

0258

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Mackey, John

**DATE:**

10/23/91



4176

Witnesses:

John M. Laughlin

Off. done

The complainant state  
that the horse & wagon mentioned  
in the indictment were loaned  
to him by defendant. He also  
states that if defendant is  
discharged, he will take him  
back in his employment.  
I suggest that the defendant  
be discharged upon his own  
recognizance  
My name 16-1893 John M. Laughlin  
Jury but not guilty

Counsel,

Filed day of

189

Pleas,

THE PEOPLE

vs.

John Mackey

Second Degree.

Grand Larceny, [Sections 522, 523]

DE LANCEY NICOLL,

District Attorney.

Summonsed & Committed

A TRUE BILL.

June 14/93

June 16/93

Discharged on his own recognizance



POOR QUALITY  
ORIGINAL

0260

Police Court—1st District.

(1365)

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 206 1/2 West 11th Street, aged 37 years,  
occupation Freeman being duly sworn,

deposes and says, that on the 1st day of October 1897 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 horse and wagon  
valued at Sixty dollars  
\$60.00

the property of Deponent and his  
wife

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 M. Hay for the

reasons following to wit: on the  
said date the defendant borrowed  
the said property from de-  
ponent promising to return it  
to deponent. Deponent is in-  
formed by a Mr. Quinter that  
the defendant bought the said wagon  
from the defendant. The de-  
fendant having failed to  
return to deponent either the horse  
or wagon and having ap-  
propriated the said property to his  
own deponent says he is ap-  
prehended and bound to answer.

John M. Laughlin

Sworn to before me this  
day of October 1897

Notary Public

POOR QUALITY  
ORIGINAL

0261

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before this  
day of *August*  
188*8*  
Police Justice.

POOR QUALITY  
ORIGINAL

0262

State of New York, } ss.  
COUNTY OF KINGS,  
CITY OF BROOKLYN.

Form No. 6

*George Doran* of No. *414 Premier St.*  
being duly sworn says that he is acquainted with the handwriting of *A. Doran*  
the Police Justice, who issued the annexed Warrant and that  
the signature to this Warrant is in the handwriting of said *A. Doran*  
Sworn to before me this *21st* day of *Oct* 189*1*

*John J. Walsh*  
Police Justice of the City of Brooklyn.  
This warrant may be executed in the City of Brooklyn.

Dated this *21st* day of *Oct* 189*1* *John J. Walsh*  
Police Justice.

POOR QUALITY  
ORIGINAL

0263

Sec. 151.

Police Court \_\_\_\_\_ District.

CITY AND COUNTY }  
OF NEW YORK. } ss.

In the name of the People of the State of New York; To the Sheriff of the County  
of New York, or any Marshal or Policeman of the City of New York.

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  
of No. 206 Street, that on the 19th day of October  
1889 at the City of New York, in the County of New York, the following article to wit:

One horse and wagon  
of the value of Sixty (60) Dollars,  
the property of Compliment and his wife  
was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and  
believe, by John M. May

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 \_\_\_\_\_ 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 19th day of October 1889.

John M. May  
POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0264

*John Doe - Prisoner*

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

vs.

Warrant-Larceny.

Dated

188

Magistrate

Officer.

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

Officer.

Dated

188

This Warrant may be executed on Sunday or at  
night.

\_\_\_\_\_  
*Police Justice.*



0265

1342

Police Court--- / District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

*John Mc Donald*  
*vs.*  
*John Mc Donald*

1883

Officer *Henry*

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



POOR QUALITY  
ORIGINAL

0266

Brooklyn Oct 8 91  
Recd a Single Wagon from  
John Macleay 15 Dollars  
Recd Payment John Macleay

POOR QUALITY  
ORIGINAL

0267

41	A. S. Foster			arley	"	6	ARRR
42	A. S. Chester			85	"	8	"
43	S. L. & C. H. Johnson	11			"	13	ERR
"	"	1			"	"	"
"	"		3		"	"	"
550	"	3			"	9	ERR

POOR QUALITY  
ORIGINAL

0268

DEPARTMENT OF  
Public Charities and Correction.

New York Penitentiary,

BLACKWELL'S ISLAND,

LOUIS D. PILSBURY,  
Warden.

New York, Nov 12 1891

Edward F. Flynn Esq  
Chief Clerk

Dear Sir I herewith return the  
Bench Warrant for John Mackey  
received this A M with  
the information that we  
have no personed by  
that name.

We have a John Mack  
sentenced Aug 21/91 for  
Breach - is that the party?  
Very Respectfully  
Louis D. Pilsbury  
Warden

POOR QUALITY  
ORIGINAL

0269

COUNTY OF NEW YORK, ss.

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

An indictment having been found on the 23<sup>d</sup> day of October  
18 91, in the Court of General Sessions of the Peace of the County of New York,  
charging John Mackey

with the crime of Grand Larceny in the second degree

John Mackey You are therefore Commanded forthwith to arrest the above named \_\_\_\_\_  
and bring him before that Court to answer the indictment; or  
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City  
Prison of the City of New York.

New York City, the 10<sup>th</sup> day of November 1891

By order of the Court,

[Signature]  
Clerk of Court.

POOR QUALITY  
ORIGINAL

0270

New York General Sessions of the Peace.

THE PEOPLE  
OF THE STATE OF NEW YORK,

against

*John Mackey*

*was in Penitentiary on  
another conviction*

BENCH WARRANT FOR FELONY.

Issued

*November 10<sup>th</sup> 1891*

*Anders Horn*

*Bondsman*

The officer executing this process will make  
his return to the Court forthwith.

The within named defendant was  
arrested this day and brought to the  
Court of General Sessions by

*Joseph P. ...*

POOR QUALITY  
ORIGINAL

0271

505

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 Mackey*

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

of the CRIME of GRAND LARCENY IN THE  
as follows:

The said

*John Mackey*  
*second*  
*John Mackey*

DEGREE, committed

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

*one horse of the value of  
forty dollars and one chain of  
the value of twenty dollars*

of the goods, chattels and personal property of one

*John McLaughlin*

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.

*He Langerie Nicoll*  
*District Attorney*



0272

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Macormack, John

**DATE:**

10/30/91



4176

0273

Germany through  
I recommend that the  
defendants ~~be~~ <sup>be</sup> permitted  
to plead guilty to the  
offense charged & to paying  
in the penit. degree under  
the second count of this  
indictment, in training!  
Accordingly attach the  
instrument therein set forth  
with intent to deprive.  
Justiciary  
perpetrator

Jenny Holte

POOR QUALITY  
ORIGINAL

0274

UNITED STATES OF AMERICA,  
STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

In the Name of the People of the State of New York, To any peace officer in  
the State of New York:

Information upon oath having been this day laid before me, that  
the crime of *Forgery in the first degree* has been committed and  
accusing *John Macormack* thereof.

You are therefore Commanded forthwith to arrest the above-named *John*  
*Macormack* and bring him before me at *my chambers*  
*in the Sessions Building* in the City of New York,  
or in case of my absence or inability to act, before the nearest or most accessible Magistrate  
in this County.

Dated at the City of New York, in the County of New York aforesaid, this *24th* day of  
*October* 1891.

*James Fitzpatrick*  
Jury. of General Sessions

POOR QUALITY  
ORIGINAL

0275

UNITED STATES OF AMERICA,  
State of New York.

THE PEOPLE

OF THE STATE OF NEW YORK,

against

*John Macormack*

WARRANT OF ARREST.

Issued

*October 29th 1891*

*Augustus J. Magistrate*

Officer.

To *James Fitzgerald, Esquire*  
*Judge of the Court of General Sessions*  
CITY AND COUNTY OF NEW YORK, SS.

The return of *Philip Reilly*  
a Detective Sergeant of the Municipal Police of the City of New  
York respectfully shows that the within named *John*  
*Macormack* can not with due diligence be found within  
the State of New York.

Dated at the City of New York, in the County of New York  
aforesaid, this *29th* day of *October*, 1891.

*Philip Reilly*  
Detective Sergeant.

0276

Ren

That on the first day of September, in the year of our Lord, one thousand eight hundred and ninety-one, he was and ever since has been and now is the Secretary of the Metropolitan Life Insurance Company, a corporation duly created and existing under and by virtue of the laws of the State of New York having its principal office for the transaction of its business in the said City of New York,

- 1 -



POOR QUALITY  
ORIGINAL

0277

\$500.<sup>00</sup> New York, Sept. 17, 1891. A. 176233.

NATIONAL SHOE & LEATHER BANK.

Pay to the Order of Clementina Brown, Five hundred 100  
Dollars, In full for all claims and demands under Policy  
No. 3091948.

J. M. Craig, Actuary. GEO. H. GASTON, Sec'y.

-did afterwards, to wit: on the day and in the year afore-  
said, with intent to defraud at the City and County afore-  
said, feloniously forge on the back of said bank check a  
certain instrument and writing commonly called an endorse-  
ment which said forged instrument and writing commonly  
called an endorsement is as follows, that is to say:

"CLEMENTINA BROWN".

-and also that the said John Macormack afterwards, to wit:  
on the day and in the year aforesaid at the City and County  
aforesaid, with force and arms, the said forged endorsement  
then and there feloniously did utter, dispose of and put  
off as true, with intent to defraud, he the said John Macor-  
mack then and there well knowing the same to be forged,  
against the form of statute in such case made and provided  
and against the peace of the People of the State of New York,  
and their dignity.

W H E R E F O R E informant prays that a warrant  
may issue for the arrest of the said John Macormack and



POOR QUALITY  
ORIGINAL

0278

that he be dealt with according to law.

Sworn to before me this 29th day  
of October, in the year of our  
Lord, one thousand eight hundred  
and ninety-one.

*[Signature]*

*[Signature]*

Judge Court of General Sessions.

POOR QUALITY  
ORIGINAL

0279

UNITED STATES OF AMERICA, :  
STATE OF NEW YORK, :  
CITY AND COUNTY OF NEW YORK, :

The deposition of Clementina Brown of Number 234 West 134th Street, in the City of New York, in the County and State of New York, taken upon oath this twenty-ninth day of October, in the year of our Lord one thousand eight hundred and ninety-one, before James Fitzgerald, Judge of the Court of General Sessions of the Peace of the City and County of New York, in support of the foregoing information who, being duly sworn deposes and says:

That she is over Twenty-one years of age, and is the wife of one Ernest W. Brown, who now resides at Number two hundred and thirtyfour West one hundred and thirty-fourth Street in the said City of New York.

That in the month of March, in the year one thousand eight hundred and eighty-seven, she resided at Number Two hundred and sixty-one West Fourth Street, in said City of New York.

That in the said month of March, in the year eighteen hundred and eighty-seven, an application was made to the Metropolitan Life Insurance Company of the said City of New York for a policy of insurance upon the life of deponent's said husband Ernest W. Brown.

That subsequently said Metropolitan Life Insurance Company duly issued a policy of insurance upon the life of deponent's said husband for the sum of Five hundred dol-

POOR QUALITY  
ORIGINAL

0280

lars which said policy of life insurance is numbered 3,691, 948, and bears date the fourteenth day of March, in the year eighteen hundred and eighty-seven.

That such said policy of insurance was duly accepted, and the premium thereon duly paid until about the month of March, in the year eighteen hundred and ninety-one, when same was permitted to lapse, and deponent thereafter surrendered such said policy of life insurance to one John Macormack.

And deponent further says that she has been shown a certain paper writing commonly known as a bank check, which said bank check is in the words and figures following, to wit:

\$500.00

New York, Sept. 17, 1891. A 176283.

NATIONAL SHOE & LEATHER BANK.

Pay to the order of Clementina Brown five hundred 100 Dollars in full for all claims and demands under Policy No. 3691948.

J. M. CRAIG, Actuary. GEO. H. GASTON, Secy.

Endorsed Clementina Brown.

And deponent further says that said bank check was never delivered to her, nor did the same ever come into her possession, and that the name endorsed thereon "Clementina Brown" is not in the handwriting of this deponent, nor did she ever authorize or empower any person to endorse same for her or in her name.

And deponent further says that she has never received the amount of money set out in said bank check, nor

POOR QUALITY  
ORIGINAL

0281

any part thereof and that the endorsement upon said bank check is a forgery.

And deponent further says that her said husband Ernest W. Brown is now alive and is living with deponent.

And deponent further says that neither she this deponent nor her said husband ever resided at Number three hundred and fifty-eight West Twenty-second street in said City of New York.

And deponent further says that she does not know, nor has she ever heard of a physician by the name of "A. Macmillan."

Sworn and subscribed to before me  
this 29th day of October, A.D. 1891.

: Clementina Brown  
:

*James F. H. [Signature]*  
Judge Court of General Session.

POOR QUALITY  
ORIGINAL

0282

UNITED STATES OF AMERICA, :  
State of New York, : ss.-  
City and County of New York.:

The deposition of Ernest W. Brown, taken upon oath, this 29th day of October, in the year of our Lord one thousand eight hundred and ninety-one, before James Fitzgerald, Esquire, Judge of the Court of General Sessions of the Peace of the City and County of New York, in support of the foregoing information, who being duly sworn, deposes and says:

That he is the husband of Clementina Brown, whose deposition is hereto annexed, and resides at Number Two-hundred-and-thirty-four West One-hundred-and-thirty-fourth Street, at the City of New York, in the County and State of New York.

That he is the Ernest W. Brown named in a certain policy of life insurance issued by the Metropolitan Life Insurance Company of the said City of New York, which such said policy of life insurance bears date the fourteenth day of March, in the year eighteen hundred and eighty-seven, and is numbered 3,091,948.

Sworn and subscribed to before me,  
this 29th day of October, A.D. 1891.

*Ernest W. Brown*

*James Fitzgerald*  
Judge Court of General Sessions.



*Brown*

UNITED STATES OF AMERICA,

STATE OF NEW YORK, : SS.

CITY AND COUNTY OF NEW YORK, :

The deposition of William G. Roberts of Number 397 Hudson Street in the City of New York taken upon oath this twenty-ninth day of October, in the year of our Lord one thousand eight hundred and ninety-one before James Fitzgerald Esquire, Judge of the Court of General Sessions of the Peace, of the City and County of New York in support of the foregoing information who being duly sworn deposes and says:

That he is over thirty years of age and is the Superintendent of the Metropolitan Life Insurance Company, having charge of the said Company's Branch Office at Number 397 Hudson Street in the said City of New York.

That in the month of September in the year of our Lord one thousand eight hundred and ninety-one, this deponent had associated with him as an assistant, one John McCormack the same person referred to in the foregoing information.

That deponent knew said John McCormack well, and recognizes the photographic picture hereto annexed marked A, as being the picture likeness of the said John McCormack.

That on or about the 17th day of September in the year of our Lord one thousand eight hundred and ninety-



POOR QUALITY  
ORIGINAL

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*Brown*

one, at the City of New York aforesaid, this deponent delivered to the said John McCormack the bank check referred to and set out in the foregoing information and the deposition of Clementina Brown hereto annexed and at the same time handed to him the said John McCormack, the amount of money in said bank check mentioned and set out for the purpose of having him the said John McCormack obtain from the said Clementina Brown here endorsement upon said Bank check, and in the event of she the said Clementina Brown desiring the amount of money called for by said bank check in cash of paying to her the said Clementina Brown the cash or money and then returning to this deponent the said bank check endorsed by the said Clementina Brown.

That thereafter and on or about the said 17th day of September, 1891, the said John McCormack brought back to this deponent said bank check and delivered the same to this deponent at which time there was endorsed thereon what purported and appeared to be the name of the said Clementina Brown.

Sworn and subscribed to this 29th day of October, A.D. 1891.

*James H. [Signature]*  
Judge, Court of General Sessions.

*W. J. [Signature]*

POOR QUALITY  
ORIGINAL

0285

189  
DISTRICT ATTORNEY'S OFFICE

City and County of New York.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Geo H Gaston*

*John Newmark*

Offence

Dated

*Oct 29*

1891

Witnesses,

No.

Street,

No.

Street,

No.

Street,

POOR QUALITY  
ORIGINAL

0286

*Copy*

OFFICE OF THE DISTRICT ATTORNEY  
Of the County of New York.

To His Excellency David B. Hill,  
Governor of the State of New York,  
Albany.

Sir:

In compliance with your rules and the instructions of the Department of State at Washington, I have the honor herewith to make application for a request to the Secretary of the Department of State for the institution of proceedings under the existing treaty stipulations between the United States and Great Britain for the extradition from England of one John Macormack who stands charged in this County with five separate offenses of Forgery in the first degree, consisting of the forging and utterance of forged paper, and who, as appears from the annexed affidavit of George E. P. Howard who is a responsible person and entitled to credit, is a fugitive from the justice of this State, and is now in custody in London, England.

I HEREBY CERTIFY:

- A. That the full name of the person for whom extradition is asked is JOHN MACORMACK, and the name of the person whom I hereby prepose for designation by the President as the agent of this State herein, is PHILIP REILLY.

- B. That in my opinion the ends of public justice require that the fugitive be brought to this State for trial.
- C. That I have, as I believe, sufficient evidence to insure a conviction of the fugitive.
- D. That the person proposed for designation above as agent is a Detective-sergeant of the Municipal Police of the City of New York, a public officer, and a proper person to be so designated, and that he has no private interest in the arrest of the fugitive.
- E. No other application has been made for a requisition for this fugitive growing out of the transaction from which the charge herein set forth originated.
- F. That the fugitive is now under arrest as I am advised by telegraphic information from the Department of State at Washington.
- G. That this application is not made for the purpose of enforcing the collection of a debt, or for any private purpose whatever, and that if the requisition applied for be granted, the criminal proceedings shall not be used for any of said objects.
- H. That all the papers in triplicate herein have been compared with each other, and are, in all respects, exact counterparts.
- I. That the fugitive is charged with the commission of five separate offenses under sections 509, 521

POOR QUALITY  
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and 524 of the Penal Code of this State which provide that a person who with intent to defraud, forges an endorsement transferring or purporting to transfer the right or interest of any person entitled to any right or interest in any bank cheque issued by any body corporate existing under the laws of this State, and a person who with like intent, utters disposes of or puts off as true, any such forged endorsement, knowing the same to be forged, is guilty of forgery in the first degree, and is punishable by imprisonment for not less than ten years.

J. That not more than one year has elapsed since the commission of the offenses charged in the informations herein.

In support of the application I enclose herewith in triplicate original informations and depositions taken before a Magistrate of this County, setting forth the evidence of the fugitive's criminality, upon each of the charges, together with triplicate original warrants of arrest duly issued thereon and returns thereto, all properly certified and authenticated (so far as may be at the present time), for use as evidence under the treaty provisions between the United States and Great Britain.

I am, sir,

Very respectfully, your obedient servant,

*De Lancey M. Moll*

District Attorney New York County.

New York City, October 29th, 1891.



POOR QUALITY  
ORIGINAL

0289

Boundar

File

STATE OF NEW YORK, :  
CITY AND COUNTY OF NEW YORK. : SS:

The information of George H. Gaston of Number  
Thirty-two Park Place in the City of New York and State of  
New York, laid before James Fitzgerald, Esq., Judge of the Court  
of General Sessions of the Peace of the City and County of New  
York, ~~xx xxx xxx~~ ~~xxx xxx~~, and a Magistrate and Offi-  
cer having power to issue a warrant for the arrest of a per-  
son charged with a crime the 29th day of October, in  
the year of our Lord one thousand eight hundred and ninety-  
one, who being duly sworn, deposes, alleges and says, as  
follows:

That on the first day of September, in the year  
of our Lord one thousand eight hundred and ninety-one, he  
was and ever since has been and now is the Secretary of the  
Metropolitan Life Insurance Company, a corporation duly  
created and existing under and by virtue of the laws of the  
State of New York having its principal office for the trans-  
action of its business in the said City of New York.

That one John Macormack, late of the City of  
New York, in the County of New York aforesaid, on the  
third day of September in the year of our Lord one thousand  
eight hundred and ninety-one, at the City and County afore-  
said, having in his custody a certain instrument and writ-  
ing, to wit: a bank check issued by the said Metropolitan  
Life Insurance Company in the words and figures following  
that is to say:



POOR QUALITY  
ORIGINAL

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\$321<sup>00</sup>. New York, Sept. 3, 1891. A. 175279.

NATIONAL SHOE & LEATHER BANK.

Pay to the Order of Mary Dundas Three hundred twenty-one X  
100  
Dollars, In full for all claims and demands under Policy No.  
5163253 5691107.

J. M. CRAIG, Actuary. J. J. THOMPSON,  
Cashier.

did afterwards to wit: on the day and in the year afore-  
said, with intent to defraud, at the City and County afore-  
said, feloniously forge on the back of the said bank check  
a certain instrument and writing commonly called an endorse-  
ment which said forged instrument and writing commonly call-  
ed an endorsement is as follows, that is to say:

"MARY DUNDAS."

and also that the said John Macormack afterwards, to wit:  
on the day and in the year aforesaid at the City and County  
aforesaid with force and arms the said forged endorsement  
then and there feloniously did utter, dispose of and put off  
as true, with intent to defraud, he the said John Macormack  
then and there well knowing the same to be forged against  
the form of the statute in such case made and provided and  
against the peace of the People of the State of New York  
and their dignity.

W H E R E F O R E, informant prays that a war-  
rant may issue for the arrest of the said John Macormack,

POOR QUALITY  
ORIGINAL

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and that he be dealt with according to law.

Sworn to before me this *twenty ninth* :  
day of October, in the year of our :  
Lord, one thousand eight hundred :  
and ninety-one. :



*James H. Presnell*  
Judge Court of General Sessions.

POOR QUALITY  
ORIGINAL

0292

UNITED STATES OF AMERICA, :  
STATE OF NEW YORK, : SS:  
CITY AND COUNTY OF NEW YORK. :

The deposition of Mary Dundas of Number Two hundred and one Varick Street, at the City of New York, in the County and State of New York, taken upon oath this 29th day of October, in the year of our Lord one thousand eight hundred and ninety-one, before James Fitzgerald, Esq., Judge of the Court of General Sessions of the Peace of the City and County of N. Y. in support of the foregoing information, who being duly sworn deposes and says:

That she is over twenty-one years of age, and is the wife of Robert J. Dundas, who now resides at Two hundred and one Varick Street in the said City of New York, where deponent and her said husband have resided since July, 1889.

That in the month of August, 1889, her said husband applied for (to the Metropolitan Life Insurance Company,) a policy of life insurance, and that thereafter, and in the month of March, 1890, deponent's said husband applied for to the said Company for a certain other policy of life insurance.

That said The Metropolitan Life Insurance Company granted said applications and did issue policies of life insurance upon the life of deponent's said husband, which said policies bear date and are numbered respectively the 9th day of September, 1889, No. 5183253 and the 7th day of April, 1890, No. 5691107, and are in the aggregate for the sum of Three hundred and twenty-one dollars.

That this deponent was the beneficiary under such said policies of life insurance, and the premiums thereon were duly paid up to about the 1st day of <sup>April</sup> ~~August~~, 1891, when said policies of life insurance were permitted to lapse and no premiums have since been paid thereon by this deponent ~~for~~ her said husband.

That on or about the first week in August, 1891, one John Macormack whose photographic picture is hereto annexed marked A and which said photographic picture deponent recognizes as the picture likeness of the said John Macormack, called upon this deponent at her said residence in the said City of New York, and demanded of her the delivery to him of the two policies of life insurance above referred to upon the life of deponent's said husband, together with the premium receipt books relating thereto, he, said Macormack stating to this deponent that his Superintendent desired him to collect all the old lapsed policies and the premium receipt books thereof, so that the same might be burned. Deponent having no further use for said policies and premium receipt books at once delivered same to the said Macormack, that deponent has not seen said Macormack since the first part of August in the year 1891.

And deponent further says that she has this day been shown a certain paper wriging commonly known as a bank check which said bank check is in the words and figures following, to wit:-

POOR QUALITY  
ORIGINAL

0294

\$321<sup>00</sup>

New York, Sept. 3, 1891. A. 175279.

NATIONAL SHOE & LEATHER BANK.

Pay to the Order of Mary Dundas Three hundred twenty-one  
X  
100 Dollars In full for all claims and demands under Policy  
No. 5163253 5691107.

J. M. CRAIG, Actuary. J. J. THOMPSON,  
Cashier.

Endorsed "MARY DUNDAS."

That said bank check was never delivered to this deponent, nor did the same ever come into her possession and that the name endorsed thereon "Mary Dundas" is not in the handwriting of this deponent nor did she ever authorize or empower any person to endorse same for her or in her name, and that said endorsement is a forgery.

And deponent further says that she has never received the amount of money set out in said check nor any part thereof.

And deponent further says that her said husband Robert J. Dundas is now alive and is living with this deponent.

And deponent further says that neither she nor her said husband resided at 31 Clinton Place during the month of September, 1891, nor does deponent know a physician by the name of Everet E. Smith.  
Sworn and subscribed to before me :  
this 29th day of October, 1891.:

*Mary Dundas*

*James Thompson*  
Judge Court of General Sessions.



POOR QUALITY  
ORIGINAL

0295

UNITED STATES OF AMERICA, :  
STATE OF NEW YORK, : SS:  
CITY AND COUNTY OF NEW YORK. :

The deposition of Robert J. Dundas, taken upon oath this 29th day of October, in the year of our Lord, one thousand eight hundred and ninety-one, before James Fitzgerald, Esq., Judge of the Court of General Sessions of the Peace of the City and County of N. Y. in support of the foregoing information, who being duly sworn deposes and says:

That he is the husband of Mary Dundas, whose deposition is hereto annexed, and he resides at No. 201 Varick Street, in the City of New York, County and State of New York.

That he is the Robert J. Dundas named in two certain policies of life insurance issued by the Metropolitan Life Insurance Company of the City of New York, which said policies of life insurance are numbered 5163253 and 5691107 respectively.

Sworn and subscribed to before me :  
this 29th day of October, 1891. :

*Robt. J. Dundas*

*James Fitzgerald*  
Judge Court of General Sessions.



*Deposition*

UNITED STATES OF AMERICA,

STATE OF NEW YORK, :SS.

CITY AND COUNTY OF NEW YORK :

The deposition of William G. Roberts of Number 397 Hudson Street in the City of New York, taken upon oath this twenty-ninth day of October, A.D. in the year of our Lord, one thousand eight hundred and ninety-one, before James Fitzgerald, Esquire, Judge of the Court of General Sessions of the Peace, of the City and County of New York, in support of the foregoing information, who being duly sworn deposes and says:

That he is over thirty years of age and is the Superintendent of the Metropolitan Life Insurance Company, having charge of said Company's Branch office at Number 397 Hudson Street in said City of New York.

That in the month of September, in the year of our Lord one thousand eight hundred and ninety-one, this deponent had associated with him as an assistant, one John McCormack, the same person referred to in the foregoing information.

That deponent knew said John McCormack well, and recognizes the photographic picture hereto attached marked A as being the picture likeness of the said John McCormack.

That on or about the 3rd day of September in the year of our Lord one thousand eight hundred and ninety-one, at the City of New York aforesaid, this deponent

POOR QUALITY  
ORIGINAL

0297

*Dundas*

(2)

delivered to the said John McCormack the bank check referred to and set out in the foregoing information and the deposition of Mary Dundas hereto annexed, and at the same time handed to him the said McCormack the amount of money in said bank check mentioned and set out, for the purpose of having him the said John McCormack, obtain from the said Mary Dundas her endorsement upon said bank check, and in the event of she the said Mary Dundas desiring the amount of money called for by said bank check in cash, of paying to her the said Mary Dundas the cash or money and then returning to this deponent the said bank check endorsed by the said Mary Dundas.

That thereafter and on or about the said 3rd day of September A.D. 1891, the said John McCormack brought back to this deponent said bank check and delivered the same to this deponent, at which time there was endorsed thereon what purported and appeared to be the name of the said Mary Dundas.

Sworn and subscribed to this 29th  
day of October, A.D. 1891.

*James T. [Signature]*  
Judge, Court of General Sessions

*W. G. Robert [Signature]*

POOR QUALITY  
ORIGINAL

0298

UNITED STATES OF AMERICA,  
State of New York.

-----  
In the Matter :  
-of- :  
JOHN MACORMACK. :  
A Fugitive from the Justice :  
of this State. :  
-----

City and County of New York, ss:

George E. P. Howard, of 35 Wall Street in the said City of New York, attorney and counselor of law, being duly sworn, deposes and says as follows:

I am the attorney of the Metropolitan Life Insurance Company, referred to in the accompanying documents.

(a) The above named fugitive is charged with ~~five~~ <sup>two</sup> separate offenses of forgery in the first degree as appears by the foregoing informations, committed in the said County of New York at the times and in the manner set forth in the depositions herein.

(b) The fugitive was actually in the said City and County at the time of the commission of the said crimes.

(c) Thereafter, to wit: On or about the twenty <sup>third</sup> ~~seventh~~ day of <sup>September</sup> ~~October~~, 1891, the said fugitive fled from the justice of this State, and is now in custody in London, England, as appears by a telegraphic despatch from the De-

POOR QUALITY  
ORIGINAL

0299

partment of State to the District Attorney of this County of the date of October 28th, 1891.

(d) This application is made in good faith, for the sole purpose of punishing the accused, and not for the purpose of enforcing the collection of a debt or for any private purpose whatever, and if the application be granted the criminal proceedings shall not be used for any of the said purposes.

(e) The fugitive is about twenty-six years of age, and was a resident of this State, at the time of the commission of the said crimes. He is about six feet tall, has very dark hair, a pallid complexion, snub nose, wears glasses, has slightly stooping shoulders, dark brown mustache, no front teeth; and his breath is offensive; has a habit of wrinkling his upper lip; walks with a long stride, speaks with a Scotch accent, and his manner is quiet and hesitating.

He was formerly the assistant Superintendent in this City of the said Metropolitan Life Insurance Company. He sailed from this city on the 23rd day of September, 1891, by the steamship "Teutonic."

Subscribed and sworn to before me,  
at the City and County aforesaid, this  
29th day of October, 1891.

*E. E. P. Howard*

*[Signature]*

Commissioner of Deeds

for the City and County of New York.

POOR QUALITY  
ORIGINAL

0300

2783  
DISTRICT ATTORNEY'S OFFICE,  
City and County of New York.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Geo. H. Gaston

John Macosomack

Offence

Dated

Witnesses,

No.

Street,

No.

Street,

No.

Street,



POOR QUALITY  
ORIGINAL

0301

UNITED STATES OF AMERICA,  
STATE OF NEW YORK.

copy

CITY AND COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any peace officer in  
the State of New York:

Information upon oath having been this day laid before me, that  
the crime of Forgery in the first degree has been committed and  
accusing John Macormack thereof:

You are therefore Commanded forthwith to arrest the above-named John  
Macormack and bring him before me at my chambers in  
the Sessions Building in the Park in the City of New York,  
or in case of my absence or inability to act, before the nearest or most accessible Magistrate  
in this County.

Dated at the City of New York, in the County of New York aforesaid, this 17th day of  
November 1891.

Frederick Smyth,  
Recorder of the City of New York



POOR QUALITY  
ORIGINAL

0302

UNITED STATES OF AMERICA,  
State of New York.

THE PEOPLE  
OF THE STATE OF NEW YORK,

against

*John Macormack*

WARRANT OF ARREST.

Issued November 17, 1891

*Frederick Smith* Magistrate.

*Van Buren* District Officer.

To *Frederick Smith, Esquire.*  
*Recorder of the City of New York.*

CITY AND COUNTY OF NEW YORK, SS.

The return of *Jacob von Gerichten*  
a Detective Sergeant of the Municipal Police of the City of New  
York respectfully shows that the within named *John*  
*Macormack* can not with due diligence be found within  
the State of New York.

Dated at the City of New York, in the County of New York  
aforesaid, this *17* day of *November* 18 *91*.

*Jacob von Gerichten*  
Detective Sergeant.

POOR QUALITY  
ORIGINAL

0303

*myrtle*

*Copy*

STATE OF NEW YORK                    )  
  :    SS  
CITY AND COUNTY OF NEW YORK        )

The information of JACOB J. THOMPSON of Number Thirty-two Park Place in the City of New York and State of New York, laid before FREDERICK SMYTH, Esquire, Recorder of the City of New York in the City, County and State of New York, and a Magistrate and Officer having power to issue a warrant for the arrest of a person charged with a crime the seventeenth day of November, in the year of our Lord one thousand eight hundred and ninety-one, who being duly sworn deposes, alleges and says, as follows:

That on the first day of September, in the year of our Lord one thousand eight hundred and ninety-one, he was and ever since has been and now is the assistant Secretary of the Metropolitan Life Insurance Company, a corporation duly created and existing under and by virtue of the laws of the State of New York, having its principal office for the transaction of its business in the said City of New York.

That one John Macormack, late of the City of New York, in the County of New York aforesaid, on the 10th day of September, in the year of our Lord one thousand eight hundred and ninety-one, at the City and County aforesaid, having in his custody a certain instrument and writing to wit: a bank check issued by the said Metropolitan Life Insurance Company, in the words and figures following, that is to say.

POOR QUALITY  
ORIGINAL

0304

\$19600

New York, Sept. 10, 1891.

A. 175576.

NATIONAL SHOE & LEATHER BANK.

Pay to the Order of Elizabeth Myrtle one hundred ~~and~~ ninety six 100 dollars in full for all claims and demands under Policy No. 91153.

J. M. CRAIG, Actuary. GEO. H. GASTON, Secy.

did afterwards to wit: on the day and in the year aforesaid with intent to defraud at the City and County aforesaid, feloniously forge on the back of the said bank check a certain instrument and writing commonly called an endorsement, which said forged instrument and writing commonly

called an endorsement is as follows, that is to say:

her  
"ELIZABETH X MYRTLE"  
mark

and also that the said John Macormack afterwards, to wit: on the day and in the year aforesaid at the City and County aforesaid with force and arms, the said forged instrument then and there feloniously did utter, dispose of and put off as true, with intent to defraud, he the said John Macormack then and there well knowing the same to be forged, against the form of statute in such case made and provided and against the peace of the People of the State of New York, and their dignity.

W H E R E F O R E , informant prays that a warrant may issue for the arrest of the said John Macormack

POOR QUALITY  
ORIGINAL

0305

and that he be dealt with according to law.

Sworn to before me this seventeenth  
day of November in the year of our  
Lord, one thousand eight hundred  
and ninety-one.

)  
:  
:  
:  
)

*Frederick Smith*

Recorder of the City of New York.

POOR QUALITY  
ORIGINAL

0306

*Myrtle*

UNITED STATES OF AMERICA,

STATE OF NEW YORK,

ss.

CITY AND COUNTY OF NEW YORK

The deposition of Jacob J. Thompson taken upon oath this seventeenth day of November, in the year of our Lord one thousand eight hundred and ninety-one, before Frederick Smyth, Esquire, Recorder of the City of New York, in the County and State of New York, in support of the foregoing information, who, being duly sworn, deposes and says:

That he is over forty years of age and has his place of business at number 52 Park Place in said City of New York.

That he is an officer of the Metropolitan Life Insurance Company, the corporation referred to in the foregoing information, to wit, the assistant secretary and cashier thereof.

That on the tenth day of September, A. D., 1891, said company had in its employ as an assistant superintendent of local canvassers and agents, one John Macormack, the same John Macormack referred to in the foregoing information.

That on the fifteenth day of March, in the year of our Lord one thousand eight hundred and eighty, the said Metropolitan Life Insurance Company, upon the application of one Robert Myrtle theretofore made, issued a policy of life insurance upon the life of said Robert Myrtle, by which said policy the said Metropolitan Life Insurance Company agreed to pay upon the death of said Robert Myrtle the sum of two hundred and ten dollars, pursuant to the conditions and terms of said policy of life insurance.

That on or about the 10th day of September, A. D.

1891, the said John Macormack presented to the said company, through his superintendent, William G. Roberts, whose deposition is hereto annexed, a certain paper writing commonly known as a death claim, by which it was represented and made to appear that one Robert Myrtle upon whose life said company had theretofore issued a policy of insurance, as aforesaid, had died, and that the beneficiary, under said policy, Elizabeth Myrtle, made claim for the amount of insurance due upon said policy of life insurance issued upon the life of said Robert Myrtle.

That thereafter such said claim was allowed, and a certain paper writing commonly known as a bank check for the amount due upon such policy of insurance, to wit, one hundred and ninety dollars, lawful money of the United States of America, was issued by said Metropolitan Life Insurance Company to pay such said claim, a copy of which said bank check is fully set out in the foregoing information and the deposition of Elizabeth Myrtle hereto annexed.

That such said bank check was thereafter delivered, as deponent is informed by William G. Roberts, whose deposition is hereto annexed, to said John Macormack, for the purpose of delivering same to the said Elizabeth Myrtle, claimant and beneficiary as aforesaid.

That thereafter and on or about the 10th day of September, A. D. 1891, such said bank check was returned to the said Metropolitan Life Insurance Company by the said John Macormack, with what purported to be the endorsement of the said Elizabeth Myrtle written across the back thereof, which said endorsement is as follows, that is to say:



POOR QUALITY  
ORIGINAL

0308

her  
"ELIZABETH X MYRTLE."  
mark

Sworn to and subscribed before me  
this seventeenth day of November,  
A. D. 1891.

*J. J. Thompson*

*James Smith*

Recorder of the City of New York.

*Myrtle*  
UNITED STATES OF AMERICA,

STATE OF NEW YORK.

ss.

CITY AND COUNTY OF NEW YORK.

The deposition of William G. Roberts of number 397 Hudson Street in the City of New York, taken upon oath this seventeenth day of November, in the year of our Lord one thousand eight hundred and ninety-one, before Frederick Smyth, Recorder of the City of New York in the City, County and State of New York, in support of the foregoing information, who, being duly sworn, deposes and says:

That he is over thirty years of age and is the superintendent of the Metropolitan Life Insurance Company, having charge of said company's branch office at number 397 Hudson Street in the said City of New York.

That in the month of September, in the year of our Lord one thousand eight hundred and ninety-one, this deponent had associated with him, as an assistant, one John Macormack, the same person referred to in the foregoing information.

That deponent knew said John Macormack well, and recognizes the photographic picture hereto annexed, marked "A," as being the picture likeness of the said John Macormack.

That said John Macormack was employed to perform the duties of an assistant superintendent of local canvassers and agents representing the said Metropolitan Life Insurance Company, in deponent's district in said City of New York. As such assistant superintendent it was his duty, among other duties, to examine and report upon each death claim presented by the beneficiaries under policies of life insurance.

issued by the said Metropolitan Life Insurance Company, in his sub-district. Having examined such applications, it was his further duty to make a report upon such claims, and in the event of his report being that such said claims were just, and recommending the same to be allowed by said Metropolitan Life Insurance Company, it was the further duty of the said Macormack as such assistant superintendent, to deliver to the beneficiary and claimant a bank check drawn and issued by the said Metropolitan Life Insurance Company, in payment of such death claim or claims. In the event of the beneficiary or claimant demanding the money represented by said bank check, it was the further duty of the said Macormack to obtain from the beneficiary or claimant his or her endorsement upon the back of such bank check, and thereupon to pay to the beneficiary and claimant the amount of such bank check so issued as aforesaid, in lawful money of the United States, and to thereafter return to the said Metropolitan Life Insurance Company the said bank check or checks with the endorsement of the beneficiary and claimant upon the back thereof.

That on or about the 10th day of September, in the year of our Lord one thousand eight hundred and ninety-one, at the said City of New York, this deponent delivered to the said John Macormack the certain bank check referred to and set out in the foregoing information and the deposition of Elizabeth Myrtle hereto annexed, and at the same time this deponent delivered to the said John Macormack the sum of money mentioned and set out in such check, to wit, one hundred and ninety-six dollars, lawful money of the United

States of America, for the purpose and with the instruction to the said John Macormack to deliver said bank check to the said Elizabeth Myrtle, or in the event of she, the said Elizabeth Myrtle, demanding the money called for in and by and set out in said check, to obtain from the said Elizabeth Myrtle her endorsement upon the back of said bank check, and to thereupon, then and there, pay and deliver to the said Elizabeth Myrtle the said sum of money aforesaid, and to return said bank check to this deponent, with the endorsement of the said Elizabeth Myrtle, claimant and beneficiary, on the back thereof.

That thereafter and on or about the said 10th day of September, A. D. 1891, the said John Macormack brought back to this deponent the said bank check and delivered the same to this deponent, at the same time stating to this deponent that the said Elizabeth Myrtle had endorsed the same and that the name thereon endorsed was the name of the said Elizabeth Myrtle, and that thereupon he, the said Macormack, had paid to the said Elizabeth Myrtle the said sum of money, to wit, one hundred and ninety-six dollars, lawful money as aforesaid.

That when said John Macormack received such said bank check from this deponent there was no endorsement on the back thereof, and when he, the said John Macormack, returned said check to this deponent as aforesaid, there was written upon the back thereof what purported to be the name of Elizabeth Myrtle, in the following words, to wit,

her  
"ELIZABETH X MYRTLE."

mark

Sworn to and subscribed before me  
this seventeenth day of November,  
A. D., 1891.

*James Smith*

*Record of the City of New York*

UNITED STATES OF AMERICA       )  
                                      )  
STATE OF NEW YORK                ) SS  
                                      )  
CITY AND COUNTY OF NEW YORK    )

The deposition of Elizabeth Myrtle, taken upon oath this seventeenth day of November, in the year of our Lord one thousand eight hundred and ninety-one, before Frederick Smyth, Esquire, Recorder of the City of New York in the County and State of New York, in support of the foregoing information, who, being duly sworn, deposes and says:

That she is over twenty-one years of age, and resides at Number Thirty-six Bethune Street, at the City of New York, in the County and State of New York.

That she is the mother of Robert Myrtle, upon whose life the Metropolitan Life Insurance Company of the said City of New York, issued a policy of life insurance on the fifteenth day of March, in the year eighteen hundred and eighty, for the sum of two hundred and ten dollars, which said policy of life insurance was numbered 91153.

And deponent further says that she was the beneficiary under said policy of life insurance.

And deponent further says that prior to the month of September, in the year eighteen hundred and ninety-one, she ~~surrendered such said policy of life insurance to one John Macornack, and thereupon~~ ceased to pay the premium required to be paid thereon.

And deponent further says that she has seen a check drawn by the Metropolitan Life Insurance Company to



POOR QUALITY  
ORIGINAL

0313

the order of Elizabeth Myrtle for the sum of one hundred and ninety-six dollars, and of which said check the following is a true copy:

\$196.00

New York, Sept. 10, 1891.

A. 175578.

Pay to the order of Elizabeth Myrtle one hundred ninety-six 100 dollars in full for all claims and demands under Policy No. 91133.

J. M. CRAIG, Actuary.

GEO. H. GASTON, Secy.

And deponent further says that such said check purports to have been endorsed by this deponent, but this deponent declares the truth and fact to be that she neither endorsed same, nor did she authorize any other person to endorse same for her or in her name, either by writing her name or affixing her mark.

And deponent further says that she has not received nor has any person or persons received for her any part of the money mentioned and set out in said check.

And deponent further says that her said son Robert Myrtle, the person named in said policy of life insurance is now alive.

And deponent further says that neither she, this deponent, nor her said son, have ever resided at Number 153 West Fifteenth Street in said City of New York.

Sworn to and subscribed before me )  
this seventeenth day of November, )  
A. D. 1891.

*Elizabeth Myrtle*

*Elizabeth Myrtle*  
*made*

Recorder of the City of New York.



POOR QUALITY  
ORIGINAL

0314

UNITED STATES OF AMERICA     )  
STATE OF NEW YORK            ); SS  
CITY AND COUNTY OF NEW YORK   )

The deposition of Robert Myrtle taken upon oath this seventeenth day of November, in the year of our Lord one thousand eight hundred and ninety-one before Frederick Gayth Esquire, Recorder of the City of New York, in the City, County and State of New York, in support of the foregoing information, who being duly sworn, deposes and says:

That he is over twenty-one years of age and is the son of Elizabeth Myrtle whose deposition is hereto annexed and resides with said Elizabeth Myrtle at Number 53 Bethune Street in the City of New York, in the County and State of New York.

And deponent further says that he is the Robert Myrtle named in a certain policy of life insurance issued by the Metropolitan Life Insurance Company on the fifteenth day of March, A. D. 1890, and which such policy is numbered 91153.

And deponent further says that neither he nor his said mother Elizabeth Myrtle ever lived at Number 153 West Fifteenth Street in said City of New York.

Sworn to and subscribed before me     )  
this seventeenth day of November       );  
A. D. 1891.                                 );

*Frederick Gayth*  
Recorder of the City of New York.

POOR QUALITY  
ORIGINAL

0315

DISTRICT ATTORNEY'S OFFICE,

City and County of New York.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Jacoby Thompson  
32 Park Place

John Macormack

Offence

Dated November 17 1891

Witnesses, Wm. G. Roberts

No. 397 Hudson Street,

Elizabeth Myrtle

No. 36 Bethune Street,

Robert Myrtle

No. 36 Bethune Street,

POOR QUALITY  
ORIGINAL

03 16

521

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 Macomada*

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

*John Macomada*

of the CRIME OF FORGERY IN THE *first* DEGREE, committed as follows:

The said *John Macomada*,

late of the City of New York, in the County of New York aforesaid, on the *seventeenth* day of *September*, in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, having in *his* custody a certain instrument and writing, ~~in the words and figures following~~, that is to say: a certain

*Trade Invoice issued by the Metropolitan Life Insurance Company, a trading corporate then and there existing under the laws of this State, which said Trade Invoice is in the words and figures following, to wit:*

"\$500.00

*New York, Sept. 17, 1891. A. 176283*

*National Shoe & Leather Goods*

*Pay to the order of Clementine Brown, Five Hundred Two Dollars. In full for all claims and demands under Policy No. 3091948 John Craig, Agent Geo. H. Eaton, Secy."*

The said

*John Macomada*,

afterwards, to wit: on the day and in the year aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the *Trade Invoice* of the said *Trade Invoice* a certain instrument and writing commonly called an *endorsement*, which said forged instrument and writing commonly called an *endorsement* is as follows, that is to say:

"*Clementine Brown*"

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.

POOR QUALITY  
ORIGINAL

0317

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said  
*John Macormada*  
of the CRIME OF FORGERY IN THE *first* DEGREE, committed as follows:

The said *John Macormada*,  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,  
at the City and County aforesaid, having in *his* possession a certain instru-  
ment and writing, ~~in the words and figures following~~, that is to say: a certain *bank*  
*check* issued by the Metropolitan Life Insurance  
Company, a body corporate then and there existing  
under the laws of this State, which said *bank*  
*check* is in the words and figures following,  
to wit:

\$500.<sup>00</sup> — New York, Sept. 17, 1891 A. 176283.

National Blue & Leather Bank.

Pay to the order of *Elementia Brown* Five  
Hundred — <sup>00</sup> Dollars, in full for all  
claims and demands under Policy No. 3091948.

*J. M. Brady, Cashier.* *Geo. H. Taylor, Secy.*

on the *bank* — of which said *bank check* there was then and  
there written a certain forged instrument and writing commonly called an *endorsement*  
which said forged instrument and writing, commonly called an *endorsement* is as  
follows, that is to say:

" *Elementia Brown.* "

with force and arms, the said forged instrument and writing then and there feloniously did utter,  
dispose of and put off as true, with intent to defraud, ~~the~~ the said *John*  
*Macormada* then and there well knowing the same to be forged, against the form  
of the statute in such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

DE LANCEY NICOLL,

*District Attorney.*

POOR QUALITY  
ORIGINAL

03 18

284  
1060  
Counsel

Filed  
day of  
189  
Plends  
Argued, 2008

THE PEOPLE

vs.

NA

John Macomach  
(et al.)

Forgery in the  
[Sections 599 and 601, Penal Code.]  
(Indorsement, etc.)

DE JANCY

District Attorney.

A TRUE BILL.

Foreman.

Witnesses:

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 Macormada*

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

*John Macormada*  
of the CRIME OF FORGERY IN THE ~~SECOND~~ <sup>FIRST</sup> DEGREE, committed as follows:

The said *John Macormada*,

late of the City of New York, in the County of New York aforesaid, on the *eleventh* day of *September*, in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, having in *his* custody a certain instrument and writing, in the words and figures following, that is to say: a certain *note* issued by the *Metropolitan Life Insurance Company*, a trading corporate then and there existing under the laws of this State, which said *note* is in the words and figures following, to wit:

*\$100.00* New York, Sept 11, 1891 *N. 147083*

*Pay to the order of Mary Beach one hundred*

*and no/100 dollars, in full for all claims and demands under Policy No. 4021793.*

*John. Craig, actuary Geo. H. Gordon, Secy*

The said *John Macormada*,

afterwards, to wit: on the day and in the year aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the *note* of the said *note* a certain instrument and writing commonly called an endorsement, which said forged instrument and writing commonly called an endorsement is as follows, that is to say:

*per*  
*"Mary X Beach"*  
*made*

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.



POOR QUALITY  
ORIGINAL

0320

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said *John Macormack* of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *John Macormack*, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, having in *his* possession a certain instrument and writing, in the words and figures following, that is to say: a certain check issued by the Metropolitan Life Insurance Company, a trading corporate then and there existing under the laws of this State, which said check is in the words and figures following, to wit:

\$100.00      New York, Nov. 11, 1911      A. 17023.  
Pay to the order of *Deborah Banta*,  
one hundred and no/100 dollars, in full for all claims and demands  
under Policy No. 4021793.  
*J. M. Craig, Attorney. Geo. H. Egerton, Secy.*

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

*Per*  
*James X Banta*  
*check*

with force and arms, the said forged instrument and writing then and there feloniously did utter, dispose of and put off as true, with intent to defraud, *he* the said *John Macormack* then and there well knowing the same to be forged, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,  
District Attorney.

POOR QUALITY  
ORIGINAL

0321

Witnesses:

Counsel,

Filed

day of

1891

Pleads, *John Macormack*

THE PEOPLE

vs.

*NA*

*John Macormack*  
(4 names)

Forgery in the Second Degree.  
[Sections 49 and 50, Penal Code.]  
(Indorsement, etc.)

DE LANCEY NICOLI,

District Attorney.

A TRUE BILL.

*(Signature)*

Foreman.

POOR QUALITY  
ORIGINAL

0322

521

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 Macomada*

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

of the CRIME OF FORGERY IN THE <sup>first</sup> ~~SECOND~~ DEGREE, committed as follows:

The said *John Macomada*,

late of the City of New York, in the County of New York aforesaid, on the ~~10th~~ *10th* day of ~~September~~ *September*, in the year of our Lord one thousand eight hundred and ninety-~~one~~ *one*, at the City and County aforesaid, having in ~~his~~ *his* custody a certain instrument and writing, in the words and figures following, that is to say: a certain

*check issued by the Metropolitan Life Insurance Company, a body corporate then and there existing under the laws of this State, which said check is in the words and figures following, to wit:*

*\$116.00*

*New York, Sept. 10, 1891. No. 115546.*

*National Trust & Security Bonds.*

*Pay to the order of Elizabeth Wright one hundred ninety six* ~~to~~ *dollars in full for all claims and demands under Policy No. 91153.*

*J. C. Craig, Actuary. Geo. H. Gaston, Secy.*

The said *John Macomada*

afterwards, to wit: on the day and in the year aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the ~~back~~ *back* of the said ~~check~~ *check* a certain instrument and writing commonly called an ~~endorsement~~ *endorsement* which said forged instrument and writing commonly called an ~~endorsement~~ *endorsement* is as follows, that is to say:

*Elizabeth Wright*  
*made*

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.

POOR QUALITY  
ORIGINAL

0323

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said *John Macormack* — of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said *John Macormack* — late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, having in *his* — possession a certain instrument and writing, in the words and figures following, that is to say: *a certain check issued by the Metropolitan Life Insurance Company, a body corporate then and there existing under the laws of this State, which said check is in the words and figures following, to wit:*

*\$196.00 New York, Sept 10, 1891. A. 145546*  
*National Trust & Savings Bank,*  
*Pay to the order of Elizabeth Myrtle one hundred*  
*ninety six — dollars in full for all claims and*  
*demands under Policy No. 91153.*  
*J. M. Craig, Actuary. Geo. H. Lydon, Secy.*

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

*Elizabeth Myrtle*  
*marks*

with force and arms, the said forged instrument and writing then and there feloniously did utter, dispose of and put off as true, with intent to defraud, *he* the said *John Macormack* then and there well knowing the same to be forged, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,  
*District Attorney.*

POOR QUALITY  
ORIGINAL

0324

Witnesses:

Counsel,

Filed

19 day of Nov 1891

Pleads

Chiquely-Devil

THE PEOPLE

vs.

Forgery in the Second Degree.  
[Sections 129 and 131, Penal Code.]  
(Indorsement, etc.)

John Macormack

(4 cases)

DE LANCEY NICOLI,

District Attorney.

Connelly and  
Dec 21/91

A TRUE BILL.

Hayes Carey

Foreman.

POOR QUALITY  
ORIGINAL

0325

521

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 Macormack*

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

*John Macormack*  
of the CRIME OF FORGERY IN THE *first* DEGREE, committed as follows:

The said

*John Macormack*

late of the City of New York, in the County of New York aforesaid, on the *third* day of *September* in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, having in *his* custody a certain instrument and writing, ~~in the words and figures following~~, that is to say: a certain bank cheque issued by the Metropolitan Life Insurance Company, a body corporate then and there existing under the laws of this State, which said bank cheque is in the words and figures, following, to wit:

*\$321.00*

*New York, Sept. 3, 1891. A. 175279.*

*National Shoe & Leather Bank*  
Pay to the order of *Mary Dundas* Three hundred  
*Twenty-one* ~~100~~ *Dollars*, in full for all  
claims and demands under Policy No. *5163253* *5691107*  
*J. M. Craig* Actuary. *J. J. Thompson* Cashier.

The said

*John Macormack*

afterwards, to wit: on the day and in the year aforesaid, with intent to defraud, at the City and County aforesaid, feloniously did forge, on the *back* of the said bank cheque — a certain instrument and writing commonly called an endorsement which said forged instrument and writing commonly called an endorsement is as follows, that is to say:

*"Mary Dundas."*

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



SECOND COUNT.

And the Grand Jury aforesaid, by this indictment further accuse the said John Macormack of the CRIME OF FORGERY IN THE first DEGREE, committed as follows:

The said John Macormack late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, having in his possession a certain instrument and writing, ~~in the words and figures following~~, that is to say: a certain bank cheque issued by the Metropolitan Life Insurance Company, a body corporate then and there existing under the laws of this state, which said bank cheque is in the words and figures following, to wit:

\$21.00 New York, Sept. 3, 1891. A. 175279.  
National Shoe & Leather Bank.  
Pay to the Order of Mary Dundas Three hundred  
twenty-one 100 Dollars, In full for all  
claims and demands under Policy No.  
5163253 5691107.  
J. M. Craig, Actuary. J. J. Thompson, Cashier.

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

"Mary Dundas"

with force and arms, the said forged instrument and writing then and there feloniously did utter, dispose of and put off as true, with intent to defraud, he the said John Macormack then and there well knowing the same to be forged, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0327

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Maguire, Patrick

**DATE:**

10/22/91



4176

POOR QUALITY  
ORIGINAL

0328

Witnesses:

Lizzie Hudson

Eunice Smith

Off Logan

Counsel,

Filed

day of

22 Oct 1891

Pleads,

Guilty vs

THE PEOPLE

vs.

Patrick Maguire

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*[Signature]*

Foreman.

Part 3, October 26/91.

True and acquitted.

POOR QUALITY  
ORIGINAL

0329

Police Court—3<sup>rd</sup> District.

City and County } ss.:  
of New York,

of No. 3 E Hamilton Lizzie Hedden  
occupation Married woman Street, aged 27 years,  
deposes and says, that on the 2 day of October 1888 being duly sworn  
at the City of New  
York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by Patrick McGuire  
(now here) who did wilfully and  
maliciously cut and stab her  
in two different places on the back  
and once on the left hand  
with the blade of a razor the  
defendant held in his hand  
and said assault was  
committed

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

13<sup>th</sup> day

of

Oct 1888

Lizzie Hedden

Police Justice.

POOR QUALITY  
ORIGINAL

0330

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*Patrick McGuire* 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. *Patrick McGuire*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 38 Hamilton St. Bronx.*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty*

*Patrick McGuire*

Taken before me this

day of

Police Justice.

POOR QUALITY  
ORIGINAL

0331

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

Police Court District

Oct 13/12

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James H. [illegible]*  
*James H. [illegible]*

1  
2  
3  
4  
Offence \_\_\_\_\_

Dated \_\_\_\_\_

Magistrate

Peace Officer

Witnesses

No. \_\_\_\_\_

Street \_\_\_\_\_

No. \_\_\_\_\_

Street \_\_\_\_\_

No. \_\_\_\_\_

Street \_\_\_\_\_

\$ \_\_\_\_\_

(to pay)



*Bill [illegible]*

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

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

Dated *Oct 13* 18\_\_\_\_ Police Justice.

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

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

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

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



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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Patrick Maguire*

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

The said *Patrick Maguire*  
late of the City of New York, in the County of New York aforesaid, on the *twelfth*  
day of *October* in the year of our Lord one thousand eight hundred and  
ninety-*one*, with force and arms, at the City and County aforesaid, in and upon  
the body of one *Lizzie Hadden* in the peace of the said People  
then and there being, feloniously did make an assault and *her* the said  
*Lizzie Hadden* with a certain *razor*

which the said *Patrick Maguire*  
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,

*her* the said *Lizzie Hadden*  
with intent 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  
*Patrick Maguire*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Patrick Maguire*  
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  
*Lizzie Hadden* in the peace of the said  
People then and there being, feloniously did wilfully and wrongfully make another assault,  
and *her* the said *Lizzie Hadden*  
with a certain *razor*

which the said *Patrick Maguire*  
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.

*He Lancy Recoll,*  
*District Attorney*

0333

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Malloud, Rosie

**DATE:**

10/22/91



4176

POOR QUALITY  
ORIGINAL

0334

*W. G. v. X*

Counsel,  
Filed, *22* day of *Oct* 1891  
Placed *St. Paul, Minn.*

KEEPING A HOUSE OF ILL-FAME, ETC.  
(Sections 822, and 885, Penal Code.)

THE PEOPLE

*B*

*Rose Maloud*

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

*[Signature]*

Foreman.

Complaint sent to the Court  
of Special Sessions,

Part III, *April 5th 1892*

Witnesses:  
*Off Dolan*

POOR QUALITY  
ORIGINAL

0335

Court of General Sessions of the Peace

470

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Rosie Mallond*

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

*Rosie Mallond*

(Sec. 322,  
Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL-FAME, committed as follows:

The said *Rosie Mallond*

late of the *fifteenth* Ward of the City of New York, in the County of New York aforesaid, on the *first* day of *September* in the year of our Lord one thousand eight hundred and ninety-*one*, and on divers other days and times, as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill-fame, unlawfully and wickedly did keep and maintain; and in said house divers ill-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well as in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

*Rosie Mallond*

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offenses on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of and against good morals and good manners, 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

*Rosie Mallond*

(Sec. 385,  
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said *Rosie Mallond*

late of the Ward, City and County aforesaid, afterwards, to wit: on the *first* day of *September* in the year of our Lord one thousand eight hundred and

POOR QUALITY  
ORIGINAL

0336

ninety— *one* —, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill-governed house, and in *her* said house for — *her* — own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT:

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

— *Rosie Malloud* —

(Sec. 323,  
Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said — *Rosie Malloud* —

late of the Ward, City and County aforesaid, afterwards, to wit: on the — *first* — day of *September* in the year of our Lord one thousand eight hundred and ninety- *one* and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for *her* own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in *her* said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are habitually disturbed, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

*District Attorney.*

0337

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Marino, Joseph

**DATE:**

10/05/91



4176



POOR QUALITY  
ORIGINAL

0378

*W. H. Mayhew*

Counsel,  
Filed *May 11* 189  
Pleas, *May 11*

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

THE PEOPLE  
vs.  
*Joseph Marino*

DE LANCEY NICOLL,  
District Attorney.

A TRUE BILL.

*Robert W. W. W.*  
Foreman.

*Feb 2 - May 11/92*  
*on Motion of Dist Atty*  
*deft. discharged on his*  
*own recognizance*

Witnesses:

*after reading the*  
*written affidavit,*  
*that complainant*  
*cannot be found*  
*John that doff*  
*he discharged on*  
*his own recognizance*  
*May 11th G.P.D.*  
*192*  
*A.D.A.*

POOR QUALITY  
ORIGINAL

0339

PART II.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

*Officer with Warrant*  
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 *Frank Clark*  
of No. *5 Batavia* 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 *11th* day of *May* 189*2*, 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 Marino*  
Dated at the City of New York, the first Monday of *May* in the year of our Lord 189*2*

DE LANCEY NICOLL, District Attorney.

**POOR QUALITY  
ORIGINAL**

0340

5. *Batavia*

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.  
If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.  
If ill when served, please send timely word to the District Attorney's Office.  
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

POOR QUALITY  
ORIGINAL

0341

# Court of General Sessions.

THE PEOPLE

vs.

*Joseph Marino*

City and County of New York, ss :

*Abraham Maad* being duly sworn, deposes and says: I reside at No. *135 Clinton St* 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 *10<sup>th</sup>* day of *May* 18*92*, I called at *5 Batavia St*

the alleged *residence* of *Frank Clark* the complainant herein, to serve him with the annexed subpoena, and was informed by *the*

*Housekeeper of number of 5. Batavia St*  
*that know such person lived there,*  
*and also called there on several other occasions*  
*with the same result.*

Sworn to before me, this

of

*May*

*11<sup>th</sup>* day  
18*92*

*Abraham Maad*  
Subpoena Server.

*John W. McGuire*  
Clerk of Court

POOR QUALITY  
ORIGINAL

0342

Court of General Sessions.

THE PEOPLE, on the Complaint of

Frank Clark

vs.

Offence:

Joseph Morris  
Delany Clark  
JOHN R. FELLOWS,

District Attorney.

Affidavit of

Chas. M. M. ad

Subpoena Server.

Failure to Find Witness.

POOR QUALITY  
ORIGINAL

0343

DEPARTMENT OF  
PUBLIC CHARITIES AND CORRECTION,

OFFICE OF CITY PRISON, COR. OF FRANKLIN AND CENTRE STREETS,

HENRY H. PORTER, Pres't.,  
CHARLES E. SIMMONS, M. D., } Commissioners.  
EDWARD C. SHEEHY.

JOHN FALLON, Warden.

New York, Sept 23<sup>rd</sup> 1891

You De Lacey Nicoll  
District Attorney  
Dear Sir

I beg leave to call  
your attention to the case of one  
Joseph Marino a prisoner at this  
prison under sentence of one month  
for Petit Larceny imposed by Court  
of Special Sessions upon the 18<sup>th</sup> day  
of Sept 1891.

I wish to state that  
~~there is also a charge of Felony~~  
Assault against him for which he  
is fully committed for trial in  
Court of General Sessions by Police  
Justice John P. Smith. As his  
sentence of one month for Petit  
Larceny will not commence until  
he is delivered to the custody of the  
Warden of the Penitentiary, I would



POOR QUALITY  
ORIGINAL

0344

respectfully ask to be informed by  
you whether he should be transferred  
to serve out the latter sentence at  
once or retained here for trial on  
the charge of Felonious Assault.

Very Respectfully

Wm. F. Allen  
Warden

POOR QUALITY  
ORIGINAL

0345

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

Joseph Marino

Assault

When Indictment  
is found issue  
Bench warrant  
to Warden of Peni-  
tentiary where deft  
is confined on  
another charge

Holmes  
Sept 20/91

POOR QUALITY  
ORIGINAL

0346

PART II.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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 Frank Clark

of No. 5 Batavia 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 day of MAY 1892 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 Marino

Dated at the City of New York, the first Monday of MAY in the year of our Lord 189 2

DE LANCEY NICOLL, District Attorney.

Court of General Sessions.

THE PEOPLE

vs.

*Joseph Marino*

City and County of New York, ss:

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

in the City of New York. On the

I called at

*#5 Batavia St.*

the alleged

*residence*

of

*Frank Clark*

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

*the people residing in that house, that they don't know of any such person, has ever lived there.*

*John T. Clarker*

being duly

Precinct,

1892

Sworn to before me, this

of

*May*

1892

*John J. Buckley*

*Comm. of Dist. n. y. Co.*

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.  
If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court Attorney's Office.  
If it is then served, please send timely word to the District Attorney's Office.  
If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his Assistants.

POOR QUALITY  
ORIGINAL

0348

Court of General Sessions.

THE PEOPLE, on the Complaint of

vs.

*Joseph Mann*

Offense:

JOHN R. FELLOWS,

District Attorney.

Affidavit of Police Officer

*John Glasper*

Precinct.

Failure to find Witness

POOR QUALITY  
ORIGINAL

0349

Police Court— District.

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

of No. 5 Batavia Street, aged 37 years,  
occupation Jeweler, being duly sworn  
deposes and says, that on the 16 day of September 1889 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Joseph Masius (now where)  
who unlawfully cut and

stabbed deponent twice  
on the left side of the  
face with an iron spike

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

16 day

September 1889

Frank M. Clark

Edouard B. Smith  
Police Justice.



POOR QUALITY  
ORIGINAL

0350

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

*Joseph Morruis* 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 *h*; that the statement is designed to  
enable h *h* if he see fit to answer the charge and explain the facts alleged against h *h*  
that he is at liberty to waive making a statement, and that h *h* waiver cannot be used  
against h *h* 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.

Taken before me this

*John H. ...*  
Police Justice

*Joseph his Morruis*  
*min*



POOR QUALITY  
ORIGINAL

0352

474

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 Marino*

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 Marino*  
late of the City of New York, in the County of New York aforesaid, on the *sixteenth*  
day of *September* in the year of our Lord one thousand eight hundred and  
ninety-*one*, with force and arms, at the City and County aforesaid, in and upon  
the body of one *Frank Clark* in the peace of the said People  
then and there being, feloniously did make an assault and *him* the said  
*Frank Clark* with a certain *iron spike*

which the said *Joseph Marino*  
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 *Frank Clark*  
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 Marino*  
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  
*Frank Clark* in the peace of the said  
People then and there being, feloniously did wilfully and wrongfully make another assault,  
and *him* the said *Frank Clark*  
with a certain *iron spike*

which the said *Joseph Marino*  
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.

*De Lancey Ricoll,*  
*District Attorney*

0353

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Marion, Charles

**DATE:**

10/29/91



4176

0354

**BOX:**

**454**

**FOLDER:**

**4176**

**DESCRIPTION:**

**Abrahams, Robert**

**DATE:**

**10/29/91**



4176

POOR QUALITY  
ORIGINAL

0355

Witnesses:

John E. Duffey  
Wm. (Dennis)  
Off Dugan

Counsel,

Filed 29 day of Oct 1891  
Pleads, Wm. Duffey vs.

THE PEOPLE  
vs.  
Charles Marion  
and  
Robert Abrahams

DE LANCEY NICOLL,  
District Attorney.

P2 Nov 4, 1891  
Not tried & convicted  
P.L. with res. to mercy  
A TRUE BILL.

Deputy Clerk  
Foreman

Both Den 6 ends  
P.M. 6

See entry



POOR QUALITY  
ORIGINAL

0356

Police Court

2

District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

of No. 231 East 18th Street, aged 22 years,

occupation Lawyer being duly sworn,

deposes and says, that on the 15 day of October 1891 at the City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One spring overcoat,  
of the value of twenty five dollar,

\$25, and one horse blanket

of the value of five dollar—

all of the value of thirty dollar & 30

the property of deponent's father, and then

is deponent's custody.

and that this deponent

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

carried away by Charles Marion and

Robert Abrahams (now being the deponent's

deponent is informed by Kate

Farley, a servant in said house that

about the hour of 6.30 O'clock

P.M. on said date the defendants

came to the said house as expressman

and had access to the said property.

The said blankets were in the basement

Sworn to before me, this

1891

day

Police Justice.

POOR QUALITY  
ORIGINAL

0357

of the said horse from which defendant  
took some trunks. He said overcoat  
was in the hallway, and the said  
property was missed soon after  
the defendants left. The said  
stolen blanket was found in the  
stable where the horse used by  
the defendants was kept. a deponent  
was informed by Michael Fleming  
now here. Deponent therefor  
charges defendant with said  
larceny.

Shown to before me this  
16<sup>th</sup> day of October 1891  
J. H. [Signature]  
Notary Public

J. E. Deffen.

POOR QUALITY  
ORIGINAL

0358

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Michael Fleming*  
aged *28* years, occupation *Esperman* of No.

*265 West 20th* Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this *16*  
day of *October* 189*0*,

*Michael Fleming*

*E. H. [Signature]*

Police Justice.

POOR QUALITY  
ORIGINAL

0359

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK }

District Police Court.

*Charles Marrow* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h's 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.

*Charles Marrow*

Question. How old are you?

Answer.

*20 years*

Question. Where were you born?

Answer.

*U.S.*

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

Answer.

*257 West 116th St. 1 month*

Question. What is your business or profession?

Answer.

*Bookkeeper*

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

Answer.

*I am not guilty*

*Charles Marrow*

*311 Avenue A.*

*Leeward*

Taken before me this  
day of *October*

1887

Police Justice.

*16*  
*[Signature]*

POOR QUALITY  
ORIGINAL

0360

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK, }

District Police Court.

Robert Abraham 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. Robert Abraham

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. U.S.

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

Answer. 317 West 20th St - 9 yrs

Question. What is your business or profession?

Answer. Electrician

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 as to

the coat. I am guilty as to

the blanket

Robert Abraham

Taken before me this

16

day of

October

1887

Police Justice.

POOR QUALITY  
ORIGINAL

0361

7th 87-88 44

as arrest of shoplock R. 9

Numbered from 16 to 26 down  
Newark Avenue

Police Court 2 District.

1323

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

THE PEOPLE, &c.,

IN THE COMPLAINT OF

John S. Hoff

731 E 11th St.

Charles Maurer

Robert Abraham

Offence Larceny  
felony

Offence

Date

Oct 16

1889

Magistrate

John J. Hogan

Officer

Witnesses

Kate & sister

Prisoner

No. 131 S. 11

Michael J. McGarry

Street

No. 265

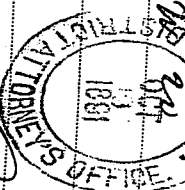
Michael J. McGarry

Street

No. 200

Michael J. McGarry

Street



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

Charles Maurer, Robert Abraham

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

Dated Oct 16 1889 Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.



POOR QUALITY  
ORIGINAL

0362

COURT OF GENERAL SESSIONS OF THE PEACE,  
CITY AND COUNTY OF NEW YORK.

\*\*\*\*\*

T h e P e o p l e ,

vs.

CHARLES MARION.

\*\*\*\*\*

)  
) Before  
)  
) HON. RANDOLPH B. MARTINE,  
)  
) and a Jury.  
)

Tried November 2, 1891.

Indicted for GRAND LARCENY IN THE SECOND DEGREE.

Indictment filed October 20th, 1891.

-----  
APPEARANCES:

Assistant District Attorney Vernon M. Davis,

For The People.

Charles Le Barbier, Esq.,

For The Defense.  
-----

POOR QUALITY  
ORIGINAL

0363

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JOHN E. DUFFY, the COMPLAINANT, testified that he lived at 231 East 18th Street. On the 15th of October, 1891, he missed an overcoat belonging to his father. The overcoat was worth about \$25. It cost about \$65, but it had been worn about two years. His father's name was Edward Duffy. He also missed a horse blanket worth about \$5. He missed the overcoat and the horse blanket about ten minutes of 7 o'clock in the evening. The coat was on the hat rack when he the witness came in to dinner at about 10 minutes after 6. The defendant and a companion who had been jointly indicted with him came into the house to move out some trunks. They passed through the basement door and the basement hall into the cellar where the trunks were. The hat rack was in the basement hall. He the witness and the rest of the family were at dinner when the defendant was admitted by the servant. They came to take away

POOR QUALITY  
ORIGINAL

0364

3

trunks belonging to a servant who had quitted the family's employ. As soon as he the witness discovered the loss of the overcoat he reported it at the 20th Street police station. He saw the defendant on trial, and the co-defendant, Abrahams, in the station house at half-past 8 or 9 o'clock the same evening. The defendant refused to say anything. He said that his name was not Marion but Muldoon. The witness also saw the horse blanket in the police station. A detective went out and brought it in. The blanket was in the box in the cellar where the trunks were. There were three other blankets in the same box. The blankets had been packed in a box in the country about a week before he went into the City.

-----

KATE FARLEY testified that she lived in the house of Mr. Duffy, at 231 East 18th Street, and was employed as a servant there. She saw the defendant at that

POOR QUALITY  
ORIGINAL

0365

4

house on the evening of October 15, 1891. He came in through the basement hall, accompanied by Robert Abrahams. It was then about 20 minutes past 8. They asked for the trunks of the girl who had left the house a day or two before. She showed them where the trunks were in the cellar. Mr. Duffy's overcoat was hanging upon the hat rack in the basement when the two men came in. The two men took out two trunks a basket and a cot bed. There was no cover on the box where the horse blankets were. The trunks belonged to Bridget Phelan, formerly a servant in the employ of the Duffy's, who had left a short time before.

The defendants took the trunks, basket and cot bed on a wagon that was at the door. She stood in the hall while they did this, and after they went she close and locked the basement gate. She did not notice whether they had the overcoat with them when they went out, or the horse blanket. Shortly after they had gone, Mr. Duffy missed his overcoat. The defendant and his co-defendant were in the house about 20 minutes altogether.

POOR QUALITY  
ORIGINAL

0366

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In

Cross - Examination,

the witness testified that there was a third man with the defendant and his co-defendant, who helped them to carry the things out to the wagon. She did not know the name of the third man. She remembered appearing in the police court, and failing to identify positively a man named Leonard as the third man.

-----

MICHAEL FLEMING, testified that he lived at 300 West 24th Street, and was an expressman on his own account. On the 15th of October he the witness had in his employ Robert Abrahams the co-defendant. The defendant was not in his employ. Robert Abrahams was employed by him to move trunks or other baggage and he drove a wagon for him the complainant. He the witness sent Robert Abrahams to Mr. Duffy's house having received



POOR QUALITY  
ORIGINAL

0367

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an order for the trunks belonging to Miss Phelan. He the witness told Abrahams to get a man to help him if he was not able to handle Miss Phelan's baggage, and to pay the man. Abrahams returned to the stable about 7 o'clock on the evening of October 15th. The defendant was with Abrahams. He the witness asked Abrahams if he had attended to the order in regard to Miss Phelan's baggage, and Abrahams said that he had. Soon afterwards Mr. Duffy came to the stable and complained of the loss of the overcoat. He the witness sent Mr. Duffy to the police station, and followed him soon afterwards. The Sergeant at the desk sent an officer to his the witness's stable soon after he the witness had returned to it. About an hour later he the witness found Mr. Duffy's horse blanket about three stalls from his own, in the rear of 249 West 20th Street. He hired only one stall in the stable. Abrahams put up his the witness's horse in the stall that night, about half-past 7 o'clock. He the witness informed the officer of the finding of the blanket. He the witness



POOR QUALITY  
ORIGINAL

0368

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stepped upon the blanket and looked at it and saw that it was not his the witness's. It was lying upon the floor in the stall.

In

C r o s s - E x a m i n a t i o n ,

the witness testified that he had known Marion about six months by seeing him around the neighborhood. He never knew anything against him. He frequently gave Marion a job when he needed extra help, and he always did his work properly. He the witness was standing at the corner of 20th Street when he saw Abrahams drive past towards the stable. Marion was then on the wagon with him. Marion jumped off the wagon and stood on the corner and he the witness told Abrahams to put up the horse for the night.

-----  
OFFICER ROBERT FAGAN, of the 18th Precinct testified

POOR QUALITY  
ORIGINAL

0369

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that he arrested Marion and Abrahams. He arrested Abrahams in front of the stable on the night of the larceny---the 15th of October. He the witness gave Abrahams into the custody of an officer who was passing, and told him to take him to the station house. He the witness stayed there at the stable and arrested Marion about three minutes afterwards. Marion was alone. Marion asked what he was arrested for, and he the witness said that he would tell him when he got to the station house. He the witness caught hold of Marion's sleeve, and Marion said, "Let go of my sleeve, and I'll walk with you." But he the witness kept his hold on Marion's sleeve, and took him to the station house. In the station house he the witness told Marion that he was charged with grand larceny, and Marion said, "Oh, I know what's the matter. You are 'rapping' me for Fleming's coat that was taken two or three weeks ago." He the witness then told him what he was charged with---the stealing of Mr. Duffy's overcoat and horse blanket. Then he the wit-

POOR QUALITY  
ORIGINAL

0370

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ness asked Marion for his name, and Marion said his name was William Muldoon, and he the witness asked where he lived, and he said it was none of his the witness's business. He also said that he had not been on the express wagon, and refused to answer any other questions. Abrahams was asked where he got the blanket from, and he said Marion gave it to him. Marion denied this statement, and said that he knew nothing about the affair. Then they were accused in each other's presence of stealing the overcoat, and Mr. Duffy asked what had become of the overcoat. Abrahams said he did not know anything about the overcoat. He knew he said about the blanket, but he did not know anything about the overcoat. He the witness said to Marion that he had received information that there was a third person with Abrahams and himself, and he asked Marion to tell him the name of the third person, and Marion said no, he didn't know anything about a third party, and he didn't know anything about any express wagon. He the witness had not succeeded in finding the over-

POOR QUALITY  
ORIGINAL

0371

10

coat.

FOR THE DEFENSE.

---

CHARLES MARION, the DEFENDANT, testified that he lived at 311 7th Avenue, and he knew Abrahams, his co-defendant. He also knew a man named Leonard. On the evening of the 5th of October he was standing at 8th Avenue and 20th street. He had been out of employment for two or three weeks, and he was almost willing to do any work when Abrahams came along and hired him to assist him. Abrahams gave him 25 cents to help him to take the trunks out of Mr. Duffy's house. Leonard was also there. Leonard was not employed by Abrahams, but simply rode on the wagon. He the defendant did not steal the overcoat or the blanket, and did not see any one steal them. Leonard did not go into the cellar at all. He stayed out of

POOR QUALITY  
ORIGINAL

0372

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the wagon almost the whole time, and only came into the hallway to help carry out a basket. After the baggage was taken out he the defendant drove around on the wagon to 20th Street, and the baggage was delivered at a house in 20th Street, next to the police station, and he the witness helped Abrahams to carry the baggage into the house. He the witness did not go to the stable until after he heard that Abrahams had been arrested, then he went there to ask Mr. Fleming what was the matter, and Officer Fagan arrested him the defendant. Leonard got off the wagon before he the defendant did. He the witness gave a false name in the station house, be cause he did not wish to have his true name disgraced. After he the witness was locked up in the station an officer asked him for his name and he refused to give it, and the officer shook him. When he refused to give his name at the desk, the Sergeant said, "Aren't you a bum?" And he the witness denied that he was. And then the Sergeant used profane language to him. He the witness told the Sergeant that he



POOR QUALITY  
ORIGINAL

0373

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the Sergeant was supposed to act the part of a gentleman behind the desk, and then the Sergeant came from behind the desk and hit him several punches and he was then thrown downstairs and put in a cell.

In

C r o s s - E x a m i n a t i o n ,

the defendant testified that the Sergeant hit him on the neck and in the back. He did not know the Sergeant's name. He was not marked, because he held his hands over his face. On the 10th of January he was arrested by Officer Cook of the 20th Precinct, and locked up over night in the station for disorderly conduct. He was held in the Tombs for two or three days, and he was fined \$10. He was intoxicated on a Sunday night. He then gave his address as 257 West 116th Street, in the police court. He did not live at that place. He also gave the name of Hamilton. The Sergeant at the desk remembered him from the previous arrest, and put his



POOR QUALITY  
ORIGINAL

0374

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correct name, Charles H. Marion, in the blotter. He saw Leonard in the Tombs after his arrest, and Leonard said he had got a year in the penitentiary. He said to Leonard, "Was it you that swiped that coat?" And Leonard said, "No; it wasn't." Leonard said that he had not been arrested for stealing Mr. Duffy's overcoat, but for stealing his Leonard's brother's overcoat. He the defendant did not hear Abrahams say in the police station that he Marion had given him Abrahams the blanket belonging to Mr. Duffy.

-----

IN REBUTTAL.

---

SERGEANT JAMES LYNCH, of the 18th Precinct, testified that he was behind the desk in the 18th Precinct Station House when the defendant was arraigned at the desk. He knew Marion when he was brought in. He had seen him before in the station house when he was locked up over night. When he asked Marion his name he said it was William Hamilton, and he said his address was none of the witness's business. He then told the doorman to search the defendant and lock him up downstairs. He did not abuse the defendant, nor did he strike him. At the time in the station house were Officer Fagan, the complainant, the defendant and Sergeant Hogan of that Precinct, who had just returned from his supper and the doorman of the Precinct.

-----

WILLIAM HOGAN testified that he was a Sergeant of the 13th Precinct. He was present when the defendant was arraigned before Sergeant Lynch. The defendant was very insolent and defiant, and would answer no questions. Sergeant Lynch did not go from behind the desk and strike the defendant, and no one else did strike him.

-----

THE DEFENDANT being recalled, testified that he had served in the United States Navy as a n apprentice boy upward of five years. He did not desert from the Navy. He left the Navy on or about the month of February, 1887 or 1888. He was discharged for incapacity to perform duty at Newport Rhode Island.

\*\*\*\*\*

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

THE PEOPLE OF THE STATE OF NEW YORK

against  
*Charles Marion*  
and  
*Robert Abrahams*

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

*Charles Marion and Robert Abrahams*  
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed  
as follows:

The said *Charles Marion and Robert Abrahams, both*

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

*one overcoat of the value of  
twenty-five dollars and one  
blanket of the value of five  
dollars*

of the goods, chattels and personal property of one

*Edward*

*John E. Duffy*

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.

Indictment amended - see minutes of Court 2 for Nov 2 1899

POOR QUALITY  
ORIGINAL

0378

SECOND COUNT—

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

*Charles Marion and Robert Abrahams*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Charles Marion and Robert Abrahams*, both

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

*one overcoat of the value of  
twenty five dollars, and one  
blanket of the value of five  
dollars*

of the goods, chattels and personal property of one

*Edward*

*John E. Duffy*

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

*Edward*  
*John E. Duffy*

unlawfully and unjustly did feloniously receive and have; the said

*Charles*

*Marion and Robert Abrahams*  
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.

DE LANCEY NICOLL,

*District Attorney.*

0379

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Marks, Meyer

**DATE:**

10/15/91



4176



POOR QUALITY  
ORIGINAL

0380

Witnesses:

Weyner Mandy

Miss Lerner

Officer O'Brien

Counsel,

Filed

189

Pleds,

THE PEOPLE

vs.

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

Meyer Marks

DE LANCEY NICOLL,

District Attorney.

Nov. 9/1912

Case I Object Term 32.00

A TRUE BILL.

Robert B. B. B.

Part 3. Dec 17/1912 Foreman

Invest and Registered

Dec 16 - Part I

N.Y.

POOR QUALITY  
ORIGINAL

0381

Police Court—3rd District.

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

of No. 1 Orchard Street, aged 34 years,  
occupation Copper being duly sworn

deposes and says, that on the 25 day of August 1889 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Major Marks

(where / did wilfully and  
maliciously cut and stab  
deponent on the forehead over the  
left eye with some sharp instrument  
the defendant held in his hand  
and said defendant struck deponent on  
the face with his fist discolored deponent's  
eyes and said assault was  
committed

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 26<sup>th</sup> day  
of August 1889.

[Signature]  
Police Justice.

[Signature]

POOR QUALITY  
ORIGINAL

0382

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*3rd* District Police Court.

*Meyer Marks* 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. *Meyer Marks*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *Russia Poland*

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

Answer. *1 Orchard Street 7 months*

Question. What is your business or profession?

Answer. *Pedler*

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*  
*Meyer Marks*

Taken before me this

day of

*July 1888*  
*John J. Butler*

Police Justice.

POOR QUALITY  
ORIGINAL

0383

BAILED,  
No. 1, by Stephen Moore  
Residence 36 Carey Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Police Court

District

22/11/21

THE PEOPLE, vs.

ON THE COMPLAINT OF

William H. H. H. H.  
Stephen Moore

Offence felony

Date

Aug 26 1891

John C. H. H. H.  
Magistrate

Witnesses

No.

Street

No.

Street



No.

Street

No.

Street

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

Stephen Moore  
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Three 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 Aug 26 1891 John C. H. H. H. Police Justice.

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

Dated Aug. 26th 1891 John C. H. H. H. 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 \_\_\_\_\_ 1891 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

0384

474

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Meyer Marks*

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

The said

*Meyer Marks*

late of the City of New York, in the County of New York aforesaid, on the *25th*  
day of *August* in the year of our Lord one thousand eight hundred and  
ninety-*one*, with force and arms, at the City and County aforesaid, in and upon  
the body of one *Anthony Demand* in the peace of the said People  
then and there being, feloniously did make an assault and *him* the said  
*Anthony Demand* with a certain *sharp instru-*  
*ment to the Grand Jury aforesaid unknown,*

which the said *Meyer Marks*  
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,

*him* the said *Anthony Demand*  
with intent 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  
*Meyer Marks*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

*Meyer Marks*

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  
*Anthony Demand* in the peace of the said  
People then and there being, feloniously did wilfully and wrongfully make another assault,  
and *him* the said *Anthony Demand*  
with a certain *sharp instrument to the*  
*Grand Jury aforesaid unknown,*  
which the said *Meyer Marks*  
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.

*De Lancey Nicoll,*  
*District Attorney*

0385

**BOX:**

**454**

**FOLDER:**

**4176**

**DESCRIPTION:**

Marshall, James

**DATE:**

**10/14/91**



4176



0386

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Treadwell, John

**DATE:**

10/14/91



4176

POOR QUALITY ORIGINAL

0387

Witnesses:

John Dunlap

Off Lang  
Dec 27/91  
The complainant failed to appear and prove facts in this case. Justice suggested to your Honor that the People be set. 24/91. I allow complainant. The People failed to prove their case. That the said Justice Andrews discharged him in Dec. Christ. Andrews the facts are correct and upon the merits the Attorney had been in jail since Sept. 1891. I am satisfied for this case that the defendant of David Helen Oct. 1891.

Counsel,

Filed 14/10/1891  
Pleads guilty

THE PEOPLE  
vs.  
James Marshall, Jr.  
and  
John Treadwell  
Grand Larceny, [Sections 528, 53, Degree.]  
Second

DE LANCEY NICOLL,  
District Attorney.

Perfunctory  
A TRUE BILL.  
Dec 27/91  
Foreman.

2nd Justice in Dec. 27/1891  
Dismissed to Dec. 16-1891  
W. H. Jones  
Adopted Dec. 18, 1891  
W. H. Jones

#1 - S. Neeson  
165 N. 22  
S. Neeson.

POOR QUALITY  
ORIGINAL

0388

Police Court 2 District.

Affidavit—Larceny.

City and County } ss:  
of New York, }

John Dunlap  
of 2 Central Avenue Albany, N. York. Street, aged 25 years,  
occupation Saloon Keeper being duly sworn,  
deposes and says, that on the 22 day of September 1891 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the day time, the following property, viz:

Good and lawful money of the  
United States - of the amount of  
Two hundred and twenty dollars

( \$ 220 )  
the property of Deponent

Seems to be the money, this

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 James Marshall (now here) and John  
Treadwell (not yet arrested) and while  
acting in concert with each other, from  
the following facts to wit: That about the  
hour of 10 o'clock A.M. of the aforesaid date  
while deponent was standing in West 28<sup>th</sup>  
Street between Broadway and Sixth Avenue,  
he was accosted by the defendant Marshall  
who told deponent he had a chance to make  
some money, and in company with said Marshall  
went with and accompanied him to the Legion  
Store of Brown and Benson at the Corner of 3<sup>rd</sup>  
Street and Sixth Avenue, and there met the  
defendant Treadwell, and that deponent in  
company with said Marshall and Treadwell

then went to the Leguin Store of Horns in West  
3<sup>rd</sup> Street near Sullivan Street - and that after  
entering said store. said defendant Marshall  
asked deponent how much money he had about  
him, and that on deponent replying about two  
hundred dollars. said defendant Marshall said  
to deponent, 'let me count it'; and that on deponent  
taking his money from his clothing said defendant  
Marshall, then counted the same, and counted  
the aforesaid sum of money, and that said defendant  
Meadwell, did then in the presence of deponent  
take fifty dollars of said money, and said defendant  
Marshall then took the balance of said money.  
and told deponent he would return in a few  
minutes, and that said defendants then left said  
place together. deponent further says that he waited  
for the space of two hours in said place, for the return  
of said defendants and that they failed to return.  
deponent further says that said defendants have failed  
to return the aforesaid property, but have feloniously  
appropriated the same to their own use and benefit.  
deponent therefore charges the defendant Marshall  
while acting in concert with Meadwell in having  
committed a Larceny and asks that they may be  
held and dealt with as the Law may direct.

Worn to before me this } John C. Dunlop  
26 day of September 1891 }

*John C. Dunlop*  
Police Justice

POOR QUALITY  
ORIGINAL

0390

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

2 District Police Court.

*James Marshall* 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.

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-*

*James Marshall*

Taken before me this  
26th day of  
September 1881  
J. H. [Signature]  
Police Justice.



POOR QUALITY  
ORIGINAL

0391

7.000/3000 4 Sept 29.  
29.000

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

Police Court

District

12th  
1266

THE PEOPLE, Ec.,  
ON THE COMPLAINT OF

James Marshall  
2 Confess the above  
James Marshall  
Lacey  
Office

Date

September 26 1891

Magistrate

Officer

Precinct

Witnesses

No.

Street

No.

Street

No.

Street

No.

Street

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

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

Dated September 26 1891 John S. Kelly Police Justice.

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

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

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

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



POOR QUALITY  
ORIGINAL

0392

No. 1.

408

District Attorney's Office.

*Part One*  
PEOPLE

vs.

*Jas Marshall Jr*  
*Comp*

*witness to Hon. Mr.*

*Oct 21 for*

*Oct 24*

POOR QUALITY  
ORIGINAL

0393

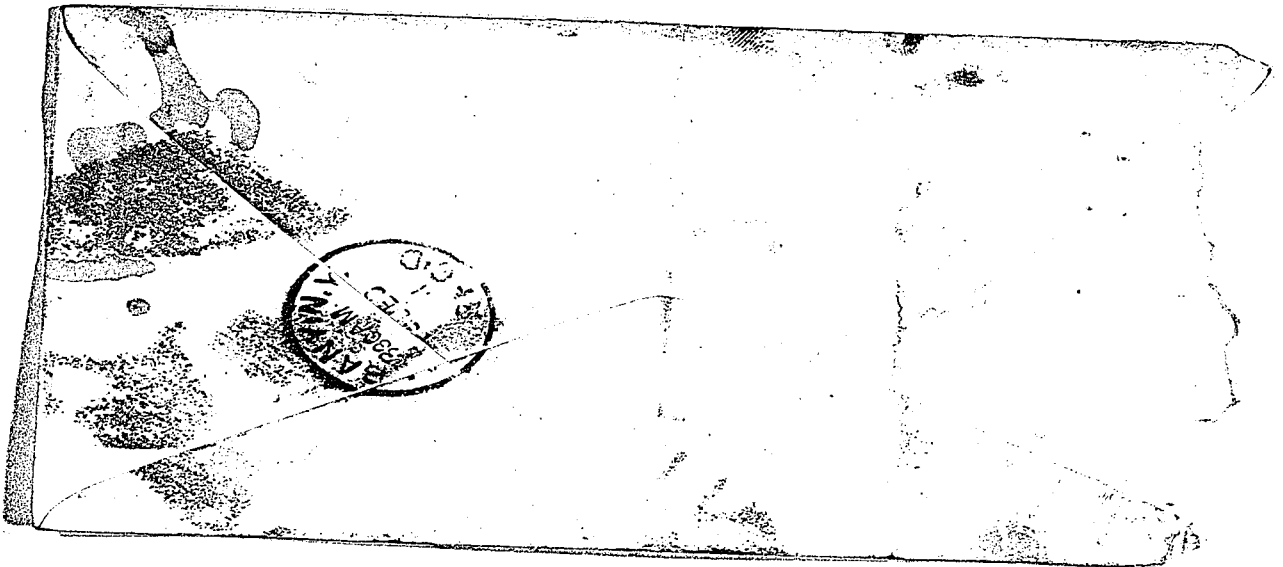
*District Attorney's Office  
City & County of  
New York*



*John Lindap  
#2 Central avenue  
Albany  
N.Y.*

**POOR QUALITY  
ORIGINAL**

0394



POOR QUALITY  
ORIGINAL

0395

*W. J. West*  
Dr. Lantry H. Hall  
District Attorney  
Your subp

Albany Dec 16. 1891

Your subpoena just recd  
at 9 o'clock this am and  
I cannot get from  
Albany in time if  
you could send your  
subpoena a day ahead  
I could get down all  
right so if you will  
please send it here

POOR QUALITY  
ORIGINAL

0396

in time I will be please  
to get it and you can  
depend I will be  
there so hoping everything  
is OK. I Remain Respt

John C. Dunlop  
2 Central Ave.  
Albany

O.S.

Enclosed please find  
envelope and subpoena  
so you can tell what  
time the letter came  
the first mail is carried  
around at 9 o'clock.



POOR QUALITY  
ORIGINAL

0397

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.  
If this Subpcena is disobeyed, an attachment will immediately issue.  
Bring this Subpcena 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.]

SUBPCENA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE.

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

To John Dumbay  
of No. 2 Central ave Street Albany

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 day of 16 DECEMBER, 1891 at the hour of 10 1/2 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

James Marshall Jr  
Dated at the City of New York, the first Monday of  
in the year of our Lord 1891

DECEMBER

DE LANCEY NICOLL, District Attorney.



POOR QUALITY  
ORIGINAL

0398

COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY  
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*James Marshall, the younger  
and John Treadwell*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *James Marshall, the younger  
and John Treadwell*  
of the CRIME OF GRAND LARCENY IN THE *Second* DEGREE,  
committed as follows:

The said *James Marshall the younger  
and John Treadwell, both*  
late of the City of New York in the County of New York aforesaid, on the *22nd* day of  
*September* in the year of our Lord one thousand eight hundred and ninety-*one*  
at the City and County aforesaid, with force and arms, in the *day* - time of said day,  
divers 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 a number and denomination to the Grand Jury  
aforesaid unknown, for the payment of and of the value of *one hundred and ten*  
dollars; divers other promissory notes for the payment of money, being then and there due and un-  
satisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury  
aforesaid unknown, for the payment of and of the value of *one hundred and ten*  
dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *one hundred and ten*  
dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury  
aforesaid unknown, of the value of *one hundred and ten*  
dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of  
the value of *one hundred and ten dollars*

of the goods, chattels and personal property of one *John C. Dunlop*  
then and there being found,

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

DE LANCEY NICOLL,

District Attorney.

0399

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Martin, John

**DATE:**

10/23/91



4176

0400

POOR QUALITY  
ORIGINAL

Witnesses:

Geo. McCabe

off Evansworth

Counsel,

23

Filed

1891

Pleads,

THE PEOPLE

vs.

John Martin

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*[Signature]*

Foreman.

*[Signature]*  
Den 1st, 1891, P.M.

Grand Larceny, Second Degree  
[Sections 628, 629, 630, 631, 632 Penal Code.]

POOR QUALITY  
ORIGINAL

0401

Police Court

District.

Affidavit—Larceny.

City and County } ss:  
of New York,

James M. Lake  
of No. 29 Stockton St. Brooklyn Street, aged 45 years,  
occupation True Knew being duly sworn,  
deposes and says, that on the 10 day of October 1891 at the City of New York,  
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in  
the day time, the following property, viz:

Seven silk hats of the value  
of about Fifty six dollars  
\$56.00

the property of Edward Miller and in  
deponent's care and custody

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

from the fact that on said date  
deponent was given the said hats  
to deliver to Miller's store at No.  
1147 Broadway. That deponent put  
the said hats in a truck and on the  
corner of Reade Street & Broadway  
deponent stopped for about five minutes  
and went into a store on Broadway  
between Reade and Duane Streets.  
When deponent came back the said  
property had been taken from the  
truck. That deponent is now informed  
by Frank Crancher, Detective, 5th Precinct,  
that he Crancher, arrested the defendant

1891

Police Justice.

and found in the room where the defendant  
and one of the hats which were  
taken from the truck on said date.  
That defendant has seen the hat and  
fully and positively identifies the  
same as part of the property which  
was stolen from the truck.

Therefore I humbly pray that  
the defendant be held and dealt  
with as the law directs.

Done before me  
this 14<sup>th</sup> day of October 1891.

A. J. Ryan  
Justice of the Peace

POOR QUALITY  
ORIGINAL

0403

Sec. 193-200.

CITY AND COUNTY  
OF NEW YORK, ss.

2 District Police Court.

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

Question. What is your name?

Answer. John Martin

Question. How old are you?

Answer. 46 years old

Question. Where were you born?

Answer. New York City

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

Answer. 616 Third St 3 months

Question. What is your business or profession?

Answer. Stomacher

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 Martin  
Martin

Taken before me this  
day of Oct 1887

Police Justice.





POOR QUALITY  
ORIGINAL

0405

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Frank Erachor*  
age *30* years, occupation *Detective Sergeant* of No. *300 Mulberry* Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *James M. Kane*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this *19*

day of *Sept*

1890

*James N. Erachor*

*[Signature]*

Police Justice.

(3692)

POOR QUALITY  
ORIGINAL

0406

505

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 Martin*

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

of the CRIME OF GRAND LARCENY IN THE  
as follows:

The said

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

*seven hats of the value of  
eight dollars each*

of the goods, chattels and personal property of one

*Edward Miller*

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.

POOR QUALITY  
ORIGINAL

0407

SECOND COUNT—

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

*John Martin*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*John Martin*  
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,

*seven hats of the value of  
eight dollars each*

of the goods, chattels and personal property of one

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

*Edward Miller*  
unlawfully and unjustly did feloniously receive and have; the said

*John Martin*  
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.

DE LANCEY NICOLL,

*District Attorney.*

0408

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Martin, Mary H.

**DATE:**

10/06/91



4176

POOR QUALITY  
ORIGINAL

0409

Witnesses:

Mary V. Vison

off Kuddellburg

Counsel,

Filed

Pleads,

189

THE PEOPLE

vs.

Mary H. Martin

PETIT LARCENY  
Sections 528, 582, 583, 584, 585 Penal Code.

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

*[Signature]*

Foreman.

got 9 1 and 6 III

Part 3. October 9/91  
Trial & convicted, Petition

Only Prison 29-

30 days & 20



POOR QUALITY  
ORIGINAL

0410

Police Court—4 District.

(1895)

Affidavit—Larceny.

City and County } ss.  
of New York,

Mary Varion  
of No. 1619 Lexington Avenue Street, aged 38 years,  
occupation Keep house being duly sworn,  
deposes and says, that on the 18<sup>th</sup> day of September 1897 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:

Curtains of the value of about  
Seven 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 Mary H. Martin (now here)

for the reason that the defendant  
occupied a furnished room in  
the above premises which was  
hired from deponent and said  
property was part of the furniture  
of said room. Deponent having  
missed the said property—deponent  
is informed by Charles Heidelberg  
(now here) that he arrested the defendant  
and found a number of pawn  
tickets in her possession among which  
is the one hereto annexed which  
she has acknowledged to said  
Heidelberg represents said property.

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

Police Justice.

POOR QUALITY  
ORIGINAL

0411

Subscribed set forth  
Sworn to before me }  
this 4<sup>th</sup> October, 1891 } Mrs Mary Virion  
J. J. McMahon }  
Police Justice

POOR QUALITY  
ORIGINAL

04 12

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Charles Heidelberg*  
aged \_\_\_\_\_ years, occupation *Detective Sergeant* of No. *300 Mulberry*  
Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *Mary Verion*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this *4*  
day of *October* 189*0*.

*Charles Heidelberg*  
*Police Justice.*

POOR QUALITY  
ORIGINAL

0413

(1835)

Sec. 198-200.

CITY AND COUNTY } ss.  
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer. *Mary H. Martin*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *615 3<sup>rd</sup> Avenue; 1 month*

Question. What is your business or profession?

Answer. *None*

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

Answer. *I have nothing to say*  
*Mary H. Martin*

Taken before me this

*4*

day of *October*

*1887*

Police Justice.

POOR QUALITY  
ORIGINAL

0414

Residence  
No. 2, by  
Residence  
No. 3, by  
Residence  
No. 4, by  
Residence

Police Court

District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mary Jones  
1894, 1895, 1896, 1897, 1898  
Mary H. Martin

Officer  
Peter Lacey

Dated

Dec 4 1891

Residence

Museum

Residence

Officer

Residence

Officer

Residence

Officer

Residence

Officer

No.

Street

No.

Street

No.

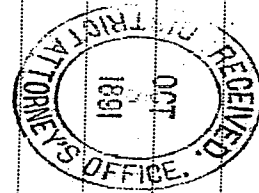
Street

\$ 500 4.8

to answer

No.

Street



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

defendant

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

Dated Dec 4 1891 Police Justice.

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

Dated 18 Police Justice.

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

Dated 18 Police Justice.

POOR QUALITY  
ORIGINAL

0415

58346  
S. GLUCK'S  
LOAN OFFICE  
No. 1429 Third Avenue,  
Bct. 80th and 81st Sts. NEW YORK  
Sept 18 1891  
Cts.  
Curtains  
200  
M. H. 31  
This Ticket Good for One Year Only.  
Not accountable for Loss or Damage by Fire, Breakage,  
Robbery or Molestation.  
Rates of Interest.  
On sums of One Hundred Dollars, or under, 3  
per cent. per month for any fraction thereof for first six  
months, and 2 per cent. per month thereafter. On sums  
over One Hundred Dollars, 2 per cent. per month  
for first six months, and 1 per cent. per month  
thereafter.



Oct 28 / 91  
The Duke &c. }  
vs } Lantry  
Mary Austin }

W<sup>m</sup>. If their Case should  
Come before the Court,  
as it is believed it  
will in Judge Cummings  
Court, for sentence  
will give oblige me  
by stating to the jury  
that Sister Mary Austin  
Sister of Charity is  
interested for the girl.

POOR QUALITY  
ORIGINAL

0417

and deserves an opportunity  
to investigate her  
previous character.

Before sentence is passed  
will be detained in  
town tomorrow morning  
therefore ask you  
to attend to this matter  
for me

Should the Girl's Case  
come before either  
Judge Martine or Judge  
Fitzgerald please let Mr.  
Merrill & I am sure  
St. Austin's request will

be accomplished.

Should we then make do what  
the Girl's Case be but, disposed of by  
default. & receive  
Herring or  
Mr. Seabrook?

189  
New York.

Very sincerely  
Yours  
J. Merrill

Shall be a deputy of 10 days  
Office of Fred. W. Smyth,  
Counselor at Law,  
445 Nassau Street, (Rooms 159 & 161)  
POTTER BUILDING

POOR QUALITY  
ORIGINAL

04 18

DISTRICT ATTORNEY'S OFFICE,

New York, *Oct* 188

Laws of 1883  
Chapter 339  
Section 4

Permits a judge of the  
General Session to be  
a "Magistrate" to commit  
a female to the institutions  
named in the Statute  
*[Signature]*

POOR QUALITY  
ORIGINAL

0419

The Tomb-

Oct. 13/91.

Hon. Judge Cowan  
Court of Gen. Sessions &c

Dear Sir-

The bearer of this note, a  
Mrs. Birmingham, who visits this  
place, has interested herself in my  
case. If you will this time suspend  
sentence upon me, she will vouch  
for me that I will return home  
to my parents, and until I am  
prepared to do so will place  
me in a home. Thanking you  
for past kindness, believe me,

Sincerely yours  
Mary H. Martin



**POOR QUALITY  
ORIGINAL**

0420

*Chambers*

POOR QUALITY  
ORIGINAL

0421

The Tomb  
To the Hon. Judge Cowan,  
Oct. 12/91.  
Dear Sir:-  
If I may be indulged a few  
moments, I shall occupy that  
much of your time in pre-  
senting some suggestions  
touching upon my most  
unfortunate case. Space  
forbids me to attempt to  
offer any explanation of the  
first charge you have heard  
against me; I can only ask  
you to forget that and deal  
only with this last charge.  
The stealing of a \$3.50 pair  
of curtains, a charge of



POOR QUALITY  
ORIGINAL

0422

immediately go home, that I might regain my  
lost health and receive my <sup>longed for</sup> medical name.  
I have been treated at the <sup>reputation</sup> Hospital  
for many months, and only last Saturday the  
physic surgeon told me if I remained in  
this city I never could get well. My friends  
are unanimously respectable and well to do, and again  
I promise you if you will this time <sup>believe</sup>  
absolutely I will do for them at once. I will not  
attempt to excuse myself for my recent past  
behavior, but my dear Sir, I can assure you  
as you know the "his and hers" of this case,

which I am sure innocent.  
I have never been a wayward  
girl, have always kept to  
myself, and made few or no  
acquaintances in this city. A  
sentence upon the Island, be  
that sentence ever so short,  
would blight my whole after  
life, and send my mother  
broken-hearted to an early  
grave. If you feel that you  
can not this time suspend sentence  
upon me, can you not sentence  
me to five or ten days in the  
Jails? Such a sentence might  
not be equal to a death blow  
to all my future hopes and  
happiness. My parents, relatives  
or friends need never know  
any thing of this, and I would

POOR QUALITY  
ORIGINAL

0423

you too, would be firm in  
your conviction, that I am  
only a poor deluded girl, more  
sinned against than sinning.  
Hitherto I have earned an  
honorable and respectable living,  
wholly unassisted. I could always  
command a good salary, and  
had it not been for illness, and my  
too generous nature and eagerness  
to assist others, I would not now  
be branded a thief, craving mercy  
at your hands. Once again I beg  
of you, if not for my sake, for my  
poor mother's, suspend this sentence,  
and I will assure you, you never  
will have cause to regret your  
action, by reason of any act of mine.  
For a respectable girl to be forced to  
mingle with the degraded women who  
infest the London is a fate far worse  
than death. Asking your pardon for  
thus intruding upon your valuable  
time, and trusting you will show temper  
justice with mercy, knowing I am very  
young, temptation very strong, and exceedingly  
weak. Believe me, most sincerely, Mary H. Martin

POOR QUALITY  
ORIGINAL

0424

I need not ask you not  
to leave me here in suspense  
any longer than is  
absolutely necessary.

Yours Sincerely  
Mary H. Martin

POOR QUALITY  
ORIGINAL

0425

472

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*Mary N. Martin*

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

*Mary N. Martin*

of the CRIME OF PETIT LARCENY, committed as follows:

The said

*Mary N. Martin*

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

*two curtains of the value of  
three dollars and fifty cents each*

of the goods, chattels and personal property of one

*Mary Vinton*

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

POOR QUALITY  
ORIGINAL

0426

SECOND COUNT—

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

*Mary W. Martin*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Mary W. Martin*  
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,

*two curtains of the value of  
three dollars and fifty cents each*

of the goods, chattels and personal property of one

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

*Mary Vinton*  
unlawfully and unjustly did feloniously receive and have; the said

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

DE LANCEY NICOLL,

*District Attorney.*



0427

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

McAllister, Kate

**DATE:**

10/15/91



4176



0428

**BOX:**

454

**FOLDER:**

4176

**DESCRIPTION:**

Kerrigan, Kate

**DATE:**

10/15/91



4176

POOR QUALITY  
ORIGINAL

0429

Witnesses:

Thos Kelly  
Jessie Irving  
Off Hazelton

The within case  
has already been  
tried and they  
failing to agree  
and the people  
bring in no better  
position that they  
were in at said trial  
and believing that  
no conviction can  
be obtained I  
recommend that  
the depts be discharged  
on their own recognizance  
at \$1000 M. L. L.  
at \$1000 M. L. L.

146  
In presence of  
Judge Kesteven

Counsel,

Filed

day of

1891

Pleds,

15 Oct  
Hazelton

THE PEOPLE

vs.

Kate McAllister

and

Kate Kerrigan

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

DE LANCEY NICOLL,

Spec. Assn

District Attorney.

County B.C.

A TRUE BILL.

Robert McAllister

Part 2 - Dec. 21, 1891. Foreman.

Both tried and jury discharged

at Hazelton  
Dec 19/91  
J. L. L.

POOR QUALITY  
ORIGINAL

0430

Witnesses:

Flora Kelly  
Fuggie Irving  
off Hazelton

The within case  
has already been  
tried and the jury  
failing to agree  
and the people  
being in no better  
position that they  
were in at said trial  
and believing that  
no conviction can  
be obtained I  
recommend that  
the case be brought  
on this our second  
trial. M. L. L.  
Dec 19/92

146

Wm. G. G. G.  
Judge

Counsel,

Filed

day of

1891

Pleas,

THE PEOPLE

vs.

Kate McAllister  
and  
Kate Kerrigan

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

DE LANCEY NICOLL,

Spec. Am.

District Attorney.

vs. B. B.

A TRUE BILL.

Reported by

Part 2 - Dec. 21, 1891. Foreman.

Both tried and jury disagreed

Dec 19/92

Paula DeLong

POOR QUALITY  
ORIGINAL

0431

Police Court— 2 District.

City and County } ss.:  
of New York,

of No. 529 West 32 Street, aged 21 years,  
occupation Labourer being duly sworn  
deposes and says, that on the 10 day of August 1889 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by  
Kate Mc Allister and Kate Kerrigan (both now here)  
while acting in concert with each other, from  
the following facts to wit: That while  
deponent was standing in an Alley-way, at  
the aforesaid address - about the hour of  
4.30 o'clock P.M. of the aforesaid date -  
said Kate Mc Allister came up to deponent  
and struck him a blow on the face with  
her clinched fist - and said Kate Kerrigan  
did then and there wilfully and maliciously  
cut and stab deponent on the back of  
the body with a knife then and there  
held in her hand, inflicting and wounding  
deponent severely. deponent therefore  
charges the defendants while acting in concert  
with each other

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 11 day  
of August 1889.

Thomas Kelly

Police Justice.

POOR QUALITY  
ORIGINAL

0432

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK,

2 District Police Court.

*Kate McAllister* being duly examined before the under-  
signed according to law, on the annexed charge; and being informed that it is h's 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's waiver cannot be used  
against h on the trial.

Question. What is your name?

Answer.

*Kate McAllister*

Question. How old are you?

Answer.

*24 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*527 West 32 Street 2 Weeks*

Question. What is your business or profession?

Answer.

*Keeps House*

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*

*Kate McAllister*  
*Mark*

Taken before me this  
day of *August* 188*9*

Police Justice.



POOR QUALITY  
ORIGINAL

0433

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY  
OF NEW YORK, ss.

*Kate Kerrigan* 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 *h* 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. *Kate Kerrigan*

Question. How old are you?

Answer. *28 years -*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *537 West 32 Street - 8 years -*

Question. What is your business or profession?

Answer. *Keep House*

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*  
*Kate Kerrigan*

Taken before me this  
day of August 1909

Police Justice.



POOR QUALITY  
ORIGINAL

0434

Ex Aug 12-1891

Police Court

District

1062

10<sup>30</sup> AM

\$500.00 bail

James Lawrence  
521 MO. 78<sup>th</sup> St

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Witnesses for the people  
Martha Kelly 529 W 32<sup>nd</sup>  
Katie Shivers

529 W 32<sup>nd</sup> St

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thomas Kelly

Katie Kelly

Katie Lawrence

Offered

Dated August 9<sup>th</sup> 1891

Magistrate

Officer

Witnesses

Anna Callamors

529 W 32<sup>nd</sup> St

529 W 32<sup>nd</sup> St

529 W 32<sup>nd</sup> St

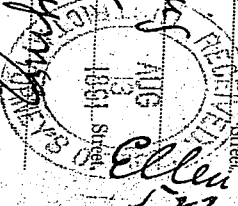
529 W 32<sup>nd</sup> St

529 W 32<sup>nd</sup> St

529 W 32<sup>nd</sup> St

529 W 32<sup>nd</sup> St

529 W 32<sup>nd</sup> St



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

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

Dated August 11 1891 [Signature] Police Justice.

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

Dated August 12<sup>th</sup> 1891 [Signature] Police Justice.

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

Dated August 13 1891 [Signature] Police Justice.

POOR QUALITY  
ORIGINAL

0435

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 Edward Hogan a Police Justice  
of the City of New York, charging Kate M. Allister 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 hearing thereof having been adjourned,

We, Kate M. Allister Defendant of No. 527  
West 32nd Street; by occupation a House Keeper  
and John Kerrigan of No. 537 West 32nd  
Street, by occupation a Bookkeeper Surety hereby jointly and severally undertake  
that the above named Kate M. Allister 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 Five  
Hundred Dollars.

Taken and acknowledged before me, this 11

day of August

18 91

[Signature] POLICE JUSTICE

Kate M. Allister  
John Kerrigan

POOR QUALITY  
ORIGINAL

0436

CITY AND COUNTY } ss.  
OF NEW YORK, }

the within named Bail and Surety being duly sworn, says, that he is a resident and House  
holder within the said County and State, and is worth One 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 The horses and trunks

Situated and stored at 537  
West 32nd Street worth \$3000

John Henrigan  
Bank

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear  
during the Examination.

Taken the ..... day of ..... 18

Justice.

*Sworn to before me this 11th day of May 1881*  
*Police Justice*

POOR QUALITY  
ORIGINAL

0437

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 Edmund Hogan a Police Justice  
of the City of New York, charging Kate Kerrigan Defendant with  
the offence of Assault, Flattery

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

We, Kate Kerrigan Defendant of No. 537

N. 82nd Street; by occupation a Housekeeper

and John Kerrigan of No. 53 West 82nd

Street, by occupation a Truckman Surety, hereby jointly and severally undertake

that the above named Kate Kerrigan Defendant

shall personally appear before the said Justice, at the 5 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 Five

Hundred Dollars.

Taken and acknowledged before me, this 11th day of August 1891.

Edmund Hogan POLICE JUSTICE

Kate Kerrigan  
John Kerrigan



POOR QUALITY  
ORIGINAL

0438

CITY AND COUNTY } ss.  
OF NEW YORK,

*Sworn to before me, this 16th day of March, 1881.*  
*John X. Kerrigan*  
*Justice*

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Four 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

The Thimble Hooses  
and Trunks now at the Store  
at 537 West 32nd Street and are  
worth Three Thousand  
Dollars

*John X. Kerrigan*  
*Just*

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Undertaking to appear  
during the Examination.

vs.

Taken the ..... day of ..... 1881

Justice.

0439

: : : : : : : : : : : : : : : : )  
The People Ex.Rel. Thomas Kelly, )  
- a g a i n s t - )  
Kate McAllister & Kate Kerrigan. )  
: : : : : : : : : : : : : : : : )

JOHN KERRIGAN, being duly sworn, deposes and  
says:

That he ~~has not~~ drank a drop of liquor for over fifteen years.

That he married her about nine years since and they have lived ever since that time at No. 537 West 32nd Street in this City, being the tenants of his employers Robert Deeley & Co!.

That his wife, to his knowledge, is a total~~ly~~ abstinent~~ce~~ woman, bears a good character in the neighborhood, and is a kind and loving wife and mother.

That she strictly attends to her household duties and



POOR QUALITY  
ORIGINAL

0440

her own affairs.

That this deponent only became acquainted with Kate McAllister less than a year ago.

That since the alleged occurrence she married one *Laurence* Kilday. Prior to that time she was a servant in this City.

That since deponent has known her she has been an industrious woman and perfectly respectable.

Sworn to before me this )  
19<sup>th</sup> day of April, 1892. )

*Jas P. Higgins*

*Notary Public*  
*W. J. Co.*

*his*  
*John X. Kerrigan*  
*Mark*

**POOR QUALITY  
ORIGINAL**

0441

G E N E R A L                      S E S S I O N S .

The People Ex. Rel. Thomas Kelly,  
- a g a i n s t -  
Kate McAllister and Kate Kerrigan.

City & County of New York.- SS:-

ROBERT DEELEY, being duly sworn, deposes and says that he is the head of the house of Robert Deeley & Co., who have a machine shop and iron foundry on 32nd Street between 10th and 11th Avenues.

That Kate Kerrigan, above named, is the wife of John Kerrigan who has been in the employ of this deponent's firm for about twenty-five years, and for the last fifteen years has been their truckman owning some five or six trucks and eight or ten horses.

That this deponent has known said Kate Kerrigan for some years and during the time he has known her she has resided with her husband at No. 537 West 32nd Street, over deponent's machine shop and in deponent's property.

That both she and her husband and family have been frequently under the eye of this deponent and so far as he knows, said Kate Kerrigan and her husband bear a good reputation and character as to sobriety and industry and the manner in which they bring up their children, and that the said Kate Kerrigan is a peaceable woman and the mother of four children,

POOR QUALITY  
ORIGINAL

0442

and that deponent never heard of any offence being committed  
by her, except the alleged one against Thomas Kelly.

Sworn to before me this *Robert Deeley*

18<sup>th</sup> day of April, 1892. *Notary Public*

*Notary Public*  
*Ref 6-153*

POOR QUALITY  
ORIGINAL

0443

474

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Kate McAllister*  
and  
*Kate Kerrigan*

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

The said *Kate McAllister and Kate Kerrigan*, both  
late of the City of New York, in the County of New York aforesaid, on the *tenth*  
day of *August* in the year of our Lord one thousand eight hundred and  
ninety-*one* with force and arms, at the City and County aforesaid, in and upon  
the body of one *Thomas Kelly* in the peace of the said People  
then and there being, feloniously did make an assault and *him* the said  
*Thomas Kelly* — with a certain *knife*

which the said *Kate McAllister and Kate Kerrigan*  
in *their* 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 *Thomas Kelly* —  
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  
*Kate McAllister and Kate Kerrigan*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *Kate McAllister and Kate Kerrigan*, both  
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,  
at the City and County aforesaid, with force and arms, in and upon the body of the said  
*Thomas Kelly* — in the peace of the said  
People then and there being, feloniously did wilfully and wrongfully make another assault,  
and *him* the said *Thomas Kelly* —  
with a certain *knife* —

which the said *Kate McAllister and Kate Kerrigan*  
in *their* 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.

*De Lancey Nicoll,*  
District Attorney.

0444

**BOX:**  
454

**FOLDER:**  
4176

**DESCRIPTION:**

McCahill, James

**DATE:**  
10/09/91



4176

0445

off Mammom

ames The Cahills

DE LANCEY NICOLL,

*District Attorney.*

# A TRUE BILL.

Foreman.

202

11



POOR QUALITY  
ORIGINAL

0446

(1305)

Police Court—4 District.

Affidavit—Larceny.

City and County } ss.  
of New York,

of No. 558 West 43<sup>rd</sup> Street, aged 22 years,  
occupation Watchman being duly sworn,  
deposes and says, that on the 21<sup>st</sup> day of Sept 1899 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the night time, the following property, viz:

A surveyor's level, of  
the value of about  
Sixty (60) Dollars

the property of Kopper & Kelly, of no 200 W. 124<sup>th</sup>  
Street, in care and charge of depon-  
ment

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 James M. Cahill (nowhere)

for the reasons following, to wit:

Deponent says, said surveyor's level  
was in a shanty at no. 556 West 43<sup>rd</sup> St.,  
which shanty was under deponent's  
surveillance for said firm, as a watchman,  
and on said date he permitted defend-  
ant to have shelter in said shanty  
for the night, and that at about 7 AM  
of said date, deponent entered said  
shanty, and noticed that defendant  
had disappeared, and that said level  
was missing. Deponent further  
says, he did not again see defend-  
ant until Oct 7, when he saw

Sworn to before me this  
1899

Police Justice.

POOR QUALITY  
ORIGINAL

0447

defendant loitering in West 12<sup>th</sup> Street  
and that defendant told deponent  
that he would return said level to  
deponent, if deponent would not  
make further complaint.

Deponent further says - he accom-  
panied defendant, until he met a police  
officer of the 2<sup>nd</sup> Precinct, who ar-  
rested defendant.

Wherefore, deponent charges de-  
fendant with feloniously taking,  
stealing, and carrying away said  
property from deponent's possession  
Sworn to before me on this 7<sup>th</sup> day of October 1913. E. J. McCauley

Attestation  
Police Justice

POOR QUALITY  
ORIGINAL

0448

(1385)

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK,

*James M. Cahill* 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.

*James M. Cahill*

Question. How old are you?

Answer.

*31 years*

Question. Where were you born?

Answer.

*New York City*

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

Answer.

*No. 229 West 55th St in 2 years*

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.  
James M. Cahill*

Taken before me this 7<sup>th</sup> day of

*Oct* 1891

*Admiral*

Police Justice.

POOR QUALITY  
ORIGINAL

0449

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

*Edward McLaughlin*  
*James McLaughlin*

3  
4

Office

*Grand Jury*

Dated

*Oct 7 1891*

*McLaughlin*

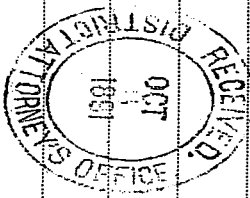
*Joseph McLaughlin*  
Officer.

22- Precinct.

Witnesses

No. \_\_\_\_\_  
Street \_\_\_\_\_

No. \_\_\_\_\_  
Street \_\_\_\_\_



No. \_\_\_\_\_  
Street \_\_\_\_\_

§ 1000

*Ed. J. J.*

*Wm. J. J.*

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

Dated *Oct 7 1891* *Admiral* Police Justice.

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

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

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

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

POOR QUALITY  
ORIGINAL

0450

505

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

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Mc Cahill*

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

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

The said

*James Mc Cahill*

late of the City of New York, in the County of New York aforesaid, on the *21st*  
day of *September* in the year of our Lord one thousand eight hundred and  
ninety-*one*, at the City and County aforesaid, with force and arms,

*one surveyor's level of the  
value of sixty dollars*

of the goods, chattels and personal property of one

*Isaac A. Stupper*

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

*De Lancey Rically  
District Attorney*