

0258

BOX:

454

FOLDER:

4176

DESCRIPTION:

Mackey, John

DATE:

10/23/91



4176

POOR QUALITY ORIGINAL

0259

Witnesses:

John M. Laughlin

Off. done

The complainant state
that etc. have & were mentioned
in the indictment were bound
to him to defendant. He also
states that if defendant
discharged, he will take him
back in his employment.
I suggest that the defendant
be discharged upon his own
recognizance
My name is 10-10-10's
John M. Laughlin
with best wishes

13th Nov 1893

Counsel,

Filed 23rd day of Oct 1893
Pleads, *Equity*, June 14/93

THE PEOPLE

vs.

John Mackey

Grand Larceny, [Sections 522, 527, Penal Code.]

DE LANCEY NICOLL,

District Attorney

Summited & Committed
June 14/93

A TRUE BILL.

Robert A. ...

June 16/93
Discharged on his own recognizance

POOR QUALITY ORIGINAL

0260

(1385)

Police Court 1st District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 206 1/2 W. 42nd Street in Manhattan Street, aged 37 years,
occupation Freightman being duly sworn,

deposes and says, that on the 1st day of October 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 day time, the following property, viz:

One horse and wagon
valued at Sixty dollars
plus

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. Ray for the reasons following to wit: on the said date the defendant borrowed the said property from deponent promising to return it to deponent. Deponent is informed by a trustworthy person that the defendant took the said wagon from the defendant. The defendant having failed to return to deponent either the horse or wagon and having appropriated the said property to his own deponent prays he be apprehended and bound to answer.

John M. Laughlin

Sworn to before me this 1st day of October 1899

Justice

POOR QUALITY ORIGINAL

0251

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, N.Y.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of

1888

Justice

POOR QUALITY ORIGINAL

0262

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

Form No. 6

George Doran of No. *4th Precinct W.H.*
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 *April* 18*91*

George Doran
John Walsh
Police Justice of the City of Brooklyn.

This warrant may be executed in the City of Brooklyn.

Dated this *21st* day of *April* 18*91* *John 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 *John M. Conklin* of No. *206* Street, that on the *10* day of *October* 188*9* 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 *Complainant 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. Conklin*

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* 188*9*

John M. Conklin
POLICE JUSTICE.

POOR QUALITY ORIGINAL

0264

John J. ...

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

Warrant-Larceny.

vs.

Dated _____ 188

Magistrate

Officer.

The Defendant _____ taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer.

Dated _____ 188

This Warrant may be executed on Sunday or at night.

Police Justice.

POOR QUALITY ORIGINAL

0265

BAILED

No. 1, by *Andrew Smith*
Residence *75 Pine Street*

No. 2, by _____
Residence _____

No. 3, by _____
Residence _____

No. 4, by _____
Residence _____

Police Court...

District

1342

THE PEOPLE, &c.

ON THE COMPLAINT OF

John W. McLaughlin
John W. McLaughlin
John W. McLaughlin

Officer

Date

Oct 21 189*9*

Magistrate

John W. McLaughlin
Officer

Prisoner

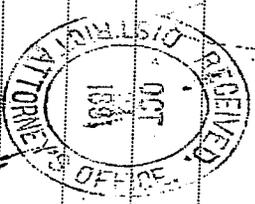
Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ _____ to answer _____



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

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

Dated *Oct 21* 18*99* *John W. McLaughlin* 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

0266

Brooklyn Oct 9 91
Recd a Single Wagon from
John Macleay 15 Dollars
Recd Payment John Macleay

POOR QUALITY ORIGINAL

0267

41	A. S. Foster			arley	"	6	ARRK
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 2 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 prisoners by
that name.

We have a John Mack
sentenced Aug 21/91 for
Bones - 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^d 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

You are therefore Commanded forthwith to arrest the above named John Mackey
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 10th day of November 1891

By order of the Court,


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 Court in another connection

BENCH WARRANT FOR FELONY.

Issued *November 10th 1891*

Amey 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 *Amey Horn*

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

John Mackey of the CRIME of GRAND LARCENY IN THE second DEGREE, committed as follows:

The said

John Mackey

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 Lamsay Nicoll District Attorney

0272

BOX:

454

FOLDER:

4176

DESCRIPTION:

Macormack, John

DATE:

10/30/91



4176

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 Fitzmaurice
Judge 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 24th 1891*
Augustus Paul 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 *24th* day of *October*, 1891.
Philip Reilly
Detective Sergeant.

POOR QUALITY
ORIGINAL

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\$500.⁰⁰ 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.

[Handwritten signature]

James A. [Handwritten]
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 thirty-four 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 eight 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 she 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

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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. ...
Judge Court of General Session.

POOR QUALITY ORIGINAL

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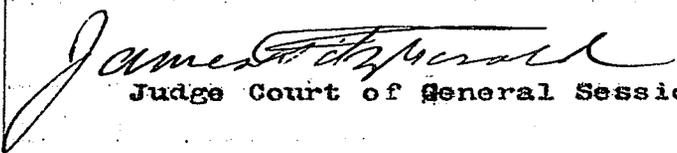
UNITED STATES OF AMERICA, :
State of New York, : ss.-
City and County of New York.:

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.



Judge Court of General Sessions.

POOR QUALITY
ORIGINAL

0283

Perman

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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Prison

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 T. ...
Judge, Court of General Sessions.

W. J. ...

POOR QUALITY ORIGINAL

0205

54-1091

1891

DISTRICT ATTORNEY'S OFFICE

City and County of New York.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Geo H. Gaston

John Mearns

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 propose 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

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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 Mioll

District Attorney New York County.

New York City, October 29th, 1891.

POOR QUALITY ORIGINAL

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Declar.

Fitz

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

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, ~~of the City and County 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 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 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 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, 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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\$321⁰⁰. 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. [unclear]
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. 5163253 and the 7th day of April, 1890, No. 5691107, and are in the aggregate for the sum of Three hundred and twenty-one dollars.

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0293

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 ^{April} ~~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 writing commonly known as a bank check which said bank check is in the words and figures following, to wit:-

POOR QUALITY
ORIGINAL

0294

\$321⁰⁰

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 physi-

cian 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.

POOR QUALITY ORIGINAL

0296

Deponent

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. Roberts

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~~ ^{two} 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 ^{third} ~~se~~ ~~enth~~ day of ^{September} ~~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

7783
SUM 11/11
420

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

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Geo. A. Gaston

John Maccomack

Offence

Dated

Sept 29 1891

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 Macomask

WARRANT OF ARREST.

Issued *5* November 17, 1891

Frederick Smith Magistrate

Van Buren Clerk

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*
Macomask 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

Meyette

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

\$10600

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.

)
:
:
:
)

[Handwritten signature]

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.

**POOR QUALITY
ORIGINAL**

0307

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

J. J. Thompson

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.

**POOR QUALITY
ORIGINAL**

0310

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

POOR QUALITY
ORIGINAL

0311

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.

Wm. Roberts
Recorder of Deeds, 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:

\$196⁰⁰ 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
maker

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 ; *Robert Myrtle*
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,

54-586
1891

POOR QUALITY ORIGINAL

0316

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 FIRST DEGREE, committed as follows:

The said John Macormada,

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:

Handwritten text describing a 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:

"\$500.00 New York, Sept. 17, 1891. A. 176283 National Trust & Life Insurance Co. Pay to the order of Clementina Brown, Five Hundred 00 Dollars. In full for all claims and demands under Policy No. 3091948 J. M. Craig, Actuary Geo. W. Weston, Pres."

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 said check of the said National Trust & Life Insurance Co. 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:

"Clementina 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 *check*

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

\$ 500.00 New York, N.Y., 1891 A. 176283.

National Shoe & Leather Bank.

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

J. M. Craig, Cashier. Geo. H. Taylor, 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:

" Clementia 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
1660
Counsel

Filed day of 189
Plends August 20 18

THE PEOPLE

vs.

NA

John Macomach
(4 cases)

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

DE JANCY

District Attorney.

A TRUE BILL.

Foreman.

Witnesses:

Witness lines

POOR QUALITY ORIGINAL

03 19

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 DEGREE, committed as follows:

The said John Macormada,

late of the City of New York, in the County of New York aforesaid, on the 26th 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 body 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 No. 147083
John Macormada
Pay to the order of Mary Beards one hundred and fifty dollars, in full for all claims and demands under Policy No. 4021993.
Geo. H. Cotton, 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:

"Mary X Beards" 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.*
Richard Roe & Decker Bonds,
Pay to the order of Mary Roe, one hundred and
no/100 dollars, in full for all claims and demands
under Policy No. 4021793.
J. M. Chief of Branch, Dept. 11, Eastern Bldg.

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:

Mary Roe
Mary X Roe
Macormack

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

Pleas

THE PEOPLE

vs.

NA

John Macormack
(4 names)

Forgery in the second Degree.
[Sections 649 and 651, Penal Code.]
(Indorsement, etc.)

DE LANCEY NICOLI,

District Attorney.

A TRUE BILL.

[Signature]

Foreman.

POOR QUALITY ORIGINAL

0322

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 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 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 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, 1901. No. 175546. National Trust & Security Co. Pay to the order of Elizabeth Smythe one hundred ninety six 100 dollars in full for all claims and demands under Policy No. 91153. J. M. 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 of the said check of the said 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:

Elizabeth Smythe Macomada

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:

\$196⁰⁰ New York, Dec 10, 1891. A. 145576

Nat'l Bldg & Loan Bank,

Pay to the order of Elizabeth Myrtle one hundred ninety six ⁰⁰ dollars in full for all claims and demands under Policy No. 91153.

J. M. Craig, Actuary. Geo. H. Lydon, 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:

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:

.....
.....
.....
.....

1660
Counsel,
19 day of Nov 1891
Filed
Pleads
Chynely-DeWitt

THE PEOPLE

vs.
John Macormach
(4 cases)

Forgery in the Second Degree.
[Sections 299 and 301, Penal Code.]
(Indorsement, etc.)

DE LANCEY NICOLLI
District Attorney.
Credited
Dec 21/91

A TRUE BILL.

Foreman.
H. J. Casey

POOR QUALITY ORIGINAL

0325

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.

POOR QUALITY
ORIGINAL

0326

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 instru-
ment 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:

~~\$521.00~~ New York, Sept. 3, 1891. No. 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

W. J. B. n

Counsel,
Filed 22 day of Oct 1891
Pleads Guilty

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

THE PEOPLE

vs.

Patrick Maguire

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]
Foreman.

Part 3, October 26/91
True and acquitted.

Witnesses:

Dizzie Madden

Emma O'Neil

Off Logan

POOR QUALITY
ORIGINAL

0329

Police Court 3rd District.

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

of No. 38 Hamilton Lizzie Hedden Street, aged 27 years,
occupation Married woman being duly sworn

deposes and says, that on the 2 day of October 1888 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 one on the left hand with the blade of a razor he 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 13th day of Oct 1888 Lizzie Hedden
[Signature] 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 undersigned according to law, on the annexed charge; and being informed that it is his right to make a statement in relation to the charge against him; that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer. *Patrick 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. Inwood.*

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

[Signature]
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
 1312

THE PEOPLE, &c.,
 ON THE COMPLAINT OF
 Daniel McLaughlin

Offence
 1
 2
 3
 4

Dated Oct 13 1891

Magistrate
 J. J. [Signature]

Prosecutor
 J. J. [Signature]



No. 2000
 to answer
 Street

[Signature]

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 1891 [Signature] Police Justice.

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

Dated _____ 1891 _____ 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

0332

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

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,

with intent *her* the said *Lizzie Hadden*
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.

De Lancy Neill,
District Attorney

0333

BOX:

454

FOLDER:

4176

DESCRIPTION:

Malloud, Rosie

DATE:

10/22/91



4176

POOR QUALITY ORIGINAL

0334

W. G. ...

Counsel,
Filed, *22* day of *Oct* 189*1*
Placed *St. Paul, Minn.*

KEEPING A HOUSE OF ILL-FAME, ETC.
(Sections 322 and 385, Penal Code.)

THE PEOPLE

Rose Maloud

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]

Foreman.

Complaint sent to the Court
of Special Sessions,

Part III, ... *5th* ... *1891*

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 Malloud

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

Rosie Malloud

(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 Malloud*

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 Malloud

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 Malloud

(Sec. 385,
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, 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

**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

0330

A. J. Taylor

Counsel,
Filed *[Signature]*
Pleads, *[Signature]*
189

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

THE PEOPLE
vs.
[Signature]

Joseph Mains

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]
Foreman.

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

Witnesses:

after reading the
within affidavits,
that complainant
cannot be found
I ask that doft
be 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.]

68

Madewell wanted

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 *Straub 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 10th day of May 1892, 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

11th day of May 1892

Abraham Maad Subpoena Server

John W. Maguire Court of Sessions

POOR QUALITY
ORIGINAL

0342

Court of General Sessions.

THE PEOPLE, on the Complaint of

Frank Clark

vs.

Offense:

Joseph Morris
Delany Brock
JOHN FEELOWS,

District Attorney.

Affidavit of

Abraham Mas

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 23rd 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 18th day of Sept 1891.

I wish to state that there is also a charge of ~~Flourish~~ 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
Return warrant
to Warden of Peni-
tentiary where deft
is confined on
another charge

Stolzen
Sept 1911

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 1892

DE LANCEY NICOLL, *District Attorney.*

GLUED PAGE

POOR QUALITY ORIGINAL

0347

Court of General Sessions.

THE PEOPLE

vs.

Joseph Marino

City and County of New York, ss:

John T. Clarker

being duly

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

4th Precinct, May

Precinct,

in the City of New York. On the

8th day of

1892

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

Sworn to before me, this 9th day

of

May

1892

John J. Buckley

Com. of Dist. n. of 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. If all when served, please send timely word to the District Attorney's Office. If you know of more testimony that 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.

Attest of Police Officer

John Glanville

Precinct.

Failure to find Witness

POOR QUALITY ORIGINAL

0349

Police Court _____ District.

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

of No. 5 Batavia Street, aged 37 years,
occupation jurisconsult being duly sworn
deposes and says, that on the 16 day of September 1888 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 1888

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

Question. What is your name?

Answer.

Joseph Morruid

Question. How old are you?

Answer.

40

Question. Where were you born?

Answer.

Italy

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

Answer.

25 Roosevelt St 5 years

Question. What is your business or profession?

Answer.

Labourer

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

Joseph Morruid
min

Subscribed and sworn to before me this 11th day of September 1911
Police Justice

POOR QUALITY ORIGINAL

0351

BAILLED,
 No. 1, by George Lettich
 Residence 25th Street
 No. 2, by _____
 Residence _____
 No. 3, by _____
 Residence _____
 No. 4, by _____
 Residence _____

Police Court
 THE PEOPLE, &c.,
 ON THE COMPLAINT OF
 District
 1243

James P. ...
5th Avenue
Sept 16 1899
 Officer 1
 Precinct 4
 Magistrate
 Offense ...

Witnesses
Frank Adams
 No. 110 Street ...
Nelson W. ...
 with ...
 No. 476 Street ...

No. 1000 Street
 to master ...

...

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 500 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 Sept 16 1899, ... 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

0352

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 Marins

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 Marins 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 with a certain iron spike

which the said Joseph Marins 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 Marins 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 with a certain iron spike

which the said Joseph Marins 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

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. Duffy
Mink Deussen
Off Bryan

189

Counsel,

filed 29 day of Oct 189

Pleas, *W. J. J. J. J.*

THE PEOPLE

vs.

Charles Marion
and
Robert Abrahams

Grand Jurors, *Section 28, 68, Penal Code*

DE LANCEY NICOLL,

District Attorney.

PP 2 Nov 4, 189

*Not tried by convicted
P.I. witness to mercy*

A TRUE BILL.

Legat. Chund

Foreman.

Oct 29/9

*John E. Duffy
Both Pen & Conv. P.S.M. 6*

John E. Duffy

POOR QUALITY ORIGINAL

0356

Police Court 2 District. Affidavit—Larceny.

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

of No. 231 East 18th Street, aged 22 years, occupation Lanier 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
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 kept by the
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 15 day of October 1891
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
16th day of October 1891
J. H. [Signature]
Notary Public

J. E. Deffer.

POOR QUALITY ORIGINAL

0358

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Fleming

aged *28* years, occupation *Expurser* of No.

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

says, that he has heard read the foregoing affidavit of

John E. Deffy

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

[Signature]

Police Justice.

POOR QUALITY ORIGINAL

0359

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Chas. Marrow

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

Question. What is your name?

Answer.

Chas. 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.

Mechanic

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

Chas. Marrow

311 Avenue A. Leonard

Taken before me this
day of *June*

1887

16

Police Justice.

[Signature]

POOR QUALITY ORIGINAL

0360

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Robert Abraham

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

Question. What is your name?

Answer. 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. Ephem drive

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

1957

Police Justice

[Signature]

POOR QUALITY ORIGINAL

0351

74th St
Subway

as arrest of Stephen R. G.

Numbered from 16 to 20

Northampton

Police Court No. 2 District.

1323

THE PEOPLE, &c.,
vs THE DEFENDANT OF

John S. Kelly
Charles Marner
Robert Abraham

Offence James Selony

Date Oct 16 1889

Hopson Magistrate.

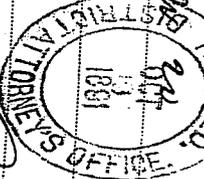
Officer
16
Precinct.

Witnesses
Kate P. Kelly

No. 231 S. 11th Street.

Michael Kelly

No. 265 W. 24th Street.



No. 207 W. 4th Street.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

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 Marner, 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 Hopson 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.

.....

The People,)	Before
vs.)	HON. RANDOLPH B. MARTINE,
CHARLES MARION.)	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

2

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

6

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

0358

7
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

9

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

11

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

13

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.

POOR QUALITY
ORIGINAL

0375

14

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.

POOR QUALITY ORIGINAL

0376

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.

POOR QUALITY ORIGINAL

0377

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 Part 2 for Nov 2, 1891

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:

Meyer Marks
Miss Lewis
Officer O'Brien

1891
Counsel,
Filed
Pleas,

15th day of Dec 1891
Meyer Marks

THE PEOPLE

vs.

Meyer Marks

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

DE LANCEY NICOLL,
District Attorney.

Nov. 9/1891

County of New York
A TRUE BILL.

Electron

Part 3. Dec 17/91
Foreman
Invited
to Part 1

Nov 16 - Part I
N.Y.

POOR QUALITY ORIGINAL

0381

Police Court 9th St 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 Wagon Marks

(Wagon Marks) did wilfully and maliciously cut and stab deponent on the forehead over the left eye with some sharp instrument the deponent held in his hand and said deponent 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 26th day of August 1889.

[Signature]
Police Justice.

[Signature]

POOR QUALITY ORIGINAL

0382

Sec. 198-200.

Jm

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

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

[Signature]
Police Justice

POOR QUALITY ORIGINAL

00000

PAIDED, 1
 No. 1, by Stephen M. Moore
 Residence 36 Essex
 Street
 No. 2, by _____
 Residence _____
 Street
 No. 3, by _____
 Residence _____
 Street
 No. 4, by _____
 Residence _____
 Street

Police Court

District

22/1121

THE PEOPLE

ON THE COMPLAINT OF

William H. Leonard
 or Richard
 1 Major M. M. M.
 2
 3
 4

Offence

Julius

Dated

August 26
1899

Magistrate

Officer

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

Defendant
 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 1899 [Signature] Police Justice.

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

Dated Aug. 26th 1899 [Signature] 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 _____ 1899 _____ Police Justice.

POOR QUALITY ORIGINAL

0384

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 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 deadly and dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and wound, him the said Anthony Demand 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 Lancy 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 Jury Dec 27 1891
The complainant failed to appear and prove facts in the case. Justice Dunlap gave the people a Dec. 24, 1891. I obtain complainant - My people found it was true. but that same and other evidence discharged him in Dec. Christ observations the facts are correct and upon the merits the jury had been in jail since Sept. 1891. I was not for this case to be returned of Dec. 1891. Dec. 1891

Counsel,

Filed 14 day of Oct 1891
Pleads guilty

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

vs. THE PEOPLE

James Marshall, Jr. and John Treadwell

DE LANCEY NICOLL, District Attorney.

Perjury Sec 147

A TRUE BILL.

Robert [Signature]

Foreman. 2nd Jury in Dec 27 1891
Admitted to Dec 16-1891
11th July
Admitted to Dec 18, 1891
10th July

#1 - S. Neachon 165 N. 22
Dunbar.

POOR QUALITY ORIGINAL

0300

Police Court 2 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

John Dunlap
of 2 Central Avenue Albany, N. York. Street, aged 25 years,
occupation Salon 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

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 28th
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 Beson at the Corner of 3rd
Street and Sixth Avenue, and there met the
defendant Treadwell, and that deponent in
company with said Marshall and Treadwell

Subscribed and sworn to before me this 22nd day of September 1891

Notary Public

then went to the Leguin Store of Horns in West
 3rd 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.
 Sworn to before me this } John C. Dunlop
 26 day of September 1891 }
 J. M. Polce Justice

POOR QUALITY ORIGINAL

0390

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Marshall

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

Question. What is your name?

Answer. *James Marshall*

Question. How old are you?

Answer. *39 years -*

Question. Where were you born?

Answer. *New York*

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

Answer. *192 Hudson Avenue - Albany N.Y.*

Question. What is your business or profession?

Answer. *Blacksmith*

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

James Marshall
1887

Taken before me this

26

Police Justice.

POOR QUALITY ORIGINAL

0391

7.000 Bore & Sept. 29.
29.9m

BAILLED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

Police Court District
1266

THE PEOPLE, Ec.,
ON THE COMPLAINT OF
John Marshall
James Marshall
Dated *September 26 1891*
Magistrate
John Marshall Officer
Precinct _____
Witnesses _____ Street _____
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
No. *1.000* Street _____
John Marshall

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* 18*91* *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.

Dec 21 for

Dec 24

POOR QUALITY
ORIGINAL

0393

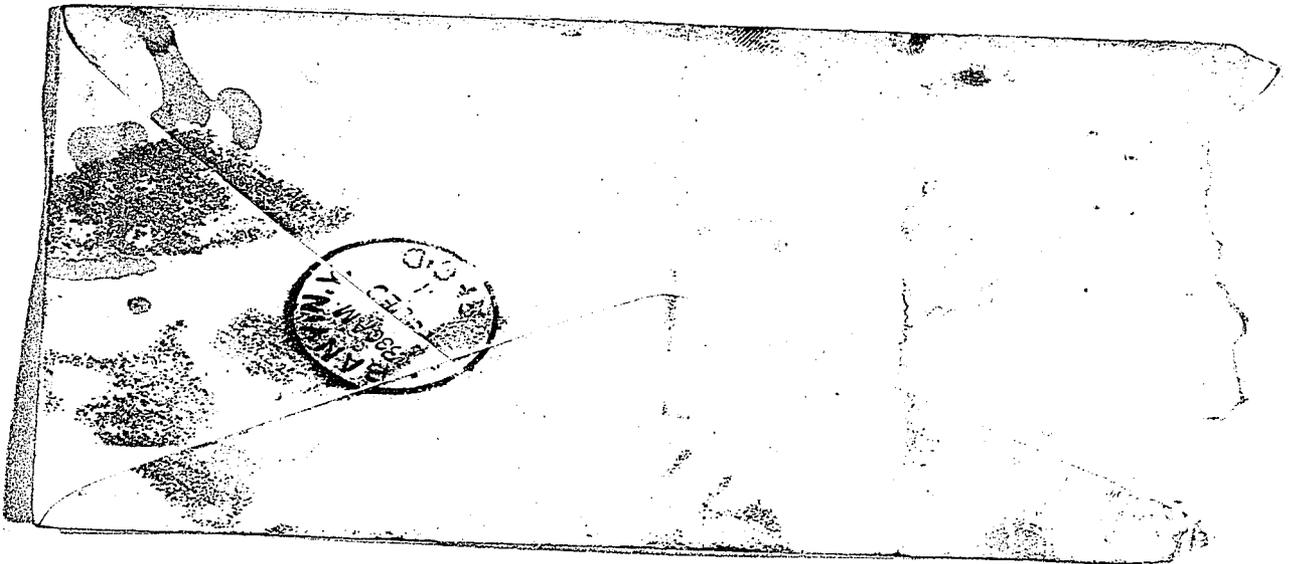
District Attorney's Office
City & County of
New York



John Lindap
2 Central Avenue
Albany
N. Y.

**POOR QUALITY
ORIGINAL**

0394



POOR QUALITY
ORIGINAL

0395

W. D. Kelly
Dr. Laney K. Coll
District Attorney
Your subp

Albany Dec 16. 1897

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

P.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 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 John Dunlop
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 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 DECEMBER in the year of our Lord 1891

DE LANCEY NICOLL, District Attorney.

POOR QUALITY
ORIGINAL

0398

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

523

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

Counsel, *23* day of *Oct* 1891
Filed

Pleads,

Grand Larceny, *Second Degree*
[Sections 528, 531, 532 Penal Code.]

THE PEOPLE

vs.

John Martin

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

W. H. Nicoll
W. H. Nicoll
Foreman.

John C. [unclear]
Den 1st, P.M.

Witnesses:
Geo. McCabe

off [unclear]

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 Keyer 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 A.M. 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 trunk 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
trunk. That deponent is now informed
by Frank Crancher, Detective, 5th Precinct,
that he Crancher arrested the defendant

Sworn to before me this 13th day of _____ 1891
_____ Police Justice.

POOR QUALITY
ORIGINAL

0402

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 Applicant prays that
the defendant be held and dealt
with as the law directs.

Done before me Garner & McClellan
this 14th day of October 1891.

A. H. Ryan
Justice

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

Question. What is your name?

Answer. *John 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. *Stenographer*

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* 1911

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0404

BAILLED

No. 1, by _____
 Residence _____ Street _____

No. 2, by _____
 Residence _____ Street _____

No. 3, by _____
 Residence _____ Street _____

No. 4, by _____
 Residence _____ Street _____

Police Court District 2 1339

THE PEOPLE

[Handwritten signatures and names]

Offence _____

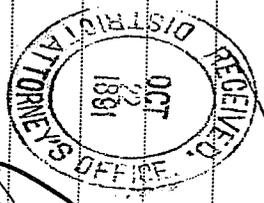
Date _____

[Handwritten signature]

[Handwritten signature]
 Magistrate

[Handwritten signature]
 Officer

[Handwritten signature]
 Witness



No. _____
 Street _____

[Handwritten signature]
 \$ 500
[Handwritten signature]

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 _____

[Handwritten signature]
 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 _____ 18 _____
[Handwritten signature] Police Justice.

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

Dated _____ 18 _____
 _____ Police Justice.

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

Dated _____ 18 _____
 _____ Police Justice.

POOR QUALITY ORIGINAL

0405

CITY AND COUNTY }
OF NEW YORK, } ss.

Frank Branch
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 McCabe*
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 *July* 1890, *Frank N. Branch*

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0406

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

John Martin
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
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*

Edward Miller
of the goods, chattels and personal property of one

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 Vin

off Dudley

Counsel,
Filed
Plends,

189

6
day of
Sept

THE PEOPLE

vs.

PETIT LARCENY
Sections 528, 582, 430 Penal Code.

1922

Mary H. Martin

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[Signature]

Foreman.

got 9
Part 3 - October 9/91
Trial & convicted, Petition
City Prison 29 -
30 days - Dec 1911

POOR QUALITY ORIGINAL

0410

(1865)

Police Court—4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Mary Verion
of No. 1619 Lexington Avenue Street, aged 38 years,
occupation keep house

deposes and says, that on the 18th day of September 1891 being duly sworn,
~~or about~~ ~~October~~

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. Martini (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.

of }
Sworn to before me, this }
189 }
day }

Police Justice.

POOR QUALITY
ORIGINAL

0411

Subscribed & set forth
Sworn to before me }
this 4th October, 1891 } Mrs Mary Virginia
W. W. W. }
Police Justice

POOR QUALITY ORIGINAL

0412

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 Verison* 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*, } *Chas. K. ...*

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0413

(1835)

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

Mary H. Martin being duly examined before the undersigned according to law, on the annexed charge, and being informed that it is *her* right to make a statement in relation to the charge against *her*; that the statement is designed to enable *her* if she see fit to answer the charge and explain the facts alleged against *her* that she is at liberty to waive making a statement, and that *her* waiver cannot be used against *her* 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 3rd 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

day of *October* 188*7*

H. J. ...

Police Justice.

POOR QUALITY ORIGINAL

0414

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

Police Court... District...

THE PEOPLE, &c., ON THE COMPLAINT OF

Mary Brown
1894
Mary H. Martin

Offence
Petit Larceny

Dated Dec 4 1891

Magistrate
M. M. Mason
Officer
Schickberg
Precinct
60

Witnesses
Officers

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



No. _____ Street _____
\$ 500 to answer 58

_____ Street _____
_____ 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 W. D. ... 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,
Bet. 86th and 87th Sts. NEW YORK
Sept 18 1891
200 Cts.
Curtains
200
M. H. [unclear]

This Ticket Good for One Year Only.
Not accountable for Loss or Damage by Fire, Breakage,
Robbery or Theft.
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

POOR QUALITY ORIGINAL

0416

Oct 28 1911

The Duke &c }
vs } Lacey
Mary Austin }

W^m. If their case should
come before the Court,
as it is believed it
will in Judge Cummings
Court, for sentence
will give advice me
by stating to the jury
that Sister Mary Austin
Sister of Charity is
interested for the girl.

POOR QUALITY ORIGINAL

0417

and desires an opportunity
to investigate her
previous character.
Before sentence is passed
I 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
them note & I am sure
St. Austin's request will

be accomplished.

Please see to this matter so that

the Girl's case be not disposed of by

default & receive

priority or

Mr. Stambaugh?

New York, 189

Very sincerely
Yours
J. M. [unclear]

Shrives drops a check of 70 Dollars

Office of Fred. W. Smyth,
Counselor at Law,
145 Nassau Street, Rooms 159 & 161,
New York

POOR QUALITY
ORIGINAL

0418

DISTRICT ATTORNEY'S OFFICE,

New York, Oct. 1888

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

J. J. [Signature]

POOR QUALITY
ORIGINAL

0419

The Tomb-

Oct. 13/91.

Hon. Judge Cowan,
Court of Gen. Sessions etc

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

Champion

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

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 Tombs? 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

be immediately at home, that I might regain my best health and receive my medical name. I have been treated at the Dispensary Hospital for many weeks, and only last Saturday the Surgeon told me if I remained in this city I never could get well. My friends are uniformly respectable and well to do, and again I promise you if you will this time suspend sentence I will go to them at once. I will not attempt to excuse myself for my recent past behavior, but my dear Sir, I can assure you, if you were the "law and order" of this case,

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.
If there is to 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
infect the young is a fate far worse
than death. Asking your pardon for
thus intruding upon your valuable
time, and trusting you with this true 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

473

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 N. Martin
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Mary N. 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 Verion

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 Verion

unlawfully and unjustly did feloniously receive and have; the said

Mary N. 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

146
In Government
Judge [unclear]

Counsel,
Filed 15 day of Oct 1891
Pleas, 16

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

THE PEOPLE

vs.
Kate McAllister
and B
Kate Kerrigan

DE LANCEY NICOLL,
Prosecutor
District Attorney.

vs.
County B and

A TRUE BILL.

[Signature]

Part 2 - Dec. 21, 1891. Foreman.

Both tried and jury disagreed

[Signatures]

Witnesses:

Thos Kelly
Jesse Irving
off Hazelton

The witness case
has already been
tried and they
failed to agree
and the people
bring in no better
positions that they
were in at said trial
and being that
no conviction can
be obtained I
recommend that
the depts be discharged
on their own recognizance
Chas McE M L
1911

POOR QUALITY ORIGINAL

0430

1116
J. W. Gurnea
Judge

Counsel,
Filed 15 day of Dec 1891
Pleeds, 76

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

THE PEOPLE

vs.
Kate McAllister
and
Kate Kerrigan

DE LANCEY NICOLL,
Spec. Tan
District Attorney.

vs.
w/ty Bond

A TRUE BILL.

Robert [Signature]

Part 2 - Dec. 2, 1891 Foreman

Both tried and jury disagreed

Robert [Signature]
Paula [Signature]

Witnesses:

Miss Kelly
Missie Irving
Off Hazelton

The witness case
has already been
tried and the jury
failing to agree
and the people
bring in no better
positions 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 day
Dec 11/91 M. G. [Signature]

POOR QUALITY ORIGINAL

0431

Police Court 2 District.

City and County } ss.:
of New York,

Thomas Kelly

of No. 529 West 32 Street, aged 21 years,
occupation Labourer

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 M^c 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 M^c 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 willfully 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

[Signature]
Police Justice.

POOR QUALITY ORIGINAL

0432

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, 1885

Kate McAllister

being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is her right to make a statement in relation to the charge against her; that the statement is designed to enable her if she see fit to answer the charge and explain the facts alleged against her that she is at liberty to waive making a statement, and that her waiver cannot be used against her 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 1885

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

Question. What is your name?

Answer. *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

By Aug 12-1891

Police Court... District

1062

1030 4th
\$500.00 bail
James Ramsey
521 W. 78th

BAILED

No. 1, by
Residence

No. 2, by
Residence

No. 3, by
Residence

No. 4, by
Residence

Witnesses

Witnesses for the people
Martha Kibby 529 W 32nd
Katie Shivers 529 W 32nd

THE PEOPLE, Ac.,
ON THE COMPLAINT OF

Thomas Kelly

Katie McManis

Kate Corrigan

Offense

Assault
Jenny

Dated

August 9

Magistrate

Officer

William
Residence

Witnesses

Ann Callamors

Katie Shivers

Thomas Brennan

529 W 32nd

529 W 32nd

529 W 32nd

Chambers Brennan
509 W 19th 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 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 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 18 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 Bookbinder 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 1891.
[Signature] POLICE JUSTICE

Kate M. Allister
John Kerrigan

POOR QUALITY ORIGINAL

0436

CITY AND COUNTY OF NEW YORK, ss.

Sworn to before me this 11th day of August 1881
W. M. [Signature]
Police Justice

John Henrigan
the within named Bail and Surety being duly sworn, says, that he is a resident and *Home* holder within the said County and State, and is worth *Five* 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

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear during the Examination.

vs.

Taken the day of 18

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
W. 82nd Street; by occupation a Housekeeper
and John Kerrigan of No. 53 West 82nd
Street, by occupation a Trustman 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.
[Signature] POLICE JUSTICE

Kate Kerrigan
John Kerrigan

POOR QUALITY ORIGINAL

0438

CITY AND COUNTY }
OF NEW YORK, } ss.

John H. Ferrigno
1681
Justice

Sworn to before me, this

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 H. Ferrigno
Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Undertaking to appear during the Examination.

vs.

Taken the

day of

18

Justice

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 *Lawrence* 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)
19th day of April, 1892.)
x

Jas P. Higgins
Notary Public
N.Y.C.

his
John Kerrigan
Mark

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*
18th day of April, 1892. *Notary Public*

Edw. M. ...
Notary Public
174 ...

POOR QUALITY ORIGINAL

0443

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 *ten*
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

POOR QUALITY ORIGINAL

0445

Witnesses:

Edu McGee

off Pearson

48 *J.B.*

Counsel,

Filed *9* day of *Oct* 189*1*

At *St. Paul*

THE PEOPLE

vs.

James McCullis

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

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]

Foreman.

[Signature]

J.P. 29th

R.B.M.

POOR QUALITY ORIGINAL

0446

(1885)

Police Court— 4 District.

Affidavit—Larceny.

City and County } ss.
of New York, }

Edward M. Cabre

of No. 558 West 43rd Street, aged 22 years,

occupation watchman being duly sworn,

deposes and says, that on the 21st day of Sept 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 right 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. 124th Street, in care and charge 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 James M. Cahill (nowhere)

for the reasons following, to wit:
Deponent says, said surveyor's level was in a shanty at no. 556 West 43rd St, which shanty was under deponent's surveillance for said firm, as a watchman, and on said date he permitted defendant to have shelter in said shanty for the night, and that at about 7 AM on 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 defendant until Oct 7, when he saw

Sworn to before me this 21st day of Sept 1891
Police Justice.

POOR QUALITY
ORIGINAL

0447

defendant loitering in West 13th 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 2nd 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 7th day of October 1931. E. J. McCauley

W. M. Mahon
Police Justice

POOR QUALITY ORIGINAL

0448

(1885)

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

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

Question. What is your name?

Answer. *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. *Labourer*

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 *7th* day of *Oct* 189*7*
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

Offence *Grand Larceny*

Dated

Oct 7 1891

McLaughlin Magistrate

Frank McLaughlin Officer

22 Precinct

Witnesses

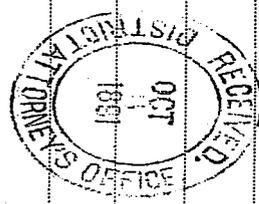
No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

\$ _____

Ed. 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

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

Isaac A. Hopper

of the goods, chattels and personal property of one *Isaac A. Hopper*

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 Ricoll
District Attorney