

0397

BOX:

530

FOLDER:

4834

DESCRIPTION:

Malone, Edwin

DATE:

08/09/93



4834

Witnesses:

Officer Donohue

Counsel,

Filed

9 day of August 1893

Pleads,

THE PEOPLE

17533-1
vs.

Edwin Malone

Grand Larceny, Degree.
[Sections 628, 629, Penal Code.]

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. J. Curo Foreman.

Aug 10/93

Pleads Petit Larceny

H. M. Pen

POOR QUALITY
ORIGINAL

0398

Police Court— District.

Affidavit—Larceny.

City and County }
of New York } ss.

of No. 219 3rd Avenue Street, aged 30 years,
occupation Bar tender being duly sworn,

deposes and says, that on the 27 day of July 1893 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 day time, the following property, viz:

One suit of clothes
a gold watch-chain
and besides the whole
being valued at thirty
dollars \$30.00

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 Patrick Malone (now living)
who admits and confesses
to having stolen said
property

Patrick J. McLerney

Sworn to before me, this 27th day of July 1893
John J. [Signature]
Justice of the Peace

Sec. 198-200

4 District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK,

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

Question. What is your name?

Answer. Edwin Malone

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. H. P.

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

Answer. 203-6-54th St. 3 mo

Question. What is your business or profession?

Answer. Painter

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

Answer. I am guilty

Edwin. Malone

Taken before me this
day of July 1893
W. H. C. C.
Police Justice

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

Police Court... District... 807
THE PEOPLE, &c.
ON THE COMPLAINT OF
Edmund Maloney
359 3 Ave
John J. Maloney
Magistrate
Dated, *July 23* 189*3*
Hunting Officer
21 Precinct
Witnesses _____
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
to answer _____
John J. Maloney
1893
OFFICE OF THE CLERK OF THE DISTRICT ATTORNEY
JULY 1893

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 _____

_____ *Edward Maloney* _____
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 23* 189*3* _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Edwin Malone

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

Edwin Malone

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

The said

Edwin Malone

late 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
ninety-*three*, at the City and County aforesaid, with force and arms,

one coat of the value of ten dollars,
one vest of the value of four
dollars, one pair of trousers of
the value of six dollars, one chain
of the value of ten dollars, and
one locket of the value of five dollars

of the goods, chattels and personal property of one

Patrick J. McLarney

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

De Laurey Nicoll
District Attorney

0403

BOX:

530

FOLDER:

4834

DESCRIPTION:

Marten, Emalie

DATE:

08/15/93



4834

Witnesses:

Henry Bruntman

J. J. Gorman

Counsel, Capt. C. A. (6)

Filed 15 day of Aug. 1893

Pleads, Not Guilty (6)

THE PEOPLE

24 Charles St.
115 Cook vs.

Emalia Marten

Grand Larceny, second Degree.
[Sections 828, 831, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

Carl Aug 24

A TRUE BILL.

R. J. CURRY Foreman.

Part 2 - Aug 24 1893

Indict and Committed of

Det. Larceny

Det. Larceny
Det. Larceny
Det. Larceny

Court of General Sessions of the Peace
In and for the City and County of New York:

PART II.

-----x
THE PEOPLE :

vs. :

Emalie Marten. - :

-----x
Before

Hon. Randolph B. Martine

and a Jury.

New York, August 24th, 1893.

A p p e a r a n c e s .

Assistant District Attorney Battle

For the People;

Captain Canton,

For Defendant.

I N D I C T E D F O R

Grand Larceny in the Second Degree.

H E N R Y B R E N T M A N , called as a witness on behalf of the People, being duly sworn, testifies:

To Mr. Battle: I reside at 221 Christie street. Have no business now. On the 10th of Last July I resided at 143 Allen street, and was in the furnished-room business. I first saw this defendant three days before I missed certain articles which were stolen from my premises.

To the Court: That was on a Saturday.

To Mr. Battle: When I first met this woman she said that she had information that I wanted to sell my business, and she said that she had money with Mr. Bischoff, the banker here in the Staats Zeitung Building, and then she said, "I will buy your house;" and she said, further, "At present I am in bad circumstances--in bad condition;" therefore I gave her board. I said to her, "I am satisfied to sell to you."

To the Court: We agreed upon a price; \$500. was the price.

To Mr. Battle: The woman then remained in my

house two days, from Saturday till Monday. During this time she continued to talk about buying the house; she said that she would buy the house, and at the same time she said that she wanted to see how the business was working. The reason she gave for not buying immediately was that at that moment she had no money.

On the day that I missed the articles which were stolen the woman was the whole day with me.

To the Court: She first saw me about 8 o'clock in the morning.

To Mr. Battle: I then had a conversation with her; we talked as soon as she came into the room.

To the Court: It was in the rear basement; there is the kitchen (indicating), and my things are in the rear basement; she came there and talked with me. She spoke in German.

I boarded her; at that time she was boarding with me.

To Mr. Battle: The conversation was, she asked me to give her some money to buy her dinner,

and that she then wanted to go to Bischoff's to get the money; he is a banker in the Staats Zeitung Building. I had some clothes in the room at that time. They consisted of a good suit of clothes, a watch and chain, two gold rings with lockets ("Medallion, he calls it.--Interpreter.)

I had also medals from the German Government, because I was in the war in Germany. They were two bronze medals. I also had some silk handkerchiefs there.

To the Court: This property was all in the room at the time the woman came in--in the basement.

To Mr. Battle: This property, altogether, was worth about \$50. We talked in that room about an hour. When we finished talking I left the room, and she came after me, and she said she was going to buy something for her dinner, because she wanted to go to see Mr. Bischoff, the banker.

Outside of the basement I gave her half a dollar; she came after me and asked me for money; I gave her half a dollar, and she went back to the

basement. I was up-stairs at the time, and she went back to the basement. Then I came down to the basement later on.

To the Court: I was gone up-stairs about five minutes before I returned to the basement.

To Mr. Battle: When I returned she was gone; she was no longer in the basement. I then immediately saw that those things were missing. I looked all over to see what was missing, and the articles I have mentioned were missing. She took the key along, also. She had locked the door and taken the key along with her.

To the Court: When I returned to the basement the door was locked. I didn't see her lock the door or take the key.

To Mr. Battle: When I found that the articles were missing I didn't do anything, at that time. A few days later, however, I went to the Eldridge street station house and reported my loss.

I next saw the defendant about three weeks later. I met her in Second avenue about 4th st. She was walking there.

On seeing her I said to her, "You have stolen from me all of those things; come with me to the station house." And she came with me, but said, "It is not true; I didn't steal them."

When we got to the station house I made my complaint to the gentleman behind the desk, the captain or sergeant, and she was sent immediately to Essex Police Court. I went there, also, and made the complaint there.

I have never seen the missing articles since. Nothing was found.

When I left her in the basement and went upstairs there was no one in the house in the basement; she was all alone; and in the rest of the house there was nobody but one man; the others were all out to their work; there was only one man who was with me up-stairs. I was only gone upstairs about five minutes. When I returned the door was locked and the articles gone. I had a second key, and opened the door with that

CROSS-EXAMINED: I kept a furnished-room house there; I myself attended to it. All my

tenants were single people--men; there was only one married couple. When the people came to me I didn't ask for a reference from them. I took them in off the street. I didn't advertise this place for sale.

This defendant got information that I was willing to sell my boarding house and my furnished-room house through a man who lived in my house. I saw her when she was in the man's room; I saw her there, and later she came to see me. The man had a room in my house and lived there.

To the Court: The name of the man is Jacob Schneider.

To Mr. Canton: The first time I saw the defendant was in this man's room.

To the Court: Schneider introduced the woman to me.

To Mr. canton: I was present when the man told her. The first time when I saw her in this Jacob Schneider's room then the man said to me in her presence --

To the Court: Schneider said, "This woman is

willing to buy such a house as you have." Then she said that the money was with Mr. Bischoff, and that she could not get it immediately; that at present she had no means, and that I should permit her to stay a few days in my boarding house; and she said, later on, that she will pay me all expenses. And I permitted her to stay.

To Mr. Canton: She stayed with my permission, as a lodger on credit. I asked her \$500 as the price, but it was not a final agreement. She said, "Well, we will get along with each other in the bargain." She said, "All right."

Concerning the last interview I had with her, she was in the basement, but she came out of the basement and asked me for money. I gave her the money, and that was the last I saw of her. She went back to the basement. Yes, she came up-stairs ^{of the} to ~~one~~ rooms, and I gave her 50 cents to buy her meal. I did not attempt there to make a criminal assault on her; never at all. That was the last time I saw her up-stairs.

All this property was in the basement. I had a coat, vest and pants--Sunday clothes--best clothes,

I bought the garments at different places; didn't buy the whole suit in one place. The trousers I bought in the Bowery. The coat I brought with me from the old country. The vest I bought here. I paid for the coat 14 Prussian thalers; a Prussian thaler is about three-fourths of an American dollar, which would make 14 thalers amount to about \$10.50 in American money.

I had the coat about ten years, but very seldom wore it. For the vest I paid \$3 in the Bowery, and for the trousers \$4, making \$7 altogether for the vest and trousers. I had those garments about three months.

The watch and chain I had about ten years. The chain was gilt and the watch was silver. I should place their value at about \$10 gold. The chain was brass, but plated. The rings were gold. One of the rings was a wedding ring and the other was a ring with a stone. The wedding ring was a plain one; the other had a stone. It was a colored stone.

I should say that the two rings were worth

about \$8; and I have some knowledge of the value of that kind of jewelry. I paid about \$8 for them ten years ago.

The medals only had a value for me; they were of value to me because I served for them in the German army. I can't tell their actual value; I don't think that any one would buy them.

Yes, the last time I saw the defendant was up-stairs in the house; I think it was about 9 o'clock in the morning. It was maybe an hour later that I had occasion to go to that room afterwards; it was when I was cleaning the rooms. I can't be sure how long it was; maybe it was two hours.

After I saw her up-stairs in the room I went down almost immediately afterwards; maybe four or five minutes after leaving her up-stairs; then I went down to the basement. Then the clothes were gone, and when I tried the door I found it locked; the basement door was locked when I came down.

When she was arrested afterwards there was no part of this jewelry or clothing recovered;

nothing; neither was there found any pawn tickets on her representing the property.

Yes, I may swear to this court and jury that that woman took that property, though I didn't see her take them and no property was found on her. The policeman knows all about it. She gave her address where she lived, but it was not where she lived; and then she gave another name; she changed her name.

RE-DIRECT EXAMINATION:

To Mr. Battle: At the time I gave the defendant the half dollar she was on the second floor of the house, in ~~one of~~^{one of} the rooms. After I gave her the money she went directly down to the basement; whither I followed her in about five minutes, to find the clothes gone.

To the Court: There are three floors and a basement in that house. The basement is fitted up and occupied; at that time I was living in the basement all alone. Later I rented it out to people. At the time I gave the woman the 50 cts. I can't tell whether she came up one flight or two;

I think it was two flights. I was cleaning the rooms up there when she came up. It was maybe two minutes after I left her in the basement that she came on up there to the top floor to get the 50 cents. I say that it was maybe two minutes because she came up right after me.

At the time I gave her the money up there there was another man up there, the same that I mentioned before--the man Schneider; he was in the hall. When I gave her the money, or rather just before it, she said she intended to go to Bischoff's to get the money, and was in a hurry; she said, "Give me the money, I want to eat something before I go there." Then I gave her the 50 cents. That is all that was said. As soon as I gave her the 50 cents, immediately she went down-stairs.

I think she was dressed differently at that time; I think she had on another jacket. I don't recollect, I can't tell if she had a hat on at that time or not. Yes, she went right away down-stairs as soon as I gave her the 50 cts. She directly went to the basement; I looked down after

her and saw her go directly into the basement. There is a hall from the street to the basement. From the street there are a couple of steps for the floor above the basement.

The door to the upper floor, all above the basement, is always locked; it is locked with a patent lock; it snaps of its own accord; it can be opened from the inside, without a key, so that any one who had a mind to could go out by pulling that latch.

Q (By the Court). How about the basement, could any one go out there the same way? A. The entry door to the hall from the street was open; I didn't lock that. I mean the entry door from the street to the basement; I didn't lock that. At the time she parted from me up above I could see from above that she went down to the basement. I went to the bannisters from the room and looked down on purpose to see where she went. From where I looked I saw her going down. Just for a moment I looked down and saw her. I saw her continue down till she was in the hall of the basement, down on

the floor of the basement.

After she reached the basement floor I couldn't see in which direction she went. When I left her in the basement I left the door open. I cannot now say whether the door leading to the street was also open; I know it was not locked; sometimes it is closed, and sometimes open. Any person could have entered from the street; that is true. When I gave the defendant the 50 cents I expected her to leave the premises to go and get something to eat and to go to Bischoff's to get the money; I thought she would first eat something and then go to Bischoff's. Of course she had to go out to get something to eat; she had to go to the store to buy something; therefore when I gave her the 50 cents I expected her at once to leave the premises. I also knew that the basement door was unlocked at the time. I could have locked the door, but I left to go up-stairs, because at the time I went up she was in the basement.

The door leading into the street was open, also, so that anybody could have had access to

the premises, through the basement. I had to do something when I went down-stairs; I had to fetch some water up, also. I then found the back door locked and the door open to the street.

Re-Cross Examination.

To Mr. Canton: All the articles of property which were stolen from me were in the rear basement. Yes, I had rented to two young men, a day or two before these things were stolen, the front basement on the same floor.

To the Court: These young men were occupying that room then; they lived in that room in the front. I had the idea that this woman would buy the house at the time; she said she had to go for the money.

To Mr. Battle: When I gave her the 50 cts. I expected that she would go to get something to eat and then go to Bischoff's for the money, and bring the money back.

To the Court: At the time I missed this property Schneider was in the house, but later on he

left the house. When I noticed that my things were missing Schneider was gone; I saw him go away. I cannot tell exactly when I last saw Schneider; maybe a quarter of an hour before. When I gave the woman the money Schneider was in the hall up-stairs, where I was.

Schneider was not far away at the time I gave her the money, but I don't know if he saw it. Just before starting down-stairs I didn't say anything to Schneider. After giving the 50 cents, maybe I stayed down-stairs a quarter of an hour, because when I noticed that the things were missing I commenced to look all over the room. Then I ran out into the street to see if I could see the woman; then I entered the house again. When I came back from the street I don't know whether the people who occupied the front basement were at home or not, but they were working at night work. I didn't see anybody in the house on my return. Schneider was gone out; I saw him go away. When Schneider left I was one flight up. I didn't know anything about my things being gone when I saw Schneider go away. I found that out afterwards. At that time I

didn't know that anything was ~~gone~~ Schgeider had the room up-stairs; when I went down to the basement, he was up-stairs yet; and I stayed down-stairs 15 minutes.

When I saw Schneider leave I was going down; I just had to go one flight of stairs yet to the basement when I saw Schneider leave. Schneider left while I was going down-stairs. Yes, he left with-
ing five minutes of my giving the woman the 50 cts. After I gave her the 50 cents Schneider remained in the room five minutes. A couple of hours later he came back, about noon-time. Immediately when I saw him I told him of my loss. He was very sorry, he said.

R E C E S S .

To Mr. Battle: At the time the woman engaged a room with me she gave the name of Elma Fischer. She did not give the name of Martin.

J A C O B Z O R N , called as a witness on behalf of the People, being duly sworn, testifies as follows:

TO MR. BATTLE: I am a member of the police force of this City; on the 10th of last July I was connected with the 14th precinct. I first saw this defendant when she was brought to the station house by the complainant. That was Aug. 4th, I believe.

I was at the station house when he made the complaint. In her presence he claimed that she had robbed him of different articles; that he had afterwards--the day he brought her to the station --found her walking on Second avenue; that she at first attempted to run away from him, and then changed her mind and said that she would go to

the station house with him.

To all that she said that she was not guilty. The name she gave at the station house was Emily Martin. She referred me to a Mrs. Agnew, of 247 East 104th street; she claimed that she lived there. I called there and the woman stated that she never saw the defendant in her life.

She gave another reference; she sent a note to a Mrs. Zimmer, of 115 Christie street. I know she did, because I took the note. Mrs. Zimmer claimed that the defendant only slept there one night.

She positively gave the name of Emily Martin at the station house. I attended at the police court when the defendant was arraigned, and she said she was not guilty.

CROSS-EXAMINED.

To Mr. Canton: I was not present when defendant had the conversation with complainant previous to his bringing her to the station house. They both walked in together. That is all I know about it.

When they were in the station house complainant

stated that he met her on the street. I interpreted for him in the station house, as I speak German; she also speaks German.

He told the sergeant that he had kept a furnished-room house at 143 Allen street, and that this woman had come to his house with another man; at least she was introduced to him by another man in the house, and she told him that she intended to buy a furnished-room house and said she expected some money from Germany; that one morning she asked him for some money to get her dinner; he gave her 50 cents; that she took a basket to go out and get some dinner, and after she had gone out he missed those articles; that he claimed she took them from him; that he had been looking for her for some time and made inquiries around but could not get any information about her; that he had just met her by accident on Second avenue, where he had accosted her and taken her to the station house.

He told me in her presence that when he met her she first attempted to run away, but changed

her mind and said she thought she had better go to the station house with him. That is all I know about it.

P E O P L E R E S T .

Deft's counsel, Mr. Canton, moves that the charge of grand larceny in the second degree be taken from the jury, on the ground that the articles have not been shown to have been worth sufficient to constitute that offence on the part of whoever took them.

Denied. Exception by deft.

Mr. Canton opens for the defence.

E M A L I E M A R T E N , defendant, sworn on her own behalf.

TO MR. CANTON: I speak English, though I am a German. I am 34 years old, and have been married twice. My first husband's name was Fischer, and that of my second husband Marten. My first name is

Emalie or Emily. I know the man named Schenider living in Allen street who has been spoken of. I did not call to see him on that day, but was sick and went to St. Vincent's Hospital at 9 o'clock; it was too early and the Sister told me I should go back in one hour, so I took a seat in the park until the time came for me to return, when this man Schneider addressed me in German; I had seen him before.

To the Court: I did not go to his room to see him, but I told him I would like to go to the hospital; then he took me to this house. I went to the house with Schneider; that is right. I had known Schneider before.

To Mr. Canton: I went with Schneider to this house in Allen street, to see him. While there I met the complainant; Schneider called him up. When I first met the complainant I told him that I was going to get money from Germany in about four or five weeks, and then would try to get a furnished-room house. He asked me to go and look at his house, and said he might be willing to let me have

it for a small price.

We did not agree upon any price; he said about \$500 or some less. He did not say for sure, because I had not my money yet.

He then asked me to remain in the house, and asked me how I would like to do his work; that he wanted somebody to do his work. So he asked me to stay there by him to do his work. I remained in the house from Saturday till Monday morning. During that time I occupied a room there by myself, and helped him along all I could; I did do some work. On Monday morning, the morning I left, I saw him the first time after 8 o'clock.

He came down and told me that he had to go upstairs, and that he would come back in a little while, but he stayed too long, and I went up to ask him why he don't come down. I told him I was going away.

I slept in one of the basements; not in the same room where this clothing was; in a different apartment entirely. I slept in the front basement; he slept in the back.

I went up and asked him if I could not get my

dinner before I went. He asked me to cook dinner before going, and I told him I wouldn't mind. Then we had a quarreling. He asked me if I wanted to cook dinner for him, and I told him I wouldn't mind and he gave me the 50 cents in my hand, and while giving the 50 cents to me he threw me down on the bed and we had a quarreling, and I told him I would go; I did go, and I have not been in the basement since. I went from there to 115 Christie street. I did not get the dinner before going, but threw him back the 50 cts.

I just threw the money on one side. He began to quarrel with me, and I got angry. This was after the time that he attempted to assault me. We quarreled and I threw the money to him and went out.

I had not been in the basement yet. I just went through the house and went out into the street.

To the Court: I went out by the front door.

To Mr. Canton: I went out the basement. I did not lock ^{hall} the door, and did not take any key

with me; I remember giving him the key up-stairs.

To the Court: I locked the door and gave him the key, the door to his room in the rear basement.

To Mr. Canton: I didn't take the 50 cents. I threw that back; and I had no basket. This was in the morning, about 9 or 10 o'clock, I believe. I did not take any of the property described in this indictment from his room; none of the articles; I have never seen them.

To the Court: I was not in the room, though I worked around there. The only clothes I saw of his were what he had on; that was all.

To Mr. Canton: On Monday morning there was rented the front basement to two young men; that I positively know. That was the next room to the one in the basement where he says these things were kept.

CROSS-EXAMINATION.

To Mr. Battle: By occupation I am a cook. I worked in Mt. Vernon. I went there about the 15th of June. I only stayed there a couple of weeks, when I took sick. Then I went to the German Hos-

pital in 78th street, New York. There was not no room for me and I had to go back.

To the Court: I didn't stay there long; only about an hour.

To Mr. Battle: I slept at 115 Christie street. I had been sleeping there a little over three weeks. Before that I slept at 247 - 104th street, Harlem. I was there several weeks. The lady who occupies that house is named Agnew, Mrs. Agnew; she is a dressmaker.

Before I went to Mt. Vernon I have done some time in the Penitentiary; three years and seven months.

That was for taking some articles out of the house; it was from the house of a Mr. Miller. I pleaded guilty to that. I don't remember no more what I took out of the house; I know it was some clothes, but I couldn't remember exactly what it was any more.

I was convicted before that, in a small court.

To the Court: I mean the Court of Special

Sessions.

To Mr. Battle: I got a watch given to me which was stolen.

To the Court: I was convicted of petit larceny that time.

To Mr. Battle: I pleaded guilty and went to the penitentiary for that. I was never convicted before that. Yes, I was convicted of stealing in Westchester county. I was convicted about a watch there, too.

I got out of the penitentiary on the 19th of April. After getting out of the penitentiary I went to see a friend on Staten Island. I only stayed on Staten Island a few weeks. From there I went and took this place.

I mean the place in Mt. Vernon.

Q. When did you first see Mr. Schneider? A. He accosted me when I was going to the hospital. I don't remember what day that was on. It was the Friday before Brentman, the complainant, lost his clothes. I don't know when I met him for sure, but think it was on a Friday.

I had seen him several times before, but never

spoke to him before. When he s^aw me on this occasion the first thing he said to me was to ask me if I was sick. I answered yes, I was sick, and intended to go to the hospital.

Then he asked me if I had any friends. I said no, that I had had some hard luck. Then he asked me if I didn't have any friends or relations in Germany. I said yes, I had, and that I expected money from Germany.

Then he asked if I had a place to have my letters addressed. Then I told him that I expected some money from my husband who was dead, from his father, and that I would write to my father and get him to send me money.

He told me that he knew this man who kept a furnished-room house, and that I could have my letters addressed in his care.

Then he took me there, and I just told him the story as I repeat it now.

I think I told the complainant that as soon as I received my money I wanted to get a furnished-room house. I also told him that I expected to

receive some money, and so I do. I expected to receive it from my father, sent through Bischoff, the banker, and I told the complainant that as soon as I got my money from Bischoff I would rent his house.

Then he asked me to stay. He didn't have the basement let then, and he said I could sleep in the basement; so I occupied a room in the basement, the front part. The room that he rented to the two young men was also in the basement; my room was not rented at the time. When the two young men came I told him that I was going away. He said that I could stay there, but I didn't like it, and after I went up-stairs we had a little quarreling, and then I went away, as I told you before.

I saw him on Monday morning. When I saw him in the rear basement that morning I have spoken nothing to him yet; I only told him I expected to get some money. In the rear basement I told him that I would go out to see some of my friends and would see if I could not get some money. I did not say that I was going to Bischoff's, but said I

would have my money directed to Bischoff's. I did not tell him on Monday that I was going down to Bischoff's to get some money.

I heard the complainant testify that, but it is not true. I think I spoke to him an hour in that room.

He was telling me of the trouble he had with a woman there before, and I was telling him what I was going to do when I got the money.

I did some work about the house there while I stayed, but I could not do much, as I had been sick. I cleaned up a little. I went up-stairs with him and helped make beds.

I didn't help make the beds in quite all the rooms. I don't know that I ever made a bed in the rear basement. I was in the rear basement, yes; we were sitting in there. I never locked the door, but I had been in there before. I sat in there an hour that morning when he wasn't there, but I didn't notice the clothes hanging on the wall, and never did notice them there at all. I didn't know that the complainant had a silver watch. I

never saw him wear it, though I saw him every day while I was there.

When he went up-stairs that morning I stayed down in the basement about a quarter of an hour before following him. The reason I then went up was that he told me that he would be right down again, and he didn't come.

After waiting about a quarter of an hour then I went up-stairs after him. I heard him testify that he only stayed up-stairs about five minutes, but he stayed there longer; he stayed about a quarter of an hour before I went up.

When I went up-stairs I asked him if he wanted me to do something before I left, as I was going away, and I gave him the key I had in my hand and said I was going.

I had already locked the door. He asked me if I would not like to cook dinner for him. I told him that it would be time enough when I returned, and he told me that I had better take the money along.

I told him that I was going to return before

he gave me the money.

Then he took me by the arm and tried to throw me down on the bed, and said, "If you go away you never will come back."

I said, "Sure I will come back." Then he told a whole lot of stuff I wouldn't like to repeat here; it is too bad to repeat. I don't know how long that kind of thing lasted; only a few minutes. Then I pulled myself loose from him, and I went down-stairs.

He was in his room when I threw the money at him--in this room up-stairs; then I threw the money back to him. I did this because he had made me angry, and I told him I was going away. When I went up there to speak to him I told him that I was going away; then he asked me to cook dinner for him, and I said there would be plenty of time when I returned, or, rather, I asked him if it would be time enough when I returned. After what he did I would not return; after what happened I told him I would not return.

Q. When you went up there, and before he took

hold of you, didn't you tell him that you would give up your room and go away? A. I told him that I felt very sick.

Q. Didn't you tell him that you were going to give up your room? A. I don't remember. It is true that my room had been taken, but he said that he would give me another.

Q. Didn't you say, awhile ago, that you went up-stairs to tell him that he must get somebody else to do your work? A. No, sir; I have not said so; I only told him that I was going away.

To the Court: The reason I said I was going away was because he made this attack on me.

By Mr. Battle: Q. But before he made the attack? A. I intended to come back then. I was going out, but intended to come back.

Q. Were you going to take the room that he offered you? A. Not after ~~what~~ he had done.

Q. But before that? A. Yes, sir, I would. I did not tell him that he must get somebody else to do my work till after I told him that I was going away; in fact the work was never mentioned.

Q. Had he ever assaulted you before? A. He always kept on fooling with me, but he never went so far before.

Q. What had he done to you before? A. He pulled me around from one corner to another.

Q. Did you believe that he was going to assault you? A. No, sir; I just thought that he pulled me around in the way of simply fooling.

Q. When you went up there to that room where he was, by yourself, weren't you afraid of being assaulted by him? A. No, sir, I didn't expect it.

He made me very angry. I locked the door when I left and gave him the key. I couldn't remember very well what kind of a key it was. It was not a patent lock on the door; just a simple lock. I turned the lock and left the door locked; and the windows were open. I had told him before that he should not leave the windows open; I warned him twice. The windows were in the back basement.

Mr. Canton: They opened in the yard.

The Witness (continuing): The window from the

hall was open; the door from the hall was also open. A person could get in at both of them.

Q. (By Mr. Battle): Q. You just said you looked that door. A. Not the hall door, but I looked the room door.

Q. Could one come in from the street and get into that room after you had looked the door? A. Yes.

Q. How? A. Because the windows were open.

Q. Where? A. At the back. You could get into the windows from the front, because they opened at the back after you passed through the hall. The doors were all open down in the basement. The windows opened out on the back yard; they did not open onto the hall.

After leaving the house that morning I went to 115 Christie street. A German woman occupies that house; she occupies three rooms, at least. Her name is Zimmer. I have stayed there a few weeks.

I heard what the officer testified about having gone to see Mrs. Zimmer; that is the same woman I refer to. I stayed at Mrs. Zimmer's that day

until the evening about 8.0'clock. I then went to the Bowery Mission, where I went'most every night. I spent most of my time at the Bowery Mission. Since I got out of the penitentiary I have been mostly cooking.

Since leaving Mt. Vernon I have been sick, and really have had no business or occupation.

To the Court: I left Mt. Vernon some time in June. I had a little over \$7 in money when I left there. Since then I earned \$8. I worked two weeks in Grand street, in a bakery and lunch room. I had \$4 a week there; that made \$8. Since June I mostly have lived up with my lady friend in Harlem.

On this day I was going to the German Hospital. I went there and inquired, but they couldn't take me. It is on Fifth street, at the Fifth st. park, near Avenue A, between Avenues A and B. It is called the "White Garden" in German.

Q. (By the Court): Is it at Tompkins Square?

A. No, sir; right here in Fifth street, a few blocks away. It is a German park, between avenues A and B.

I couldn't tell you how big the park is; it is quite a big park.

I had only been in the park a few minutes when I saw Schneider. It must have been a year since I saw him before. I then saw him by a friend who keeps a lager-beer saloom in Christie street. I recogni_zed him when I saw him, but I had never spoken to him before. Still, I knew him. He said, however, that he didn't know me. He only asked me if I was sick at first.

I was sick, and said so. When I went with him to this house, I done all the work there I could, but didn't do much. I didn't pay any board while there.

I had some money/then; I had a dollar and some odd pennies. When arrested I had some of this. I had only bought some food. I have got over 78 or 79 cents.

RE-DIRECT EXAMINATION.

To Mr. Canton: When the complainant afterwards met me on Second avenue and asked me to go

to the station house with him, I went immediately; did not make any resistance. I told him I was only too willing to. I went cheerfully to the station house with him.

By the Court: Q. Did you refuse at any time to go with him? A No, sir.

Found guilty of petit larceny, and sentenced to the penitentiary at Auburn for one year, also to pay a fine of Fifty dollars, and stand committed one day for each dollar until paid.

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Emilie Martini

Question. How old are you?

Answer.

34 years

Question. Where were you born?

Answer.

Germany

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

Answer.

115 Christie Street, two weeks

Question. What is your business or profession?

Answer.

Cook

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.
Emilie Martini*

Taken before me this

day of

189

Police Justice

Police Court—3rd District.

Affidavit—Larceny.

City and County {
of New York, } ss.

of No. 221 Christie Street, aged 54 years,
occupation none being duly sworn,
deposes and says, that on the 10th day of July 1893 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 black Coat One black vest, one pair
of trousers, one silver watch and plated
chain, 2 gold rings and two medals and
3 silk handkerchiefs all of the
value of Fifty Dollars

the property of deponent

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

That at the time above set forth, the
said Emilie Martini (now here), was in the
house of deponent, which at that time was
at No 143 Allen Street; the said Emilie
Martini called on deponent a few days
before then, with the alleged intention of
buying the boarding house which depo
nent then kept; she told deponent that
she expected to have ^{money to buy said house} ~~from~~ in a few
days from her Banker, and that she
would then buy the boarding house; and
in consequence of this representation, he
assigned to her a room in said house
No 143 Allen Street, and she remained

Sworn before me, this
1893 day

Police Justice.

these two days; on the second day, viz. July 18th 1893, at 9 o'clock in the morning of said day, she came to deponent's room, and conversed with him with reference to the purchase of the said boarding-house, and while in conversation, deponent had cause to leave the room for a few minutes, and immediately before leaving the room, saw all of the property aforesaid in his room; on his return he found the above mentioned property taken and the defendant Emile Martin was gone, and she had also taken the key to his room with her; there was no other person in his room at the time nor previous thereto; and he did not find the said defendant until the 24th day of August 1893, when he met her by accident on 2nd Avenue, and caused her arrest. And he charges her with having feloniously taken the above mentioned property.

Sworn to before me this

5th day of August 1893.

Henry Breutman

John Ryan

John Martin

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

247 847
Police Court, 3rd District,
THE PEOPLE, &c.,
ON THE COMPLAINT OF
Henry H. Reynolds
221 Street
vs.
Emile Martin
1
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4
Dated, Aug 5th 1893
Magistrate, Ryan
Officer, Hill
Precinct, 11th
Witnesses, J. M. & M. M.
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
to answer, 1000 Lexington St - 1000
1000 Lexington St - 1000

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 Emile Martin

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

Dated, July Aug 3 1893
Police Justice, Ryan

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

Dated, Aug 5 1893
Police Justice.

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

Dated, Aug 3 1893
Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK
against

Emalie Marten

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

Emalie Marten

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

The said

Emalie Marten

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

*one coat of the value of ten dollars,
one vest of the value of five dollars,
one pair of trousers of the value of five
dollars, one watch of the value of fifteen
dollars, one chain of the value of two
dollars, two finger-rings of the value of
five dollars each, two medals of the value
of three dollar each and three handkerchiefs
of the value of one dollar each.*

of the goods, chattels and personal property of one

Henry Brentman

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

*De Lancey Nicoll,
District Attorney.*

0448

BOX:

530

FOLDER:

4834

DESCRIPTION:

May, Harry

DATE:

08/14/93



4834

Witnesses:

William Saltus

Counsel,

R. H. Raley

Filed 14 day of August 1893

Pleads, Not Guilty (5)

THE PEOPLE

vs.

19 45 W 33
for keepers

Harry May

Part 2 - Aug. 23/93

Pleads, Not Guilty

Sentence suspended

DE LANCEY NICOLL,

District Attorney.

Part I, 21 Aug. 93

A TRUE BILL.

R. J. Cross

Foreman.

Aug 22/93

This case on to Aug 23/93
by order of the Court. State
witness subpoenaed
Mrs. May 24/93

The Courtroom Case
In my judgment
from any of the
men in the hospital.
There was no man
come there that
of Peter Lancy
was from Committee.

~~For the Court~~
~~For the Court~~

Police Court-- 2 District.

CITY AND COUNTY }
OF NEW YORK, } ss

William Sattus
of No 144 East 19 Street, Aged 19 Years
Occupation Mail boy being duly sworn, deposes and says, that on the
21 day of July 1893, at the 21 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:

Good and lawful money
of the United States in sum to the
amount of

of the value of Five DOLLARS,
the property of deponent
and that this deponent has a probable cause to suspect, and does suspect, that the said property was
feloniously taken, stolen, and carried away, by force and violence as aforesaid by

Harry May (murderer) and J. C. O'Brien not
arrested and acting in concert) from
the fact that while deponent was
walking east along 26th Street near Broadway
the said May and O'Brien stopped deponent
and asked deponent to go and take a drink
deponent refused and the said O'Brien (murderer)
seized violent hold of deponent round the
neck with his arm and the said deponent
May did forcibly and feloniously take and
carried away said money from the left
pocket of the pants then on the person of
deponent and against the will and known
of deponent W. Sattus

Sworn to before me this

22

July 1893

Police Justice.

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Harry May*

Question. How old are you?

Answer. *19*

Question. Where were you born?

Answer. *Sweden*

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

Answer. *4th Avenue & 26th Street. 2 weeks*

Question. What is your business or profession?

Answer. *Bar tender*

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*
Harry May.

Taken before me this

22

day of

July

1893

Police Justice.

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... 776

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William J. Burke
Jury. No. 38

Henry Burke

4

3

2

1

Offense

Robbery

Dated

July 22 1893

Magistrate

19 Precinct

Witnesses

No.

Street

No.

Street

No.

Street

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1000

to answer

W.D.

No.

Street

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THE WADDELL-ENTZ ELECTRIC CO.,

OFFICE, 229 BROADWAY, NEW YORK.

FACTORY, 18 COLUMBIA HEIGHTS,

Address all communications to
18 Columbia Heights,
Brooklyn, N. Y.

Brooklyn, N. Y., April 20th. 1891.

TO WHOM IT MAY CONCERN,

Ivar May has been employed by this Company
for several months and has been found to be a diligent
workman.

The Waddell-Entz Electric Co.

Wm. J. Waddell



Hotel Vendome,
Broadway & 41st St.
New York.
Hotel Vendome Co., Ltd.,
Proprietors.

Wednesday July 27th/13

To Mr. J. May, Owner.

This is to certify
that Harry May was in the
Employ of this Company
for about One Month,
during which time we found
him honest, temperate,
industrious and of good
habits. We laid him off
about two weeks ago
on account of business
being quiet. He is a
first class barkeeper and
while here always acted
in a very satisfactory manner.

Respectfully

[Signature]

For Hotel Vendome Co.

JOHN ULBER & CO.,
HOTEL AND RESTAURANT,
38, 40 & 42 W. 28th ST.

New York, July 24 1893

To Whom it may concern:

This is to certify that Harry May
has been in our employ as bar keeper
for about one year and has
always proved himself sober, honest
willing & obliging, also very
attentive to business and I
cheerfully recommend him to
whomsoever he may apply

Ulbers Hotel
by Charles Pressel

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Harry May

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

Harry May

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

The said

Harry May

late of the City of New York, in the County of New York aforesaid, on the *twenty first* day of ~~August~~ in the year of our Lord one thousand eight hundred and ninety-*three*, in the ~~time of the said day~~, at the City and County aforesaid, with force and arms, in and upon one *William Saltus* — in the peace of the said People then and there being, feloniously did make an assault; and

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

of the goods, chattels and personal property of the said *William Saltus* from the person of the said *William Saltus* against the will and by violence to the person of the said *William Saltus* — then and there violently and feloniously did rob, steal, take and carry away,

the said Harry May being then and there aided by an accomplice actually present, whose name is 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.

De Laurey Ricoll
District Attorney

0457

BOX:

530

FOLDER:

4834

DESCRIPTION:

Mayer, Martin

DATE:

08/07/93



4834

Witnesses:

George Keeler

Counsel,

Filed

7 day of August 1893

Pleads,

THE PEOPLE

*27. Hubert vs. Keeler
1877 James Mayer*

Martin Mayer

Grand Larceny, second Degree.
[Sections 528, 529, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

R. D. Crow Foreman.

*Read Aug 8/93
Pleads Guilty to the
3 months in prison
Aug 10/93*

Police Court District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 783 - 6th Avenue Street, aged 69 years.
occupation Hammer Maker being duly sworn,
deposes and says, that on the 18 day of July 1893 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 day time, the following property, viz:

One gold watch and
chain valued at fifty-
dollars \$50.00

the property of

Repsman

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 Martin Mayer

who after being informed of
his rights admits and confesses
to having stolen said property
and to having pawned it.
He furnishes to the
the pawn-tickets representing
said property.

Geo. Keeler

Sworn to before me, this 18 day of July 1893

Police Justice

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 37 years, occupation Detective of No. 184

Pepper Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of George Reuber

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

Sworn to before me this

day

of

189

3

James Timoney

Charles Reuber

Police Justice.

32

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

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

Question. What is your name?

Answer. *Martin Mayer*

Question. How old are you?

Answer. *27 years.*

Question. Where were you born?

Answer. *Germany*

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

Answer. *no home*

Question. What is your business or profession?

Answer. *Harness maker*

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 fully - I
was starving and stole
the watch and chain*

Martin Mayer

Taken before me this

day of

1893

Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Martin Mayer

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

of the CRIME OF GRAND LARCENY IN THE
as follows:

The said

Martin Mayer
second DEGREE, committed
Martin Mayer

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

*one watch of the value of
thirty-five dollars, and one
chain of the value of fifteen
dollars*

of the goods, chattels and personal property of one

George Keeler

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

De Laurey Nicoll
District Attorney

0464

BOX:

530

FOLDER:

4834

DESCRIPTION:

McAleer, John

DATE:

08/16/93



4834

0465

BOX:

530

FOLDER:

4834

DESCRIPTION:

Reilly, Thomas F.

DATE:

08/16/93



4834

Witnesses:

Edmund Hayes
Officer Hogan

On view of the fact
that Defendant McKeen
has been in the City Prison
since the 1st of August. And
the people are not
for some time to the
absence of the complainant
who cannot now be found
and the illness of a relative
whereas the complainant
the Defendant alleges
to charge upon his own
negligence.

Received by
1893
The Defd. Reilly showed
to Defendant upon his own Receipt
- 30000. The complainant cannot
produce. 1893-93. 1893-93. 1893-93.

Counsel,

Filed 16 day of August 1893
1st Pleads, Not Guilty (1)
2nd " Not Guilty (2)
THE PEOPLE

vs.

John McKeen
and
Thomas J. Reilly

Grand Larceny,
(From the Person.)
[Sections 528, 529,
Penal Code.]

DE LANCEY NICOLL,

Part 3 November 29 District Attorney.
No. 1 Defendant discharged in his verbal
order.

~~Complaint No. 28-93~~
Set aside
A TRUE BILL.
1893
Part 3 Defendant

R. J. Cost
Foreman.

For Affidavit of Arrest
of Complainant - And
them case on trial
Nov. 29 to Part 3.

0467

PART III.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To Patrick Hayes

of No. 306 E. 36th Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the 29th day of NOVEMBER 1893 at half-past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John McAlister
Dated at the City of New York, the first Monday of NOVEMBER in the year of our Lord, 1893

DE LANCEY NICOLI, *District Attorney.*

0468

PART III.

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

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

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

To Patrick Hayes
of No. 306 E. 36th Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the 29th day of NOVEMBER 1893 at half-past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John McAlister
Dated at the City of New York, the first Monday of NOVEMBER 1893 in the year of our Lord, 1893

DE LANCEY NICOLL, District Attorney.

0469

PART III.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To

of No.

Patrick Hayes
306 E. 36th

Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the
29th
day of
NOVEMBER 1893 at half-past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John McAlister
Dated at the City of New York, the first Monday of NOVEMBER
in the year of our Lord, 1893

DE LANCEY NICOLL, District Attorney.

1714

vs.

Wm. C. Allen
Jat

being duly

poses and says: I reside at No. 6

James Smith
328 East 34th

The City of New York. I am a Subpoena server in the office of the District Attorney

of the City and County of New York. On the

28

day of *Nov 12* 1893

I called at

301 East 3rd Street

the alleged

As a device

of

Peter Hayes

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

the complainant herein, to serve him with the annexed subpoena, and was informed by the Housekeeper that he had moved two months ago, and his present address unknown.

Sworn to before me, this

29 day

of

189

James Smith
Subpoena Server.

Subpoena Server.

Nov 189 \$
Henry Winger
no to lose my

Court of General Sessions.

THE PEOPLE, on the complaint of

vs.

John McAlister
Defense

DE LANCEY NICOLL,
District Attorney.

Affidavit of

James Smith
Subpoena Server.

FAILURE TO FIND WITNESS.

New York Nov 28 '93

This certifies that Edward
Hayes 246 E 37 st is ill under my
care - confined to the house with acute
Gastritis

C H Avery M.D.
357 E 18 st

PART III.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

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

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

To Edward Hayes
of No. 246 E. 17th Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the 28th day of NOVEMBER 1893 at half-past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John McAllen et al
Dated at the City of New York the first Monday of NOVEMBER
in the year of our Lord, 1893.

DE LANCEY NICOLI, District Attorney.

PART III.

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

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

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

To Edward Hayes
of No. 246 E. 17th Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the 28th day of NOVEMBER 1898 at half-past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John McAllen et al

Dated at the City of New York, the first Monday of NOVEMBER in the year of our Lord, 1898.

DE LANCEY NICOLI, District Attorney.

PART III.

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

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

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

To Edward Hayes
of No. 246 E. 17th Street,

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace, in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park in the City of New York, on the 28th day of NOVEMBER 1898 at half-past ten o'clock in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John McAllen et al
Dated at the City of New York, the first Monday of NOVEMBER
in the year of our Lord, 1898.

DE LANCEY NICOLL, *District Attorney.*

Police Court Fourth District.

Affidavit—Larceny.

City and County of New York, ss.

of No. 305 East 36 Street, aged 44 years,

occupation Horse Shoer being duly sworn,

deposes and says, that on the 7 day of August 1893 at the City of New

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

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

Good and lawful money of the
United States of the amount
and value of One Dollar
\$1.00

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 M. Miller and Thomas
J. Reilly, both men here, while
acting in concert, for the reason
called forth and that upon said
date deponent had the said sum
of money in the inside pocket of
his vest. That deponent is in
formed by Edward Hayes, that
he saw date he, Edward, saw that
two defendants in company met each
other on the north West Corner of 34th Street
and 2nd Avenue, that deponent
was with the defendants, that
the defendant Miller held deponent
and the defendant Reilly put
his hand in deponent's pocket and

Sworn to before me this
Police Justice.

Took the money out.
Therefore I presume pray
that the life would be dealt with
according to law
I would be for me
this day of August 1893 3 of Hayes

Chas H. Burke
Public Justice

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 35 years, occupation Edward Hayes of No. 246 East 37 Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Petruck Hayes and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 9 day of August 1899 } Edward Hayes

John H. Burke Police Justice.

Lined area for additional text or signature.

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

John McAllen 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 sees fit, to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this
day of *June* 189*7*
John McAllen
Police Justice.

Sec. 198-200.

10 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Thomas F. Rully 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 sees 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 F. Rully

Question. How old are you?

Answer. 39 years

Question. Where were you born?

Answer. New York

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

Answer. 329 East 37 Street 3 years

Question. What is your business or profession?

Answer. Laborer

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

Answer. I am not guilty

Thomas F. Rully

Taken before me this 10th day of June 1897
[Signature]
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

POLICE COURT, 4 DISTRICT.

of No. *111 Precinct* Street, aged *35* years,
occupation *officer*, being duly sworn, deposes and says
that, on the *7* day of *August* 189*3*
at the City of New York, in the County of New York, *harvested*

John McAlister, (now here) who
was charged by one Patrick Hayes
with the larceny of ten dollars from
the person of said Hayes.
Deposant further says that the
complainant is at present under
the influence of liquor and asks
that the defendant be held until
such time as Hayes becomes sober.
Thomas A. Hogan,

Sworn to before me this

of

Aug 7

189*3*

(day)

John A. Smith

Police Justice.

Police Court, 1 District,

94 / THE PEOPLE, Etc.,

ON THE COMPLAINT OF

vs.
James M. McLaughlin
Mr. W. S. 315 E 94

Dated Aug 7 1893

[Signature] Magistrate.

[Signature] Officer.

Witness [Signature]

Edmund A. H. E.
685 - 70th Ave

Disposition, _____

Ex Aug 9 - 9 AM.
J. Wood

AFIDAVIT.
[Signature]

BAILED,
No. 1, by _____
Residence _____
No. 2, by Patrick Murphy
Residence 526 W 45th St.
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court---
District---
856

THE PEOPLE &c.,
ON THE COMPLAINT OF

John J. McManis
Thomas J. Reilly

Offense Larceny
from the Person

Dated, Aug 9 1893

Magistrate Frank E. Morgan

Officer 21

Witnesses Edward Hayes

No. 246 East 37th Street

No. _____ Street

No. 1000 Street

to answer Ed. J.

John J. McManis
Thomas J. Reilly

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

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

Dated, Aug 9 1893 John H. Burke Police Justice.

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

Dated, August 10 1893 John H. Burke Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against
John McAleer
and
Thomas F. Reilly

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

John McAleer and Thomas F. Reilly
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:
The said *John McAleer and Thomas F. Reilly*, both

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

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

of the goods, chattels and personal property of one
on the person of the said

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

De Lancey Ricoll,
District Attorney.

0485

BOX:

530

FOLDER:

4834

DESCRIPTION:

McCabe, Sylvester

DATE:

08/16/93



4834

Witnesses:

Officer Hennessey

1 1/2 years

Dulles Beant Co

Sylvester, McCabe

Other 1 1/2

progs-

Counsel,

Filed

11/13
16 day of August 1893

Pleads,

THE PEOPLE

16 June 1893
150 three papers

Sylvester, McCabe

Grand Larceny,
(From the Person,
[Sections 528, 529, 530, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

R. D. Carter Foreman.

August 17/93
Pleas Entry
1 yr 6 mo 1/2 Sept term
Oct 12/93 1/2

Police Court—3 District.

1912

Affidavit—Larceny.

City and County of New York, ss.

of No. 39 Jefferson Street, aged 53 years,
occupation none

deposes and says, that on the 10th day of August 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and lawful money of the United States of the amount and value of Five Dollars 5.00

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 Septimus M. Carter

(who has for the reasons following to wit: on the said date as deponent was on Cherry Street having the said money in her hand the said defendant seized said money and ran away with said money

Mary Johnston

Sworn to before me this 10th day of August 1893 at New York City.
John A. [Signature] Police Justice.

Sec. 193-200.

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
Sylvester M. Clark

Taken before me this

day of *September* 189*3*

Police Justice.

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

Police Court,

District _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. J. Thompson
39 9488 1037
Robert M. Clark
Arcey J. [unclear]

Dated, _____

189

Magistrate.

Thermon Officer.

Preinct _____

Witness

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

\$ 1000 to answer.

John [unclear]

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, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Sylvester McCabe

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

Sylvester McCabe

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

The said

Sylvester McCabe

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

*the sum of five dollars
in money, lawful money of the
United States of America, and
of the value of five dollars*

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

*De Lancey Nicoll,
District Attorney*

0491

BOX:

530

FOLDER:

4834

DESCRIPTION:

McCarthy, Felix

DATE:

08/18/93



4834

Witnesses:

Abraham Bernstein
Officer Carter

Counsel,

Filed 18 day of August-1893
Pleads, *not guilty (23)*

THE PEOPLE

vs.

Felix McCarthy

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

R. J. Carter Foreman.

Part III, Mar. 22-94
Part 3. March 22, 94
Bail discharged

*I am an Examinator
Made in this case.
I am satisfied in the
Crew not obtain a
Conviction. It will be difficult
to establish the identity
of the Defendant. The
Allegation of statements of
the Complaint is appearing
that the Defendant's
Character seems to have
been good. I would therefore
recommend the discharge
of the Defendant.
upon his own recognizance.*

*W. J. [unclear]
Mar. 22, 94, District Attorney.*

Grand Larceny, (From the Person),
[Sections 538, 540, Penal Code.]

NEW YORK GENERAL SESSIONS.

-----o
: THE PEOPLE ON MY COMPLAINT
:

versus
:

FELIX McCARTHY
:
-----o

As complainant in the above case, I beg to re-
commend the defendant to such leniency and clemency as
the Court and District Attorney may see fit to show; but
I expressly assert that my reasons for so doing are not
controlled by any advantage to myself. I desire to with-
draw the complaint and ask that the defendant be discharged
I was never positive as to his identity, and have since
his arrest learned that the boy is a boy of good character,
has a good home and a good mother.

Witness
James V. W. Langlin
Abm. Bernstein

Sec. 192.

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before James W. Meade a Police Justice
of the City of New York, charging Felix M. Cusky Defendant with
the offence of Larceny

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

We, Felix M. Cusky Defendant of No. _____
344 N. 9th Street; by occupation a Schoolboy
and Nathan Storm of No. 45 James
Street, by occupation a Fireman Surety, hereby jointly and severally undertake that
the above named Felix M. Cusky Defendant
shall personally appear before the said Justice, at the _____ District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Three
Hundred Dollars,

Taken and acknowledged before me, this _____

day of _____

August 1923
James W. Meade Police Justice.
Nathan Storm

0495

Nathan Stone

haci

contained in premises
#5 Jarvis Street of the full
value of Six Hundred
dollars

Nathan Stinson

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

225.

Taken the..... day of..... 188.....

Justice.

Undertaking to appear during the Examination

Police Court— District.

Affidavit—Larceny.

City and County } ss.
of New York,

Abraham Bernstein

of No. ~~27~~ 175 East Broadway Street, aged 16 years,
occupation School boy being duly sworn,

deposes and says, that on the 1 day of August 1893 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:

Two Dollars in good and lawful
money of the United States and a silver
Watch -

all of the value of Eight Dollars

the property of Deponent

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

two others not yet arrested -

for the following reasons - on said date about
the hour of 10 o'clock P.M. deponent was walking
through Catherine Street - he had said watch
attached to a chain and said watch was in
a pocket of the shirt that he then wore and
the money was in the right hand pocket of the
pants that he then wore - deponent was approached
by the defendants one of them took said money
from said pocket - and the defendant McCarthy
snatched the watch from said pocket and
the defendants then ran away - deponent pursued
them and caught the defendant McCarthy but
he was released by persons standing near them

Sworn to before me, this
1893 day

Police Justice.

deponent again saw the defendant McCarthy
in the Station House after he had been arrested
and fully identified him as the person who
snatched said watch - and ran away with it

Norm Penstein

Sworn to before me
This 4th day of August 1893

[Signature]
Police Justice

(1885)

Sec. 198—200.

District Police Court

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer.

Felix McCarthy

Question. How old are you?

Answer.

13 years

Question. Where were you born?

Answer.

New York City

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

Answer.

344 Water St - 2 months

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

Felix McCarthy

Taken before me this

14

day of *August* 189*3*

Edwards
Police Justice.

BAILED.
No. 1, by Matthew Moore
Residence 115 8 Broadway
No. 2, by James Stein
Residence 45 James Street
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court---
District.

844

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Bernick
July 11 1893
John W. Carr

Offense Larceny
from the person

Date, Aug 4 1893

James Magistrate.
Carr Officer.

Witnesses James Keller
No. 297 4th Ave Street.

No. _____ Street.

No. 300 7th St Street.

James Keller
Com. to the Court.

300 7th St
James Keller

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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Three Hundred Dollars. and it appearing that he is under the age of sixteen years that he be committed to the custody of the New York Society for the Prevention of Cruelty to Children, until such bail.

Dated, Aug 4 1893

James Keller Police Justice.

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

Dated, Aug 4 1893

James Keller 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, _____ 1893

_____ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Felix Mc Carthy

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

Felix Mc Carthy

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

The said *Felix Mc Carthy*,

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

the sum of two dollars in money, lawful money of the United States of America, and of the value of two dollars, and one watch of the value of six dollars

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

De Launcy Mcoll,
District Attorney

0501

BOX:

530

FOLDER:

4834

DESCRIPTION:

McCarthy, John

DATE:

08/10/93



4834

Witnesses:

Officer Buck

vs "A"

Counsel, J.C. Weecheam
Filed 10 day of August 1893
Pleads, Not Guilty

THE PEOPLE

vs.

John McCarthy

Burglary in the Third Degree.
[Section 498, 526, 528, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

R. J. Cross Foreman.

Sept. 6th - Sept. '93

Sept. 3 - Sept. 6, 1893

tried and acquitted

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 24 years, occupation Joseph F. Bush of No. 14th Avenue Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Benj. Bradivoli and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 6 day of August 1893 { Joseph F. Bush

John Ryan Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 27 years, occupation Morris Lerman of No. 154 4th Avenue Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Benj. Bradivoli and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 6 day of August 1893 { Morris Lerman

John Ryan Police Justice.

Police Court— 3 District.City and County } ss.:
of New York,of No. 139 East 13th Street, aged 42 years,
occupation Keep a stand being duly sworndeposes and says, that the premises No. 139 East 13th Street between 13th and 14th Streets in the City and County aforesaid being aand which was occupied by deponent as a stand

and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly removing the
bars in the front of the shutters in
front of the boothon the 6th day of August 1898 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:A quantity of tobacco of the value
of about one dollar and fifty centsthe property of deponentand 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 byJohn McCarthy (now here)for the reasons following, to wit: that said booth was securely
locked and fastened and said property
was therein and deponent subsequently
found it broke and entered in the
manner aforesaid and said property
stolen and carried away. Deponent is
informed by Officer Joseph Bush (now
here) that he arrested the defendant and
found a quantity of tobacco upon

FOR THE LIBRARY OF THE UNIVERSITY OF TORONTO

ВНБСТВА

to answer General Sessions.

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

John McBarty 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 McBarty*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *411 West 16 St. 3 months*

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*

John McBarty

515-2-147

Taken before me this

day of *August* 189 *3*

Police Justice.

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

Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Rev. Brackley,
or 139 & 140

John McEbert

8
4

Offense, Burglary

Dated, Aug 6 189 3

Magistrate,
Rough

Witnesses
Maurice Korman
144 Precinct

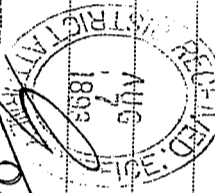
No. 151 4th Ave
officer

No. _____ Street _____

No. _____ Street _____

to answer _____

James



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

Dated, Aug 6 189 3 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

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 BURGLARY IN THE THIRD DEGREE, committed as follows :

The said

John Mc Carthy

late of the 15th Ward of the City of New York, in the County of New York, aforesaid, on the
sixth day of *August* in the year of our Lord one
thousand eight hundred and ninety-*three* in the *day* - time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *building* of
one *Benjamin Bradlevoli*

there situate, 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

Benjamin Bradlevoli in the said *building*
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.

SECOND COUNT—

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

John Mc Carthy
of the CRIME OF *Petit* LARCENY committed as follows:

The said

John Mc Carthy

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 said day, with force and arms,

*one pound of tobacco of the
value of one dollar and fifty
cents*

of the goods, chattels and personal property of one

Benjamin Bradbrook

in the

building

of the said

Benjamin Bradbrook

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

Wm Lancy Nicoll
District Attorney

05 10

BOX:

530

FOLDER:

4834

DESCRIPTION:

McCarthy, Patrick J.

DATE:

08/17/93



4834

Witnesses:

Wm L. McNeill
Thos E. Hughes

The Compt. in this case is in-
volved to prosecute, but leaves the
disposition of the case to the
Court. The deft. whom I have
ascertained to be a man of good
character, was the owner of a
bar privilege on an excursion
of a Lodge of Brothers to which
Compt. belonged. On the arrival
of the party at the dock in this
city, many were under the in-
fluence of drink and a free
fight arose. The deft. was there
working after his property not
connected on the excursion.

The Compt. was seriously wounded
at his boat. He disappeared in
the melee. Reputable eye-witnesses
to whom I have had access by
deft's permission claim that
Compt. is mistaken in asserting
that deft. assaulted him & took
his property. I am inclined to this
view & I am satisfied that the
prosecution should not get a ver-
dict on a trial. The Complainant
is injured, and he has been
attacked by no serious consequences
of this for the reasons deft. has
or had own recognition of the
Apr 16/94

Counsel,

Filed, 17 day of August 1893

Pleads, Not Guilty (22)

THE PEOPLE

vs.

B

Patrick J. Mc Carthy.

April 16/94

Paul J. DeLoach

DE LANCEY NICOLL,

District Attorney.

April 11, 1894 V. M. D.

A TRUE BILL.

R. J. CWL

Foreman.

Part II - Sept 20/93 - S. J. O'H.

POOR QUALITY
ORIGINAL

0511

BAILED
No. 1 by M. J. Miller
Residence 615 5th St.
No. 2 by _____
Residence _____
No. 3 by _____
Residence _____
No. 4 by _____
Residence _____
Street _____

Police Court... 1 District 782
THE PEOPLE &c.,
ON THE COMPLAINT OF
John J. McKeown
vs.
John J. McKeown
Offense Seligious Assault

Dated July 13 1893
Magistrate John J. McKeown
Officer John J. McKeown
Precinct John J. McKeown
Witnesses
No. 249 East 4th St.
Michael J. Smith
No. 310 E 5th St.
Street _____
\$ 500 to answer _____
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 _____

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 13 1893 _____ Police Justice.

I have admitted the above-named _____
to bail to answer by the undertaking hereto annexed.
Dated, July 13 1893 _____ Police Justice.

There being no sufficient cause to believe the within named _____
guilty of the offense within mentioned, I order h to be discharged.
Dated, _____ 189 _____ Police Justice.

New York City 12th / 1893
 of the District Police
 Court
 Hon. J. M. Atkinson
 Presiding Justice

McPhail } Robbery
 McCarthy }

Daniel McPhail, being
 duly sworn deposed
 that he was going
 down town, where the
 man who had charge
 of the bar asked me
 if I got money for
 the Minerva, which
 I gave him seven
 dollars; he said he
 found fault with
 me for keeping the
 beer that way; McCarthy
 was standing, aside

(2)

he said "You son of
Bitch I will punch
you in the nose" and
made a pass at me,
I crossed the gang
plank, I was there
alone with women
and children around
me, McCarthy made
another pass at me,
I took him by the
neck, and my two (2)
feet were taken from
under me, and the
two men pummed and
kicked me, McCarthy
said "throw him overboard"
I then felt a blow
on the head and
fell, I found my
chain, watch and
money gone, I
was sent to the

I

Q. Hospital. How long before
you were struck, was
it that you saw
you were? When I
said check, ten (10)
minutes.

Q. How long before
you were assaulted
was it that you saw
your watch?

A. Immediately
before, I had it then
when I was hit.

Q. When you were
put on your feet
you found it gone?

A. Yes Sir.

Q. Cross Examination
You do wish to
mean to say that the
Defendant took your

H

Q property? I cannot say
whether he did or
either of the three men
took it.

Q I want to
know are you pre-
pared to swear now
that the Defendant
here took your watch,
chain or money?

A. Either the Defendant
or the other 3 or 4
men, I was not

Q. Able to see anything.
Did any of your
friends join in the
quarrel?

Q. Yes sir,
Was McCarthy present
up near the scene?

Q Yes sir, I
saw him turned over
H

5

Q To Hughes. Where did
this occur, in the
Shipman Court?

Q This occurred when
you returned?

A Yes Sir,
What time did you
land?

Q 1/4 to nine o'clock
Had you been drink-
ing?

A Yes Sir,
What was your
condition as to ob-
=tuse?

Q I was perfectly
sober, I had had
water ginger ale, I
had some beer

Q Had you been
talking to Sheehan
about his not making
5

6

Q The money he expected?

A Yes Sir,
Q Did you have any
discussion about the
beer?

Q Yes Sir,
Q Did you want to
make a bet about
the condition of the
beer?

A I said if Reg.
had his beer in time
it would not be on the
deck, I remember
saying I would bet
a hundred dollars the
beer was not on time

Q Did you say "What
the Hell, business it
was of his"?

A I did have
some discussion with
him when I was

7

2) Talking with Sheehan
a day or two ago you
He was talking
one side when I
was conversing with
Sheehan and I said
it was no fault of
mine. He said with
"You son of a bitch you
lie", he said my
nervous is in this
thing I will punch
you in the nose, I
said he would not,
then he made a pass
at me, I passed the
gang plank; close to
the rail of the boat
I felt a blow and
heard the words "You
son of a bitch", I
turned, I saw him

4

P

about to strike me,
he was the only one
near me there, the
first blow I got was
over the left eye, What

Q Did you do?
A I struck
him on the forehead
and held him by the
collar, on both, I hit
on the back, I was
kicked all around,
my fingers came
when I was struck
on the head,

Q Do you know what
you were struck with?

Q I do not know
where was McCarthy
when you were struck
on the back of the
head?

P

P

Q He was partly over me, I had hold of McCarthy, he was trying to lift me and said "There you are overboard, he had hold of me, I wanted to turn him over to an Officer, I held him with one hand, one man all struggling

Q. Do you get a lot of men who look for a watch?

Q. It was taken during them and there

Q. Do you recognize any other men?

Q. If I could see them, I would, McCarthy knows them

10

Q They were with him, he
was on the Boat
How many people
were on the Boat
You were on? On the
Boat the fight took
place on?

A A great
many women and
children and men too,

Sporn & Co. before me
this 17th day of July 1893

Police Justice

10

11

Thomas O. Hughes
being only sworn deposer
and says, I am a
mechanical engineer, I
live at 217 East 49
Street.

2

Here you present
one the night in question
Q. Yes Sir,

Q. Tell what you saw
A. There were two
Barges with a steam
boat all together
going up the river,
McCarthy was present,
I was there before
leaving, I got a Barge
to take care of the
people in case of
disturbance; everything
passed off pleasantly
till you came at 6
PM; there were others

11

12

in the same place
as I had, I went
towards the Bar, I saw
McCaill coming
towards me; when within
11 or 12 feet of me I
saw a crowd and
the Defendant among
them, this man (McCaill)
said, "there is the son
of a bitch" and he
struck him; I got
him by the back of the
neck; McCaill was
knocked down; the cry
was then the son of a
bitch overboard, I
kept him on the
deck of the boat till
2 Officers ^{came} and
took him in charge of the
Officers, I saw him
12

2

13

many people were on
the barge when the
disturbance began or
when you first saw
it?

Q 2 To 3.45
What time was it?
A About 9 o'clock in
the evening

Q How was
the barge as to light,
A It was pretty
dark but you could
see 25 to 30 feet

Q Where you went
over towards the bar
you saw ~~McCarthy~~
coming towards you?

Q 2 Just before that you
saw the defendant?

Q I saw the crowd
and recognized him

114

Q Among the crowd
Did you see the
commencement of the
disturbance?

A. I am not
sure before that, the
Defendant was stand-
ing alone away from
him, I saw no one
but McLaughlin alone

Q. Q. You were about
to speak to McLaughlin you
saw the Defendant
speak "You" "Son of a
bitch" and struck him

A. Q. Yes Sir,
Then you grabbed the
Defendant?

A. Q. Yes Sir,
McLaughlin is your
friend

Q. You got there
as quickly as you
114

15

- Q. Could?
- Q. Yes Sir, I saw him make the assault
- Q. You pulled him away?
- Q. I could not pull him away, he continued to fight with McCabe, I could not pull him away from McCabe as soon as I could.
- Q. How long had you had the Defendant in your custody?
- Q. It did not last more than a couple of minutes, I do not think I struck him, I held on to him, I was protect-
ing myself and hold-
ing him

15

16

Sporn, to before me }
this 14th day of July 1893 }

Police Justice

16

14

Michael H. Britt being
my only deposer Aug
23rd I live at W 310
East 55th St

Q. On this
night in question
were you on the
barge at 63rd St River
I was

Q. Did you see any
trouble there?

A. Yes Sir, I
was waiting for
friends to come off
the boat. I was
watching McCarthy and
I saw him strike
McKahill, they were
in a clinch

Q. You saw
him strike him
only once?

A. Yes Sir, I did

14

18

not fall down till
the crowd came, that
was the last I saw,
I was going out of
the crowd

Q. Now, I am assuming

The first
you knew was that
there was a discussion
between the Defendant
and McCarhill?

Q.

I do not know
what it was about,
while they were
talking McCarthy stood
right behind him.

Q.

Yes, Mr.
Carhill was talking to
Mr. Cheehan, and McCarthy
said "I am interested
in this" there was
more conversation,
McCarthy said something

18

19

McCarthy said I do
not know you," then
McCarthy went back
at him, then I went
away.

Q How long after
that was it that you
saw the Defendant
strike the Complainant
right away?

Q He went over and
struck him one blow?

A Yes sir, they
clinched and the
crowd threw me over
side.

Q Did you see
where Hughes had
McCarthy by the collar?

A Yes sir, I saw
him delivered to the
Officer.

Subscribed before me
This 12 day of July 1893
Office Only

20

Count of Robbery Dismissed and
Defendant ordered
for Recall

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Patrick J. Mc Carthy

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

Patrick J. Mc Carthy

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

The said

Patrick J. Mc Carthy

late of the City and County of New York, on the *twentieth* day of
June in the year of our Lord one thousand eight hundred and
ninety *three*, at the City and County aforesaid, in and upon one

James C. Mc Cahill

in the peace of the said People then and there being, feloniously did wilfully and wrongfully
did make an assault; and the said

Patrick J. Mc Carthy

with a certain ~~blunt instrument~~ *to the Grand Jury aforesaid unknown* which *he* the said

in *his* right hand — then and there had and held. the same being then and there
a weapon and an instrument likely to produce grievous bodily harm, *him*, the said
James C. Mc Cahill then and there feloniously did wilfully and
wrongfully strike, beat — bruise and wound, against the form of the statute
in such case made and provided, and against the peace of the People of the State of New York
and their dignity.

SECOND COUNT—

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

Patrick J. Mc Carthy

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

The said

Patrick J. Mc Carthy

late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
at the City and County aforesaid, in and upon the said

James L. Mc Cahill

in the peace of the said People then and there being, feloniously
did wilfully and wrongfully make another assault; and the said *Patrick J. Mc Carthy*
the said *James L. Mc Cahill*
with a certain *blunt instrument to the Grand Jury aforesaid unknown*

which

he

the said

Patrick J. Mc Carthy

in

his

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

of

him

the said

head

James L. Mc Cahill

then and there feloniously did wilfully and wrongfully strike, beat,
bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully
and wrongfully inflict grievous bodily harm upon the said *James L. Mc Cahill*
to the great damage of the said *James L. Mc Cahill*
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

DE LANCEY NICOLL, *District Attorney.*

0535

BOX:

530

FOLDER:

4834

DESCRIPTION:

McCoy, Charles

DATE:

08/15/93



4834

Witnesses:

After an examination of
the facts of this case I
am convinced that the
defendant did participate
to steal the property mentioned
in this indictment -
I therefore recommend
that this indictment
be dismissed,

Oct 10/93

Wm. McDaniel,

Just

Counsel,

Filed

day of Aug

1893

Pleads,

Not guilty

THE PEOPLE

vs.

Charles McCarty

DE LANCEY NICOLL,

District Attorney.

Part Rec. October 10th

Concides Mr. Davis about
A TRUE BILL. *the case.*

R. J. Cotts Foreman.

Part I. Oct 10. '93. Ind
on record of Dist. Att.
indict. des. P.S.M.
Oct 10/93

Grand Larceny,
[Sections 588, 589,
Degree.
Penal Code.]

Police Court— 1 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Harry Mamerson
of No. 1748 Park Avenue Street, aged 31 years.
occupation Ice Dealer being duly sworn,
deposes and says, that on the 5 day of August 1899 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in day time, the following property, viz:

One horse, wagon and
harness of the value of
two hundred & fifty dollars

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen
and carried away by Charles M. Roy (number)

from the fact that deponent left
the said property standing at the
south east corner Madison Avenue and 116
Street at about the hour of 10³⁰ A.M.
and shortly thereafter deponent missed
the said property. Deponent at the
hour of 6 P.M. discovered the said
property at 39th Street and
2^d Avenue and with the said
deponent in charge of said
property. Wherefore deponent accused
the said deponent with taking, stealing
and carrying away said property.

Harry Mamerson

Subscribed and sworn to before me, this

1899

John A. Burke
Police Justice

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK,

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

Question. What is your name?

Answer.

Charles Mc Coy

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer

New York

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

Answer.

120 East 130 Street. 6 months

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 have nothing to say

Charles X Mc Coy
Mark

Taken before me this 10

day of Sept

1893
John W. Smith

Police Justice.

Sec. 198-200.

X

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Patrick J. 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 sees fit, to answer the charge and explain the facts alleged against him; that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

Patrick J. McCarthy

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

New York City

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

Answer.

246 East 36th 2 years

Question. What is your business or profession?

Answer.

Requers

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

Answer.

I am not guilty

Patrick J. McCarthy

Taken before me this

day of

189

Police Justice.

Police Court— 4 District.

1931

City and County } ss.:
of New York,

of No. 163 East 49 Street, aged 40 years,
occupation Contractor being duly sworn,
deposes and says, that on the 20 day of June 1893 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Patrick J. McCarthy (now
deceased) and three other men
unknown to deponent, while
acting in concert, who each of
them struck deponent with his
clenched fist and struck de-
ponent once on the head with
some blunt instrument.
Deponent further
says that such assault was
committed

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

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

Sworn to before me, this

of

1893

Police Justice.

Jos. L. McCall

1881

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 Coy

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

Charles Mc Coy

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

The said

Charles Mc Coy

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

*one horse of the value of one
hundred and twenty-five dollars,
one wagon of the value of
~~seventy~~ one hundred dollars and
one set of harness of the value
of twenty-five dollars*

of the goods, chattels and personal property of one

Harry Mameson

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.

SECOND COUNT—

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

Charles Mc Cay

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

The said

Charles Mc Cay

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

*one horse of the value of one
hundred and twenty-five dollars,
one wagon of the value of one
hundred dollars, and one set of
harness of the value of twenty-five
dollars*

of the goods, chattels and personal property of one

Harry Manesson

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

Harry Manesson

unlawfully and unjustly did feloniously receive and have; the said

Charles Mc Cay

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

DE LANCEY NICOLL,

District Attorney.

0544

BOX:

530

FOLDER:

4834

DESCRIPTION:

McCullough, Sarah

DATE:

08/14/93



4834

Witnesses:

Officer Savage

127

Counsel, H Coleman
Filed 14 day of August 1893
Pleads, Not Guilty (6)

THE PEOPLE
vs.
Sarah McCullough

Grand Larceny, (From the Person.)
[Sections 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Sept 8/93
J. J. P.

R. J. C. Foreman.

Sept 8. 1893
Pleads. Attempts G. L. & D. Beg

Ren Cond.

Police Court Fourth District. 1912
Affidavit—Larceny.

City and County }
of New York, } ss. Luna Cronas
of No. 540 Canal Street, aged 55 years.
occupation Keep House being duly sworn,
deposes and says, that on the 6 day of August 1899 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 May time, the following property, viz:

Good and lawful money of the United
States of the amount and value of
seventy five cents
\$ 75
100

Sworn to before me, this
of August 1899

James M. Smith
Police Justice

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 Sarah McCullough

here for the reason following to wit:
That deponent was in the subject's
house in Central Park on said date
about the hour of 4:30 o'clock P.M.

That the said sum of money was in
the pocket of deponent's dress. That
deponent missed the property. That
deponent is informed by William
Savage of the Park Police that he saw
and the defendant put her hand in
deponent's pocket and take the said
sum of money. Therefore deponent
prays that the defendant be dealt
with as the law directs

Luna Cronas

Sec. 198-200.

24 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Sarah M. Cullough
being duly examined before the under-
signed according to law, on the annexed charge, and being informed that it is *her* right to
make a statement in relation to the charge against *her*; that the statement is designed to
enable *her* if *she* sees fit, to answer the charge and explain the facts alleged against *her*;
that *she* is at liberty to waive making a statement, and that *her* waiver cannot be used
against *her* on the trial.

Question. What is your name?

Answer.

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.

Sarah M. Cullough
mark

Taken before me this

day of

189

Police Justice.

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

Police Court--
District 849
THE PEOPLE, &c.,
vs. THE COMPLAINT OF
William C. Murphy
3540 1899
Dennis W. Henderson
Offense _____
Dated, August 4, 1899
Magistrate _____
Officer _____
Precinct _____
Witnesses _____
No. _____ Street _____
No. _____ Street _____
No. 500 to answer _____
No. _____ Street _____
RECEIVED
AUG 10 1899
DISTRICT ATTORNEY

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, August 7, 1899 _____ Police Justice.

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

Dated, _____ 1899 _____ Police Justice.

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

Dated, _____ 1899 _____ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Sarah McCullough

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

Sarah McCullough

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

The said

Sarah McCullough

late of the City of New York, in the County of New York aforesaid, on the *sixth* day of *August* in the year of our Lord one thousand eight hundred and ninety-*three*, in the *day*-time of the said day, at the City and County aforesaid, with force and arms,

divers coins of the United States of America, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of seventy-five cents

of the goods, chattels and personal property of one

Lena Croner

on the person of the said

Lena Croner

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

De Laurey McCall,
District Attorney

0550

BOX:

530

FOLDER:

4834

DESCRIPTION:

McEvily, James E.

DATE:

08/15/93



4834

0551

BOX:

530

FOLDER:

4834

DESCRIPTION:

Maguire, Thomas

DATE:

08/15/93



4834

0552

BOX:

530

FOLDER:

4834

DESCRIPTION:

Nolan, Patrick

DATE:

08/15/93



4834

separately a part of the
monopoly in said
case reports there is
nothing in the case
Bail pay at \$1000

Sept 15/93

The complainant
is a good for nothing
woman - she can
not - the District
Attorney Office has
monitored & will
if she was paid
\$25 - She would
swear to anything -
I ask that the
prisoner be discharged
on their own recogni-
Sept 20/93 J. J. J.

Counsel, Merwin Jones.
Filed 15 day of Aug 1893
Pleaded not guilty.

THE PEOPLE

vs.

James E. McEvily
Thomas Maguire
V. Patrick Nolan

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

R. J. Cross Foreman.
P. 2. Sep 20. 1893.
No. 1. Bail discharged
Nov 2 & 3 Discharged
on their verbal recognition

RAPE in the 1st Degree.
(Sections 276 and 218, Penal Code.)

Police Court, *4th* District.

(1858)

City and County } ss.
of New York,

of No. *Madison Avenue 4th* Street, aged *25* years,

occupation *Domestic* being duly sworn, deposes and says,

that on the *12* day of *August* 189*3* at the City of New

York, in the County of New York

James M. Erily, Thomas Maguire and Patrick Harkin, all men here, while acting in concert, did willfully and feloniously and without deforce, consent and against deforce will, rape and carnal deforce, deforce their wife, there not being the wife of any of the defendants, and the defendants did have sexual intercourse with deforce by forcibly overcoming the resistance, all of which is in violation of Section 208 of the Penal Code of the State of New York, for the following reasons:

*That some time during the night of the 11th day of August deforce met the defendants M. Erily and Maguire in Third Avenue and 53rd Street. That the defendants M. Erily and Maguire forcibly and against deforce will took deforce to the premises at 223 East 53rd Street. That the defendants M. Erily and Maguire took deforce inside and upstairs in the said place. That the defendants secured and locked the doors. That after going upstairs the defendants ~~came upon~~ *came upon* deforce. That the three defendants then and there caught hold of deforce, threw deforce down and while two of the defendants held deforce by the arms and legs, the other defendant had sexual intercourse with deforce. That the defendants kept deforce lying down all the while the two defendants, each of them had sexual intercourse with*

Deponent and the defendants while
in the act of ravishing Deponent, kept
a gag or handkerchief in Deponent's
mouth to prevent Deponent from making
any outcry. Therefore Deponent charges
the defendants with being in concert
with each other with the crime as afore-
said and prays that the defendants
be dealt with according to law.

Sworn before me this 3rd
17 day of August 1893.

Wm. H. P. Justice
Justice

Sec. 198-200.

H District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK, }

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of

1893

Police Justice.

James C. McEniry

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Thomas Maguire being duly examined before the under-
signed according to law, on the annexed charge, and being informed that it is his right to
make a statement in relation to the charge against him; that the statement is designed to
enable him if he sees 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 Maguire*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *1015 East 53rd St. one year*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty*

Thos Maguire

Taken before me this

day of

189

Police Justice.

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK ss:

Arthur Nelson 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 sees 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.

I Nelson

Taken before me this

day of

1899

Police Justice.

1881

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 11 DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

of the 33 Precinct Police, being duly sworn, deposes
and says that Mahlu Ferris

(now here) is a material witness for the people against
James W. Enily, Amos Maguire, Edward Nelson charged

with Rape. As deponent has
cause to fear that the said Mahlu Ferris
will not appear in court to testify when wanted, deponent prays
that the said Mahlu Ferris be
committed to the House of Detention in default of bail for his
appearance.

Abraham Philips

Sworn to before me, this
day of Nov 1893
James W. Enily
Police Justice.

EUGENE L. BUSHE,
COUNSELLOR AT LAW,
150 BROADWAY,
COR. LIBERTY ST., NEW YORK.

Nov. 21st, 1893.

Hon. De Lancey Nicoll,

Dear Sir:-

Enclosed please find papers relative
to James E. McEvily and others belonging to your
office and which were among Judge Bedford's
papers.

Yours truly,

E. L. Bushe

Court of General Sessions
City & County of New York

The People

v.s.

Patrick Nolan
James McEvilly
Thomas Maguire

on complaint of
Mabel Farris
Rape

City & County of New York S.S.

Jacob Steinert of 241 East 53^d St
in said City being duly sworn says he
knows Mabel Farris, alias Theresa
Mabler, the Complainant in the above charge
that that he had a conversation with her
on the 19th of Sept inst. in the office of the
Asst. District Attorney, J. J. O'Hara,
and in the German language she said to
deponent that she would compromise
the case and make such statement as
the accused parties wished, if their friend
would pay her the sum of ten dollars
Deponent further says that the same
proposition was made to him by Emma
Hartmann of 62 E 113, a friend of the said
Complainant, on her behalf, about half
an hour before it was made to him
by the Complainant.

Sworn before me this 20th day of Sept 1893. Lawrence J. McVidale.
Notary Public. N.Y.C.

at
Michael
all al

Rape
file this
with the

Proper
9.18
/

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

2046

THE PEOPLE OF THE STATE OF NEW YORK,

against

James E. Mc Carthy
Thomas Maguire
and Patricia Nolan

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *James E. Mc Carthy*
Thomas Maguire *Patricia Nolan*
of the CRIME OF RAPE IN THE FIRST DEGREE, committed as
follows:

Patricia, all The said *James Thomas and*
late of the City of New York, in the County of New York aforesaid, on the *Twelfth*
day of *August* in the year of our Lord one thousand eight hundred and
ninety-*three* at the city and County aforesaid, in and upon a certain female not his
the wife of either of them to wit: one *Mabel Harris*, feloniously did make an assault,
and an act of sexual intercourse with her the said *Mabel Harris*,
then and there feloniously did perpetrate, against the will of the said *Mabel Harris*,
and without her consent; 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 *James E. Mc Carthy*
Thomas Maguire *Patricia Nolan*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

and Patricia, all The said *James Thomas and*
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid
at the City and County aforesaid, in and upon a certain female not his wife, to wit: her the said
Mabel Harris feloniously did make an assault, with intent
an act of sexual intercourse with her the said *Mabel Harris*,
against her will, and without her consent, then and there feloniously to perpetrate; against the
form of the Statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity.

DE LANCEY NICOLL, District Attorney.

0564

BOX:

530

FOLDER:

4834

DESCRIPTION:

McKenna, Charles

DATE:

08/15/93



4834

0565

BOX:

530

FOLDER:

4834

DESCRIPTION:

Dean, William

DATE:

08/15/93



4834

0566

BOX:

530

FOLDER:

4834

DESCRIPTION:

White, John

DATE:

08/15/93



4834

1572 Purity - Sep. 7th. 1893

meas no!

Counsel, *Wm. D. Davis*

Filed *1st* day of Aug. 1893

Pleads, *Not Guilty (16)*

Grand Larceny, *second* Degree. (From the Person.) [Sections 528, 534 Penal Code.]

THE PEOPLE

vs.

Charles McHenry

William Dean

and

John White

DE LANCEY NICOLL,
District Attorney.

Sept 11/93

McHenry & company

A TRUE BILL.

Sept 8. 1893
recognition

R. J. Cross Foreman.

Sept 11/93

Ad. Cross

1st. Pen. of 1st

2nd. Fine \$200.

The People her not sufficient evidence to convict defendant. I am aware of this charge - I therefore recommend their discharge.

Witnesses:

upon their own recognizance.

Sept 11/93

Wm. D. Davis

After an examination of the evidence in this case, I recommend the acceptance of defendant McHenry the of Petit Larceny.

Sept 8/93

Samuel M. Davis

Amo should not

be remitted

by

Sept 11/93

Police Court

2

District.

Affidavit—Larceny.

City and County }
of New York, } ss:

Samuel H Rolston

of No. 157 West 15 Street, aged 32 years,
occupation Engraver & Sculptor being duly sworn,

deposes and says, that on the 6 day of August 1897 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the day time, the following property, viz:

Twelve Dollars in gold and
laurel money of the United States

the property of Deponent

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

Charles Mc Kenney,
William Dean and John White
all now here, for the reason, deponent
had the said money in his possession
about two hours before the said money
and about ~~two hours~~ before the time when
a deponent is informed by Edward
Callahan, the deponent were together
near where deponent was, in West
21st Street, near 8th Avenue: That
the said Charles Mc Kenney was sitting
on a stoop where deponent was in
an intoxicated condition and said Mc
Kenney was close to deponent: That
the said William Dean came along
and talked with deponent, and subsequently

Sworn to before me, this day of 189

Police Justice.

said Dean waited down the street, and the other two dependant went down and talked to him; that the said John White was also present at said time on the stoop with defendant. That defendant is informed by Policeman Charles Baxter that he saw the two of the three dependants coming out of a back door ^{where} ~~with~~ defendant, was on the stoop, and the said two dependant were John White and Charles McKenna; that said officer subsequently saw the three dependants together, and that the attention of the said officer was called to defendant by a citizen who informed him that defendant was being robbed by four men, and defendant believe that said money was taken from his person at said time by the dependant acting in concert and another who escaped; and that the four men attempted to escape the moment they saw the police. That defendant McKenna had on his person when arrested a loaded revolver.

Sworn to before me
this 7 day of August
1887
John S. Brady
Police Justice
S. H. Rolston

1900

CITY AND COUNTY } ss:
OF NEW YORK,

POLICE COURT, ✓ DISTRICT.

Charles Baxter

of No. 16th Precinct Street, aged _____ years,
occupation Police Officer being duly sworn, deposes and says,
that on the 5th day of August 1893
at the City of New York, in the County of New York, he arrested

Charles McKenna - William Dean and
John White charged with being suspicious
persons. from the fact that deponent
saw the defendants in the act of
attempting to commit a robbery from one
Samuel H. Rolston. Deponent prays that
the defendants be held to enable
deponent to produce further evidence

Charles Baxter

Sworn to before me, this

of August 1893 day)

Police Justice.

Police Court, ✓ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
263

us.
Chas McKenna
Wm Dean
John White

AFFIDAVIT.
justices persons

24 Aug 7th 1893
9:30 PM.
[Signature]

Dated, Aug 6th 1893
Hopewell Magistrate.

Officer.

Witness,

Disposition,

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Dean 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. *William Dean*

Question. How old are you?

Answer. *25 yrs.*

Question. Where were you born?

Answer. *New York*

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

Answer. *61 East 115 St. N. Y. 2 mos.*

Question. What is your business or profession?

Answer. *Porter*

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

Answer. *I am not guilty*
William Dean

Taken before me this
day of

Police Justice.

0573

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John White*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *139 E Ave of Columbus*

Question. What is your business or profession?

Answer. *Helper on a Wagon*

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

Answer. *I am not guilty*
John White

Taken before me this
day of *Dec*

John J. Brady
Police Justice.

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Charles McKenna 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 McKenna*

Question. How old are you?

Answer. *25 years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *69 Gunpowder St. 8 years*

Question. What is your business or profession?

Answer. *Coal Shoveller*

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

Answer. *I am not guilty -*
Charles McKenna

Taken before me this

day of

188

Police Justice.

Residence..

RECEIVED
DIST. BUREAU
AUG 10 1893
T. J. ATTORNEY

1881

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

aged 33 years, occupation Police Officer of No. 16 Reinold Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Samuel H. Rosen and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this

day of

Aug 1893

Charles Baxter

W. H. Brady
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

aged 15 years, occupation Culture of No. 206 West 16 Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Samuel H. Rosen and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this

day of

Aug 1893

Edward Callahan

W. H. Brady
Police Justice.



*Court of General Sessions,
Judge's Chambers.*

James M. Keenan

Plat. 17. V. 20. 1.

To be up 12 July -

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 Kenna,
William Dean and
John White.

The Grand Jury of the City and County of New York, by this indictment, accuse
Charles Mc Kenna, William
Dean and John White, all —
of the CRIME OF GRAND LARCENY in the second degree, committed as follows:

The said Charles Mc Kenna, William
Dean and John White, all —
late of the City of New York, in the County of New York aforesaid, on the sixth
day of August in the year of our Lord one thousand eight hundred and
ninety-three, in the day-time of the said day, at the City and County aforesaid,
with force and arms,

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

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

De Lancey Nicoll,
District Attorney

0579

BOX:

530

FOLDER:

4834

DESCRIPTION:

McKenzie, Louis.....

DATE:

08/07/93



4834

24-Sept-1963
L. H. Offner
D. A. Decker

Dear W. L.
 1410 Ken. Ave. S. Minn.
 Subv. 1893 Aug 13

0581

General Session N.Y.

The People

against

Louis Allen Kenna

Affiant

LORRIN ANDREWS,

Attorney for

deft

25 Chambers St.,
NEW YORK.

City and County of New York. *S.S.*

L.A. Louis Mackenzie being duly sworn says that he is a native of Scotland that his father is a Superintendent of *St. George's* Reformatory at Glasgow in that country and his brother is *Banff* a Catholic priest in Birkshire, Scotland.

L.A. That he came to this country two years ago and has since worked steadily as salesman for drygood houses in New York City and Brooklyn.

That for the last five months, until July 6, he has been a salesman in the silk department of Abraham & Straus in the City of Brooklyn and just previous to that time was employed by Stern Bros, of New York City.

That on or about the 6th day of July while under the influence of liquor he came to New York City and became acquainted with Charles Guntar who he is informed and believes is a waiter at Delmonico's restaurant, that said Guntar urged him to stay with him at his house in New York City, and persuaded by him he did so for the next three nights.

That the reason he did so, was, because he had left the store of Abraham & Straus without leave, and was ashamed to return there, and wished to secure another position.

That he went to Newark on Tuesday July 11th, and there secured an engagement as clerk in a drygoods store. On his return he again drank heavily and while intoxicated took a suit of clothes from Gunter's room and pawned it.

He became unconscious and cannot tell what happened thereafter until he came to his senses in a saloon, he then realized what he had done and hastened back to tell Gunter and ask his forgiveness.

That on his return he was arrested on said Gunter's complaint and taken into custody.

He further says that he has never in his life before acted in an ungentlemanly or dishonest manner, and is not an excessive drinker, that owing to certain private troubles and annoyances he was tempted to drink heavily at the time, and that he never would have committed the felonious act of which he is accused had he been in his sober senses at the time.

Sworn to before me this :

11th day of September 1893. :

Lorin Andrews Lorin M. Stange
Notary Public Kings County
Certificate filed in New York County.

.....X
THE PEOPLE :
AGAINST :
LOUIS MACKENZIE :
.....X

Sept 5, 1893

City of Brooklyn : S. S.
County of Kings :

Mrs T. G. Manson

being duly sworn says that she lives at number
93 South Portland Avenue in the City of Brooklyn.

That she has known Louis Mackenzie for the last five
months during which time said Mackenzie was a boarder at
the above named house and that during that time he has con-
ducted himself as a gentleman.

That his reputation for honesty and industry is excell-
ent and as far ^{as} she knows ^{and} he is regarded as honest and
industrious by all his acquaintances.

Mrs T. G. Manson

Sworn to before me, this :
5th day of September 1893. :

Lorin Andrews
Notary Public
Kings County

.....X
THE PEOPLE
AGAINST
LOUIS MACKENZIE
.....X

Sept 5, 1893

City of Brooklyn :
County of Kings :

S. S.

W. Brewer Jr.

being duly sworn says that he
lives at number 91 So. Portland Ave.
Brooklyn, NY

That *he* has known Louis Mackenzie for the last 5
months and that his character for honesty and industry is
excellant as far as known to him

W. Brewer Jr.

Sworn to before me, this :
5th day of September 1893. :

Lorin Andrews
Notary Public
Kings County

.....X
 :
 : THESE PEOPLE
 :
 : AGAINST
 :
 : LOUIS MACKENZIE.
 :
 :X

Sept. 6, 1893.

City of Brooklyn :
 : S. S.
 County of Kings :

C. W. Valentine being duly sworn says that he resides
 at number 575 Franklin Ave., in the City of Brooklyn.

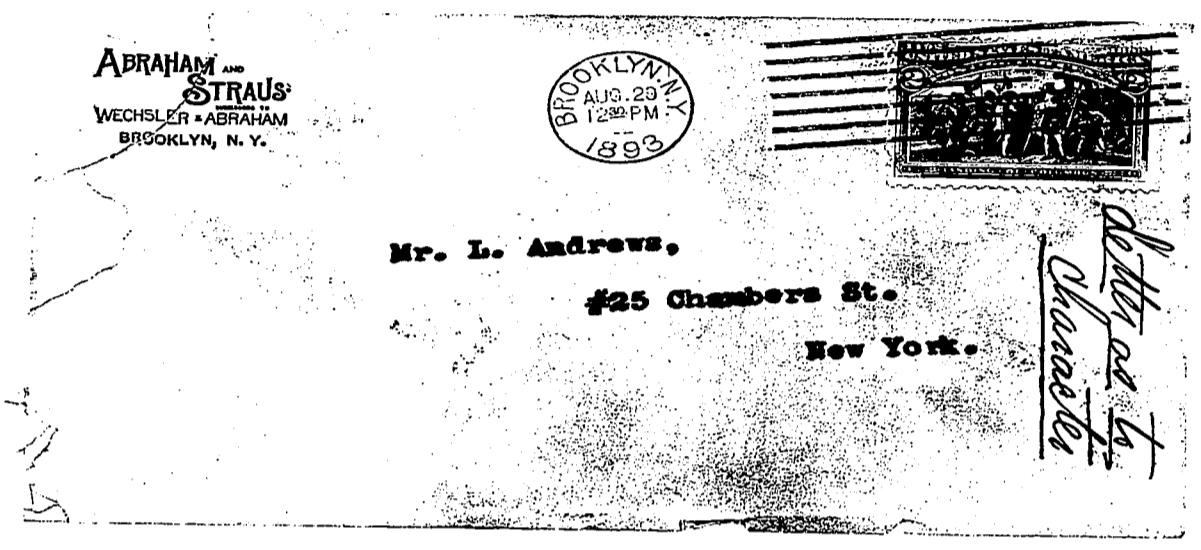
That he knows Louis Mackenzie and that said Meckenzie's
 character and reputation as far as known to him, has always
 been an excellant one for honesty and industry.

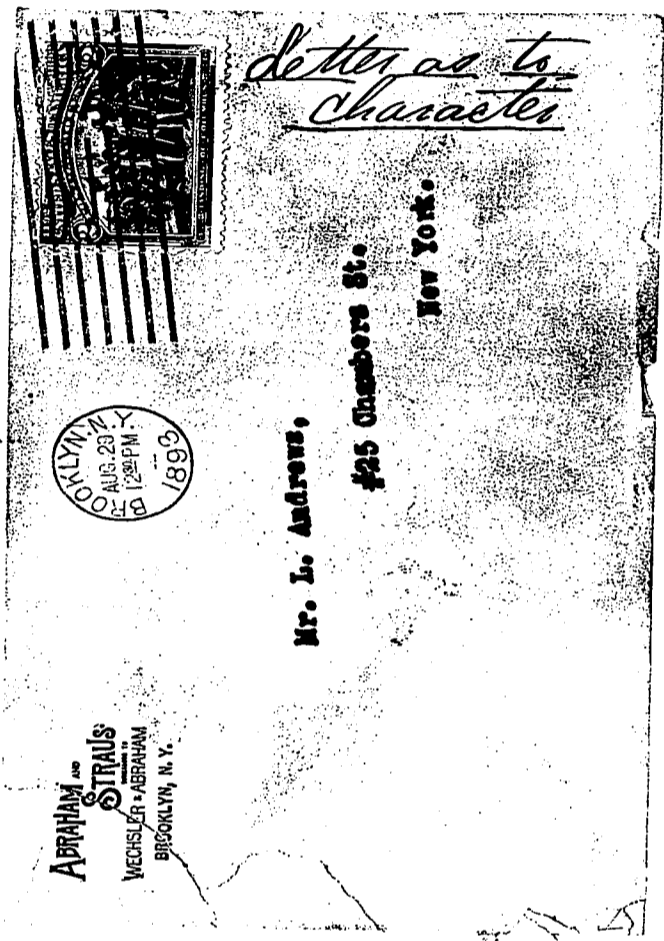
Sworn to before me this :

6th day of September 1893: *C. W. Valentine*
Lorin Andrews
Notary Public
Kings County,

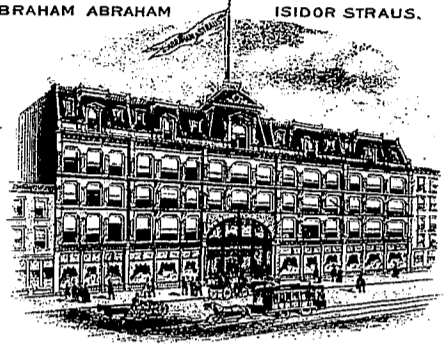
LOOK QUALITY
ORIGINAL

0587





ABRAHAM ABRAHAM ISIDOR STRAUS. NATHAN STRAUS. SIMON F. ROTHSCHILD.



PARIS, 25 RUE D'HAUTEVILLE.

ABRAHAM AND STRAUS
SUCCESSORS TO
WECHSLER & ABRAHAM.

BROOKLYN, N.Y. Aug. 29th./93.

Mr. L. Andrews,
25 Chambers St., N. Y.

Dear Sir:-

Replying to yours of the 28th inst.,
in reference to Mr. Louis Mackinzie, have to say
that he was employed in the Silk Dept. of our
house for the period of about five months, upon
a recommendation from Stern Bros. of New York,
during which time he discharged his duties satis-
factorily.

Very resp'y,

Yours truly,
Isidor Straus

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 29 years, occupation Pawn-broker of No. 427 Third Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Charles Gunter

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

Wm Goldstone

Sworn to before me, this 20 day
of March 1893

[Signature] Police Justice.

Police Court Fifth - District.

Affidavit—Larceny.

City and County } ss.
of New York,of No. 232 East 35th Street, aged 27 years.
occupation Trailer being duly sworn,deposes and says, that on the 19th day of July 1893 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 am time, the following property, viz:

One Coat, One Pair of Pants and
One Vest all of the value of
Thirty-five Dollars — \$35.00

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 Louis McKinzie (now here)

from the following facts, to wit: that on the aforesaid day said property was in a room in premises No 232 East 35th Street and when deponent returned on said day deponent missed said property and deponent is informed by William Goldstone that said deponent did pawn and pledge said property in his Goldstone's pawn shop No 1427 Myrd Avenue, in said City where deponent found said property and identifies it as being the same that was taken stolen and carried away in the manner aforesaid. Charles Hunter

Subscribed to before me, this

1893 dayof July 1893 at New York, Police Justice

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

Louis McKenzie 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 sees 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. *Louis McKenzie*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *Scotland*

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

Answer. *No 93 So Portland Ave Brooklyn 4 months*

Question. What is your business or profession?

Answer. *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 not guilty*
Louis McKenzie

Taken before me this

day of


Police Justice.

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

Police Court... District...

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles G. Smith
232 E. 35
James McManis

Offense

Ransacking
Room

Dated, *July 20* 189*3*

Magistrate

Abraham Officer

Precinct

Witnesses

Mr. J. J. Williams
No. *427-3* Street *Union*

No. _____ Street _____

No. _____ Street _____

to answer

July 24
1893
U.S.

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, *July 20* 189*3* *[Signature]* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK
against
Louis Mc Kenzie

The Grand Jury of the City and County of New York, by this indictment, accuse
Louis Mc Kenzie
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said *Louis Mc Kenzie*,

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

*one coat of the value of eighteen
dollars, one vest of the value
of eight dollars, and one pair
of trousers of the value of
nine dollars*

of the goods, chattels and personal property of one *Charles Gunter*

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.

SECOND COUNT—

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

Louis Mc Kenzie
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

Louis Mc Kenzie

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

one coat of the value of eighteen dollars, one vest of the value of eight dollars and one pair of trousers of the value of nine dollars

of the goods, chattels and personal property of one

Charles Gunter

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

Charles Gunter

unlawfully and unjustly did feloniously receive and have; the said

Louis Mc Kenzie

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

DE LANCEY NICOLL,

District Attorney.