0677

BOX:
227
FOLDER:
2230
DESCRIPTION:
Gilen, Frank

DATE:
08/13/86

2230

0678

BOX:
227
FOLDER:
2230
DESCRIPTION:
McCann, Thomas

DATE:
08/13/86

2230

Witnesses:

Rebecca Nevessy

Off. Clarke

25th Precinct

130

Counsel,

Filed 13 day of Aug 1886

Pleads, Not guilty (17)

THE PEOPLE

vs.

Frank Gilen

and

Thomas Mc Cann

Burglary in the Second Degree.

[Sections 405, 506, 528 & 532.]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas B Kunz

Foreman

Sept. 6/86.

(Bail)

Tried & Acquitted.

96

79

The People
vs.
Thomas McCann.

Court of General Sessions, Part I.

Before Recorder Smyth.

September 8, 1886 .

Jointly indicted with John McDermott for burglary in the third degree.

Jacob Steyer sworn. I live 1583 Third Avenue and am in the grocery business, I live over the store; on the nightof the 22nd of July I was in bed and was awoke; two iron bars in the rear window of the store were broken, I had closed the store up that night. I know the defendant, he was not engagedin my premises and had no permission to enter the store. One of the bars of the window wastwisted apart, at half past twelve at night I saw McCann working at those bars with a screw driver taking the screw out of the iron bar. I said, what are you doing, you God damned loafers? They did not say anything at all, he jumped out from the window, there was two bundles of wood down there and a small beer keg was there and the other fellow was standing at the beer keg, McDermott. The two bundles of wood that were there were in the store near the window when I went to bed; they could reach through those bars and get this wood without going inside. I distinctly saw the prisoner that night, I had known him over two years and had seen him frequently; it was moonlight on the 22nd of July; they did not answer me, they tookmeverything and ran away. There is a door going into Mr. Martin's stables an' they went through the stable door. I dressed myself and went out looking for a policeman and I found him, the policeman arrested them thenext morning, I did not know them by

name but I knew their faces; the wood was worth four cents, I was in bed about an hour and a half before I heard this noise, I thought first it was a cat and I heard it again and it seemed to me as if somebody fell down; then I went on the window and I saw those two fellows, one was sitting at the window and the other standing; there are five iron bars on the window and they were screwed on and one of these bars was unscrewed and pushed one side so that a man could get his hand in and the wood could be taken out.

Cross Examined. The upper window was down in the store to get air, the windows was not fastened, I left both windows down; I had about a hundred or more bundles of wood in the store, I never left any bundles of wood outside on the ground; when they ran away they carried of two bundles of wood, each one had a bundle in his hand, I lost sight of them when they went through the stables; the window is about eight feet high from the ground, I was looking down upon them, both of them looked up and I saw their faces, neither of them spoke to me at the time but it was moonlight and I saw them. I know Mrs. McCann, she never traded with me much and at the time of the arrest of these boys she was not trading with me; about two years and a half ago she sometimes bought a loaf of bread of me, her place is next block to mine, I understand she keeps a candy store, I could not be mistaken about these boys for it was a moonlight night, I was not excited at all when I woke up. I know McDermott well, he had on a hat that night that he usually wears, I keep this wood in the grocery store for sale.

Jeremiah Sullivan sworn and examined, testified: Mr Sullivan, do you know these premises in Third Avenue? Yes sir. This grocery store is in what ward? In the 12th ward. Were you called upon that night to make any investigation there? That morning I was. By this complainant? Yes sir. And did you examine those bars at the rear end of the store? Yes sir. What did you find there? I found the center bar, it is one of those oldfashioned bars, they are five upright bars, there is two screws on the top and two on the bottom, two screws had been taken off the bottom of the center bar. Had the bars been bent or twistedin any way? The centerbar had been bent so as to make a wider opening between that and the next one. An opening wide enough was it to get out one of these bundles of wood? Yes sir, wide enough for any two to have gone in there. The boy could have gone in between them? Yes sir. Here is a screw driver that it was done with. Where did you get this, Officer? In Martin's stable in the morning. Martin's stable has a door that opens upon this yard back of the store has it not? Yes sir. And that is the store through which the complainant described these boys as running, it was in that stable you found this screw driver and bentin that way? Yes sir. You found that how early in the morning? I found that quarter after seven. I arrested the boys between 89th and 90th Street that same morning about ten minutes of six, I brought them to the store , the complainant identified them in the Court House.

The prisoner pleaded guilty.

0683

Testimony in the
case of Thomas McCann
filed Aug. 1880.

0684

Police Court—2 District.

City and County of New York, } ss.:

Rebecca Hennesey

of No. 555 West 32d Street, aged 29 years, occupation Housekeeper being duly sworn deposes and says, that the premises No 555 West 32d Street, in the City and County aforesaid, the said being a five story brick tenement house in the 20th Ward of said city and which was occupied in part by deponent as a place of Dwelling and in which there was at the time no human being, ~~by name~~

were BURGLARIOUSLY entered by means of forcibly prying off the catch of the bedroom window leading from the hallway of the 2d floor of said building and raising said window.

on the 9th day of August 1886 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

Good and lawful money of the United States to the amount of Three Dollars.

the property of deponent

and deponent further says, that she has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen, and carried away by Frank Gallan and Thomas McCann (both now here)

for the reasons following, to wit: that at about the hour of 11 O'clock P.M. on said date deponent locked and securely fastened the doors and windows of her appartments on the second floor of said premises and went out. And when deponent returned shortly after 3 O'clock P.M. on said date she discovered that said window had been broken open and the aforesaid sum of money was missing

0685

and deponent is informed by her son Thomas Hennessy (aged 13½ yrs) that he Thomas saw the defendants in the hallway of said premises talking together at about three o'clock P.M. said date. And saw the defendant Gailean pry off the catch of said window raise said window. and enter said room and saw him come out and saw him show the defendants Wm. Conn some money when they the said defendants left said premises together. Wherefore deponent charges the said defendants with being together and acting in concert with each other and burglariously entering said premises as aforesaid and feloniously taking stealing and carrying away said property and pray they may be held and dealt with according to law.

Rebecca Hennessy

Sworn to before me
this 10th day of Aug 1886

J. Henry Ford
Police Justice

Police Court ——— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary ——— Degree.

188

Dated

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $ ——— Bail.

Bailed by ———

No. ——— Street.

0686

CITY AND COUNTY OF NEW YORK, } ss.

Thomas Hennessy

aged 13 years, occupation Work in a paper factory of No. 555, W. 32 Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Rebecca Hennessy and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 10 *day of* Aug 188 6 } Thomas Hennessy

J. Henry Ford

Police Justice.

0687

Sec. 196—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, }

Frank Gailean 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 Frank Gailean

Question How old are you?

Answer 20 years old

Question. Where were you born?

Answer. New York

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

Answer. 457 W. 32. St 14 years

Question What is your business or profession?

Answer Work in a card factory

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

F. Gilen

Taken before me this 10 *day of* Aug 188 9

Dehmyhorn *Police Justice.*

0688

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Thomas McCann 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 Thomas McCann

Question How old are you?

Answer 29 years old

Question. Where were you born?

Answer. New York

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

Answer. 503 W. 33d 4 mos

Question What is your business or profession?

Answer Longshoreman

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

Answer.

I am not guilty

Thomas his X mark McCann

Taken before me this 10th *day of* January 1896

[illegible]

Police Justice.

0689

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street

No 4, by _____

Residence _____ Street.

Police Court — 2 / 1194 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Rebecca Hennessy
555 West 32 st.

Frank Gailean
2 Thomas McCann
3
4

Offence Burglary

Dated August 10 188 6

Ford Magistrate.

Robt N. Clark Officer.

20 Precinct.

Witnesses Thos Hennessy

No. House of Refuge Street.

No. Street.

No. Street.

to answer Gen Sess

Com

and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Frank Gallan and McCann 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 August 10 188 6

Police Justice.

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

Dated _____ 188 . _____ Police Justice.

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

Dated _____ 188 . _____ Police Justice.

0690

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Brooks Fisher and Thomas McCann

The Grand Jury of the City and County of New York, by this indictment, accuse Brooks Fisher and Thomas McCann

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

The said Brooks Fisher and Thomas McCann, both —

late of the Twentieth Ward of the City of New York, in the County of New York aforesaid, on the ninth day of August, in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, about the hour of two o'clock in the night time of the same day, at the Ward, City and County aforesaid, the dwelling house of one —.

Rebecca Hemmerling

there situate, feloniously and burglariously did break into and enter, ~~there being then and there some human being, to wit:~~

~~within the said dwelling house~~, with intent to commit some crime therein, to wit: the goods, chattels and personal property of the said Rebecca Hemmerling

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

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

0691

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said Brooks Tipson and Thomas McCann

of the CRIME OF ~~GRAND~~ LARCENY ~~IN THE DEGREE~~, committed as follows:

The said Brooks Tipson and Thomas McCann, both —

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

the sum of three dollars in money, lawful money of the United States, and of the value of three dollars,

of the goods, chattels and personal property of one

Rebecca Hennessy,

in the dwelling house of the said

Rebecca Hennessy,

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

Randolph B. Martine
District Attorney

0692

BOX:
227
FOLDER:
2230
DESCRIPTION:
Goggins, Peter

DATE:
08/04/86

2230

Witnesses:

Charles Good

40

J.B.W.

Counsel,

Filed 4 day of Aug 1886

Pleads Not guilty (5)

THE PEOPLE

vs.

Peter Goggins

Aug 9/86 tried

Grand Larceny, 2 Degree.
(From the Person.)
[Sections 528, 531, Penal Code].

RANDOLPH B. MARTINE,
District Attorney.

Aug 13/86 Tried & Convicted
House of Refuge 17

A True Bill.

Aug 17/86

Caleb B Knowles

Foreman.

aug 13th

G. P. Aug

G. P. S

0694

Court of General Sessions.

The People
agst.
Peter Toggens.

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

100 EAST 23D STREET.

New York, July 25, 1886.

CASE NO. 24646 OFFICER John Sawcroft - 8th Pct.
DATE OF ARREST July 24th - 1886
CHARGE Grand Larceny - Taking a watch from the person of Charles Tron.

AGE OF CHILD 15 yrs.
RELIGION Catholic.
FATHER Dead.

MOTHER Mary.

RESIDENCE No. 235 Mulberry St.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT the mother is a sober + decent woman, but the boy although said to work when he can get it, associates with boys of vicious habits, who do not scruple to take things not belonging to them, playing pool, visiting Museums + Bowery Varieties.

All which is respectfully submitted,

Wm. J. Gerry
President.

G.

Court of
General Sessions.

The People
agst
Peter Goggins.

Grand Larceny.

PENAL CODE, §§

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

ELBRIDGE T. GERRY,
President, &c.,
100 East 23d Street,
NEW YORK CITY.

0696

Court of General Sessions of the Peace
City & County of New York

The People &c
agst.
Peter Goggins
City and County of New York } Grand Larceny
2nd Degree

John J McCarthy being duly sworn says I am the Deft's atty I was retained on Monday last to defend this action. The Deft is indicted for the offence of stealing a watch from the person. I have been informed that the watch is now in pawn and that the ticket is in the possession of an intermediary - from parties whose attendance I am not yet able to secure I am informed that this Deft did not steal said watch and on last evening I received assurances from parties who frequent the neighborhood of Deft's residence that restitution of the property would be made and the name of the real party furnished to me - I am unable

at present to secure the attendance of witnesses & prove these facts but verily believe that I will be able to do so — I believe that without their testimony defendant will be seriously prejudiced and can not safely proceed to trial without their attendance. I further say that I know the Deft. x from investigation personally made believe him innocent

Sworn to before me this 13th day of August 1876
Jacob A Mittnacht
Notary Public N.Y.C.

Geo. W. Curtis

Guardhouse
Peoples
v
Stephens
affidavit

filed August 13/76.

0698

Police Court— 2 District.

Affidavit—Larceny.

City and County of New York, } ss.:

Giles Grow

of No. 559 Broome Street, aged 14 years, occupation Clerk being duly sworn deposes and says, that on the 24 day of July 1886 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession and person of deponent, in the daytime, the following property viz:

One Open face Silver Watch of the Value of Eight dollars

the property of defendant

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 Peter Goggins (Crowher) from the pocket at about 11 o'clock a.m. of the above date while deponent was standing on the sidewalk in Varick Street between Spring and Dominick Streets in a crowd watching a building that was on fire the saw this defendant standing at his left side, deponent suddenly felt a pull or a tug at his watch guard that was attached to said watch and worn in the lower left pocket of deponents vest, a part of

Sworn to before me, this day of 188

Police Justice

deponents bodily clothing then and there worn by him. Deponent further says that he saw said defendant have his hand in deponents vest pocket in which said watch was located and caught hold of defendants hand while said defendant had said watch in his hand. deponent saw said defendant pass the said watch to another boy who was standing along side of defendant and the said boy whose name is unknown to deponent ran away with the said watch. Deponent held on to said defendant and caused his arrest. Thereupon deponent charges said defendant with feloniously taking stealing and carrying away the aforesaid property at the time and in the manner therein described.

Charles Grow

Sworn to before me

this 20th day of July 1886

Solon B Smith

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars .... and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

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

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

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

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

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

Police Court, ... District.

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—LARCENY.

1 ....
2 ....
3 ....
4 ....

Dated 188

.... Magistrate.

.... Officer.

.... Clerk.

Witnesses, ...

No. .... Street,

No. .... Street,

No. .... Street,

$ .... to answer .... Sessions.

0700

Sec. 196—900.

CITY AND COUNTY OF NEW YORK, ss:

Peter Goggins — District Police Court.

Peter Goggins 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 Peter Goggins

Question How old are you?

Answer 15 years

Question. Where were you born?

Answer. New York City

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

Answer. No 230 Mulberry Street. 2 years

Question What is your business or profession?

Answer Printer

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

Answer. I am not guilty.

Peter Goggins

Taken before me this 8th day of July 1888

[illegible] Police Justice.

0701

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 Peter Lagana

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

Dated July 27 188 Solon B. Smith *Police Justice.*

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

Dated _____ 188 . _____ *Police Justice.*

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

Dated _____ 188 . _____ *Police Justice.*

0702

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street

No. 4, by

Residence Street.

Police Court 2 1098 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Grau

557 Broome St.

Peter Goggins

2

3

4

Offence Assault & Battery

Dated July 20 188

Justice Magistrate.

and Morgan Lawrence Officer.

8 Precinct.

Witnesses

No. 100 Essex Street.

No. Street.

No. Street.

$ 500 to answer G. S.

Com

0703

The People vs. Peter Goggins — Court of General Sessions. Part I. Before Judge Cowing. Aug. 13. 1886. Indictment for grand larceny in the 2nd degree.

Charles Gran sworn and examined, testified. I live 557 Broome St. I was in this city on the 24th of July; about 4 o'clock in the afternoon of that day I was on Varick St. between Spring and Dominick Sts., I saw the prisoner; while I was looking at the fire I felt something going in my pocket. I turned around and I saw it was him. I grabbed on to his hand; there was three men in front of me, I told them to hold on to him and they would not. I found my watch valued at eighty dollars in his hand. It was severed from the chain when I found it in his hand. I held on to him and hallooed "Stop thief"; he commenced to run, and it seems to me he tried to trip me up a little and the detective caught him and brought him up to the station house. What did you see him do, if anything, with this watch in his hand? He passed it over to the fellow aside of him and he (the fellow) ran away. I am positive the prisoner is the person in whose hands I saw the watch; it belonged to me. Cross Examined. This was about four o'clock in the afternoon. There was a whole crowd there looking at the fire. There was quite a number

of boys around the same size as him. I am 14 years old and understand the nature of an oath. I can swear positively I caught him taking the watch; it could not be anybody else, I held on to him.

John O. Savecool sworn. I am a member of the police of this city, the eighth precinct; the next day after this larceny was committed I was walking with the prisoner to the Court house I overheard the conversation between the prisoner and the complainant; the prisoner wanted the complainant to not make a complaint against him and his mother would pay him for the watch.

Peter Goffins, sworn and examined in his own behalf testified: I remember the 24th of July last and remember going to a fire on Varick St. on that day. I remember getting arrested. State what led to that arrest and all that happened? I was going over to the fire, and when I got by the fire I went between the crowd and stood at the end of the gutter, I took a pocket handkerchief out of my pocket and wiped the sweat off my forehead, I was putting it in my pocket when this boy grabbed hold of me and said I had his watch. So I asked him to search me there and then; so he searched me and then the

policeman took hold of me and arested me. That is all I know about it. There was a crowd of men and boys standing round at the time. I did not take his watch and did not have my hand in his vest pocket.

Cross Examined. I positively swear I did not have his watch in my hand and that I did not pass it to another party. Why if you were entirely innocent did you make a suggestion to the officer on the way to the Courthouse that your mother would pay the complainant for this watch if he would not prosecute you? I did not want to get arrested. I would rather pay for the watch than stay in the Tombs a prisoner. My father is dead. I work regularly when I can get it. I have been working five or six years for J. J. Bourne. I worked last about a month and a half ago. I got laid off by the boss. I worked for Mr. Vangelder and after he busted Mr. Bourne took me. I ran errands and worked in the office. I do not know that any of my employers are in Court. I did not have the complainants watch in my hand. I had the pocket handkerchief in my hand. I was just after wiping the sweat off my forehead. I have never been convicted of a crime.

Jacob Mittmacht, sworn and examined, testified: My place of business is 24 Spring St. I know the defendant, he lives directly opposite, he used to live at 29 Spring St. I have known him for ten years and the whole family. I have had a chance to observe his habits. I never heard anybody say anything bad of him and I am in that neighborhood all the time. If there had been anything I certainly would have known it, at least I think I would. I have known him and his family and his oldest brother for ten years or more. Cross Examined He went to school, but I cannot exactly tell when he left it - about four or five years ago. He has been working for a firm in Greene St. Vangelder & Co. I see him constantly, he used to live directly opposite me over a packing house; he moved around to Mulberry Street after that. I move iron safes for a living. I do not know that the prisoner was ever on a race course selling pools. If he has been I do not know it. The prisoner's oldest brother works for me. I have been in business on my own hook since 1874, but my father has been in the business since 1850.

The jury rendered a verdict of guilty with a recommendation to mercy.

Testimony in the
Case of
Peter Goggins
filed Aug.
1886.

0708

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Esther Fagan

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

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

The said Esther Fagan,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the twenty-second day of September in the year of our Lord one thousand eight hundred and eighty-nine, in the daytime of the said day, at the Ward, City and County aforesaid, with force and arms,

one watch of the value of

eight dollars,

of the goods, chattels and personal property of one Charles Fagan,

on the person of the said Charles Fagan,

then and there being found, from the person of the said Charles Fagan,

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.

Randolph Brennan,

District Attorney

0709

BOX:
227
FOLDER:
2230
DESCRIPTION:
Gorman, Joseph

DATE:
08/08/86

2230

Day of Trial
Counsel
Filed 8 day of August 1866
Pleads Not Guilty

THE PEOPLE

vs.

P

Joseph Gorman

INDICTMENT,
Larceny of Money, &c.

A. OAKEY HALL,
District Attorney.

A True Bill.

J. H. Tillman
Foreman.

J H Conro
Aug 9th 66

aug 10
blacksmith SP 2yrs Ind.

07111

The People
vs.
Joseph Gorman

Court of General Sessions.
Before Recorder Hackett.
Aug. 9. 1866.
Indictment for Grand Larceny

Peter Loram, sworn and examined, testified as follows:
Q You arrested this prisoner? A Yes sir. Q Tell the jury when, where and what he was doing? A. On the night of the 27th of July a little before twelve o'clock I arrested him behind this man's counter when he was absent after another boy; between them they had been tapping his drawer when he went out after the other boy; this one ran in and got behind the counter; about a half an hour before it took place I hunted him of the opposite corner. It was about half past eleven o'clock at night that I saw the boy and the prisoner near the premises of this gentleman. Q What was he (the prisoner) doing when you first saw him? A. He was sitting in the door way on the opposite corner of the street — the diagonal corner from his store; I told the prisoner to go home and he said he lived across the street; he went down Second avenue to thirty Second street; when he got to the middle of the block another one joined him between thirty Second and thirty third streets; I did not see anything of them until I caught him in the store; the prisoner was in a crouched position behind the counter. I could not tell exactly how near he was to the till; he heard my footsteps coming in; I told him to get out; I saw him go in and go behind the counter; he went in on the front door, Second avenue

and I went on the side door; no other person entered until the store keeper followed the other boy; I asked him what he was doing and he said he was taking care of the store. Cross Examined. There is an ice box at the end of the counter. When I went in I could not see him; I went in in the side door; it was a pretty good way to the front door, I thought he could not leave the place; I walked straight to the counter and looked over to the centre of the store; I immediately arrested him; when I brought him to the station house I searched him and found a five cent stamp upon him; the storekeeper's name is Haughton. He told me he would not run away and I told him I would take very good care he would not; I charged him with being there feloniously; I know the crowd of boys we have got round those corners very well; it was ten minutes to twelve I made the arrest.

Christopher Haughton, sworn and examined, testified as follows: My store is 598 Second avenue on the corner of Thirty third street; I have not seen the prisoner in the neighborhood; I went out to put on the shutters; there was no one inside. Q Did you leave any money in the till? A. Yes sir—all the day's receipts; when the bar keeper went away at nine o'clock I counted the bills that was in the drawer; there was forty dollars in bills and I could not tell you how many stamps: I suppose there was five or ten dollars, but I did not count them; a small boy ran out and I followed him; I did not see the prisoner come into the store; I

0713

ran down the street after him and hallooed "stop thief;" I pursued the small boy to First avenue; he ran in an alleyway and I was in as quick as he was, but two fellows come in after me and asked me what was the matter; I turned right out and said nothing; I came back as quick as possible and saw the officer have this man; I examined the till when I came back and there was not a cent in it, only a twenty five cent roll of pennies; I did not give the prisoner any authority to take care of my store, I never seen him before; the moneydrawer was unlocked and it was behind the counter.

Cross Examined. The prisoner was immediately taken to the station house; when he was searched there was a five cent stamp found on him; the little boy ran out of the side door and I after him; he was not there for a good purpose.

Micheal Ward, called for the defence, testified as follows: I reside at 312 Mott street; know the prisoner since he was born, have seen him almost every day for the last two or three years; he was a helper in a blacksmiths shop; as far as I know he is strictly honest; he was never arrested before to my knowledge, and never charged with stealing.

Cross Examined. I have seen him with boys in the neighborhood; I go to sea; have not been doing anything for three months; I have had the diarohea.

Mary Ward and Martin Welsh also testified to his good character.

Officer Loran was recalled by the District Attorney. He testified that the prisoner was arrested in the beginning of winter in a watch case and that he bore a bad chalacter.

The Jury rendered a verdict of guilty.

Testimony in the case of
Joseph ~~Richard~~ Gorman.
Cor. Aug 9/66.

0715

Fourth District Police Court, ~~Halls of Justice.~~

CITY AND COUNTY OF NEW-YORK, } ss.

Christopher H. Haughton

of No. 598 Second Avenue Corner of 55th Street, being duly sworn, deposeth and saith, that on the night of the 27th day of July 1866, at the 21st Ward of the City of New-York, in the County of New-York, was feloniously taken, stolen, and carried away from the possession of deponent,

the following property, viz.: A quantity of United States Legal Tender Treasury Notes — of various denominations, and in all of the value of Thirty One dollars — — — — — — $31. 00

And a quantity of United States Fractional Currency Stamps of the value in all of about Ten dollars } 10. 00

Said property being in all of the value of Forty One dollars — } $41. 00

That said property was taken and stolen from within the drawer of the counter in deponent's store — at said premises, during deponent's absence from the interior thereof — for the purpose of putting the shutters upon the windows to close said store for the night. That said moneys were 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 Joseph Gorman (now here) and a boy whose name is unknown to deponent. That while deponent was engaged in putting up said shutters, deponent pursued the said boy last mentioned — whom deponent saw in the act of running out from said store — and that while deponent was so pursuing said boy, the said Gorman was caught and detected in said store and behind the counter thereof by policeman Loran now here, as deponent is informed by said Loran — And depo[redacted]

C. H. Haughton

57 Monroe St
Transmit

Sworn before me, this 27th day of July 1866

Police Justice.

Return before 12 noon

0716

City and County of New York } ss.

Peter Loram — of the Twenty first Precinct Police, being duly sworn, deposes and says — That, in the night of the 24th of July 1866 — at a few minutes before twelve o'clock on said night, deponent arrested Joseph Gorman (now here) in the store of Christopher Haughton — at No 598 Second Avenue — and that said Joseph was then and there behind the counter of said store — the said Haughton being at the time temporarily absent from said store — And no person other than said Joseph being at the time within said store — And that upon deponent's entrance into said store the said Joseph crouched down behind said counter for the purpose of concealing himself from deponent's view.

Sworn to before me this 24th day of July 1866

Peter Loram

Police Justice

Police Court—Fourth District.

Court of ..... to be tried in ..... Sessions.

Term 186

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Christopher Haughton

vs.

Joseph Gorman

AFFIDAVIT—Larceny.

Dated July 24 1866

Committed by ..... Magistrate.

Officer Loram, 21st Precinct Police. Precinct.

WITNESSES:

Peter Loram, 21st Precinct Police.

Disposition

Bailed by

Residence No.

John Amen Com.

0717

Police Court, ~~Halls of Justice~~ Fourth District

CITY AND COUNTY OF NEW-YORK, } ss.

Joseph Gorman being duly examined befor the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz.:

NOTE.—The above named prisoner has also been informed, by request of the Judges of the Court of General Sessions and of the District Attorney, that he must now prepare for his trial, and act upon the presumption that he will be indicted; because unless the indictment should be special in its verbiage, no postponement will be allowed on the mere ground that he has just been indicted.

Question. What is your name?

Answer. Joseph Gorman

Question. How old are you?

Answer. Nineteen years

Question. Where were you born?

Answer. In the City of New-York

Question. Where do you live?

Answer. Corner of Second Avenue and 52d St.

Question. What is your occupation?

Answer. I am a blacksmith's helper.

Question. Have you anything to say, and if so, what—relative to the charge here preferred against you?

Answer. I am not guilty of the charge

his
Joseph × Gorman
mark

Taken before me this 28th day of July 1866.

[illegible] Police Justice

Police Court, Fourth District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Christopher Haughton

vs.

Joseph Gorman

578-2 21

(492)

Offence Grand Larceny

BAILED,

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

1
2
3
4
5
6

Dated July 28th 1866,

Connolly Magistrate.

Doram, 21st Officer.

Linden Clerk.

Witnesses,

Peter Doram,
21st precinct police -

19

$500 Answer. Com.

Received in District Atty's Office,

Bill Admitted

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

0719

CITY AND COUNTY OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York upon their Oath, present:

That Joseph Gorman
late of the First Ward of the City of New York, in the County of New York, aforesaid

on the twenty seventh day of July in the year of our Lord one thousand eight hundred and sixty six at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes,) of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes,) of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes,) of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes,) of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes,) of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes,) of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes,) of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes,) of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied, (and of the kind known as United States Treasury Notes,) of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money, (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money, (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money, (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money, (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money, (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money, (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money, (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money, (and of the kind known as bank notes,) being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins, (of the kind usually known as double eagles,) of the value of twenty dollars each: three gold coins, (of the kind usually known as eagles,) of the value of ten dollars each: six gold coins, (of the kind usually known as half eagles,) of the value of five dollars each: fifteen gold coins, (of the kind usually known as quarter eagles,) of the value of two dollars and fifty cents each: ten gold coins, (of the kind usually known as three dollar pieces,) of the value of three dollars each: thirty gold coins, (of the kind usually known as dollar pieces,) of the value of one dollar each: gold coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins, (of the kind usually known as dollars,) of the value of one dollar each: sixty silver coins, (of the kind usually known as half dollars,) of the value of fifty cents each: one hundred and fifty silver coins, (of the kind usually known as quarter dollars,) of the value of twenty-five cents each: three hundred silver coins, (of the kind usually called dimes,) of the value of ten cents each: six hundred silver coins, (of the kind usually known as half dimes,) of the value of five cents each: one thousand silver coins, (of the kind known as three cent pieces,) of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins, (of the kind known as cents,) of the value of one cent each: five hundred coins, (of the kind known as two cents,) of the value of two cents each. One hundred due bills of the United States of America, the same being then and there due and unsatisfied, (and of the kind known as fractional currency,) of the denomination of fifty cents each, and of the marketable value of fifty cents each: two hundred due bills of the United States of America, the same being then and there due and unsatisfied, (and of the kind known as fractional currency,) of the denomination of twenty-five cents each, and of the marketable value of twenty-five cents each: five hundred due bills of the United States of America, the same being then and there due and unsatisfied, (and of the kind known as fractional currency,) of the denomination of ten cents each, and of the marketable value of ten cents each: one thousand due bills of the United States of America, the same being then and there due and unsatisfied, (and of the kind known as fractional currency,) of the denomination of five cents each, and of the marketable value of five cents each: one thousand due bills of the United States of America, the same being then and there due and unsatisfied, (and of the kind known as fractional currency,) of the denomination of three cents each, and of the marketable value of three cents each.

Filed July 17 1866

of the goods, chattels and personal property of Christopher Haughton

then and there being found, 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.

A. OAKEY HALL, District Attorney.

0720

BOX:
227
FOLDER:
2230
DESCRIPTION:
Grecco, Domenico A.

DATE:
08/09/86

2230

07211

BOX:
227
FOLDER:
2230
DESCRIPTION:
Grecco, Pasquale

DATE:
08/09/86

2230

0722

BOX:
227
FOLDER:
2230
DESCRIPTION:
Palazzo, Luigi

DATE:
08/09/86

2230

Witnesses:

Eugene Frank

Off. Fitzsimmons

X 76.

Counsel,

Filed 9 day of Aug 188

Pleads,

THE PEOPLE

vs.

Domenico A. Grecco

Pasquale Grecco

Luigi Palazzo

Burglary in the Third Degree.

Section 499

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Caleb B Knowles

Aug. 10. 1886 *Foreman*

Each

Catholic Pio

0724

CITY AND COUNTY
OF NEW YORK, } ss.

Philip Fitzsimmons

aged 27 years, occupation Police Officer of No.

7th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Eugene Dank

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

Sworn to before me, this 26

day of July 188 8 } Philip Fitzsimmons

J. Williams Philip Fitzsimmons

Police Justice.

Witnesses:

Eugene Frank

Off. Fitzsimmons

76.

Counsel,

Filed 9 day of Aug 1886

Pleads,

THE PEOPLE

vs.

Domenico A. Grecco

Pasquale Grecco

and

Luigi Palazzo

Burglary in the Third Degree.

[Section 498.]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Caleb B. Knowles

Aug. 10, 1886 *Foreman*

Each

Catholic Rio

0726

Police Court— 1st District.

City and County of New York, } ss.:

Eugene Frank

of No. 52 Vesey Street, aged 42 years,

occupation Manager

deposes and says, that the premises No 52 Vesey Street, being duly sworn in the City and County aforesaid, the said being a four story brick building in the 1st ward

and which was occupied by ~~deponent~~ William H Golden as a Hardware Store

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

were BURGLARIOUSLY entered by means of forcibly pulling a staple from the front basement door of the above described premises and opening said door and entering therein

on the 25th day of July 1886 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

a large quantity of hardware and fancy goods of the value of five Hundred Dollars

the property of William H Golden In the Care and Custody of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen, and carried away by Domenico Grieco Pasquale Grieco and Luigi Palazzo (all now here) was arrested to be

for the reasons following, to wit: deponent Securely locked and fastened the doors and windows of the above described premises at about the hour of Ten o'clock & thirty minutes P.M. on the 24th day of July 1886 and deponent discovered the aforesaid Burglary had been committed at about the hour of four o'clock A.M. on the 26th day of July 1886 and deponent is informed by Officer

0727

Philip Fitzsimmons of the 27th Precinct Police that he discovered the above described premises had been broken into and that the said Officer found the said defendants secreting the vault under the sidewalk of said described premises

Eugene Frank

Sworn to before me this
26th day of July 1886

J. Kilbreth

Police Justice

Police Court ——— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary ——— Degree.

188

Dated

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of $

Bailed by

No.

Bail.

Street.

0728

Court of
General Sessions.
The People
agst.
Pasquale Grecco
Dominico Antonio Grecco

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

100 EAST 23D STREET.

New York, July 26, 1886.

CASE NO. 24654, OFFICER Philip Fitzsimmons 27th Pct
DATE OF ARREST July 25th 1886.
CHARGE Burglary - Breaking into the store of Wm. H. Colby - 52 Vesey Street.

AGE OF CHILD- Pasquale 10 yrs. Dominico Antonio 7 yrs.
RELIGION Catholic.
FATHER Vincenzo - Bootblack.

MOTHER Rosa.

RESIDENCE No. 110 Mulberry St. top floor.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT These boys have not been arrested before & the only thing that could be found against them is that they do not attend school. Pasquale is a boot black & Dominico sells papers.

All which is respectfully submitted,
Thos. P. O'Brien
President.

To

Court of
General Sessions.

The People
agst
Pasquale Ficco
Dominico Antonio Ficco.

Burglary.

PENAL CODE, §§

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

ELBRIDGE T. GERRY,
President, &c.,
100 East 23d Street,
NEW YORK CITY.

0730

Court of
General Sessions.

The People
agst
Luigi Paezzo.

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

100 EAST 23D STREET.

New York, July 26, 1886.

CASE NO. 24654 OFFICER Philip Fitzsimmons - 27th Pct.
DATE OF ARREST July 25th 1886.
CHARGE Burglary - Breaking into the store of Wm H. Goely - 52 West St.

AGE OF CHILD 9 yrs.
RELIGION Catholic.
FATHER by adoption - Geraldo Schatorco. Fruit stand.

MOTHER " " Philomena "

RESIDENCE No. 116 Mulberry St.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT the correct name of the boy is Luigi Paezzo and that the boy's tendencies are bad.

All which is respectfully submitted,

Thos. O'Brien
President

To

Court of
General Sessions.

The People
agt
Luigi Palazzo.

Burglary.

PENAL CODE, §§

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

ELBRIDGE T. GERRY,
President, &c.,
100 East 23d Street,
NEW YORK CITY.

0732

Sec. 198—200.

_____ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Luigi Palazzo 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 Luigi Palazzo

Question. How old are you?

Answer 9 years

Question. Where were you born?

Answer. Italy

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

Answer. 116 Mulberry Street 4 years

Question What is your business or profession?

Answer School boys

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 we were sent there by a man

his
Luigi X Palazzo
mark

Taken before me this 16 *day of* July 188 } G. Welch

Police Justice.

0733

Sec. 193—200.

CITY AND COUNTY OF NEW YORK, } ss

1 District Police Court.

Domenico A Grieco 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 Domenico A Grieco

Question How old are you?

Answer 7 years

Question. Where were you born?

Answer. New York City

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

Answer. 110 Mulberry Street 3 years

Question What is your business or profession?

Answer School boy

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 we were sent there by a man

his
Domenico X Grieco
mark

Taken before me this 26 *day of* July 188[illegible]

J. Williams
Police Justice.

0734

Sec. 196—200.

CITY AND COUNTY OF NEW YORK, } ss

1 District Police Court.

Pasquale Grieco 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 Pasquale Grieco

Question. How old are you?

Answer 10 years

Question. Where were you born?

Answer. Italy

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

Answer. 110 Mulberry Street 3 years

Question What is your business or profession?

Answer School boy

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 we were sent there by a man

his
Pasquale x Grieco
mark

Taken before me this 16 *day of* May 188 8

J. Mulvaney

Police Justice.

0735

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

Dated July 26 188 6 *Police Justice.*

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

to bail to answer by the undertaking hereto annexed.

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

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

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

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

0736

Police Court— 1st/1365 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Eugene Frank
52 Vesey St
vs.
Domenico Greco
Pasquale Greco
Luigi Polazzo

Grand Larceny

Offence

Dated July 26 1886

Kilbreth Magistrate.

Fitzsimmons Officer.

27 Precinct.

Witnesses Complainant Officer

No. Street.

Nicholas Riddiough

No. 100 3rd Street.

No. Street.

$ 500 to answer

Pl for July 27 at 3 pm

(Com)

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0737

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Domenico A. Tipaco, Gasquale Tipaco and Giuiy Galanto

The Grand Jury of the City and County of New York, by this indictment, accuse Domenico A. Tipaco, Gasquale Tipaco and Giuiy Galanto, —

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

The said Domenico A. Tipaco, Gasquale Tipaco and Giuiy Galanto, all —

late of the Sixth ——— Ward of the City of New York, in the County of New York, aforesaid, on the twenty-fifth day of September, — in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the store of one

— William H. Tapleday, —

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

William H. Tapleday, —

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

Randolph B. Martine,
District Attorney

0738

BOX:
227
FOLDER:
2230
DESCRIPTION:
Griffin, John

DATE:
08/13/86

2230

0739

BOX:
227
FOLDER:
2230
DESCRIPTION:
Shea, Timothy

DATE:
08/13/86

2230

0740

BOX:
227
FOLDER:
2230
DESCRIPTION:
Roche, John

DATE:
08/13/86

2230

Witnesses:

Joseph Covert
Off Miller
Wm Swain

These indictments were found during a strike on the W. Cream Raisers, but were not brought to trial at the time. It is doubtful whether a conviction can be had at this late day, even if it could. I do not think that any public interest can be served by their further prosecution. The complainants enter no objection and accordingly I recommend that the defendants be discharged on their own recognizance.

September 20th 1887

DeLancey Nicoll
District Attorney

W. F. Browne
134
23 Park Row

Counsel,

Filed 13 day of Aug 1886

Pleads Not guilty (17)

THE PEOPLE

vs.

B

John Griffin

B

Timothy Shea

B

John Roche

(2 cases)

[Section Penal Code]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Caleb B Knerably

Foreman

Discharged

0742

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

John Roach 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 Roach

Question How old are you?

Answer 25 years

Question. Where were you born?

Answer. Ireland

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

Answer. 148th & 149th Street - 3d avenue

Question What is your business or profession?

Answer Laborer

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

Answer. I am not guilty, and demand a trial by jury
John Roach

Taken before me this 15th *day of* August 188 9

Police Justice.

0743

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

4th District Police Court.

John Griffin 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 Griffin

Question. How old are you?

Answer 19 years of age

Question. Where were you born?

Answer. Ireland

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

Answer. 1076 3d avenue, since November last

Question What is your business or profession?

Answer Packer

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

Answer. I am not guilty, and demand a trial by jury. John Griffin

Taken before me this 10th *day of* August 188 9

Police Justice.

0744

Sec. 195—200.

CITY AND COUNTY OF NEW YORK, } ss

4 District Police Court.

Timothy Shay

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

Question What is your name?

Answer Timothy Shay

Question How old are you?

Answer 22 years

Question. Where were you born?

Answer. Ireland

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

Answer. 44th Street 1st & 2d avenue.

Question What is your business or profession?

Answer Labor

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

Answer. I am not guilty, and demand a trial by jury

Taken before me this 10th *day of* October 188

Police Justice.

0745

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

guilty thereof, I order that they *be held to answer the same and* they *be admitted to bail in the sum of* One *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 August-10 188 4 *Police Justice.*

I have admitted the above-named Timothy Shay; & John Ranch *to bail to answer by the undertaking hereto annexed.*

Dated August-10th 188 4 *Police Justice.*

There being no sufficient cause to believe the within named _____

_____ *guilty of the offence within mentioned, I order* he *to be discharged.*

Dated _____ 188 _____ *Police Justice.*

0746

Police Court— 1192 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Joseph Carol
318 Stuyvesant Ave
John Griffin
1 Timothy Kelly
2 John Powell
3
4

Offence Assault & Robbery

BAILED,

No. 1, by Jos. F. Carey
Residence 785 - 2 Ave Street.

No. 2, by ~~Thos. F. Kelly~~
Residence 785 2d Avenue Street.

No. 3, by Anton Kruchler
Residence 2805 — 3 Avenue Street.

No. 4, by
Residence Street.

Dated August 10 1886

Magistrate.

Miller Officer.

21 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 100 Each to answer G. S.
Term

RECEIVED DISTRICT ATTORNEY'S OFFICE. AUG 12 1886

0747

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 4th DISTRICT.

Joseph Covert

of No. 318 Stuyvesant-avenue Brooklyn street, aged 34 years,

occupation Conductor being duly sworn deposes and says,

that on the 8th day of August 1886

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

John Griffin Timothy Shay and John Roach (all now here) were on car No. 754 of the 3rd avenue Rail Road Company on 3rd avenue between 19th and 28th Streets in the City of New York acting in a noisy and turbulent manner using profane and obscene language in the presence of passengers, and loudly singing songs and threatening the conductor and other passengers, deponent asks that the defendants be held to answer and dealt with according to law.

Jas. Covert

Sworn to before me, this 10 day of August 1886

Police Justice.

Police Court

0748

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 Fitzgibbon,
Timothy Shaw and
John Roche

The Grand Jury of the City and County of New York, by this indictment, accuse John Fitzgibbon, Timothy Shaw and John Roche of a misdemeanor ~~of the grand~~

committed as follows:

The said John Fitzgibbon, Timothy Shaw and John Roche, all

late of the First Ward of the City of New York, in the County of New York aforesaid, on the eighth day of August, in the year of our Lord one thousand eight hundred and eighty-nine, at the Ward, City and County aforesaid, being then in a certain public street railroad car of the Third Avenue Railroad Company, did by offensive and disorderly acts and language, unlawfully annoy and molest such divers persons whose names are to the Grand Jury aforesaid unknown, then being passengers of the said railroad car, 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.

Randolph B. Martine,
District Attorney