone to New Jersey to reside, and he did not know when said complainant would return.

Sworn to before me, this 10th day of April, 1889.

Edward Grasse
Notary Public
City and County of New York

Patrick Welsh

0052

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

Joseph Maudslayi

Offense:

RANDOLPH B. MARTINE,
District Attorney.

Affidavit of Police Officer

Patk. Welsh

22nd Precinct.

Failure to Find Witness.

0853

Wm. J. Mandel
Sept 9/89

PART III.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Wm. J. Mandel
SUBPOENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

In the Name of the People of the State of New York.

To *Kate Ayres*
of No. *327 W. 59th* Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the *10th* day of *Sept.* 1889, at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Joe Mandel
Dated at the City of New York, the first Monday of *Sept.* in the year of our Lord, 1889.

JOHN R. FELLOWS, *District Attorney.*

0854

Should the
assigned in Court
Office about it
If inconvenient
state this early
If ill when served
Attorney's Office
If you know of
fore the Magistrate
was not there bring
District Attorney's

THE PEOPLE

vs.
Joseph Mandel

City and County of New York, ss:

Eugene P. Isaacs being duly
sworn, deposes and says: I reside at No. 113 West 56th
Street, in the City of New York. I am a Subpoena server in the office of the District Attorney of the
City and County of New York. On the 9th day of April, 1889,
I called at 327 West 59th St. *and on several other occasions*

the alleged residence of Kate Ayres
the complainant herein, to serve her with the annexed subpoena, and was informed by

the janitor of said premises that he
did not know anyone of the name
living in the premises. I then went
through the house, with the janitor
and enquired of all the families in
the house, but could obtain information
respecting the whereabouts of said
complainant.

Sworn to before me, this 10th day
of April 1889

Eugene P. Isaacs
Subpoena Server.
Henry Hargrave
Notary Public N.Y.C.

0855

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

Joseph Mandel

Offence:

JOHN R. FELLOWS,
District Attorney.

Affidavit of
Eugene P. Isaacs
Subpoena Server.

Failure to Find Witness.

0856

Police Court— District.

Affidavit—Larceny.

City and County } ss.
of New York,

Kate Agnes

of No. 327 West 59th Street, aged 27 years,
occupation domestic being duly sworndeposes and says, that on the 8 day of February 1889 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

one Silver Watch with gold chain attached
of the value of thirty dollars
and one gold Ring of the value of
two dollars
said property being in all of the value of
thirty-two dollars

\$ 32.00

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Joe Mandel (murderer)

from the fact that said deponent was
kathryn in the above said premises with
another person, and he requested deponent
to clear a bed room occupied by deponent
from clothing hanging about said room,
that deponent took said watch chain
and ring from a nail and placed the
same in a basket placing a towel
over said property,
that after said deponent had completed
his work in said room he told deponent
not to open said room within 2 1/2
hours, this was at the hour of about
11 1/2 o'clock in the morning that about

of }
Sworn to before me, this }
188 } day

Police Justice.

0057

3 o'clock in the afternoon of said
day deponent Maria said property
deponent further says that from the time she last
saw said property up to the time she lost the same she
was from other person than the defendant and his workmen in
connection
known to before me }
this 9th day of July 1889 } date of deposition

John J. Ferguson
Police Justice

0850

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Joe Mandel 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. *Joe Mandel*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *Hungary.*

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

Answer. *326 East Houston Street 4 months*

Question. What is your business or profession?

Answer. *Painter*

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

Answer. *I am not guilty and demand
an examination Joe Mandel.*

Taken before me this

Day of February 1889

Police Justice.

0859

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

Dated *July 11* 188*9* *John J. Mann* Police Justice.

I have admitted the above-named.....

defendant
to bail to answer by the undertaking hereto annexed.

Dated *July 11* 188*9*

John J. Mann Police Justice.

There being no sufficient cause to believe the within named.....

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

Dated.....188

.....Police Justice.

0060

\$500 bail for Ex
2 P.M.
Feb 11th 1889

BAILED,

No. 1, by Jacob Overmichus
Residence 291 E. 3rd Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

242 252
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Kate Ayres
327 West 59th
1 Joe Mandel
2 _____
3 _____
4 _____

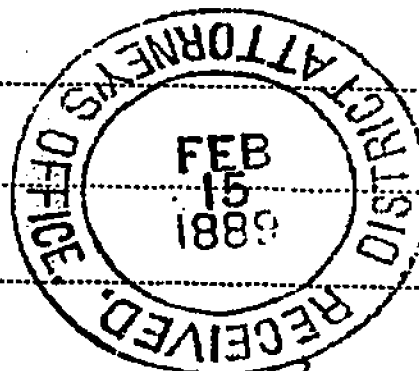
Dated July 9 1889
John Magistrate.
Robert Officer.
22 Precinct.

Witnesses _____
No. _____ Street.

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

\$ 500 to answer G.S.

Bailed 9/22



0861

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Maudel

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

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

The said

Joseph Maudel

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

one watch of the value of fifteen dollars, one chain of the value of fifteen dollars, one ring of the value of two dollars,

of the goods, chattels and personal property of one

Kate Ayers

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.

John R. Fellows
District Attorney.

0862

BOX:

342

FOLDER:

3232

DESCRIPTION:

Maola, Pasquale

DATE:

02/13/89



3232

District Attorney's Office.

ПРОПЕ

Ms.

Taxquale Masla

From the examination of all the witnesses, whose attendance I have been able to procure, I have become satisfied that the murder with which the above defendant stands charged herein, has not been committed by him; but by Frank Pello. The people have but one witness, whose

District Attorney's Office.

REPORT

295.

Pasquale Murolo

Knows the 'spies in the
case' have seen & see
grave doubt as to the
defendant being the
same who did the
murder. It would

Oct. 15

10th December 1947
Deputy Asst.

Counsel,

Filed

188

Pleads,

Котляры.

THE PEOPLE

512

Pasquale Madio

MURDER IN THE FIRST DEGREE,

(Section 188, Penal Code.)

JOHN R. FELLOWS.

March 18 - Park³ District Attorney
May 17 - 1897 - N. Y.
N. Y. - deduct. 1/2
N. Y. - deduct. 1/2

A True Bill

For Mrs. A. B. B. B.
kept desc' on her
own Regg.
May 16th 89.

0864

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Carande Mada

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

of the CRIME OF Murder in the First Degree, committed as follows:

The said *Carande Mada*,

late of the City of New York, in the County of New York aforesaid, on the ~~second~~
day of *January*, in the year of our Lord one thousand eight hundred and
eighty-~~nine~~, at the City and County aforesaid, with force and arms, in and upon one
Eugene George, in the peace of the said People then and there being,
wilfully, feloniously, and of ~~his~~ malice aforethought, did make an assault, and the said
Carande Mada, a certain pistol then and there charged and
loaded with gunpowder and one leaden bullet, which said pistol the said *Carande*
Mada in ~~his~~ right hand then and there had and held,
to, at, against, and upon the said *Eugene George*,
then and there feloniously, wilfully, and of ~~his~~ malice aforethought, did shoot off and
discharge, and the said *Carande Mada*,
with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the
gunpowder aforesaid, shot off, sent forth and discharged, as aforesaid, ~~him~~ the said
Eugene George in and upon the ~~breast~~ of ~~him~~
the said *Eugene George*, then and there feloniously, wilfully, and of
~~his~~ malice aforethought, did strike, penetrate and wound, giving to ~~him~~
the said *Eugene George*, then and there, with the leaden bullet
aforesaid, so as aforesaid discharged, sent forth and shot out of the pistol aforesaid, by the

said *Parasquale Mada*, in and upon the ~~breast~~ of
the said *Eugene George*, one mortal wound of the breadth of
one inch, and of the depth of six inches, of which said mortal wound *he* the
said *Eugene George*, at the City and County aforesaid,
from the said ~~day of~~ ~~in the~~
year aforesaid, until the ~~day of~~ ~~in the same year~~
aforesaid, did languish, and languishing did live, on which said
day of ~~in the year aforesaid, the said~~
at the City and County aforesaid, of the said mortal wound did die.
Then and there died.

And so the Grand Jury aforesaid do say: That the said
Parasquale Mada, *him*,
the said *Eugene George*, in the manner and form, and by
the means aforesaid, wilfully, feloniously, and of *his* malice aforethought, did kill
and murder, 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 *Parasquale Mada* _____

of the same CRIME OF Murder in the First Degree, committed as follows:

The said *Parasquale Mada* _____

late of the City and County aforesaid, afterwards, to wit: on the said *second*
day of *January* in the year of our Lord one thousand eight hundred and
eighty-*eight*, at the City and County aforesaid, with force and arms, in and upon the
said *Eugene George*, in the peace of the said People then and there
being, wilfully, feloniously, and with a deliberate and premeditated design to effect
the death of the said *Eugene George*, did make an assault, and the said

0066

Rasquale made, a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which said pistol the said *Rasquale made* in *his* right hand then and there had and held to, at, against, and upon the said *Eugene Bourge*. — then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said *Eugene Bourge*, did shoot off and discharge. and the said *Rasquale made*, — with the leaden bullet aforesaid, out of the pistol aforesaid, then and there by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, *in* the said *Eugene Bourge*, in and upon the ~~abdomen~~ of *him* the said *Eugene Bourge*, then and there feloniously, wilfully, and with a deliberate and premeditated design to effect the death of the said *Eugene Bourge*. — did strike, penetrate, and wound, giving to *him* the said *Eugene Bourge*, then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the pistol aforesaid, by the said *Rasquale made* in and upon the ~~abdomen~~ of the said *Eugene Bourge*, one mortal wound of the breadth of one inch, and of the depth of six inches, of which said mortal wound *he* the said *Eugene Bourge* at the City and County aforesaid, from the said day of ~~in the~~ year aforesaid, until the day of ~~in the same year~~ aforesaid, did languish, and languishing did live, on which said day of ~~in the year aforesaid, the said~~ at the City and County aforesaid, of the said mortal wound did die. *Then and there died.*

And so the Grand Jury aforesaid do say: That the said

Rasquale made — *him* — the said *Eugene Bourge*, in the manner and form, and by the means aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of the said *Eugene Bourge*, did kill, and murder, against the form of the Statute in such made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0867

BOX:

342

FOLDER:

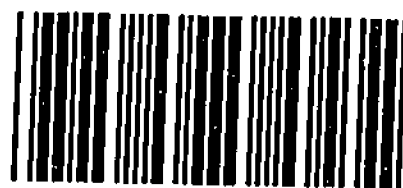
3232

DESCRIPTION:

Mason, John

DATE:

02/18/89



3232

Witness:

Wm. R. Walden

Questions on the trial have arisen which may justify a new trial and I consent to the same.

John W. Giff
Clark Dickson

The gift claims are offset to the amount collected by him in various sums. The sum which collector was collected in several small sums all under \$100 from the several towns.

A question arises whether each collector may not be the foundation for a separate misappropriation.

A grave doubt exists in my mind that Grand Jurors can be persuaded upon the aggregate sum to find a recommendation that a plea of petit larceny be accepted. *John W. Giff*
Clark Dickson

Counsel,

Filed

day of

188

Pleas,

THE PEOPLE

vs.

John Mason

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Part III April 22/89

April 26/89

New trial granted.

At-Defts request April 17/89

to be tried separately

24

0869

Pro. Ret. No. 1

KAISER, 1720 & 1722 SECOND AVENUE.

RENT FOR August 1888.

APARTMENTS.	TENANT.	RENT.	PAID.	ARREARS.	REMARKS.
First Floor					
Store North					
" South	Anderson	40	40		
B	Mason	Free.			
C	Robson	18	18		
Second Floor					
A	Stodmuller	20	20		
B	Harrsch	20	20		
C	Haynes	20	19		
D	Mangen	23	23		
Third Floor					
A	Hunter	18	18		
B	Keifer	20	19		
C	Wey	18	17.50		
D		21			
Fourth Floor					
A	Martin	17	16.50		
B		18			
C	Gordon	17	17		
D	Gates	20	20		
Fifth Floor					
A	Connell	16	13.50		
B	Mullet	17	17		
C	Weber	16	16		
D	Babb	18	18		
		\$ 312.50			

Handwritten signature and date:
 R. R. [Signature] 1888

0870

RHINE, 1716 & 1718 SECOND AVENUE.

RENT FOR *Aug* 188*8*.

APARTMENTS.	TENANT.	RENT.	PAID.	ARREARS.	REMARKS.
First Floor					
Store North	<i>Kelley</i>	<i>45</i>	<i>30</i>	<i>15</i>	
" South					
F	<i>Mae Hurain</i>	18			
G	<i>Bannon</i>	19	<i>18</i>		
H	<i>Haas</i>	21	<i>21</i>		
Second Floor					
E		23	50		
F		20			
G	<i>Garrison</i>	22	<i>18</i>		
H	<i>Place</i>	26	<i>24</i>		
I		27	50		
Third Floor					
E	<i>Williams</i>	21	<i>21</i>		
F		18			
G	<i>White</i>	20	<i>18</i>		
H		22			
I		26			
Fourth Floor					
E		20	50		
F		18			
G	<i>Davidson</i>	19	<i>18</i>		
H		20			
I	<i>Zuehlog</i>	21	<i>21</i>		
Fifth Floor					
E	<i>Langdon</i>	18	<i>18</i>		
F		16			
G	<i>Unglet</i>	18	<i>17</i>		
H	<i>Cramer</i>	19	<i>19</i>		
I	<i>Swift</i>	20	<i>20</i>		
		\$ <i>263</i>			

0871

Pro. 1/2 No. 1

KAISER, 1720 & 1722 SECOND AVENUE.

RENT FOR

August 1888.

APARTMENTS.	TENANT.	RENT.	PAID.	ARREARS.	REMARKS.
First Floor					
Store North					
" South	Anderson	40.	40		
B	Mason	Free.			
C	Robson	18	18		
Second Floor					
A	Stodmuller	20	20		
B	Harsch	20	20		
C	Haynes	20	19		
D	Mangen	23	23		
Third Floor					
A	Hunter	18	18		
B	Keifer	20	19		
C	Wey	18	17 50		
D		21			
Fourth Floor					
A	Martin	17	16 50		
B		18			
C	Gordon	17	17		
D	Gates	20	20		
Fifth Floor					
A	Connell	16	13 50		
B	Mullet	17	17		
C	Weber	16	16		
D	Babb	18	18		
			\$ 312 50		

Robson
Aug 1888

0072

Dr. JOHN MASON, in Account with MRS. GERTRUDE R. WALDO, Cr.

88

TO RENT AS STATEMENT
HEREWITH.

88

BY EXPENSES.

Aug 31

KAISER,

312 50

" ARREARS.

RHINE,

263

" ARREARS.

Aug 16

Gas Kaiser ✓

5 75

Rhine ✓

4 63

Ketchum Bills ✓

1 80

Miershausen

Salt Brumers &c ✓

4 36

Star Co. Dusters &c ✓

2 84

Frazies Plumber ✓

39 84

Lease fare to Mr Miles

10

do Bank

10

Kelly Painter 100

Hoffman Carpenter 168

75

Aug 31 By Salary

Jno Mason

55

223 17

\$ 575 50

Oct 9 By Cheque & Mr Miles

352 33

\$ 575 50

0873

Police Court

District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Gertrude R. Walder

of No. 17 East 72nd Street, aged 45 years,

occupation Housekeeper being duly sworn

deposes and says, that on the 14th day of December 1888 at the City of New

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

of deponent, in the day time, the following property viz :

Gold and lawful money of the
United States to the amount and
of the value of three-hundred
and fifty-two dollars

the property of deponent

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

reasons following, to wit:

That deponent is the owner of
premises Nos. 1716 to 1718 Second
Avenue, known as the "Kaiser"
and "Rhine" apartment houses.
That deponent placed said Mason
in charge of said houses as
janitor, giving him authority
to rent the apartments and
collect the rents from the
tenants. That by virtue of such
employment the said Mason
collected and receives from the
tenants in said houses their

Subscribed and sworn to before me this
14th day of December 1888

Police Officer

rents for the month of August 1888, as per the statement in writing made to deponent by said Mason, which statement is hereto attached and made a part of this information. That from such statement it appears that said Mason was indebted to deponent, for the August rents of said house in the sum of money aforesaid. That in payment of said sum of money the said Mason gave deponent the annexed check on the "Nineteenth Ward Bank for the sum of three-hundred and fifty-two dollars, dated Dec. 14, 1888." That deponent is now here informed by John B. McKean, Junior, that he, said McKean, presented said check at said Nineteenth Ward Bank, for certification, and that the paying teller of said Bank refused to certify said check, whereupon said McKean, that said check was worthless and of no value whatever. That said Mason fails and neglects to pay said money to deponent, and continues to retain and withhold said money from deponent with intent to deprive deponent of her property. Deponent, therefore, prays said Mason may be arrested and dealt with as the law may direct.

Sworn to before me this }
1st day of February 1889 }

J. H. Thompson

Gertrude R. Waldo

Police Justice

0075

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

John Mason 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. *John Mason*

Question. How old are you?

Answer. *40 years*

Question. Where were you born?

Answer. *England*

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

Answer. *47 East 23rd St New York*

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 and waive*
examination
John Mason

Taken before me this

day of

1889

Police Justice

0876

Sec. 151.

Police Court 4th District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Gertrude R. Walden
of No. 17 West 72 Street, that on the 14th day of December
1888 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the United
States to the amount and
of the value of three hundred and fifty-two Dollars,
the property of the said Complainant
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by John Mason

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

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

Dated at the City of New York, this 1st day of January 1889
John Mason POLICE JUSTICE.

0877

age 40 English. Res 207 E 21 St

The within named

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

Dated 188

Police Justice.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Andrew R. Walcott

vs.

John Mason

Warrant-Larceny.

Dated February 1st 1889

John Mason

Magistrate

John Mason

The Defendant Officer.

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

Officer.

Dated February 1st 1889

This Warrant may be executed on Sunday or at
night.

Police Justice.

0878

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

Dated.....188*9*.....*J. H. Murphy* Police Justice.

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

Dated.....188.....*Police Justice.*

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

Dated.....188.....*Police Justice.*

0879

\$1000. bail for Cx
Feb 2^d - 9, 20A/M

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Gertrude R. Ward

17 East 72 St

John Mason

2. _____

3. _____

4. _____

Dated *Feb 1* 1889

J. J. Cramlin Magistrate.

John B. McKeon Officer.

Leah Precinct.

Witnesses *John B. McKeon*

No. *1542 Park ave* Street.

Paym. Heller of *190th W. 2nd St*

No. *3rd Ave* Street.

Marston *155 7th St* *to bring back for Aug 1889*

No. *Robert* *1720 2nd St* Street.

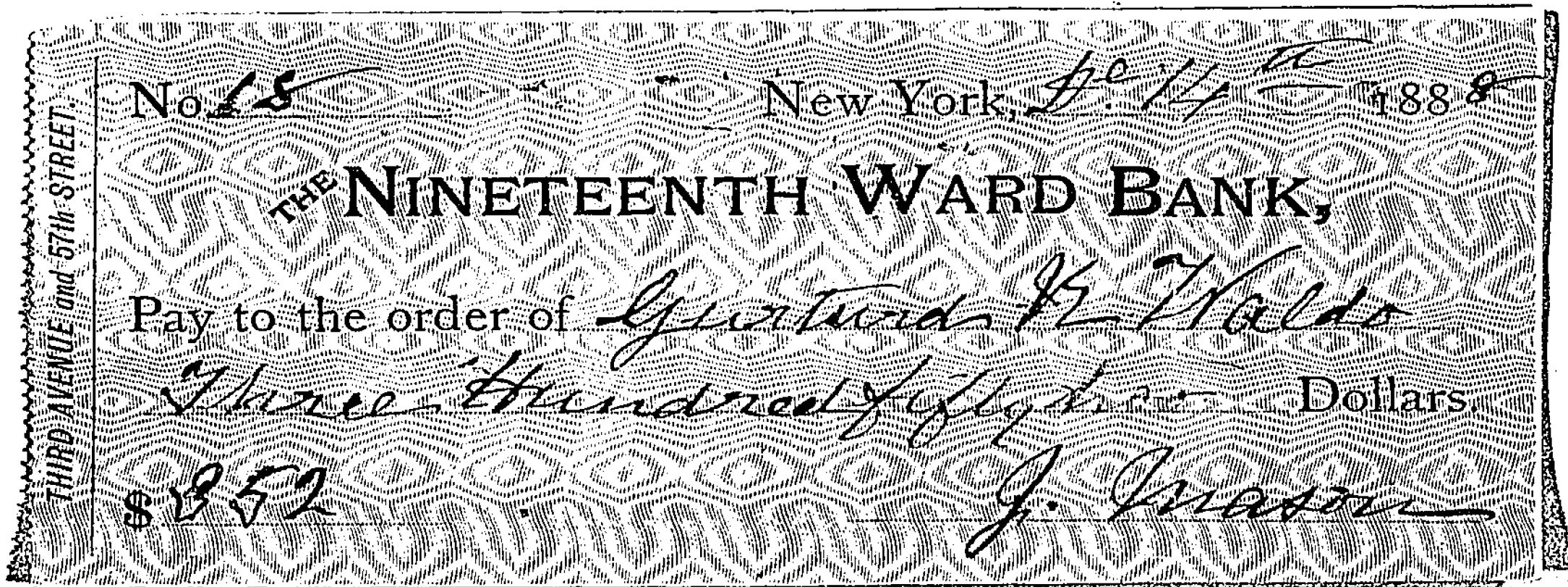
\$ _____ to answer

Mrs. Suter *100 1/2 9th St*

J. J. Cramlin

3rd Ave *Box 88 & 89* *16*

0000



0001

Gertrude R. Waldo

Presented
Dec 20/66.
J. B. M. J. Jr.

0002

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 20 years, occupation Clerk of No.

1542 Park Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Gertie R. Walden

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

Sworn to before me, this 24

day of February 1889

} John B. McKean Jr.

G. Humphreys

Police Justice.

0003

My
Dear James the late
Mrs. Dade regrets
she will be obliged
to be absent from
the city for ten days
in consequence of her
going to the South
with her sister who
is not at all well,
Yours Walter Bille

0004

Gertrude K. Waldo.

vs.
John Mason
Indicted.

Feb. 15/89

Write to Mr. DeLoe
Inform Mr. Nelson
March 23/89
By Capt. T. A. Smith

0885

To Mr. James The Clerk
Sir;

Mr. Waide has returned
to New- York, and
is ready now - to
attend to
the Nelson case -

Thursday
April 4th 1847
174 East 12th St.

0006

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 Mason

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

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

The said *John Mason*,

late of the City of New York, in the County of New York aforesaid, on the
fourteenth day of *December*, in the year of our Lord
one thousand eight hundred and eighty-*eight*, at the City and County aforesaid, being
then and there the clerk and servant of *Gertrude R. Waldo*,

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

Gertrude R. Waldo,

the true owner thereof, to wit: *the sum of three hundred
and fifty two dollars in money,
lawful money of the United
States, and of the value of
three hundred and fifty two
dollars,*

the said *John Mason* afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *sum of money*

to his own use, with intent to deprive and defraud the said *Gertrude
R. Waldo*,
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said *Gertrude R. Waldo*,

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

~~JOHN R. FELLOWS,~~

~~District Attorney.~~

0007

~~Second~~ COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further
accuse the said John Mason
of the same CRIME of Grand LARCENY, in the
second degree, committed as follows:

The said John Mason,

late of the City of New York, in the County of New York aforesaid, on the
fourteenth day of December, in the year of our Lord
one thousand eight hundred and eightyeight, at the City and County aforesaid, being
then and there the agent of Gertrude
R. Waldo,

and as such agent then and there having in his possession,
custody and control certain moneys, goods, chattels and personal property of the said

Gertrude R. Waldo,
the true owner thereof, to wit: the sum of three
hundred and fifty two dollars
in money, lawful money of
the United States, and of the
value of three hundred and
fifty two dollars,

he did afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
feloniously appropriate the said sum of money

to his own use, with intent to deprive and defraud the said Gertrude
R. Waldo,
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said Gertrude R. Waldo,

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

JOHN R. FELLOWS, District Attorney.

0000

BOX:

342

FOLDER:

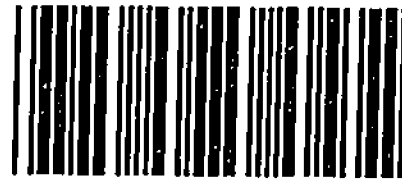
3232

DESCRIPTION:

McAvey, John

DATE:

02/18/89



3232

0889

BOX:

342

FOLDER:

3232

DESCRIPTION:

Hueston, Thomas

DATE:

02/18/89



3232

Witnesses,

Wm. Keefe

affm

One of the witnesses in this

case cannot now be

found. In my opinion as

~~the case is not yet~~

conviction ought to be at

this late date - I therefore

recommend the dismissal of

this indictment.

May 19/92

Vernon M. Davis
Clerk.

III.

P. Bellomo

52 & Pined

Counsel,

Filed

day of

Pleads,

Chiquely 13

THE PEOPLE

vs.

John Mc Avey

m

Thomas Hueston

11th a.m

[Section 635, sub 1, Penal Code.]
Displacing with, etc.

JOHN R. FELLOWS,

Oct 2 - June 1st 1892.

District Attorney.

on motion of District Atty

Indictment dismissed

A True Bill.

J. A. Newkome

March 6/89

Foreman.

Wm. Keefe

affm

Wm. Keefe

affm

0090

0891

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

POLICE COURT—

DISTRICT.

of No.

says that on the

day of

188

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

Thomas Keefe
the Central Police Officer
Street, being duly sworn, deposes and
30 January 1889
John McAray and Thomas
Fineston (both now here)
and three others unknown to
deponent and not yet arrested
did willfully and lawfully
displace and remove the
switch of the forty-second
street, Manhattanville and St
Nicholas Avenue Railroad
Company located at 42^d street
and 4th Avenue, that at about
10 o'clock a.m. deponent
saw defendant McAray take
off the top of said switch and
carry the same about half
a block and was then joined
by defendant Fineston and
four other persons who
each acted in concert with
each other and carried away
the top of said switch attached
to said Railroad track and
thereby endangering the
safety of persons riding in
the cars of said Company,
in violation of Section 635
of the Penal Code of the State of
New York

Thomas Keefe

Deponent to be sworn
this 30th day of January 1889
John McAray
Thomas Fineston
Other Deponents

0092

Sec. 198—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

H District Police Court.

John McAvoy 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. John McAvoy

Question. How old are you?

Answer. 27 years

Question. Where were you born?

Answer. Ireland

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

Answer. No 332 East 40th St 8 months

Question. What is your business or profession?

Answer. Railroad Stationer

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 McAvoy

Taken before me this

day of

1889

Police Justice.

0093

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Thomas Hueston 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.

Thomas Hueston

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

N 456 West 37th St New York

Question. What is your business or profession?

Answer.

Railroad Stableman

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

Answer.

I am not guilty

Thomas Hueston

Taken before me this

day of

1889

Police Justice.

0894

Qualifier
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.....

John McGray and Thomas Struaton
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *2500* Hundred Dollars, *each* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *January 3* 188 *James P. McQuinn* Police Justice.

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

Dated.....188..... Police Justice.

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

Dated.....188..... Police Justice.

0895

111 130
Police Court---

176
District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thos Keepe

vs.

1 Geo McAnay
2 Thos Fuester

3

4

Officer

Anying to

Railroad

No. 635

BAILED,

No. 1, by

Thos W. Centagart

Residence

453 W. 48th Street.

No. 2, by

Adam Huston

Residence

406 W. 52^d Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Dated

January 30

1889

Magistrate.

Officer.

Precinct.

Witnesses

Berg & Dexter

No.

146 W 42

Street.

No.

Street.

No.

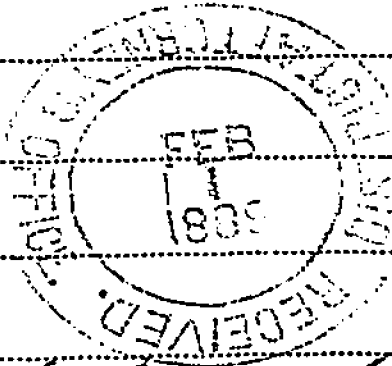
Street.

\$

1000 to answer

No 1 Bessie

" 2 Bessie



0896

Grand Jury Room.

PEOPLE

vs.

John Mc Arey B
+
Thomas Hueston B

For Wilson Serrano

0097

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 Mc Avery and
Thomas Weston

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

Indictment accuse

John Mc Avery and
Thomas Weston

of the crime of

displacing a sidewalk attached
and appertaining to and connected
with a railway
committed as follows:

The said

John Mc Avery and
Thomas Weston, both

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

thirtieth day of January, in the year of our Lord one thousand
eight hundred and eighty-
nine, at the City and County aforesaid,

did knowingly displace a certain
sidewalk attached and appertaining to
and connected with a certain railway
there, used and maintained by a
certain corporation called the Third
Second Street, Manhattanville and
Saint Nicholas Avenue Railroad
Company, the same being a railway
operated by horses; whereby the
safety of divers persons to the
Grand Jury aforesaid unknown
then riding and travelling over and

0090

upon the said railway, was then
and there endangered, against the
form of the Statute in and case
made and provided, and against
the peace of the People of the
State of New York, and their dignity

0899

Second COUNT.

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

John McAnery and Thomas Weston
of the CRIME of displacing a part of a sinker
attached and appertaining to and
connected with a railway.

committed as follows:

The said John McAnery and Thomas
Weston, both

late of the City and County aforesaid, afterwards to wit: On the day and in the year aforesaid,
at the City and County aforesaid, did unlawfully displace
and remove a certain piece of iron,
being a part of a certain sinker at-
tached and appertaining to and con-
nected with a certain railway there,
used and maintained by a certain
corporation called the Forty Second
Street, Manhattanville and Saint
Nicholas Avenue Railroad Company,
the same being a railway operated
by horses, whereby the safety of
diverse persons to the Grand Jury
aforesaid endangered, then riding and
travelling over and upon the said
railway, was then and there en-
dangered, against the form of the

0900

Statute in and a case made and
provided, and against the peace
of the People of the State of New
York, and their dignity

John R. Fellows,
District Attorney

0901

BOX:

342

FOLDER:

3232

DESCRIPTION:

McDonnell, Michael J.

DATE:

02/11/89



3232

0902

Witnesses:

Mr. M. C. Carter
Mr. D. M. Smith
off - McQuire
26th Street

Counsel,

Filed

11 day of July 1889

Pleads,

Verdict

THE PEOPLE

vs.

P

Michael McDonald

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 537 — Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

[Signature]

Foreman.

Part III February 27/89

Filed and Accepted.

T.

0903

Police Court—

District

Affidavit—Larceny.

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

of No.

occupation

deposes and says, that on the

day of

188

being duly sworn

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 time, the following property, viz:

Seven dollars lawful money

the property of

Deponent

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

Michael McDermott now here
that about five o'clock P.M. on
said day deponent in company
of defendant was passing upon
75th Street Western Boulevard the
said McDermott suddenly thrust
his hand into a pocket of deponent's
trousers which contained said money
and pulled therefrom the money
in question and has not since
returned it, but feloniously
withheld it and used it for his
own purpose

J. J. McLaethy

Sworn to before me, this

day

188

Police Justice.

0904

Sec. 198—200.

5 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

Michael McDonnell 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. *Michael McDonnell*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *65 St 3. Avenue*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty of the*
charge. We were drunk together
I had more money than any
of the others and if anything
happened which is likely no money
was taken by me. I know I
had at the time more money than
*the complainant —**Michael J. McDonnell*

Taken before me this

day of *February* 188*9**Police Justice.*

0905

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.....

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

Dated Feb 5 188 9 John J. [Signature] Police Justice.

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

Dated..... 188 Police Justice.

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

Dated..... 188 Police Justice.

0906

Police Court--5200 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas McCarty
1051 27th Ave
Michael McDonald

2
3
4

Carroll
from person
Offence

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated February 5 1889

Magistrate.

McGuire Officer.

Precinct.

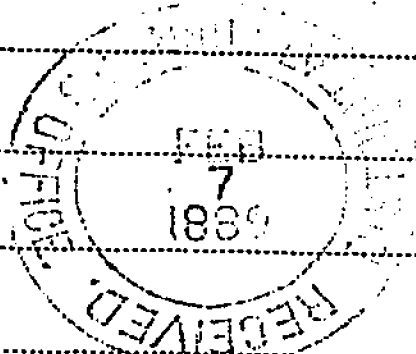
Witnesses Michael Bennett

No. 346 East 61 Street.

No. Street.

No. Street

\$ 500 - to answer



Geo
112
Ness

0907

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael J. Mc Donnell

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

Michael J. Mc Donnell
of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said Michael J. Mc Donnell

late of the City of New York, in the County of New York aforesaid, on the fourth
day of February in the year of our Lord one thousand eight hundred and
eighty-nine, in the day time of the said day, at the City and County
aforesaid, with force and arms,

one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as
United States Treasury notes), of the denomination and value of five dollars — ; one
promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of five dollars — ; one United States Silver
Certificate of the denomination and value of five dollars — ; one United States
Gold Certificate of the denomination and value of five dollars — ;

three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as
United States Treasury notes), of the denomination and value of two dollars each; three
promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of two dollars each; three United States Silver
Certificates of the denomination and value of two dollar each; three United States
Gold Certificates of the denomination and value of two dollars each;

seven promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as
United States Treasury notes), of the denomination and value of one dollar each; seven
promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of one dollar each; seven United States Silver
Certificates of the denomination and value of one dollar each; seven United States
Gold Certificates of the denomination and value of one dollar each; and seven coins,
of a number, kind and denomination to the Grand Jury
aforesaid unknown, of the value of seven dollars —
of the goods, chattels and personal property of one Thomas Mc Carthy
on the person of the said Thomas Mc Carthy
then and there being found, from the person of the said Thomas Mc Carthy
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.

John R. Fellows,
District Attorney.

0408

BOX:

342

FOLDER:

3232

DESCRIPTION:

McGovern, Richard

DATE:

02/28/89



3232

0909

District Attorney's Office

PEOPLE

vs.
Richard McGoove

The complainant here desires to withdraw his charge against the defendant. My accompanying of the witness for the purpose of this has forced me to the conclusion that a conviction cannot be obtained in this case. Certain part of complainant's evidence is not speak against him while the defense has a very plausible theory backed by a great number of witnesses, and the court complainant has not a single witness to corroborate him.

Being Chief of Facts, I therefore, recommend the dismissal of the indictment herein.

Edward Grose
District Attorney
I recommend that the bail of defendant be discharged and that he be discharged in his own recognizance April 16/89.
John W. Grose
Clerk

2754
D. W. McGoove

Counsel, 45 B. Way
Filed 27 day of Feb/ 1889
Pleads Guilty. 27 Feb/ 1889

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

THE PEOPLE

vs.
Richard McGoove

JOHN R. FELLOWS,
District Attorney.

Mar 120 Pm. 1.3.

A True Bill.

Foreman

Apr 12/89 by appeal
off for April 17/89
Part III April 17/89
Bail discharged.

0910

STENOGRAPHER'S MINUTES.

2 District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF
Michael Grady
 vs.
Richard M. Gorman

BEFORE HON.

Justice O'Reilly

POLICE JUSTICE,

February 6

188*9*

APPEARANCES:

For the People,

For the Defence,

B. M. Hearn

188

INDEX.

WITNESSES.	Direct Ex.	Cross Ex.	Re-Direct.	Re-Cross.
<i>Michael Grady</i>	1			
<i>Richard M. Gorman</i>	4			
<i>Hugh Donohue</i>	5			
<i>B. M. Hearn</i>	12			
<i>Michael Walsh</i>	13			
<i>Dennis Clifford</i>	14			

W. L. O'Connell

Official Stenographer.

0911

Police Court
Second Dist.

The People vs
Michael Grady
Richard M. Gorman

Examination Before Justice O'Reilly
Feb 6 1889

For Defendant J. M. Hildreth

Michael Grady the complaining witness
being duly sworn and cross-examined
on his affidavit by Mr Hildreth
deposes and says:-

Q Where was this occurrence?

A. In 27th street between Tenth
and Eleventh Avenue.

Q What were you doing there?

A. I sent after this gentleman
to talk to him. I sent after
him to find out why he threw
a salt cellar and hit me on
Christmas

Q What did you do when he

09.12

Came out?

A. I asked him why he hit me.

I said to him "Don't talk to me again." I turned and walked away from him and he followed and hit me from behind.

Q. You swear that he struck you with a slingshot?

A. Yes Sir,

Q. Did you strike him back?

A. Yes Sir

Q. How do you know he struck you?

A. Because I turned and caught his hand and tried to get the sling out of his hand but could not.

Q. What did you do?

A. I went to a drug store and got my head dressed. I then went to the station house.

Q. Did you make a complaint against him?

A. Yes

A. Yes sir, at the station house.
The reason he was not arrested
before was they could not
find him.

2. What station house did you
go to?

A. 237th St.

2. What Avenue?

A. Between 9th and 10th

2. Are you quite sure he struck
you without provocation?

A. Yes sir.

2. You did not make any
attempt to strike him?

A. No sir - I made no attempt
whatever to strike him.

2. Was there anybody there at
the time he struck you?

A. No sir, only defendant and
myself.

2. What conversation did you
have with defendant?

A. All the conversation I had
was I sent a boy after him.
He came. I asked him

0914

what he hit me on Christmas night with a salt cellar for. He told me I hit him. I said 'That settles it don't talk to me again.'

I turned away from him. He followed me and hit me with a slung shot. and jumped on me.

Q You say you had this slung shot in your hand?

A It was a round ball with a string attached.

Q Do you know what it was made of?

A I suppose it was lead.

Re cross

Q You say you had the ball in your hand and he had the string in his?

A - Yes: I could not pull it away.

* Richard H. Gorman, the Defendant

being duly sworn deposes and says in his own defense

2 You have heard the testimony given by the Complainant:

A Yes.

2 State whether the facts as given by him were correctly stated in regard to this occurrence

A No sir; it was not true

2 Give the facts in regard to the occurrence on that night?

A I was in the store in 27th street. A boy came in and inquired for me, and Mr Clifford told him I was in the back of the room. The boy said to me "There is a gentleman on the corner wishes to see you." I went about 250 feet from 26th St. on 10th Avenue. He came out from behind a stoop. He said "Now you

09 16

Dickens I have got you now " and he grabbed me here by the coat. I said "Let go of me" He was intoxicated I was sober. I shoved him aside away from me. I turned to walk away from him telling him I would have nothing more to do with him. As I turned around he struck at me and hit me with the back of his hand, and knocked the hat off my head, and he kicked me on the leg. Both of us grabbed each other. He was intoxicated. I gave him a push from me and he fell. I walked to the store to get away from him. I have passed him since that time. In the neighborhood of five weeks passed. He never said a word to me until his brother met me one night

and arrested me. His brother was going to knock my brains off out. Before that my counsel went to the station house and found there was no complaint against me at the station house and there was word left there that I would come there if complaint was made. I was arrested at a hotel by two men who came behind me and took me to the 134 Precinct station. There was no complaint against me there. Officer Grady said his brother would make a charge against me.

2 Who was in the saloon when the boy came for you?

A Mr. Clifford.

By the Court -

2 Did the boy tell you who wanted to see you?

A No sir.

7 2 What did he say to you?

0918

A I said "Is it a lady or
a gentleman?" He said "a
gentleman."

Dennis Gaddy being duly sworn a
a witness for the people deposes
and says:- I made the
arrest at a ball. I was
sent there by the captain.
The ball was at the Assembly
room corner of 26th street and
7th Avenue. It was 6 O'
Clock in the morning when this
man came in drunk
Q Did you arrest him for
intoxication.

A No Sir

Hugh Donohue being duly sworn
and examined as a witness for the
defendant deposes and says:-
8 I reside at 515 West 29th St

0919

Q What is your business?

A Moulder - Iron moulder.

Q Were you a witness of this occurrence?

A I could not tell the exact date: It was five or six weeks ago.

Q You saw the fracas between these two men?

A I did.

Q Do you remember where it occurred?

A It was in 27th Street - 125 feet from 10th Avenue west.

Q What did you see?

A I heard these two men growling as I passed by. I was with another young man. I was going back. This young man says "Don't go back" so we went away. When we came back I heard Mr. Evers say to this man (Grady) "Go away - I don't want anything to do with

you and Grady struck him,
and Mr. Gorman retaliated and
he drove him out in the
street by the force of the
blow. Mr. Gorman went back
at him. Then Mr. Gorman
ran away through the store.

By the Court

Q. What did Mr. Gorman do?

A. He hit Grady.

Re-cross

Q. From the effect of Mr. Gorman's
blow did Grady fall?

A. No

Q. You did not see that?

A. No sir

Q. Did you see any more?

A. I did not see Grady after
that.

Q. How about Mr. Gorman?

A. Mr. Gorman went into the
toy store. That was the last
I saw of Mr. Gorman or Grady.

that night.

Q Grady did not fall from the effect of the blow given by Mr. Governor?

A No.

Q If he had fallen you would have seen it?

A Oh Yes I would have seen it.

R-direct.

Q You are quite sure you saw this companion strike Mr. Governor?

A That is what I saw first

Off the Court

Q- You came along while they were quarrelling?

A- They were quarrelling.

Q You do not know about what occurred before you got there?

A- I could not say - I do not know - all I know is what I saw.

" Q When you first came there

the first thing you saw was
you saw Grady strike Mr. Govers.

A. Yes Govers
2 Grady might have struck
Grady previous to your coming
there.

A. That is or your Honor
I know nothing about
that.

D. M. Hedrick, Counsel for
Defendant, being duly sworn
and examined as a witness
for Defendant deposes
and says: - I think it was
three weeks ago that I was
told by my client the defendant
Mr. Govers that the officer in
this case, Dennis Grady, had
threatened to club him. I
went to the 90th St. Station
house and I informed the
officer in charge that I wished

to know whether there was
 a complaint or a
 a warrant for my client.
 I said that if my client
 was wanted I would produce
 him at any time at the
 station house. The sergeant
 said that there was no
 complaint. I left my
 address with the sergeant

By the Court

2. who told you that Officer
 Grady threatened to club you?
 A. Mr. Evers told me and
 I heard it from others before.

Officer Grady - The complaint was
 made at the 20th precinct
 station and I am attached
 to the 30th

13. Michael Walsh (the boy referred to
 on having been sent by defendant

for complainant) Deposes and says:-
I live at 512 West 27th St.

Q Do you know the defendant or complainant here?

A. No Sir.

Q. Do you remember five weeks ago this gentleman sent you from West 27th St. to the Cliffords saloon after the Complainant

A. This gentleman (defendant) was around the corner and just wanted to see him (Complainant)

Q Did this gentleman give you anything for going? A. No

Q Did he say anything to you except that?

A. He sent I was to go around to Cliffords and tell this man. Mr. McEwen said he would be up in a minute.

Q That is all you know?

A. Yes Sir.

14 Dennis Clifford being duly

sworn and examined as a witness for defendant deposes and says - I live at 528 West 27th St. I keep a saloon. I was in my place of business on Dec 29 when I do you know anything of the occurrence?

A No Sir. I did not see it.

Q Did you see the complainant there after the assault?

A No Sir.

Q Did you see McEwen there after?

A No Sir.

Defendant held the amount \$500 bail.

0926

2 District Police Court.

Michael Eady

vs
Richard M. Govern

STENOGRAPHER'S TRANSCRIPT.

Feb 6 1889

BEFORE HON.

Daniel O'Reilly

Police Justice.

W. L. Cronin Jr

Official Stenographer.

0927

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

Michael Grady
Richard M. Govern
agst.

Examination had *Feb 6* 188*9*
Before *Daniel O'Reilly* Police Justice.

I, *Walter L. Ormsby* Stenographer of the *2* District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of
the original Stenographer's notes of the testimony of *Michael Grady,*

Richard M. Govern, Hugh Donohue, J. M. Hildreth
as taken by me on the above examination before said Justice.

Dated *February 10* 188*9*.

W. L. Ormsby
Stenographer.

Daniel O'Reilly
Police Justice.

0929

Police Court—2 District.

City and County { ss.:
of New York,

of No. 445 West 27th Street, aged 29 years,

occupation Watchman being duly sworn

deposes and says, that on the 27 day of December 1888 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Richard Mc Govern, now here,
struck deponent four or five blows
on the head, breaking a hole in
deponent's skull with a slung shot
consisting of a piece of lead attached
to a string then and there held
in the hands of the said Mc Govern

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 30th day
of January 1889 } Michael Grady

Sam'l C. Bailey Police Justice.

0930

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. Richard Mc Govern

Question. How old are you?

Answer. 33 years

Question. Where were you born?

Answer. MS.

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

Answer. 310 9th Avenue 11 months

Question. What is your business or profession?

Answer. Porter

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.

Refused to sign his name

Taken before me this

30

day of

January

1885

Police Justice.

0931

Sec. 192.

2 District Police Court.

undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel O'Reilly a Police Justice ;
of the City of New York, charging Richard M. Govern Defendant with
the offence of Assault, felony

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

We, Richard M. Govern Defendant of No. 310
9th Avenue Street; by occupation a Porter
and John Neher of No. 234 Eighth Avenue
Street, by occupation none Surety, hereby jointly and severally undertake that
the above named Richard M. Govern Defendant
shall personally appear before the said Justice, at the 2 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of _____
Hundred Dollars.

Taken and acknowledged before me, this 30
day of January 1889.

D. J. C. [Signature] POLICE JUSTICE.

Richard M. Govern
John Neher

0932

CITY AND COUNTY
OF NEW YORK, } ss.

day of *January*
188*9*
James Marshall Police Justice.

Sworn to before me, this *30*

John Nehr

the within named Bail and Surety being duly sworn, says, that he is a resident and *free*
holder within the said County and State, and is worth *over 750* Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of *a house and lot of*

land at No 234 Eighth Avenue in
the city of New York of the value of
over five thousand dollars.

John Nehr

Bondswoman identified
by John W. Marshall
207 W 17th St

2 District Police Court.

THE PEOPLE, & C.,

ON THE COMPLAINT OF

Michael Gaddy

vs.

Paul and Mc Evers

Taken the *30* day of *Jan* 188*9*

O'Reilly

Justice.

Undertaking to appear
during the Examination.

0933

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

Richard Mc Govern

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

Dated February 6th 1889

Sam'l C. Bailey Police Justice.

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

Dated Feb 6 1889

Sam'l C. Bailey Police Justice.

There being no sufficient cause to believe the within named

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

Dated _____ 188

Police Justice.

0934

BAILED,

No. 1, Michael Lambers
Residence 256 Sixth Ave Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

754 B.O. 220
Police Court--- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

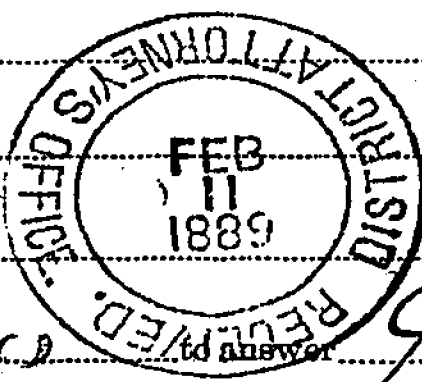
Michael Grady
448 West 27th
Richard Mc Govern

Assault
felony
Offence

Dated January 30 1889
O. Reilly Magistrate.
Grady Officer.
19 Precinct.

Witnesses
\$1500 & Feby 1. 2 PM
" 6 10 a M

No. _____ Street.
No. _____ Street.
\$ 5000 9. S.



Bailed

0935

New York General Sessions.

PEOPLE ON MY COMPLAINT,

VERSUS

Richard McGovern

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

Michael Grady

Witness
Edward Groves

County of General Sessions.

The People

vs.
Richard Mc Carver

Indictment

Assault 1st Degree
§§ 217 & 218 P. C.

in having on the 27th of December, 1888, assaulted one Michael Grady with a dangerous shot.

Michael Grady, 445 West 27th Street, Watchman. On the 27th of December, 1888, between seven and eight o'clock P. M., I was standing in 27th Street, about 100 or 200 feet below Tenth Avenue, waiting for the defendant, having sent a boy named Michael Walsh to him with a request to come and see me. He was at Clifford's Saloon in said street, near Tenth Avenue. I surmised that he was there. He came and asked me, why he struck me in the

corner of my left eye ^{on Christmas eve}. He replied
 that I struck him. I said: "That
 settles ~~him~~ ^{with} it" and turned
 away, my back towards him.
 Having gone four or five feet,
 the defendant struck me four
 or five times on the head with
 a slurring shot. I did not fall.
 I went to Dr. Fitch's drug store,
 corner 24th Street and Lenox
 Avenue, to get my head dressed.
 It was wounded and bruised.
 Dr. Fitch refused to dress my
 head, but afterwards, when I
 returned with an officer, he
 sutured up the wound with two
 stitches. I had taken about
 six glasses of lager beer during
 the whole day, but I was
 not intoxicated at the time.
 I know that he assaulted me
 with a slurring shot, because
 I got hold of it with my hand,
 but he snatched it from me.
 It consisted of a ball of lead at-
 tached to a string. I do not
 know whether anybody wit-
 nessed the assault. I have

no witnesses.

Was confirmed by Mr. Hil-dreth. I did not testify in the Police Court, that he jumped over me. If the minutes contain any such statement, it must be a mistake on the part of the stenographer. I do not remember whether there was a cart or drug near the place of the assault. When the defendant came up to me, I stood on the side walk near the curb stone. After the assault, I had the ball of the drug shot in my hand, but the defendant who held the string, pulled it from me, and he ran into Well's toy store. I was perfectly conscious after the assault. The said ball was about an inch in diameter. I cannot say positively that it consisted of lead. It may have been of iron or stone. After the assault, ~~the~~ I ran for the defendant, and he tried to escape from me. I would not

0939

have pressed this charge but for the fact that the defendant had threatened to interfere with my brother, who is a police officer, in the discharge of his duties. I heard from several people that he would get my brother broken. The arrest was made on the 30th of January, 1889. Before that day I had heard of said threats, and they caused me to make this charge against the defendant. If I had not heard of the said threats, I might have withdrawn this charge. It is true that I made threats against the defendant before the assault occurred.

William J. Jurell, 514 West 48th Street, New York. I was a witness to the alleged assault upon the complainant on the 27th of December, 1888. I was about 30 feet away from them. I could not see distinctly what happened, but as the electric lights were out, I saw Grady strike Mc Govern, and saw the latter run off into a

toy store. I do not know what happened before the complainant struck the defendant. I did not see the defendant come up to the complainant.

^{Ymmer}
Dr. Albert Fitch, 294 Leith
 Terrace. On the 27th of December
 1888, I dressed a scalp wound
 of the complainant herein. My
 opinion is that the same was
 caused by a fall, and not by
 a sharp shot. I have my opinion
 on the area of the contusion.
 There was only one bruise.
 I examined the head of the de-
 fendant. I first refused to dress
 the wound, because the com-
 plainant was drunk and boi-
 strous and had no money.

Humphrey Loveshue, 515 West
 29th Street, Iron Shoulder. I
 saw the alleged assault by the
 defendant upon the complain-
 ant herein. ~~The~~ on the 27th of
 December, 1888. They two were
 talking and quarreling with

each other. The ~~complainant~~ ^{defendant} said to the ~~defendant~~ ^{complainant}, he should go away from him; he did not want to have anything to do with him. The defendant left the complainant, going towards Eleventh Avenue, and the complainant followed him and struck him from behind in the neck, so that the defendant staggered into the middle of the street. The defendant turned around and went for Grady. They had blows with each other and the defendant finally ran into the toy store.

Daniel M. Keely, 302 East 77 Street, Building Inspector. A day after Christmas, the complainant made threats in my presence that if the defendant did not keep off Tenth Avenue, he would send him home on a stretcher.

A number of witnesses, Jacob Jester, #57 Tenth Street, Detective

0942

J. F. Valley, Central Office, Jacob
D. Melle, 298 South Avenue,
Thomas B. McAvoy, Clerk in the
Tax Office, 693 East 14th Street,
J. Krilly, 505 West 27th Street,
Samuel Clifford, Liquor Dealer,
510 West 27th Street, testified
that they saw the defendant
repeatedly in the said locality
between the 27th of December,
1888 and the 9th of January, 1889.

Richard McGovern, 403 Ninth
Avenue, Public Cartman, the de-
fendant. He complainant struck
me from behind in the neck
~~before I started him~~ I did
not strike him with a strong
shot. I had none about me.
I did not strike him with
any other weapon. We grappled
each other and went over to the
ash cart that was standing
at the curb ~~where~~ ^{where I did not strike him at all}. He was drunk
and I was sober. Before my
arrest I passed him a number
of times in the street. He fell
against the said ash cart.

0943

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs,

Richard McQueen

BRIEF OF FACTS.

For the District Attorney.

Dated.

1888.

April 12
Edward Grobe

Deputy Assistant.

0944

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Richard Mc Govern

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

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

The said *Richard Mc Govern*
late of the City of New York, in the County of New York aforesaid, on the
twenty-seventh day of *December* in the year of our Lord
one thousand eight hundred and eighty-~~eight~~ with force and arms, at the City and
County aforesaid, in and upon the body of one *Michael Grady*
in the peace of the said People then and there being, feloniously did make an assault,
and *him* the said *Michael Grady*
with a certain *slung shot*

which the said *Richard Mc Govern*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon then and there wilfully and feloniously did strike, beat, cut, ~~stab~~ and
wound,

with intent *him* the said *Michael Grady*
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

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

The said *Richard Mc Govern*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *Michael Grady*

in the peace of the said People then and there being, feloniously did wilfully and
wrongfully make another assault, and *him* the said

Michael Grady
with a certain *slung shot*

which the said *Richard Mc Govern*
in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, ~~stab~~ and wound, against the form of the statute in
such case made and provided, and against the Peace of the People of the State of New York
and their dignity.

0945

THIRD COUNT—

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

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

The said

Richard Mc Govern !

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

Michael Grady in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
him the said Michael Grady —
with a certain sling shot

which he the said Richard Mc Govern
in his right hand then and there had and held, in and upon the head
of him the said Michael Grady

then and there feloniously did wilfully and wrongfully strike, beat, ~~stab~~, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said Michael Grady

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.

JOHN R. FELLOWS,

District Attorney.

0946

BOX:

342

FOLDER:

3232

DESCRIPTION:

McGrath, Owen

DATE:

02/06/89



3232

Wm Dennis M. Perkins
6th Floor

Counsel,
 Filed
 Pleads,

29
 20
 day of July 1889
 W. J. W.

THE PEOPLE

vs.

P

Over the Breath

Copy

Grand Larceny, 5th Degree.

(From the Person.)

[Sections 528, 528/520 - Penal Code].

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. H. Burkhane
 Secy of Ag.
 Foreman.
 J. J. L. L. L.
 Pen 8 and.

0947

24

The People vs. Owen M. Grath } Court of General Sessions, Part I
 Before Judge Cowing, Feb. 8, 1889
 Indictment for larceny from the person.

Jennies M. Crohan, sworn and examined testified. I am an officer attached to the sixth precinct; on the 28th of January I was on duty in Park Row and Mulberry street. I saw the defendant there about seven o'clock in the evening. My attention was attracted to a crowd on Park Row and Mulberry street, and when I came up the prisoner and John Bush were struggling for a pocket book which the prisoner had in his hand. I asked them what was the matter and John Bush stated in the presence of the prisoner that he had been into a liquor store to take a glass of beer; the prisoner was there and asked ^{him} ~~him~~ to treat; I treated the prisoner, and after coming out he asked me for five cents to help pay his lodging. While I was taking five cents out of my pocket book the prisoner snatched the pocket book and ran away; it was while struggling for the pocket book I came up and arrested the prisoner on John Bush's complaint. In whose possession was the pocket book? In the prisoner's possession I took him to the station house and the complainant made the same statement to the Sergeant at the desk. Did the defendant

say anything? He said that John Bush had given him the pocket book. Was there any money in the pocket book? There was I think \$1.50 something like that which John Bush identified before it was opened by the Sergeant; he stated the contents of the book before it was opened by the Sergeant. Among the contents was a Hoboken ferry ticket. What time of day or night was this? It was between seven and eight o'clock, it was after dark.

When you saw them struggling how soon after were you able to arrest him, right away? I arrested him right there; he had the pocket book in his left hand. Bush gave his occupation as 'Lynchburg man'. Have you seen him since? No sir, I have not; he was at Court. You were present in Court when he made his complaint? I was. Did you see him sign that (the complaint)? Yes sir, I did. You have not seen him since? No sir.

Mr. Goff offered the complaint made in the Police Court in evidence. The Defendant's counsel objected. The Court sustained the objection and the complaint was not admitted in evidence.

Cross Examined: I came up and saw the men struggling. They were both drunk.

were they not? This man (the defendant) was the drinker of the two; the other one (the complainant) was not very drunk. His story that the complainant told me was told me at the time of the arrest. What did this prisoner say about it? The prisoner said that he had given him the pocketbook. Did he not say that he gave it to him to take money out to buy a drink? No, he did not give any further explanation; he simply said the complainant gave him the pocketbook.

Owen J. Grath, sworn and examined in his own behalf testified. What do you work at? I am a baker. How long have you lived in the City of New York? Sixteen years. Who have you worked for in the City of New York? I worked for Chrystal up in Fifty Sixth St. How long have you worked for him? I could not exactly say; it is quite a little while since I worked for him, I worked for him five or six months. I worked also for John Hickey in Greenwich St. I worked for him three weeks until he sold out. There are a great many places in Brooklyn where I worked. I worked in 111 Hudson Avenue about eight years for M. Martin and worked for Mr. Beyer in Smith St. nearly nine years backwards and forwards. I was never arrested before for anything but drunkenness. I did

not snatch the pocket book; he took me away from another party and I drank with him until I got drunk; he took me out to another liquor store and then gave me the pocket book to take the money out of it to pay for the drinks. I was paralyzed with drink. I lost my coat and vest. I could not tell anything at all about the pocket book until the next day, only I remember him giving it to me. Cross Examined. He gave me the pocket book outside the door of a liquor place in Mulberry St. and then he took me to another one. The drunken paralysis did not come on me then. All I remember is that he gave me the pocket book. I could not really say if I had my right mind about me then. I work hard for a living. I have been on the Island ten days for drunkenness. I have never been there for vagrancy; the longest period I ever got was a month. I was never in Knip Co. penitentiary, only in Blackwell's Island.

Dennis McCrohan recalled. The prisoner was pretty drunk when I arrested him, but he knew what he was doing; he became very violent and resisted arrest. The jury rendered a verdict of guilty of the larceny.

0952

Testimony in the Case
of Owen McGowan
filed Feb.
1897.

0953

Police Court— / — District.

Affidavit—Larceny.

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

John Bush
of No. 18 East River, John Flannery,
occupation Longshoreman, being duly sworn
deposes and says, that on the 28th day of January 1889 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and
person of deponent, in the nighttime, the following property, viz:

One pocket book valued ten cents
and containing good and lawful
money of the United States of the
value of One dollar and fifty cents

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Owen McGrath (now here)

for the reasons that on said day
deponent was on Park Row and had
said pocket book containing said
money in his hand. That the defendant
seized said pocket book and ran
away. That deponent is informed by
Denis McGrohan, Police officer of the
Sixth Precinct Police that he McGrohan
found said pocket book in the possession
of the defendant and deponent identified
the same as his property.

John Bush

Sworn to before me, this 29 day
of January 1889
M. J. White
Police Justice.

0954

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation Dennis McBrohan of No. 6 Peoples Place Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of John Bush and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 29
day of January 1889
W. A. H. H.

Police Justice.

Dennis McBrohan

0955

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Owen McGrath

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

Question. What is your name?

Answer. *Owen McGrath*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *9 Mulberry Street. 3 years*

Question. What is your business or profession?

Answer. *Baker*

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

Answer. *I am not guilty*

Owen McGrath

Taken before me this

29

day of *January* 188*8*

Police Justice.

0956

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
7500 *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 29 1889 *Harbeck* *Police Justice.*

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

Dated.....188.....Police Justice.

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

Dated.....188.....Police Justice.

0957

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court---

190 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Bush
Pier 18 East River
Owen McGrath

2 _____

3 _____

4 _____

Offered
Lacey from person

Dated *January 29* 1889

Wilde Magistrate.

McGrohan Officer.

6 Precinct.

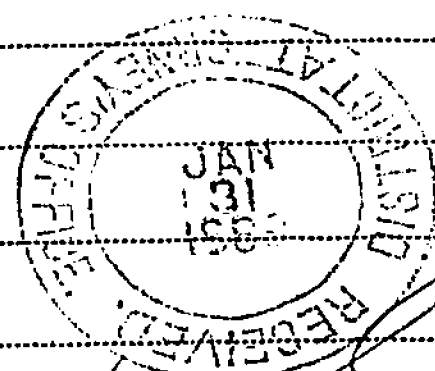
Witnesses *Call the officer*

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ *5.00* to answer



Qu

Y d 1
Kanran

0958

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Owen Mc Grath

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

Owen Mc Grath

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

The said Owen Mc Grath

late of the City of New York, in the County of New York aforesaid, on the twenty-eighth day of January in the year of our Lord one thousand eight hundred and eighty-nine, in the night time of the said day, at the City and County aforesaid, with force and arms,

one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury notes), of the denomination and value of one dollars; one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of one dollar; one United States Silver Certificate of the denomination and value of one dollar; one United States Gold Certificate of the denomination and value of one dollar;

divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of one dollar and fifty cents, and one pocket-book of the value of ten cents

of the goods, chattels and personal property of one John Bush on the person of the said John Bush then and there being found, from the person of the said John Bush 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.

0959

SECOND COUNT—

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

Owen Mc Grath

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

The said

Owen Mc Grath

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,

one promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury notes), of the denomination and value of *one* dollar; *one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of the denomination and value of *one* dollar; *one* United States Silver Certificate of the denomination and value of *one* dollar; *one* United States Gold Certificate of the denomination and value of *one* dollar;

divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of one dollar and fifty cents, and one pocket-book of the value of ten cents,

of the goods, chattels and personal property of one

John Bush

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

John Bush

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

Owen Mc Grath

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

JOHN R. FELLOWS,

District Attorney.

0960

BOX:

342

FOLDER:

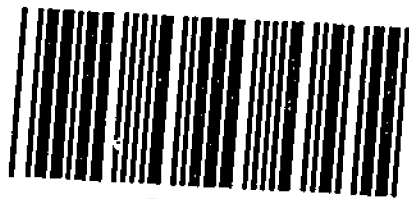
3232

DESCRIPTION:

McGrath, Peter

DATE:

02/19/89



3232

0961

Witnesses,

By H. Hill
21st Street

Counsel,

Filed

19 day of July 1889
Chiquilly

Pleads,

THE PEOPLE

26, 6, 12
24, 1, 12
24, 1, 12
24, 1, 12

Peter McGrath

JOHN R. FELLOWS,

District Attorney.

Quid & Co. vs. July 21/89

A True Bill

Part of the
Foreman
J.W. Wren 3 mos
J.W. Wren 3 mos
J.W. Wren 3 mos

July 19 1889

0962

Sec. 198-200.

1st

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Peter Mc Grath 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.

Peter Mc Grath

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

241. East 42 Street 6 months

Question. What is your business or profession?

Answer.

Self day.

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

Peter Mc Grath

Taken before me this

day of October 1889

John J. Mc Grath

Police Justice

0963

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.....

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

Dated July 4 1889 John Roman Police Justice.

I have admitted the above-named.....

Defendant
to bail to answer by the undertaking hereto annexed.

Dated July 6 1889 John Roman Police Justice.

There being no sufficient cause to believe the within named.....

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

Dated.....188.....Police Justice.

0964

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

235
Police Court---

204
H District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1

2

3

4

Dated

188

Magistrate.

Officer.

21 Precinct.

Witnesses

No.

No.

No.

\$

FEB
7
1889

RECEIVED
DISTRICT ATTORNEY'S OFFICE

to answer

Bailed
Call

0965

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

Henry H. Shill
 of the 21st Precinct Police Street, aged 40 years,
 occupation Police officer being duly sworn deposes and says,
 that on the 3 day of February 1889
 at the City of New York, in the County of New York,

Peter McGrath (nowhere)
 did willfully, unlawfully and feloniously
 obstruct the Railway track of the 3rd
 Avenue Rail Road Company, a Rail
 Road operated by horses, by placing
 a large Stone upon the track
 of said Rail Road on 3rd Avenue
 near 42nd Street in violation of
 Section 635 of the Penal Code
 of the State of New York

Henry H. Shill

Sworn to before me, this

of February

1889

day

Police Justice,

0966

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Peter McIsaac

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

Indictment accuse

Peter McIsaac

of the crime of

placing an obstruction upon

the tracks of a railway.

committed as follows:

The said

Peter McIsaac.

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

third

day of

January

in the year of our Lord one thousand

eight hundred and eighty-

nine

, at the City and County aforesaid,

did feloniously place upon the
tracks of a certain railway there,
operated and maintained by a
certain corporation called the
Third Avenue Railroad Company,
across the same Third Avenue railway
operated by horses, an obstruction,
to wit: a certain stone, whereby
the safety of drivers persons,
whose names are to the Grand
Jury aforesaid unknown, then
riding and travelling over and

0967

along the said railway, was then
and there endangered, 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

John H. Ellons,

Defendant's attorney

0968

END OF
BOX