

0009

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

Mallenda, Theodore

**DATE:**

05/16/90



3683

**POOR QUALITY ORIGINAL**

0010

charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, the same being within one quarter of a mile from a certain polling-place there, where the said election was then being held, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day, the said place, so licensed as aforesaid, unlawfully did then and there open, and cause and procure and suffer and permit to be open, and to remain open, against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York, and their dignity.

John R. Fellows,  
District Attorney.

75 #1309 7/8  
Counsel,  
Filed 16 days of May 1890  
Pleas, Chittenden 26

The People vs.  
Theodore Malleoda

*Violation of Excise Law  
(Selling on Election Day)  
(III N.Y. 1891) - 1935 21 and  
1939, 83)*

John R. Fellows,  
District Attorney

SUPREME COURT PART 1,

March 22 1890

A FURTHER BILL DISMISSED.

Chas. D. Baird

Treasurer

Witnesses  
Geo. W. Bryant  
Noble Ayles

FILED 1890

Filed by  
Edwin Hott  
263 Broadway

POOR QUALITY  
ORIGINAL



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

The People of the State of New York  
— against —

Theodore Mallenda

The Grand Jury of the City and County of New York, by this indictment accuse Theodore Mallenda of the crime of Selling Intoxicating Liquors and Wines as a Beverage on Election Day, committed as follows:

The said Theodore Mallenda late of the City of New York, in the County of New York aforesaid, on the 5th day of November, in the year of our Lord One thousand, eight hundred and Eighty-nine, the same being a day on which a general election was held throughout the State of New York and in the said City and County, of the City and County aforesaid, and within one-quarter of a mile from a certain polling-place there, where the said election was then being held, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

\_\_\_\_\_ and to certain other persons whose names are to the Grand Jury aforesaid unknown, 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 Theodore Mallenda of the crime of Keeping Open on Election Day, a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said Theodore Mallenda late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being a day on which a general election was held throughout the State of New York, and in the said City and County, being then and there in

00 12

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

Manning, Thomas

**DATE:**

05/16/90



3683

**POOR QUALITY ORIGINAL**

0013

Witnesses:

Jennie Moore

# 10327 368

Counsel,

Filed

1880

W. C. Day  
Att. & party

THE PEOPLE

vs.

11

Thomas Manning

Grand Larceny, First Degree.  
(From the Person.)  
[Sections 528, 580 Penal Code].

JOHN R. FELLOWS,  
District Attorney.

**A True Bill.**

Chas. B. Robbins  
Part 2 Dec 19/90 Foreman.  
Jury and Acquitted

POOR QUALITY ORIGINAL

0014

Police Court 2 District.

Affidavit—Larceny.

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

Jennie Moore

of No. 331 Second Avenue Street, aged 21 years,

occupation Copyst being duly sworn

deposes and says, that on the 28 day of April 1892 at the City of New

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

one purse  
Containing one two dollar bank note  
of the value of two dollars \$2

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 Thomas Manning (now being

under the following circumstances: The defendant accosted deponent in Fifth Avenue and he pretended to be a policeman and that he had arrested deponent, afterwards, while walking with deponent in Fourteenth street near Fifth Avenue, the defendant struck deponent in the face and then he took the said pocket book out of the pocket of deponent, and then the defendant ran off and the defendant was arrested while running away by policeman Tierney of the 15th Precinct.

Jennie Moore

Sworn to before me, this

29

day

of

*[Signature]*

Police Justice.

**POOR QUALITY ORIGINAL**

0015

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }  
OF NEW YORK } ss.

Thomas Manning 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 Manning

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. Ireland

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

Answer. 624 E. 12th St. 1 month

Question. What is your business or profession?

Answer. Waite

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. The complainant caught me by the arm first. I shoved her away. She followed me. She asked me the time. I told her to go away. She took hold of me. I again shoved her away. I walked away looking for a policeman. Then she shouted "thief" and I ran because I did not want to be disgraced.

T Manning

Taken before me this

day of

29

Police Justice.

POOR QUALITY ORIGINAL

0015

BAILED.

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

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

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

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

Police Court 2 District 662

THE PEOPLE, Ac.,  
ON THE COMPLAINT OF

*Jennichlove*  
*128 East 118th St*  
*Thomas Manning*

1  
2  
3  
4

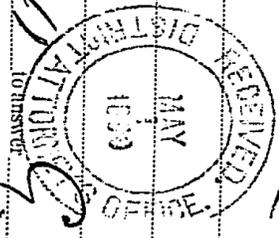
Offence *Larceny from Person*

Dated *April 29* 1880

*White* Magistrate  
*Henry* Officer  
*15* Precinct

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

*DM*



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 \_\_\_\_\_

*Thomas Manning*

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *200* 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 *April 29* 1880 *RJ White* 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

0017

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Manning

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

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

The said Thomas Manning

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

one purse of the value of twenty-five cents, and

\$2.00

one promissory note for the payment of money of the kind commonly called United States Treasury Notes, of the denomination and value of two dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of two dollars; one United States Gold Certificate, of the denomination and value of two dollars; one United States Silver Certificate, of the denomination and value of two dollars;

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

Jennie Moore  
John R. Fellows, District Attorney

00 18

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McCann, Thomas

**DATE:**

05/07/90



3683

POOR QUALITY ORIGINAL

00 19

# 13.

Counsel,  
Filed *J. J. O'Byrne* 1890  
Pleas, *J. J. O'Byrne*

Grand Larceny, Second Degree.  
[Sections 523, 537 — Penal Code.]

THE PEOPLE  
*2-2-90*  
*with*  
*1890*

*Thomas McCann*

JOHN R. FELLOWS,  
District Attorney.

*Wm. J. Quinn*

A TRUE BILL.

*Chas. B. Folsom*

Foreman.  
*Forster Miller & Co.*

*trial and verdict.*  
*Wm. J. Quinn*  
*1890*

*(over duty)*

Witnesses:  
*Edith Stewart*  
*Officer Doran*  
*Rich. A. Kelly*  
*Edward J. ...*  
*Arundel ...*

POOR QUALITY  
ORIGINAL

0020

COURT OF GENERAL SESSIONS, PART III.

----- x  
: The People of the State of New York, :  
: against : Before  
: Thomas McCann. : Hon. Frederick Smyth  
: and a jury.  
: :  
: :  
----- x

Indictment filed 1890.

Indicted for grand larceny in the second de-  
gree.

New York, May 8, 1890.

A P P E A R A N C E S :

For the People,

Assistant District Attorney A. D. Parker;

for the Defendant,

Mr. J. R. Heinzelman.

E D I T H S T E W A R T, a witness for the People, sworn,  
testified:

I reside now at No. 165 East 97th. Street. On the  
17th. of April I resided at No. 423 East 78th. Street on  
the third floor. I occupied a bed-room, a sitting room  
and a kitchen. There was an entrance into the front room  
from the hall, but no other entrances. Another lady had  
the front apartments, and I had the rear apartments. On  
the 17th. of April, I was all prepared to move. I went

**POOR QUALITY  
ORIGINAL**

0021

2

out in search of a man with a wagon to move me, and on the corner of 87th. Street and Third Avenue I saw the defendant. I asked him if he would move my luggage, and he told me he would move it for \$4. I told him I would give him Two dollars and a half, and he agreed to do it at that price. In a short time afterwards he came to my place with his wagon and two boys with him. He came up and began to remove my furniture. After he had taken down some of the chairs, I carelessly laid my pocketbook on my bed, intending to pick it up and put it away in a safe place. In a short while he returned upstairs again and lifted up the mattress of the bed on which I had placed my pocketbook. He carried this downstairs and when he had gone I recollected that I had placed my pocketbook there, and I went down after him. I found him on the sidewalk and I accused him of taking my pocketbook. He said that he had not seen it at all. I told him that no one else but him could have taken it, and he laughed at me and walked off. He left the wagon and some of my furniture upon it at my door. I was compelled to get another truckman to move my furniture on that afternoon. On the following day I had this man arrested, and he was held for trial. The man was drunk when he was arrested. My pocketbook contained the sum of \$30 in silver, and it was all the money that I had.

**POOR QUALITY  
ORIGINAL**

0022

3

CROSS EXAMINATION:

I was in search of some one to move me when I ran across this defendant. He came within half an hour from the time that I first saw him to my house and started to move out my things. I told him not to be in any hurry about moving the bed, but it was the very first thing he started to take downstairs. He was very rough in his talk to me. I did not see him take the money, but I am positive that I saw him lift up the mattress upon which I had placed my pocketbook. At the time he was taking the mattress, I was in an adjoining room having some refreshment with the lady who occupied that room.

G E O R G E D O R A N, a witness for the People, sworn, testified:

I am an officer of police attached to the Twenty-seventh Precinct in this city. I arrested the defendant on the morning of the 18th. of April at 93d. Street and First Avenue. He was in a candy store buying cigarettes and was somewhat intoxicated when I saw him. I went and secured the complainant, brought her to the Station House and she identified the defendant as the man who had started to move her on the day before. I asked the defendant when I got to the Station House what he had done with the pocketbook, and he said, "What pocketbook"? I told him that this woman had accused him of taking her

**POOR QUALITY  
ORIGINAL**

0023

4

pocketbook containing \$30. He said he knew nothing about it. I brought him to court, and he was held for trial. He was drunk at the time I arrested him.

D E F E N C E :

T H O M A S M c C A N N, the defendant, sworn, testified:

I am twenty-two years of age and live with my mother at No. 1588 Third Avenue. I was arrested once for an attempt at burglary and got two years and a half in the Penitentiary. I have been out of prison two years next September. Since my release from prison, I have been driving a truck for my mother, and have worked steadily. This woman came to me on the afternoon of the 27th. of April at about four o'clock, and asked me to move her furniture. I agreed to move it for Two dollars and a half.

Q Did you take this woman's pocketbook ?

A No, sir.

Q Did you see her pocketbook ?

A No, sir.

Q She accused you of stealing it ?

A Yes, sir.

Q During the time that you were in that room, did she ever leave you alone in the room ?

A No, sir.

**POOR QUALITY  
ORIGINAL**

0024

5

Q She was there all the time ?

A Yes, sir. She was standing by the bedstead and was watching us lifting out things.

Q What did you do when she accused you of stealing the pocketbook ?

A I said, "If you think I stole it, why you can go get a policeman and he can search me". She did not do this, but went upstairs again into her rooms.

**CROSS EXAMINATION:**

The woman accused me of taking her pocketbook when I was on the second flight on my way upstairs. After she accused me, I would not have anything more to do with her things, and went away and left my truck in charge of two boys who were with me. That night I made some friends and we went downtown, and I stayed with them all night downtown. I had a good deal to drink and I was drunk on the following morning when the officer arrested me in this little candy store.

The jury returned a verdict of "guilty of grand larceny in the second degree".

**POOR QUALITY ORIGINAL**

0025

part 1/90

Indictment filed

COURT OF GENERAL SESSIONS

Part III.

The People &c.

against

THOMAS MCCANN

Abstract of testimony on

trial New York May 8th 1890

POOR QUALITY ORIGINAL

0026

Police Court—5th District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 473 East 78th Street, aged 30 years,  
occupation Keep House being duly sworn

deposes and says, that on the 17th day of April 1890 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One leather pocketbook containing good and lawful money of the United States of the amount and value of about thirty seven dollars (\$37.00)

the property of Deponent

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

from the fact that on said date deponent hired this defendant to move her furniture from the premises to 473 East 78th St. and when the defendant came to the premises to move the said furniture, deponent's pocketbook containing the aforesaid sum of money, lay on the bed in the bed room of the said premises. Deponent went into said room with the defendant and the aforesaid property was on the bed. When deponent came into said room about five minutes after the defendant had left the said room deponent missed the aforesaid

Sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 1890

POOR QUALITY  
ORIGINAL

0027

property, and immediately accused the  
defendant of taking the said property.  
Deponent further says that there was  
no one else in the said room at that  
time and charges the said defendant  
with feloniously, taking, stealing  
and carrying away the said property,  
and prays that he may be dealt with  
as the Law directs.

Sworn to before me } I Wm Stewart  
this 18th April 1890

J. H. Coffey  
Police Justice

**POOR QUALITY ORIGINAL**

0028

Sec. 198-200.

5th District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Thomas McLann 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 McLann

Question. How old are you?

Answer. 22 years old

Question. Where were you born?

Answer. New York City

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

Answer. No 1588 - 3rd Avenue - 2 years

Question. What is your business or profession?

Answer. Truck 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

Thomas McLann

Taken before me this

18  
[Signature]  
Police Justice.

POOR QUALITY ORIGINAL

0029

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

Police Court--- 5th District

THE PEOPLE, vs.

ON THE COMPLAINT OF

*Edith Stewart*  
*Thomas McEwen*  
 Offence *Larceny*  
*"felony"*

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

Dated *April 18* 18*90*

*Subby* Magistrate

*George Brown* Officer

*Edith Stewart* Precinct

*Do Mrs Harrell* Street

*North West Cor. of 97th* Street

*and 3rd Ave* Street

No. *570* Street

*Car* 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 *April 18* 18*90* *[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 he to be discharged.

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

POOR QUALITY  
ORIGINAL

0030

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Mc Cann

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by  
this indictment, accuse

Thomas Mc Cann

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

The said

Thomas Mc Cann

#37  
late of the City of New York, in the County of New York aforesaid, on the seventeenth  
day of April in the year of our Lord one thousand eight hundred and  
ninety, at the City and County aforesaid, with force and arms, in the  
day - time of the same 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 thirty - seven

dollars; divers other promissory notes for the payment of money, being then and there due  
and unsatisfied (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  
thirty - seven

dollars; divers United States Silver Certificates of a number and denomination to the Grand  
Jury aforesaid unknown, of the value of thirty - seven

dollars; divers United States Gold Certificates of a number and denomination to the  
Grand Jury aforesaid unknown, of the value of thirty - seven

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid  
unknown, of the value of thirty - seven dollars

of the goods, chattels and personal property of one

Edith Stewart

then and there being found,

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

JOHN R. FELLOWS, *District Attorney.*

0031

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McCarthy, John

**DATE:**

05/19/90



3683

POOR QUALITY ORIGINAL

0032

#188

*John*

Counsel,

Filed

1880

19 day of May  
Pleads, *John*

[Sections 224 and 228, Penal Code].  
Robbery, first degree.

THE PEOPLE

vs.

*Edward*

*John McCarthy*

H.D.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*John B. B. B. B.*

Part II June 4/90 Foreman.

*John*

S.P. 11/1/90

Part II June 6/90 2/90

Part II June 4/90

Witnesses:

*Michael McCarthy*

POOR QUALITY ORIGINAL

0033

Police Court Third District.

CITY AND COUNTY OF NEW YORK, ss

Michael Martin  
of No. 14 1/2 Cherry Street, Aged 65 Years  
Occupation Laborer being duly sworn, deposes and says, that on the  
19th day of April 1890, at the 5th Ward of the City of New York,  
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-  
ponent by force and violence, without his consent and against his will, the following property, viz:

Forty Two Cents in  
good & lawful  
current coin of the  
United States

of the value of Forty Two Cents NO DOLLARS  
the property of Complainant  
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 force and violence as aforesaid by

John W. O'Carthy (now  
here) and an unknown  
man now in custody, in  
the manner following to  
wit, at about half past (1/2)  
seven o'clock on said night  
and date he present was  
seen in my house, and at  
the corner of Market & Cherry  
Streets. Deponent was seized  
and grabbed and thrown  
to the sidewalk, and while  
said unknown man put

Sworn to before me, this  
188  
John W. O'Carthy

POOR QUALITY ORIGINAL

0034

his hand over Deperent's  
mouth, said McCarthy, with  
force, violence and against  
Deperent's will took a  
sum of money (.42) from  
Deperent's trousers pocket,  
Therefore

Deperent prays  
that said McCarthy be dealt  
with as the law directs, as  
well as said unknown man  
when apprehended and in  
custody

Michael + Martin  
Smith before me  
this 17<sup>th</sup> day of May 1899  
Charles N. Luntz  
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 1889  
Police Justice

I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1889  
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 1889  
Police Justice

Police Court, District, \_\_\_\_\_

THE PEOPLE, &c.,  
on the complaint of \_\_\_\_\_

vs.

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

Offence—ROBBERY.

Dated \_\_\_\_\_ 1889

Magistrate. \_\_\_\_\_  
Officer. \_\_\_\_\_  
Clerk. \_\_\_\_\_

Witnesses, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_  
No. \_\_\_\_\_ Street, \_\_\_\_\_

§ \_\_\_\_\_ to answer General Sessions.

POOR QUALITY ORIGINAL

0035

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss

3 District Police Court.

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

Question. What is your name?

Answer.

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.

*Am not guilty  
John W. McCarthy  
mark*

Taken before me this  
day of *July* 188*9*  
*Charles W. Stanton*  
Police Justice.

POOR QUALITY ORIGINAL

0036

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

92435  
 Police Court  
 District

THE PEOPLE, &c.,  
 ON THE COMPLAINT OF

*[Handwritten signatures and names]*

Dated *May 18 1890*  
*[Signature]* Magistrate

*[Signature]* Officer

Witnesses *Sam Chapman*  
*Committed to the honor of*  
*to detention in de-*  
*partment of \$1000*

No. \_\_\_\_\_ Street \_\_\_\_\_  
 No. \_\_\_\_\_ Street \_\_\_\_\_  
 \$1000  
 RECEIVED  
 MAY 15 1890  
 CLERK OF DISTRICT COURT  
 OFFICE

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 \_\_\_\_\_

*[Signature]*  
 guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *1000* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *May 18 1890* *[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 he to be discharged.

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

**POOR QUALITY ORIGINAL**

0037

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

James J. Cronin  
of No. 7<sup>th</sup> Avenue Street, aged 30 years,  
occupation Police Officer being duly sworn deposes and says  
that on the 12 day of May 1889

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

being a material witness against  
John McCarthy charged with Robbery.  
Deponer prays that he may be  
committed to the house of detention in  
order to be able to produce him when  
wanted

James J. Cronin

Sworn to before me, this 12 day

of May 1889  
Charles W. Hunter  
Police Justice

**POOR QUALITY ORIGINAL**

0030

Police Court-- 3 District.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

*James J. Cronin*  
vs.  
*Michael Martin*

AFFIDAVIT.

*House of Representatives*

Dated *May 12* 188*9*

*Tambini* Magistrate.

*Cronin* Officer.

Witness, .....

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

Disposition, .....

.....  
.....

POOR QUALITY ORIGINAL

0039

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Mc Carthy

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

John Mc Carthy -

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

The said John Mc Carthy,

late of the City of New York, in the County of New York aforesaid, on the nine -  
teenth day of April, in the year of our Lord one thousand eight  
hundred and eighty nine, in the time of the said day, at the City and  
County aforesaid, with force and arms, in and upon one Michael Martin,  
in the peace of the said People, then and there being, feloniously did make an assault, and

one silver coin of the United States of  
America, of the said called a quarter dollar,  
of the value of twenty five cents, two other  
silver coins of the United States of America  
of the said called dimes, of the value of ten  
cents each, three nickel coins of the United  
States of America, of the said called five -  
cent pieces, of the value of five cents each,  
and seven coins of the United States of  
America of the said called cents, of the value  
of one cent each,

of the goods, chattels and personal property of the said Michael Martin,  
from the person of the said Michael Martin, against the will,  
and by violence to the person of the said Michael Martin, -  
then and there violently and feloniously did rob, steal, take and carry away, the said

John Mc Carthy being then and there aided  
by an accomplice actually present, whose  
name is to the Grand Jury aforesaid  
as yet unknown.

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

John F. Bellows,  
Attorney

0040

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McDonald, Charles

**DATE:**

05/07/90



3683

POOR QUALITY ORIGINAL

0041

# 25. 2 Nolk 349

Counsel,

Filed

1880

Pleas,

1880

(Sections 528 and 537 of the Penal Code)

(MISAPPROPRIATION)

Grand Larceny, 2nd degree

vs.

THE PEOPLE

vs.

Charles Mc Donald

+ com. 9/190

May 15/90

JOHN R. FELLOWS,  
District Attorney.

A True Bill.

Chas. D. Roberts  
Foreman.  
Sub 2 May 15/90  
Pleas attend G. L. 2nd degree

S.P. 2 1/2 yrs.

Witnesses:

Richard Nixon

Officer Mulvey

I have made an examination of this case. I recommend that a plea of City of G. L. 2nd degree be accepted. The deft received the money & used it. He has never been convicted of any crime. Is a married man and 49 years of age.  
Part 2 May 15/90

Wm. J. Jerome  
Deputy Asst.

POOR QUALITY ORIGINAL

0042

Police Court 2 District. Affidavit—Larceny.

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

Richard Kirwan

of No. 1595 Beend Avenue Street, aged 38 years,  
occupation House shoer being duly sworn

deposes and says, that on the 9 day of April 1896 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 America to the amount and value of one hundred and seventy one dollars and fifty cent

\$ 171.50

the property of The Journeymen House Shoer Union No. Protective Union and Benevolent Society and then 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 Charles McDonald, not

arrested, under the following circumstances: The deponent was treasurer of the Journeymen House Shoer Protective Union and Benevolent Society No. 1, and the deponent received such money as treasurer and it was the duty of the deponent to apply the said money for the purposes of the said Society on or before the 15th day of April 1896, and the deponent failed and neglected to apply the said money for the purposes of the said union, but he has absconded

Sworn to before me, this 1896 day of April at New York Police Justice.

POOR QUALITY  
ORIGINAL

0043

and feloniously appropriated  
the said money for his own  
use and left the debts of the  
said union unpaid. Defendant  
asks that defendant be  
arrested and held to answer  
on said charge

Sworn to before me this 17 day

of 1897

Richard Howard  
Police Justice

POOR QUALITY ORIGINAL

0044

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

Police Court... 2  
 District... 9

THE PEOPLE, &c.,  
 vs.  
 Richard J. ...  
 Charles W. ...  
 Offence: Larceny (felony)

Dated April 1920  
 J. ...  
 Magistrate

Walter ...  
 C.O.  
 Precinct

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 \_\_\_\_\_

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

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

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

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

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

POOR QUALITY  
ORIGINAL

0045

Pittsburgh April 11 1890  
to Mr. R. Kessin  
Dear and ~~Bro~~ Brother  
Please excuse me  
for what I have  
done but I write every  
day or other I am  
leaving for California  
on the next train  
Yours Res  
Charles McDonald  
You will find  
the Bank Book  
in this parcel

**POOR QUALITY ORIGINAL**

0046

Sec. 151.

Police Court 2 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 Richard Norwan of No. 1595 2<sup>nd</sup> Avenue Street, that on the 9 day of April 1897 at the City of New York, in the County of New York, the following article to wit:

Gold and lawful money  
of the United States  
of the value of One hundred & Seventy five Dollars,  
the property of Janniqua Hair Dress Union No 1  
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Charles McDonald

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 2 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 17 day of April 1897

[Signature]  
POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0047

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Charles M. Donald*

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

*Charles M. Donald*  
of the CRIME OF Grand LARCENY, in the second degree, committed as follows:

The said *Charles M. Donald*,

late of the City of New York, in the County of New York aforesaid, on the *ninth* day of *April*, in the year of our Lord one thousand eight hundred and ~~eighty~~ *ninety*, at the City and County aforesaid, being then and there the clerk and servant of *an officer, to wit: the*

*Treasurer of an association known as the Gunmen Home Shavers Protective Union and Benevolent Society, number one, of the City of New York,* and as such clerk and servant, then and there having in his possession, custody and control certain moneys, goods, chattels and personal property of the said *association,*

the true owner thereof, to wit: *the sum of one hundred and seventy one dollars and fifty cents in money, lawful money of the United States of America, and of the value of one hundred and seventy one dollars and fifty cents,*

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

to his own use, with intent to deprive and defraud the said *association*

of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and personal property of the said *association,*

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

JOHN R. FELLOWS,  
District Attorney.

0048

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McGovern, George

**DATE:**

05/16/90



3683

POOR QUALITY ORIGINAL

0049

charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, the same being within one quarter of a mile from a certain polling-place there, where the said election was then being held, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day, the said place, so licensed as aforesaid, unlawfully did then and there open, and cause and procure and suffer and permit to be open, and to remain open, against the form of the statute in such case made and provided, and against the Peace of the People of the State of New York, and their dignity.

John R. Fellows,  
District Attorney.

No # 131. 779

7777

Counsel,

Tried 16 days of May 1890

Plaintiff Myrtle, v

The People

vs.

George Mc Govern

777-3000

Violation of Game Law (III 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100)

John R. Fellows,  
District Attorney

A True Bill

Chas. B. Robinson

Foreman

SUPREME COURT PART 1,

December 22 1899

INDICTMENT DISMISSED.

Witnesses

Richard W. G. Welling

Leonard E. O'Keefe

George W. Miller

RECORDED DEC 16

1050

Rule by

J. H. Higgins

51. E. 135th.

POOR QUALITY  
ORIGINAL

0050

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

The People of the State of New York

— against —

George McGovern

The Grand Jury of the City and County of New York, by this indictment accuse George McGovern of the crime of Selling Intoxicating Liquors and Wines as a Beverage on Election Day, committed as follows:

The said George McGovern late of the City of New York, in the County of New York aforesaid, on the 5<sup>th</sup> day of November, in the year of our Lord One thousand, eight hundred and Eighty-nine, the same being a day on which a general election was held throughout the State of New York and in the said City and County, of the City and County aforesaid, and within one-quarter of a mile from a certain polling-place there, where the said election was then being held, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

and to certain other persons whose names are to the Grand Jury aforesaid unknown, 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 George McGovern of the crime of Keeping Open on Election Day, a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said George McGovern late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being a day on which a general election was held throughout the State of New York, and in the said City and County, being there and there in

0051

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McGrath, Frank

**DATE:**

05/13/90



3683

0052

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McGrath, Frank

**DATE:**

05/13/90



3683

POOR QUALITY ORIGINAL

0053

# 58.

Witnesses;

*Dr. W. B. Cannon*

*Officer Platt*

Counsel,  
Filed  
Pleads,

*[Signature]*  
day of *May* 18*90*

THE PEOPLE

vs.

*Frank Mc Grath*

*H*

*Entryway in the Third degree*  
*John Henry Keener*

*[Signature]*  
*117 & 119*

JOHN R. FELLOWS,

District Attorney.

A True Bill.

*[Signature]*  
*May 13 1890*  
Foreman.  
*[Signature]*  
*John D. Gray*

*Per 1 year fine*  
*May 13 1890*

[Section 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420]

POOR QUALITY ORIGINAL

0054

Police Court - 5 - District.

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

of No. 2163, 3<sup>d</sup> Avenue Frederick Bamman Street, aged 25 years,  
occupation Grocer being duly sworn

deposes and says, that the premises No. 2163, 3<sup>d</sup> Avenue Street, Ward  
in the City and County aforesaid the said being a three story brick  
house and which was occupied by deponent as a Grocer store  
and in which there was at the time no human being, by ~~name~~

were BURGLARIOUSLY entered by means of forcibly breaking a  
pane of glass in the show window  
of deponent's store.

on the 16<sup>th</sup> day of April 1890 on the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

Twelve bottles of liquor together  
of the value of twelve dollars.

(\$12.00)

the property 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  
Frank McGoath. (now here)

for the reasons following, to wit: that at the hour of 9  
O'clock P.M. said date, deponent's clerks  
locked and securely fastened the doors  
of said store, and closed said store for  
the night. and at that time said  
window was in good condition and  
said liquor in said store. and at  
the hour of 5 O'clock A.M. April  
17<sup>th</sup> deponent discovered that said window

P

POOR QUALITY ORIGINAL

0055

had been broken as aforesaid, and liquor <sup>said</sup> taken there from.

Deponent is informed by Officer Caspar Platte of the 29th Precinct Police that at the hour of 1 O'clock A.M. April 14th he arrested this defendant on the corner of 2d Avenue and 29th St. and at that time this defendant had six bottles of liquor in his possession.

Deponent further says that he has since seen the six bottles of liquor so found with this defendant and fully identifies them as his property.

Wherefore deponent charges this defendant with Burglariously entering said premises as aforesaid, and feloniously taking, stealing and carrying away said property.

Sworn to before me } Fred Benman  
this 18th day of April 1890

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 1888  
Police Justice.  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1888  
Police Justice.  
There being no sufficient cause to believe the within named  
guilty of the offense within mentioned, I order he to be discharged.  
Dated 1888  
Police Justice.

Police Court, District, Offence—BURGLARY.  
THE PEOPLE, &c., on the complaint of vs.  
Dated 1888 Magistrate.  
Officer.  
Clerk.  
Witnesses, Street, No., Street, No., Street, No., \$ to answer General Sessions.

**POOR QUALITY  
ORIGINAL**

0056

CITY AND COUNTY }  
OF NEW YORK, } ss.

Gasper Platte  
aged \_\_\_\_\_ years, occupation Police Officer of No.

29th West-Paris Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Fred Bannan

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

Sworn to before me, this 18  
day of April, 1898 at Gasper Platte

[Signature]  
Police Justice.

POOR QUALITY ORIGINAL

0057

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Frank McGrath*

Question. How old are you?

Answer. *28 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *137. 8 11 1/2 St 3 years*

Question. What is your business or profession?

Answer. *Work Plumber*

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*

*Frank McGrath*

Taken before me this  
day of

*[Signature]*

Police Justice.

POOR QUALITY ORIGINAL

0058

Mr. Adams  
139 W. 53rd St

Mr. M...  
122 W. Ave 2 53rd St

BAILED,  
Mr. Stephen  
168th St Ave

No. 1, by  
Residence  
No. 2, by  
Residence  
No. 3, by  
Residence  
No. 4, by  
Residence

Police Court... 5-607  
District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Fred Jann...  
2163 - 3rd Ave  
Frank Mc...  
Offence: Burglary

1  
2  
3  
4

Dated April 18 1890

Henry...  
Magistrate

Carson Platt  
Officer

Witnesses  
No. 1  
29th Precinct

No. 2  
Street

No. 3  
Street

No. 4  
Street

\$ 1000  
C...  
Rec'd

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

Alfred...

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 April 18 1890 [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

0059

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frank Mc Grath*

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

*Frank Mc Grath*

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

The said

*Frank Mc Grath*

late of the *Twelfth* Ward of the City of New York, in the County of New York, aforesaid, on the *sixteenth* day of *April* in the year of our Lord one thousand eight hundred and *ninety*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

*Frederick Bamman*

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

*Frederick Bamman*

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.

POOR QUALITY  
ORIGINAL

0050

SECOND COUNT—

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

*Frank Mc Grath*  
of the CRIME OF  *Petit* LARCENY committed as follows:

The said

*Frank Mc Grath*

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

*twelve bottles of liquor of the  
value of one dollar each bottle*

of the goods, chattels and personal property of one

*Frederick Samman*

in the *store* of the said

*Frederick Samman*

there situate, then and there being found, *in* the *store* 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.

**POOR QUALITY  
ORIGINAL**

0061

THIRD COUNT—

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

*Frank McGrath*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

*Frank McGrath*

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, with force and arms,

*twelve bottles of liquor of the  
value of one dollar each bottle*

of the goods, chattels and personal property of one

*Frederick Samman*

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

*Frederick Samman*

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

*Frank Mc Grath*

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

JOHN R. FELLOWS,  
District Attorney.

0062

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McIntyre, John

**DATE:**

05/19/90



3683

POOR QUALITY ORIGINAL

0063

# 180 *Jesse Lockman* 379

*Champs Court*

Counsel,

Filed

19 day of May 1892

Pleads,

*19th May 20*

THE PEOPLE

vs.

*John Mc Intyre*

Grand Larceny, 4<sup>th</sup> and Degree.  
(From the Person.)  
[Sections 528, 580, Penal Code].

JOHN R. FELLOWS,

*District Attorney.*

*adj 5 May 27<sup>th</sup> at 10<sup>th</sup> request.*

*W. J.*

A True Bill.

*Chas B. Edwards*

Foreman.

*Part II May 27/92-*

*Tried and Acquitted*

Witnesses:

*Mary Smith*

POOR QUALITY ORIGINAL

0064

Police Court - District.

Affidavit - Larceny.

City and County of New York, ss.

of No. 213 East 18th Street, aged 20 years, occupation House keeper being duly sworn

deposes and says, that on the 7 day of May 1888 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the night time, the following property, viz:

One pocketbook containing good and lawful money of the United States to the amount of two dollars (\$2.00)

the property of Deponent.

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by John W. Dwyer (Dwyer) from the fact that the said Dwyer did and did almost take away from the right hand of deponent Mary Snyder

Sworn to before me, this day of May 1888, Police Justice.

**POOR QUALITY ORIGINAL**

0065

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

*John W. McIntyre* 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 W. McIntyre*

Question. How old are you?

Answer. *24 years*

Question. Where were you born?

Answer. *Scotland*

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

Answer. *216 W 13 St. 2 years*

Question. What is your business or profession?

Answer. *Dry goods Clerk*

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

Answer. *I am innocent*

*John W. McIntyre*

Taken before me this

day of

*John W. McIntyre*  
Police Justice.

POOR QUALITY ORIGINAL

0055

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

Police Court... 2 119  
 District

THE PEOPLE, Ac.,  
 ON THE COMPLAINT OF

*Wm. Smith*  
*123 East 18th St*  
*John McQuinn*

Offence *Concealment from the person*

Dated

*May 8 1890*

Magistrate

*W. H. White*

Officer

*James*

Precinct

*115*

Witnesses

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

Street \_\_\_\_\_

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

Street \_\_\_\_\_

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

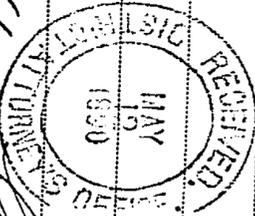
Street \_\_\_\_\_

To answer

*[Signature]*

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 \_\_\_\_\_

*Dejudant*  
 guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *200* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *May 8* 1890 *W. H. White* 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

0057

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Mc Intyre

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

John Mc Intyre of the CRIME of GRAND LARCENY in the first degree, committed as follows:

The said

John Mc Intyre

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

one promissory note for the payment of money of the kind commonly called United States Treasury Notes, of the denomination and value of two dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of two dollars; one United States Gold Certificate, of the denomination and value of two dollars; one United States Silver Certificate, of the denomination and value of two dollars.

\$2.00

two promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of one dollar each; two promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of one dollar each; two United States Gold Certificates, of the denomination and value of one dollar each; two United States Silver Certificates, of the denomination and value of one dollar each;

diverse coins, of a number, kind and denomination to the Grand Jury aforesaid unknown of the value of two dollars, and one pocketbook of the value of fifty cents

of the goods, chattels and personal property of one Mary Snyder - on the person of the said Mary Snyder then and there being found, from the person of the said Mary Snyder then and there feloniously did steal, take and carry away, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John L. Fellows, District Attorney.

0058

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McKenny, Charles

**DATE:**

05/06/90



3683

0069

Witnesses:

*Felix Kubler*  
*Officer Schneider*

*NY*

Counsel,

Filed

Pleads,

*6* day of *May* 1890

THE PEOPLE

vs.

CRIME AGAINST NATURE.  
[Sec. 303, Penal Code.]

*I*  
*Charles McKenny*

JOHN R. FELLOWS,

*John R. Fellows*  
District Attorney.

A TRUE BILL.

*Chas. B. Roberts*

Foreman.

*May 6/90*

*Henry S. Thompson*

*6700 St. N.*

0070

Police Court, 4 District.

City and County } ss.  
of New York, }

O'Kelly  
Felix Stelly

of No. 600 W 49 Street, aged 8 years,

occupation School Boy being duly sworn, deposes and says,

that on the 21 day of April 1890, at the City of New

York, in the County of New York,

at about the hour of 8.15. P. M. on  
said date deponent was in the  
dock foot. of West 47th Street  
in said City when ~~Charles Kennedy~~  
(nowhere) came up to him and  
spoke and told him to go  
to the Stable <sup>no 645</sup> on West 49th Street  
north side two doors east of 11th  
Avenue in said City

Deponent says that he went  
there and said deponent followed  
him and unbuttoned his pantaloons  
and threw him down and while  
down said deponent took out  
his private parts and inserted  
the same in deponents rear  
parts. and was guilty of the  
detestable and abominable crime  
against nature in violation  
of Section 303 of the Penal Code

Sworn to before me  
this 22 day of April 1890  
Felix <sup>his</sup> Stelly  
mark  
S. J. Kelly Police Justice

0071

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. Charles Mc Kenny

Question. How old are you?

Answer. 21 years

Question. Where were you born?

Answer. U.S.

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

Answer. At home

Question. What is your business or profession?

Answer. Drawer

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 guilty of the charge  
has  
Charles Mc Kenny  
mark

Taken before me this  
day of April 1889

Police Justice.

0072

BAILED.

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

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

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

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

Police Court District.

622

THE PEOPLE, N.C.,  
ON THE COMPLAINT OF

John J. Kelly  
 600 West 49th St  
 Charles McLennan

1  
2  
3  
4

Offence *Crime against nature*

Dated *22 Apr 1890*

*H.O. Kelly* Magistrate

*Schneider* Officer

Witness *M. J. O'Connell*

No. *100* Street \_\_\_\_\_  
*Thomas McSherry*

No. *607* 11th Avenue Street \_\_\_\_\_  
*August Schneider*

No. *2* Broadway Street \_\_\_\_\_  
*John J. Kelly*

No. *100* 10th Street \_\_\_\_\_  
*John J. Kelly*

*Cancelled*

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 *Apr 21 1890* *H.O. 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.

0073

*The New York Society for the  
Prevention of Cruelty to Children*

100 EAST 23D ST. (COR. FOURTH AVE.)

New York, April 24<sup>th</sup> 1890.

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

The People  
against  
Charles M<sup>c</sup> Kenney

Notice of Prosecution.

To the District Attorney of the  
City and County of New York,

Sir: This Society is interested in the prosecution of  
the above defendants, and is familiar with the facts of the  
case. It respectfully requests that before sending the papers  
to the Grand Jury, fixing the day of trial, consenting to  
any postponement thereof, or to any reduction of bail, or  
final disposition of the charge, you will duly notify me as  
its President and Counsel, so that I may confer with you  
in regard thereto. This request is made pursuant to the  
statute (Laws of 1886, Chapter 30, Section 1), and in  
furtherance of the ends of Justice.

I have the honor to remain, with great respect,

Elbridge T. Gerry,  
President, &c.

0074

N. Y. GENERAL SESSIONS

THE PEOPLE



*Crime against nature*  
CRUELTY TO CHILDREN

NOTICE OF PROSECUTION

BY THE SOCIETY.

ELBRIDGE T. GERRY,

*President, &c.*

POOR QUALITY  
ORIGINAL

0075

Police Department of the City of New York.

Precinct No. ....

New York, April 21<sup>st</sup> 1890

This is to certify that I have  
examined Felix Kelly and  
in my opinion there is no  
medical evidence of assault

Geo. H. West, M.D.  
Surgeon of Police

**POOR QUALITY  
ORIGINAL**

0076

*Handwritten signature*

**POOR QUALITY  
ORIGINAL**

0077

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 Mc Kenny*

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this  
indictment, accuse *Charles Mc Kenny* —  
of the CRIME AGAINST NATURE, committed as follows :

The said *Charles Mc Kenny*,—  
late of the City of New York, in the County of New York aforesaid, on the  
*twenty first* day of *April*, in the year of our Lord one thousand  
eight hundred and ninety \_\_\_\_\_, at the City and County aforesaid,  
with force and arms, in and upon one *Felix Kelly*, —  
a — male person, then and there being, feloniously did make an assault, and  
— *him* — the said — *Felix Kelly*, — in a manner  
contrary to nature, then and there feloniously did carnally know; against the form of  
the Statute in such case made and provided, and against the peace of the People of  
the State of New York, and their dignity.

*John R. Fellows,*  
*District attorney*

0078

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McLoughlin, James F.

**DATE:**

05/14/90



3683

POOR QUALITY ORIGINAL

0079

# 70. Stamp 307.

Counsel,

Filed

Pleads,

1890  
H. C. Day  
Potter

THE PEOPLE

vs.

James S. McLaughlin

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

JOHN R. FELLOWS,

District Attorney.

Part 2 May 19/90  
Pleads Guilty

Sentence suspended  
see affidavit + 50  
A True BILL  
May 21

Chas. B. B. B.

Foreman.

25

Witnesses:

Wm. E. Briggs

Edward Roman

I have examined this case. The deft has an exemplary character in Toledo. He has a wife & 4 small children depending upon him for support. I am satisfied that this is a case in which extreme clemency may with propriety be extended to the deft. See affidavits filed hereunto.

Part 2. May 23/90

Wm. Jerome  
Deputy Prob.

POOR QUALITY ORIGINAL

0080

Police Court, / District.

City and County } ss.  
of New York, }

William C. Briggs

of No. 129 West Street, aged 67 years,

occupation Butcher being duly sworn, deposes and says,

that on the 17 day of October 1889, at the City of New

York, in the County of New York, James J. McLaughlin

with intent to deceive and defraud

an instrument in writing purporting

to be an act of another by which a

pecuniary demand or obligation

is or purports to have been created

in violation of Section 511 of the

Penal Code of the State of New York

for the reason that on said day the

defendant came to deponent and presented

the annexed promissory note made

by the defendant and drawn to the

order of deponent for the sum of Fifty-

dollars, dated October 17, 1889. That

said note contained and had endorsed

thereon the name Edward Rowan

as an endorser to secure the payment

of said note at maturity. Deponent

believing said endorsement to be

genuine and relying upon the

security of said endorsement of said

Edward Rowan for the payment

of said note gave the defendant

said sum of Fifty dollars. Deponent

is informed by Edward Rowan

(now here) that he, Rowan has seen

the endorsement of said name as

affixed on said note and that

the same is a forgery, and was

so affixed without his authority

or consent.

Wherefore deponent charges the defendant

with obtaining said money from deponent

by aid of said forged instrument

William C. Briggs

Deponent to before me  
this 19 day of January 1893

Edward Rowan

Received

POOR QUALITY  
ORIGINAL

0081

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 34 years, occupation Edward Rowan of No.

83 1/2 East 163<sup>d</sup> Street, being duly sworn deposes and  
says that he has heard read the foregoing affidavit of William E. Briggs

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

Sworn to before me, this

day of

April 19<sup>th</sup> 1898

Edward Rowan

William E. Briggs  
Police Justice.

**POOR QUALITY ORIGINAL**

0082

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*James F M Loughlin* 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 F M Loughlin*

Question. How old are you?

Answer.

*41 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*11 BATTERY 2 months*

Question. What is your business or profession?

Answer.

*Druggist*

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 guilty of the charge*  
*James F M Loughlin*

Taken before me this

day of *March* 19*28*

189*0*

*John J. McManis* Police Justice.

POOR QUALITY ORIGINAL

0083

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court... 628 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William De Long

James O. W. ...

Offence

Dated

April 19 1890

Residence

Street

Officer

Precinct

Witnesses

Edward ...

Residence

163 Street

No. ...

...

No. ...

...

No. ...

...



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

Dated April 19 1890 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

0004

New York, May 3 1880

No  
WM. E. BRIGGS,  
— Wholesale Commission Dealer in—  
MEATS OF ALL KINDS,  
FRUITS, VEGETABLES.  
POULTRY AND GAME IN THEIR SEASON,  
129 WEST STREET.

Dear Sir, I have  
been to the Fall several times  
to see you and have not been  
in to see you since I have  
the liberty to write you a letter  
was going to see you at  
the residence of James McLaughlin  
go if it is in your power  
Mr. B. in fact Mr. Rowan  
called on you some time ago  
and he said you wished me  
to call but I have not time  
The purpose of the note was  
to get you to know and  
said the lawyer the money  
for it is the amount of the  
the lawyer on account of his  
family as in a wife & four children  
which are suffering  
Very respectfully yours W. E. Briggs

POOR QUALITY ORIGINAL

0085

	<p><b>Doll</b> <i>Oct - 17<sup>th</sup> 1889</i> </p>
<b>No</b>	<p><i>12 months after date I promise to pay</i></p>
	<p><i>to the order of William E Briggs</i></p>
	<p><i>Fifty dollars - interest 6%</i> <b>50</b> <del>100</del> <b>DOLLARS</b></p>
	<p><i>at 129 West St</i></p>
	<p><i>Value received 50.00</i></p>
	<p><i>Due James F. McLaughlin</i></p>

**POOR QUALITY  
ORIGINAL**

0086

Edward Rowan

~~7/2/50~~

**POOR QUALITY  
ORIGINAL**

0087

Court of General Sessions, City & County of New York.

\*\*\*\*\*  
THE PEOPLE E t c .

a g a i n s t

J a m e s F . M c L a u g h l i n .

\*\*\*\*\*  
City and County of New York, SS.

Edward Rowan, being duly sworn  
says and deposes:

I am a dealer in Dentist's materials, residing and doing  
business at No. 837 East 163 rd. Street, in the City of New York

I have been engaged in that business in the City of New York  
for over five years last past; and in Jersey City for a number  
of years, prior to my locating in New York.

That I am the person whose name purports to be indorsed on  
a certain promisory Note, which is attached to the indictment  
herein, and upon which said indictment is founded.

That the defendant herein is my brother- in- law.

That I have known said defendant for a period of over twelve  
years last past, during which time he has borne a good character;  
a part of which time defendant and myself were engaged in  
business together, as dealers in Dentist Materials, in Jersey  
City, and New York.

That I never heard of defendant being arrested, or in any  
trouble, before his arrest upon the charge herein; and that I  
can say of my own knowledge that, during my acquaint~~ance~~ance  
with him, he has never been arrested.

That at the time of the commission of the offence herein

**POOR QUALITY  
ORIGINAL**

0088

charged I was owing the defendant about          hundred dollars.

That the defenadnt about the time of the commission of the offence herein charged, and several times before that time, requested me to pay him, but that owing to a lack of maens at such times, I did not comply with his requests.

That at the time of the commission of this offense, and for some time prior thereto, the defendant had been in straitened circumstances; and I verily believe that, owing to my failure to pay him the amount owing to him, or some part thereof, he was led to use my name upon said note, believing that I would pay the same and chsrge the amount to his account.

That I have made satisfactory arrangements with William E. Briggs, the complainant herein, so that he shall suffer no loss for this transaction.

That the defendant has a wife and four small children, the eldest being about ten years of age, the youngest about four.

That if the defendant should be imprisoned, his family will be left destitute, and without maens of supportt except the pittance that the wife may be able to ~~see~~.

That I verily believe that the defendant had no crimianal intent when he committed this act, but that he acted upon the assumption hereinbefore given; and that if this ECourt can consistently exersize its clemency in this case, and allow this defendant an opportunity so to do, he will prove by his acts that such clemency has not been abused.

Sworn to before me this

22 nd day of May 1890.

*W. H. Sumner*  
Notary Public  
(317) N. Y. Co

*Edward Rowan*

POOR QUALITY ORIGINAL

0009

Faint, illegible text from the reverse side of the document, appearing as bleed-through.

*Court of General Sessions*

*The People vs.*

*vs.*

*James F. McLaughlin*

*Affiant of Edward Rowan*

*Geo. H. Cooper*

*Att. for Def.*

*73 Chambers St.*

*N.Y. City*

Faint, illegible text from the reverse side of the document, appearing as bleed-through.

Court of General Sessions, City & County of N.Y.  
The People  
- vs -  
James F. McLaughlin

City & County of New York, ss:

William Blanchfield, being duly sworn, says  
that he resides at No. 73 Herbert St. in  
the City of Brooklyn, N.Y. and does business, as  
an Undertaker at No. 77 Herbert St. -  
That he has known the defendant, James F.  
McLaughlin, for fifteen years last past.  
That during ~~that~~ and all of that time, said  
defendant bore a good character, was honest  
and reliable -

That deponent never heard of defendant  
being in any trouble or difficulty prior to  
his arrest in this action - and that defendant  
was never arrested prior to said arrest -

That defendant has a wife and four  
small children, who are left destitute  
by defendant's incarceration, and who will  
suffer if the defendant is ~~sentenced~~

Sworn to before me this  
2nd day of May, 1890  
Notary Public  
(317) N.Y.C.

W. Blanchfield

POOR QUALITY  
ORIGINAL

0091

Court of General Session  
City & County of W.V.

The People

F.V.  
James F. McLaughlin

Applicant of  
Wm. Blanchfield

**POOR QUALITY ORIGINAL**

0092

Court of General Sessions , City and County of New York.

\*\*\*\*\*

T H E P E O P L E E t c .

a g a i n s t .

J A M E S F . M c L A U G H L I N ,

\*\*\*\*\*

City and County of New York, SS.

William E. Briggs, being duly s

sworn, deposes and says.

I am and for about 15 years last past, have been engaged as a dealer in produce and provisions, at No. 129 West Street, New York, City.

I am the complainant in the above entitled action.

I have known the defendant James F. McLaughlin, for fifteen years last past, during all which time, up to the commission of this offense, he bore a good character, was honest and trustworthy.

That the defendant frequently, before the commission of this offense , spoke to me concerning a debt owing to him from his brother-in-law, Edward Rowan, whose name is alleged to have been forged upon the note upon which the indictment herein is founded

That upon my discovery that the indorsement upon said note was a forgery, I became greatly excited, and caused the arrest of the defendant.

Since that time I have given the matter more serious consideration; and in view of what the defendant had previously told me, and of what I have since learned from Mr. Rowan, concerning the money due him, from Rowan, I am convinced that the defendant expected said Rowan to pay said note and charge the

**POOR QUALITY  
ORIGINAL**

0093

same against the amount owing to the defendant.

That said Rowan has made arrangements to reimburse me, and that such arrangements are entirely satisfactory to me.

Deponent therefore earnestly asks this Court to exercise the utmost clemency in this matter.

Sworn to before me this

22<sup>nd</sup> day of May 1890.

*John M. Baker, Jr.*

Notary Public, Kings Co.,  
Certif. filed in N. Y. Co.

*Wm E. Briggs*

POOR QUALITY  
ORIGINAL

0094

Court of General Sessions  
The People etc.

vs  
James B. McLaughlin

Applicant of  
William E. Briggs

Geo. Hooper  
Atty for. Dept.  
23 Chambers St  
N.Y. City

POOR QUALITY  
ORIGINAL

0095

Court of General Sessions  
The People etc.

vs

James F. McLaughlin

Affidavit of  
William E. Briggs

Geo. A. Hoopes  
Atty. for Deft.  
# 23 Chambers St.  
New York  
City.

POOR QUALITY ORIGINAL

0096

Court of General Sessions, City and County of New York.  
-X-  
The People etc.

against

James F. McLaughlin.

-X-

City and County of New York SS.

James F. McLaughlin, being duly sworn deposes and says.

That he is the defendant herein.

That at the time of the commission of the act for which he now stands indicted, Edward Rowan whose name he used was owing him money to an amount exceeding the sum involved herein.

That deponent used said note believing that said Rowan would pay the same and that thereby he would receive a part of the money due him.

That he had no intention of wronging any person in the transaction nor of violating the law. That he now <sup>a</sup>realises the serious consequences of his act and deeply regrets ~~his~~ <sup>its</sup> commission ~~of his~~ ~~act~~; Not so much by reason of the punishment that the law imposes as on account of the suffering already caused others by his act.

Deponent further says that if given an opportunity he would prove by his ~~course~~ in the future that this act that has brought suffering to himself and to his family was not that of a criminal.

Sworn to before me this

23rd day of May 1890.

*James F. McLaughlin*  
*M. Van Meter,*  
*Commissioner of Deeds*  
*for N. York Co.*

POOR QUALITY  
ORIGINAL

0097

Court of General Session

The People vs

- vs -

James F. McLaughlin

Attorney of Deft

George A. H. H. H.  
Att'y for Deft  
23 Chambers  
New City

POOR QUALITY ORIGINAL

0098

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 F. McLaughlin

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

James F. McLaughlin

of the CRIME of FORGERY IN THE SECOND DEGREE, committed as follows:

The said

James F. McLaughlin

late of the City of New York, in the County of New York aforesaid, on the *seventeenth* day of *October* in the year of our Lord one thousand eight hundred and

eighty-*nine*, at the City and County aforesaid, having in *his* custody a certain instrument and writing, *to wit: a promissory note*

for the payment of money

which said *promissory note* is as follows, that is to say:

*Oct. 17<sup>th</sup> 1889*  
*Three months after date I promise to pay*  
*to the order of William E. Briggs -*  
*Fifty Dollars - Interest 6% 50<sup>00</sup>/<sub>100</sub> Dollars*  
*at 129 West St.*  
*Value received 50<sup>00</sup>*

James F. McLaughlin

the said James F. McLaughlin

afterwards, to wit: on the day and in the year aforesaid, with force and arms, at the City and County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act and assist in forging on the

*back* of the said *promissory 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:

Edward Rowan

with intent to defraud, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

POOR QUALITY  
ORIGINAL

0099

SECOND COUNT—

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

The said

*James F. McLaughlin*  
late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,  
at the City and County aforesaid having in *his* possession a certain instrument  
and writing, *to wit: a promissory note*  
*for the payment of money*

which said *promissory note* is as follows, that is to say:

*Oct 17th 1889*  
*Three months after date I promise to pay*  
*to the order of William E. Briggs*  
*Fifty Dollars Interest 6% 50<sup>00</sup>/<sub>100</sub> Dollars*  
*at 129 West St.*  
*Value received 50<sup>00</sup>*

*James F. McLaughlin*

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

*Edward Rowan*

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  
*James F. McLaughlin* then and there well knowing the premises,  
and that the said *endorsement* was forged, against the form of the Statute  
in such case made and provided, and against the peace of the People of the State of New York  
and their dignity.

JOHN R. FELLOWS,

District Attorney.

0100

**BOX:**

396

**FOLDER:**

3683

**DESCRIPTION:**

McNulty, John

**DATE:**

05/26/90



3683

**POOR QUALITY ORIGINAL**

0101

# 253 (1)

Counsel  
Filed *26* day of *May* 189*0*  
Pleads,

VIOLETION OF EXCISE LAW.  
(SEIZING TO MINOR).  
[Section 200, Penal Code, sub. 3.]

THE PEOPLE

vs.

*B*  
*John McIntyre*  
(2 cases)

JOHN R. FELLOWS,  
District Attorney.

*May 26/90*  
Sworn to before me at the Court of Sessions  
this 26th day of May, 1890, by request  
of Counsel for Defendant.

**A True Bill.**

*Chas. B. Roberts*

Foreman.

Witnesses:

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

POOR QUALITY  
ORIGINAL

0 102

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 McNulty*

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

accuse

*John McNulty*  
of a MISDEMEANOR, committed as follows:

The said

*John McNulty*  
late of the City of New York, in the County of New York aforesaid, on the  
*twelfth* day of *May* in the year of our Lord  
one thousand eight hundred and ninety \_\_\_\_\_, at the City and County aforesaid,

certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of  
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of  
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of  
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury  
aforesaid unknown, unlawfully did sell, and cause and procure and permit to be sold to one  
*Nellie Garaway* who was then and  
there a child actually and apparently under the age of sixteen years, to wit: of the age of  
*ten* years, against the form of the statute in such case made and provided, and  
against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS,

*District Attorney.*

**POOR QUALITY ORIGINAL**

0103

# 253 (2)

Counsel

Filed

Pleads,

*26 May*  
day of  
1890

VIOLETION OF EXCISE LAW.  
(Selling to Minor).  
[Section 290, Pennl Code, sub. 8.]

THE PEOPLE

vs.

*John Mc Realty*  
*(deceased)*

JOHN R. FELLOWS,

District Attorney.

*Chas. B. Richard*  
Brought to the Court of Sessions  
for trial, by request  
of Counsel for Defendant.

**A True Bill.**

*Chas. B. Richard*

Foreman.

Witnesses:

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

**POOR QUALITY  
ORIGINAL**

0104

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 McMulty*

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

accuse

*John McMulty*  
of a MISDEMEANOR, committed as follows.

The said

*John McMulty*  
late of the City of New York, in the County of New York aforesaid, on the  
*twelfth* day of *May* in the year of our Lord  
one thousand eight hundred and ninety — , at the City and County aforesaid,

certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of  
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of  
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of  
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury  
aforesaid unknown, unlawfully did sell, and cause and procure and permit to be sold to one  
*William Starpp* — who was then and  
there a child actually and apparently under the age of sixteen years, to wit: of the age of  
*six* years, against the form of the statute in such case made and provided, and  
against the peace of the People of the State of New York, and their dignity.

JOHN R. FELLOWS,

*District Attorney.*