

0960

**BOX:**

292

**FOLDER:**

2786

**DESCRIPTION:**

Marrine, Antonio

**DATE:**

01/06/88



2786

POOR QUALITY  
ORIGINAL

0961

#63-

Witnesses:

*James D. Fox*  
*Open Sheridan*

Counsel,

Filed

188

Pleads

*Chrylly-191*

THE PEOPLE

vs.

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

*Antonio Martinez*

JOHN R. FELLOWS.

RANDOLPH B. MARINE,

District Attorney.

*Pr Aug 18/88*

*Ind returned*

A True Bill.

*Edmond J. Fox*

Foreman.

*Pen 8 months*



People  
Antonio Marinne }

Proposals:

Giovanni di Gori  
312 Mott R.

Louise Belind  
314 Mott R.

Gratange Florzato  
353 Elizabeth R.

Dr. J. W. Carran  
386 Broome R.

John Sheridan  
10th Precinct



# Court of General Sessions

The People etc.  
against  
Antonio Marinne } through an inter-  
preter

Depositions: the complainant,  
Giovanni di Goria, will testify that  
he resides at 312 Mott Street, N. Y. and  
works as a longshoreman. On  
the 22<sup>d</sup> of March, 1836, in the evening  
between six and seven o'clock he  
met the defendant in Mott Street,  
near 314, where the defendant  
resided at the time. I was drunk  
and staggered, because I had  
been drinking and playing  
cards all day from seven o'clock  
in the morning. The defendant  
had not been in my company.  
I met him accidentally. My  
wife is a sister of the defend-  
ant. I had received a letter from  
his mother and said to him,  
that I had to tell him some-  
thing, but could not do so  
just then, as I was drunk.  
I would do so to-morrow!



II

The defendant insisted upon the complainant coming to his room and he led him there. The complainant asked the defendant to give him a portion of the cheese that defendant's mother had sent him, considering himself entitled to it as his brother-in-law. They had some word with each other, and the defendant then seized a hatchet, that was lying near the stove, and struck complainant one blow upon the head just above the right temple. Complainant fell at once senseless to the floor. He does not know whether the defendant inflicted any more blows upon him, nor does he know, how long he had been lying senseless on the floor before he was brought to his own room. There he remained in bed until the next morning without medical treatment, until the next morning, when five physicians called and performed an operation upon

him. One of the physicians was Dr. Carran, of Broome Street, N. Y.. The physicians visited him for about one month almost daily, and he had to remain in his room for another month. Then he tried to work, but for <sup>more</sup> ~~several~~ months was unable to do so on account of the giddiness in his head, which he never had before the said assault. Louise Petola, of 314 Mott Street, N. Y., a girl of about fourteen years, was in the room, when the assault was committed. Complainant did not strike, nor did he attempt to strike the defendant; he had only words with him. He is still suffering from giddiness, when a change of weather occurs. He is working now as a longshoreman for Mr. Garrison Canal, of Mulberry Street. I say the time of the assault to the 23<sup>d</sup> of December 1867, the day the defendant was taken to the 10th precinct will testify, that on the 28<sup>d</sup> of December



IV

1887, he was informed by the complainant that the defendant was in the city. When the first information ~~about~~ the assault had been lodged in the station house, he looked for the defendant but could not find him. On the above day he arrested the defendant and on the next day, the 24th of December, 1887, he brought him to the <sup>Fourth</sup> Police Court. Dr. Carran gave witness the bones, that have been cut from complainants skulls. He has them still in his possession.

Dr. F. W. Carran, will testify that he is a physician and resides at No. 386 Broadway Street, N. Y. He remembers that on or about the 23<sup>d</sup> of March, 1886, he was called to No. 308 Mott Street, N. Y. and found there the complainant suffering from a fracture of the skull. He called in two other physicians to assist ~~in~~ <sup>in</sup> making an operation upon the complainant; there were two more phy-

icians present, but only as spectators. The operation was performed in Deparent's presence. A hole was cut into ~~the~~ complainant's skull two inches long and one and one half inches wide. It was in diamond shape. Deparent was complainant's visiting physician and treated him for about four weeks. The bones in custody of police officer Sheridan ~~are~~ are not more than one fourth part of what was taken out of the skull. The nature of the wound showed that it must have been caused by an instrument like an ax.

Corise Belind, will testify: I live with my parents at No. 314 Mott Street, N.Y. I am now 13 years of age. I know this from the statement made to me by my mother. I came to this country about six years ago and for four years I



VII

attended the public school in  
Roxton Street, N.Y., but my  
mother took me away from  
there, because people said  
it was a ~~protestant~~ school.  
We are catholic. I attended divine  
service every Sunday morning  
with my parents at St. Patrick's  
cathedral. I know the nature  
of an oath, namely that I  
shall be punished if I should  
not speak the truth, punished  
by God and by imprisonment.  
The defendant was  
living with my parents at  
314 Mott St., he slept in the  
kitchen. About two years ago,  
~~the~~ about three o'clock in the  
afternoon, the defendant  
came to said kitchen with  
the complainant. I was there  
with three little children. The  
complainant and the defend-  
ant had words with each other  
and when they stood opposite  
each other, facing one another,  
the defendant jumped for  
the asc. that was lying by

the stone and with which  
my father had cut wood  
on said day. My father was  
not in the kitchen. He  
was down <sup>at the time</sup> stairs. The de-  
fendant took the axe and  
hit the complainant on  
the head with it. The com-  
plainant fell to the floor,  
and the defendant ran  
away. We children called,  
and a crowd of people soon  
came to the kitchen. Some of  
them lifted the complainant  
up and placed him upon a  
chair, where they bathed  
and cleared his head. Just  
after the complainant had  
been lifted up, one Mrs.  
Moran, who lives on the same  
floor with us and who is a  
step sister of the defendant,  
held a razor up and shouted  
that she had found it lying  
under the complainant. In  
the evening complainant's  
mother, Gustave Forgiato  
came and demanded the



VIII razor, claiming that it belonged to her son, the complainant. He got it and took it home. I did not see Mrs. Morani pick up the razor.

Giovanni di Yorio, recalled.  
At the time of the assault committed upon me, I had a knife in my pocket. It was a knife to cut bread with. I carried it ~~in~~ in my pocket for this purpose. I do not know or recollect what has become of said knife. I was not quite sober when the assault was made upon me, and after the assault, I was unconscious.

Constantino Gorgiata, <sup>through interpreter</sup>  
I live at No. 353 Elizabeth St. I am a widow. The complainant is my son. On the day of the assault, I was sent for by the complainant's wife. I went to 317 Mott Street, N. Y., where I learnt of the assault committed upon my son. The defendant and the

Complainant are brothers in law  
Upon hearing the story of the as-  
sault, I cried and was stricken  
with grief. I do not recollect  
exactly what I heard or saw  
then. Somebody gave me a  
knife, but I do not remember  
who gave it to me. In my  
excitement I ~~threw~~ it away.  
It was a pocket knife.

Murder Morari could not be formed.  
The Complainant should  
be examined as to the character  
of the knife. The first called  
it a razor, but then ex-  
plained that it was a pocket  
knife. It seems as if the  
Italians call every knife a  
razor.

His mother showed her  
own pocket knife to demon-  
strate what kind of knife  
had been given to her after  
the assault.

The complainant and all the witnesses  
for the prosecution are ~~in custody~~ <sup>disposed</sup>  
to prevent further investigation of the  
defendant.

Edward Rose

Dep. Sec.



POOR QUALITY  
ORIGINAL

0972

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.  
vs,

*Antonio Marin*

BRIEF OF FACTS.

For the District Attorney.

Dated *January 13* 1888.  
*Edw. Evans*  
Deputy Assistant.

POOR QUALITY  
ORIGINAL

0973

Police Court— District.

City and County { ss.:  
of New York,

of No. 314 Matt Street, aged 36 years,  
occupation Laborer being duly sworn  
deposes and says, that on the 22 day of March 1886 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Antonio Mannie (now here)  
who willfully struck deponent  
on the head with the sharp  
end of a hatchet then held in  
his hand

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 24 day

of December 1886

J. M. M.

Police Justice.

Giovanni Di Gioia



POOR QUALITY  
ORIGINAL

0974

Sec. 198-200.

1st District Police Court.

CITY AND COUNTY {  
OF NEW YORK, { ss

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

Question. What is your name?

Answer. Antonio Morriue

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. Italy

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

Answer. 312 West Street 10 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 I do not know  
myself I am innocent

Antonio Morriue  
man

Taken before me this

day of December 1889

Police Justice.

POOR QUALITY  
ORIGINAL

0975

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

Police Court-1 2131 District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James A. H. Smith*  
312 West St.

1 *Charles J. H. Smith*  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Office *William H. H. Smith*

Dated *December 24* 188

*Michael H. H. Smith*  
Magistrate.  
104 Precinct.

Witnesses

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

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

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

\$100.00 to master



*John H. H. Smith*  
*at 10 West*  
*committed*

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

Dated *Dec 24* 188 *W. H. H. Smith* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINAL

0976

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

THE PEOPLE OF STATE OF NEW YORK,

against

*Antonio Marmine*

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

*Antonio Marmine*

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

The said

*Antonio Marmine*

late of the City of New York, in the County of New York aforesaid, on the  
~~second~~ day of *March*, in the year of our Lord  
one thousand eight hundred and eighty ~~six~~, with force and arms, at the City and  
County aforesaid, in and upon the body of one *Figueras di Soria*,  
in the peace of the said People then and there being, feloniously did make an assault,  
and *him* the said *Figueras di Soria*  
with a certain *knife*  
which the said *Antonio Marmine*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon then and there wilfully and feloniously did cut, stab and wound,

with intent

*him* the said *Figueras di Soria*

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

SECOND COUNT;

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

*Antonio Marmine*

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

The said

*Antonio Marmine*

late of the City and County aforesaid, afterwards, to wit: on the day and in the  
year aforesaid, at the City and County aforesaid, with force and arms, in and  
upon the body of the said *Figueras di Soria*,  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and *him* the said

*Figueras di Soria*

with a certain

*knife*

which the said

*Antonio Marmine*

in

*his*

right hand then and there had and held, the same being  
an instrument and weapon likely to produce grievous bodily harm, then and there  
feloniously did wilfully and wrongfully cut, stab and wound, against the form of the  
statute in such case made and provided, and against the peace of the People of the State  
of New York and their dignity.

*John A. Hellen*  
*Antonio Marmine*

0977

**BOX:**

292

**FOLDER:**

2786

**DESCRIPTION:**

Martin, Peter

**DATE:**

01/23/88



2786



POOR QUALITY  
ORIGINAL

0978

Witnesses:

Officer Cagney

Upon examination the  
testimony herein seems insuff-  
icient to sustain indictment  
and accordingly accusa-  
tion is dismissed.  
Respectfully,  
J. D. Barker

DADA

Counsel,

Filed, 23

day of

188

Pleads,

Not guilty

THE PEOPLE,

vs.

Peter Martin

VIOLATION OF EXCISE LAW  
(Keeping open on Sunday.)  
[Ill. Rev. Stat., (7th Edition), page 1889, Sec. 6]

1569  
JOHN R. FELLOWS,

RANDOLPH B. MARINE,

District Attorney.

A True Bill.

Edward L. ...

Foreman,  
Jury,  
Edw. L. ...

S. L. ...

POOR QUALITY  
ORIGINAL

0979

Sec. 198—200.

5 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name.

Answer. *Peter Martin*

Question. How old are you?

Answer. *52 years.*

Question. Where were you born?

Answer. *Germany*

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

Answer. *1569 Third Avenue and 4 years.*

Question. What is your business or profession?

Answer. *Lager Beer Saloon Keeper*

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. If held,  
I demand a trial by jury.  
Peter Martin*

Taken before me this

day of *February* 1888

*John J. McNamee* Police Justice.



POOR QUALITY ORIGINAL

0980

BAILED,  
No. 1, by Charles Lindbergh  
Residence 131 E 92nd St.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

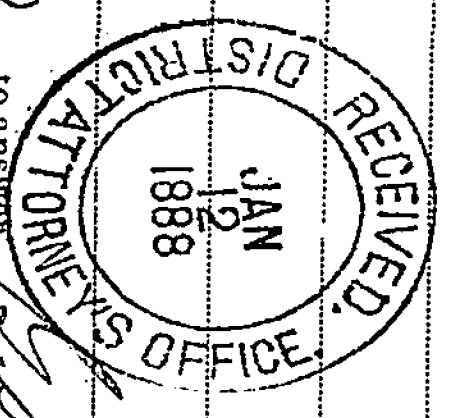
Police Court- 5 District 80

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Harold Cagney  
vs.  
Peter J. Larkin  
Offence Excessive Indulgence

Dated January 8 1888

Thomas J. Larkin Magistrate.  
Harvey Officer.  
27 Precinct.

Witnesses \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_  
No. \_\_\_\_\_ Street \_\_\_\_\_  
\$ 100 to answer 100  
Bailin



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 one 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 January 9 1888 John J. Larkin Police Justice.

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

Dated Jan 9 1888 John J. Larkin Police Justice.

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

Dated \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

0981

Excise - Violation - Selling on Sunday.

POLICE COURT- 5 DISTRICT.

City and County } ss.  
of New York,

David Cagney  
of No. 27<sup>th</sup> Precinct, Police Street,  
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 8<sup>th</sup> day  
of January 1888, in the City of New York, in the County of New York, at  
premises No. 1569 Third Avenue Street,  
Peter Martin (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his  
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,  
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

WHEREFORE, deponent prays that said Peter Martin  
may be ~~arrested and~~ dealt with according to law.

Sworn to before me, this 9 day  
of January 1888.  
John H. H. H. Police Justice.

David Cagney



POOR QUALITY  
ORIGINAL

0982

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
*Plaintiffs*

*against*

*Peter Martin*  
*Defendant.*

The Grand Jury of the City and County of New York. by this indictment accuse the above named defendant of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said defendant late of the City of New York, in the County of New York, aforesaid, on the *eighth* day of *January* in the year of our Lord one thousand eight hundred and eighty-*eight*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did open, and cause and procure, and suffer and permit, to be open, and to remain open ; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

*John R. Fellows,*  
~~RANDOLPH B. MARTINE~~, District Attorney.

0483

**BOX:**

292

**FOLDER:**

2786

**DESCRIPTION:**

Mayer, Joseph

**DATE:**

01/09/88



2786



POOR QUALITY  
ORIGINAL

0984

Witnesses:

Maac H. Drummond

A. O. Drummond

The defendant in this case  
has been an excellent character.  
His employer is now willing to  
take him back into his employ.  
The complainant has withdrawn  
the complaint & recommends the  
defendant to the leniency of the  
court. I think it is a case  
in which the ends of justice  
will be served by a suspension  
of sentence after plea of guilty.

Jan 10 1888

Thomas M. Davis

Assistant

Counsel,

Filed day of Jan 1888

Pleaded

THE PEOPLE

vs.

Joseph Mayer

JOHN R. FELLOWS,

RANDOLPH R. MEADINE,

Dist. Atty. Gen. for the District of Columbia,  
Jan 10 1888

A TRUE BILL.

Edmund C. Poor.

Jan 11 1888

Glendon Quincy

Foreman

Recommended for clemency.

Guilty & recommended.

W. H. G.

[Sections 528 and 581, Penal Code].

(False pretenses).

Grand Larceny, 2nd degree.

POOR QUALITY  
ORIGINAL

0985

Police Court—3rd District.

Affidavit—Larceny.

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

Isaac W. Brimmer

of No. 101. Fulton Street, aged 32 years,  
occupation Chemist being duly sworn

deposes and says, that on the 27 day of December 1887 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 & lawful money of the issue of  
the United States of the value of  
fifty dollars

the property of Fredrick W. Devore & Company  
and in care and charge of deponent.

and that this deponent  
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Joseph Mager (now here)  
from the fact that on or about the 10  
day of December 1887 said defendant  
came to deponent at the place of business  
at the aforesaid premises, and there  
represented to deponent that the brothers  
of the Locomotive Engineers, have arranged  
a Ball to be held at Calladoriga Hall  
and that the said defendant was to obtain  
advertisements for their Programme,  
that said defendant induced deponent  
to advertise, in said Programme  
and deponent made a contract with  
said defendant that the business  
of F. W. Devore & Company should be

Sworn to before me, this  
1887 day

Police Justice.



advertised in said program  
that on the 27<sup>th</sup> day of December 1889 said  
defendant came to defendant and deponent  
said said defendant fifty dollars,  
deponent is now informed that said  
Keanotian Brotherhood has no Ball  
and that at the place mentioned in the  
program, there is no hall known as  
Caledonia Hall, and that the representation  
made by said defendant were  
false and untrue.

Deponent therefore charges that said  
defendant did make said false  
and fraudulent representation with  
the felonious intent to cheat and  
robbery he did steal defendant's money  
as aforesaid and did deprive the  
true owner of the use and benefit  
thereof.

Sworn to before me this 29<sup>th</sup> day of December 1889  
John W. Drummond  
Police Justice

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

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

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.

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

Police Court,	District,	Office—LARCENY
THE PEOPLE, &c.,	on the complaint of	
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POOR QUALITY  
ORIGINAL

0987

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

3 District Police Court.

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

Question. What is your name.

Answer.

*Joseph Mayer*

Question. How old are you?

Answer.

*18 years*

Question. Where were you born?

Answer.

*U. S.*

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

Answer.

*1066 Park Avenue 8 months*

Question. What is your business or profession?

Answer.

*Advertising Agent*

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 only received one half. The man who was the head of the business has gone. I am willing to refund all I received.*

*Joe. Mayer*

Taken before me this 29  
day of December 1897  
J. J. J. J.  
Police Justice



0988

#56 Bill ordered. 2  
Police Court District 10

Isaac W. Sumner

100<sup>01</sup> Hutton St  
Academy of Music

2  
3  
4

Dated 25/2/9 188

*Smith* Magistrate

John J. ... Officer

20 Precinct

Witnesses *Caroline Mitchell*

No. 182 North Street

No. 7

ONE OF THE UNITED STATES OF AMERICA

OF THE COUNTY OF ALBANY IN THE STATE OF NEW YORK

ADMINISTRATIVE  
JAN 30 1960  
OFFICE

No. 1500 Street

millions and statements that the crime therein menti  
 cause to believe the within named \_\_\_\_\_  
*Cendant*  
 ld to answer the same and he be admitted to bail  
 and be committed to the Warden a  
 rk, until he give such bail.  
*Solomon R.*

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

Dated Dec 29 1897 J. J. O'Brien Police Justice.

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

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

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

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

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Joseph Mayer.

As complainant in the above case, I beg to recommend 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, and furthermore, as extenuating circumstances, I believe, to the best of my knowledge, that the defendant is but eighteen years of age, and that he has lived in New York City but eight months, having previously lived in Sedalia Missouri, where his parents now reside. He lives in New York City with his aunt, and all his relations are respectable. He has been employed ever since his coming to this city by John Murdock of 3 East 14<sup>th</sup> Street, who I understand speaks well of him, and is willing to take him back into his employment. Moreover as this is his first offense, lenient treatment may be conducive to reformation.

Personally appeared before me  
a Notary Public for N.Y. County  
Isaac W. Drummond, and known  
to me & acknowledged this to be  
his signature.

N.Y. Jan'y 4. 1888

Isaac W. Drummond  
Notary Public

Isaac W. Drummond  
with F. M. Devae & Co

101 Fulton St. City



POOR QUALITY  
ORIGINAL

0990

Aug 5/56

File with Papers in  
the case

Produce

or  
produce more

Recommendation  
of complainant

U. S. General Sessions

The People v. C. ( )  
Against Joseph Mayer )

City and County of New York S.S.

Charles Katzenberg  
being duly sworn says, I am in the  
wholesale Boot and Shoe ~~store~~  
business at No 74 Reade St  
and reside at No 737 Lexington  
Avenue, I have known the defend-  
ant above named for six months  
last past and during that time  
have seen him almost every day  
he was a visitor at my house  
I am well acquainted with others  
who know him. and up to the  
present charge laid against him  
have never heard anything against  
his character, my acquaintance  
with him dates from about the  
time of his arrival in this city

Sworn to before me. ) Charles Katzenberg  
this 10th day of Jan'y 1888 )  
Wm. D. Crocker  
Notary Public (N.Y.)  
N.Y.C.



N.Y. General Sessions

The People vs  
Against  
Joseph Mayer } J.S.

City & County of New York. S.S.

John J. McCaffrey  
being duly sworn says: that he  
is in the publishing business  
at No. 3 East 14<sup>th</sup> Street in this  
City and one of the firm of the  
Metropolitan Publishing Company  
that he knows the defendant  
above named, for the past  
six months, that during that  
time he was in my employ  
as an agent, and in said  
capacity often collected  
moneys and always made  
proper returns of the same, that  
he was strictly honest and  
industrious in all his trans-  
actions, and I would be willing  
to take him back into my employ  
and his place is open for him  
at any time.

Sworn to before me } John J. McCaffrey  
this 5<sup>th</sup> day of January 1886. }  
H. M. O'Sullivan }  
#191 Notary Public - N.Y. Co.

W. J. General Session

The People of

County of  
Joseph Mayer

affiant of

July 5/86  
Petitioner  
in the case of  
answering the question  
of the Court  
J. J. H. H.



Court of General Sessions

The People vs

Joseph Mayer

City and County of New York vs

George F. Tetus

being duly sworn, deposes and says:

I am a detective sergeant of the Municipal Police of the City of New York.

On December 29th, 1887, I arrested the above-named defendant, upon a charge of Grand Larceny in the second degree for which he had since been indicted and on January 17th, 1888, he pleaded guilty to said indictment, and was discharged by Hon. Henry A. Goldensleeve.

On March 25th, 1890, I in company with Thomas J. McCarthy, a detective sergeant, arrested said Mayer upon a charge of petit larceny, and he was held for trial at the Court of Special Sessions.

He was charged on both occasions, with selling bogus ball tickets, and soliciting advertisements for or seller or soliciting advertisements for journals.

POOR QUALITY  
ORIGINAL

0995

of bogus balls.

Sworn to before me

this 8th day of May, 1890

Wm. A. Younge, Notary

Public, 44

70 J. Co.

J. A. [Signature]

Wm. A. Younge  
Notary Public  
[Signature]



POOR QUALITY  
ORIGINAL

0996

TOWNSEND, DYETT & EINSTEIN,  
COUNSELLORS AT LAW.

247 BROADWAY.

R. W. TOWNSEND,  
A. R. DYETT,  
B. F. EINSTEIN.

P. O. Box 1530.

NEW YORK,

May 5 1890.

Mr. D. Finn  
of R. W. Macy & Co  
Dear Sir:

The indictment  
was found against  
Joseph Mayer on Jan'y.  
6, 1888 and on Jan'y. 11,  
1888. Mayer pleaded  
guilty before Judge  
Gildersleeve.

This matter came  
up first in a Police  
Court before Police  
Justice Smith in  
Dec. 1887 on a com-  
plaint of Isaac W.

POOR QUALITY  
ORIGINAL

0997

Diamond. The com-  
plaint is dated Dec.  
29, 1887 and the  
papers were received  
in General Sessions  
on Jan. 3, 1888.

John S. Gully  
Toward G. H. Thistle  
G. B. Lawrence



POOR QUALITY  
ORIGINAL

0998

## Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

*Joseph Manger*

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

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

The said *Joseph Manger*.

late of the City of New York, in the County of New York aforesaid, on the *24th* day of *December*, in the year of our Lord one thousand eight hundred and eighty-~~nine~~, at the City and County aforesaid, with force and arms, with intent to deprive and defraud *Frederick W. Devoe, James E. Drummond and J. Seaver Coag*, co-partners in trade then and there doing business in and by the firm name and style of *F. W. Devoe & Company*, of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to *his* own use, did then and there feloniously, fraudulently and falsely pretend and represent to *the said James E. Drummond, Frederick W. Devoe and J. Seaver Coag*,

That *the Brotherhood of Locomotive Engineers* had made arrangements for the holding of a ball room thereafter at a place called *Edison's Hall* at the corner of *13th Street* and *University Place* in the said City, and had undertaken and made arrangements for the publishing and printing of a programme for the said ball. That the said *Joseph Manger* had been and was then and there fully authorized by the said *Brotherhood of Locomotive Engineers* to solicit advertisements in its behalf to be inserted in the said programme, and to collect and receive payment of and for such advertisements,

POOR QUALITY  
ORIGINAL

09999

By color and by aid of which said false and fraudulent pretenses and representations, the said *Joseph Mager* —  
did then and there feloniously obtain from the possession of the said *Fredrick W. Devce, James E. Drummond and J. Seaver Page* the sum of *£250* dollars in money, lawful money of the United States and of the value of *£250* dollars, of the proper moneys, goods, chattels and personal property of the said *Fredrick W. Devce, James E. Drummond and J. Seaver Page*, which said sum of money they were then and there induced to and did pay and give to the said *Joseph Mager* in payment of and for an advertisement of their business to be inserted in the said programme. And the said *Joseph Mager* did then and there feloniously receive and obtain the said sum of money as aforesaid of the proper moneys, goods, chattels and personal property of the said *Fredrick W. Devce, James E. Drummond and J. Seaver Page*, with intent to deprive and defraud the said *Fredrick W. Devce, James E. Drummond and J. Seaver Page* of the same, and of the use and benefit thereof, and to appropriate the same to his own use.

Whereas, in truth and in fact, the said *Brotherhood of Locomotive Engineers* had not made arrangements for the holding of a hall room thereafter at a place called *Caledonia Hall* at the corner of *13th Street* and *University Place* in the said City, or at any other place in said City, and there was not nor is any place called *Caledonia Hall* at the corner of *13th Street* and *University Place* aforesaid, and the said *Brotherhood of Locomotive Engineers* had not undertaken and made arrangements for the publishing and printing of a programme for the said hall, and the said *Joseph Mager* had not been and was not then and there fully authorized by the said *Brotherhood of Locomotive Engineers* to solicit advertisements in its behalf to be inserted in the said programme, and had not been and was not then and there fully authorized to collect and receive payment of and for such advertisements. —



**POOR QUALITY  
ORIGINAL**

10000

And Whereas, in truth and in fact, the pretenses and representations so made as  
aforesaid by the said *Joseph Manger*  
to the said *Frederick W. Devoe, James F. Drummond & Seaver Page*, was and were  
then and there in all respects utterly false and untrue, as *he* the said  
*Joseph Manger*  
at the time of making the same then and there well knew.

And so the Grand Jury aforesaid do say : That the said  
*Joseph Manger*  
the day and year first aforesaid, at the City and County aforesaid, in the manner and form  
aforesaid, and by the means aforesaid, with force and arms, the said proper moneys, goods,  
chattels and personal property of the said *Frederick W. Devoe,*  
*James F. Drummond & Seaver Page,*  
then and there feloniously did STEAL, against the form of the Statute in such case made and  
provided, and against the peace and dignity of the said People.

JOHN R. FELLOWS.  
~~RANDOLPH B. MARTINE,~~  
District Attorney.

1001

**BOX:**

292

**FOLDER:**

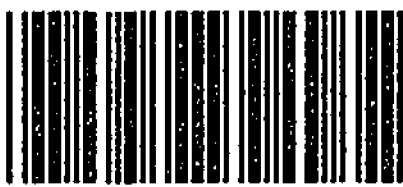
2786

**DESCRIPTION:**

McCaffary, Daniel

**DATE:**

01/19/88



2786



POOR QUALITY  
ORIGINAL

1002

251

Witnesses:

*M. Flannery*

Counsel,

Filed 19

day of

1888

Pleads

THE PEOPLE

vs.

Assault in the First Degree, Etc.  
(Sections 214 and 218, Penal Code.)

H

*Daniel McCaffrey*

*OK*

JOHN R. FELLOWS.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*J. J. Gorman*

Foreman.

*Larry Dwyer*

*Wm. J. Gorman*  
*James J. Gorman*  
*James J. Gorman*

Police Court— District.

City and County } ss.:  
of New York,

of No. 31 Corn ties Slip Street, aged 34 years,  
occupation Hotel Keeper being duly sworn

deposes and says, that on 11 day of January 1888 at the City of New  
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Daniel  
Mc Caffrey (now here) who

cut and stabbed deponent

on the lip with the blade

of a knife which he then

held in his hand, and

did throw a stone at deponent

striking him on the right

ear, and said assault

was committed

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

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

Sworn to before me, this 12 day

of January 1888

Michael H. Flannery

Solomon B. Smith  
Police Justice.



POOR QUALITY  
ORIGINAL

1004

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Daniel Mc Caffrey* 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.

*Daniel Mc Caffrey*

Question. How old are you?

Answer.

*27 years*

Question. Where were you born?

Answer.

*Utica New York.*

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

Answer.

*Canal Four "Edmund Bon" Street*

Question. What is your business or profession?

Answer.

*Boat-man*

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

Answer.

*I am not guilty  
the complainant was  
beating me with a billiard-  
cue and I struck him  
with a piece of wood I  
had no knife at the time  
and never carried one.*

*Daniel Mc Caffrey*

Taken before me this

day of *March* 188*4*

*John J. Smith*  
Police Justice.

POOR QUALITY  
ORIGINAL

1005

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

Police Court District 96

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Michael H. Hannon

3rd Avenue New York

James M. McKeever

Office \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Dated Jan 12 188

Smith Magistrate

Officer \_\_\_\_\_

Precinct \_\_\_\_\_

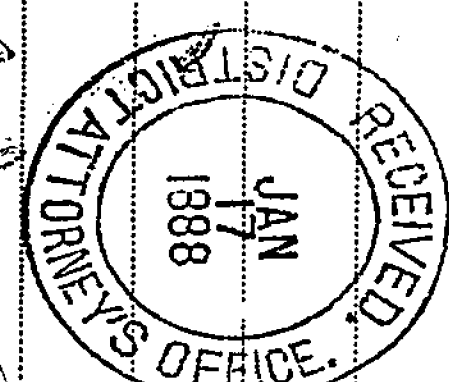
Witnesses \_\_\_\_\_

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

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

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

\$ 500.00 to answer



Don

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 Jan 12 188 Solomon S. Smith Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINAL

1006

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

THE PEOPLE OF STATE OF NEW YORK,

against

*Daniel McElhenny*

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

*- Daniel McElhenny -*

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

The said *Daniel*

late of the City of New York, in the County of New York aforesaid, on the  
*seventh* day of *January*, in the year of our Lord  
one thousand eight hundred and eighty *eight*, with force and arms, at the City and  
County aforesaid, in and upon the body of one *Michael St. Flannery*  
in the peace of the said People then and there being, feloniously did make an assault,  
and *him* the said *Michael* -  
with a certain *knife and also a certain stone*  
which the said *Daniel* -  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon *then and there wilfully and feloniously did cut, stab and wound,*

with intent *him* the said *Michael* -

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

SECOND COUNT;

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*- Daniel McElhenny -*  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows :

The said *Daniel*

late of the City and County aforesaid, afterwards, to wit: on the day and in the  
year aforesaid, at the City and County aforesaid, with force and arms, in and  
upon the body of the said *Michael St. Flannery*  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and *him* the said

*Michael* -  
with a certain *knife and also a certain stone*  
which the said *Daniel* -

in *his* right hand then and there had and held, the same being  
an instrument and weapon likely to produce grievous bodily harm, then and there  
feloniously did wilfully and wrongfully cut, stab and wound, against the form of the  
statute in such case made and provided, and against the peace of the People of the State  
of New York and their dignity.

*John A. Sullivan,*  
*District Attorney*

1007

**BOX:**

292

**FOLDER:**

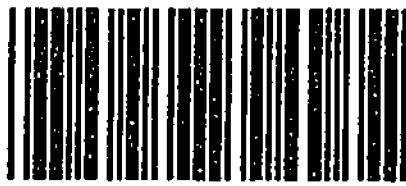
2786

**DESCRIPTION:**

McCahill, Thomas

**DATE:**

01/05/88



2786



POOR QUALITY  
ORIGINAL

1000

16. *g. d. w. 16-1*  
Counsel,  
Filed *5* day of *Jan* 188*8*  
Pleads *Not Guilty - 16*

THE PEOPLE

vs.

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

*Don't want*  
*Thomas McCall*

*H. D.*

JOHN R. FELLOWS,  
RANDOLPH B. MARTINE,  
*Att. Gen. District Attorney.*

A True Bill.

*Commander J. J. Foreman.*  
*Jan 9th.*  
*Pleaded Not Guilty 16*  
*J. J. Foreman & 11 others*

POOR QUALITY  
ORIGINAL

10009

Police Court—2 District.

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

of Ritty Daly Street, aged 28 years,  
occupation None being duly sworn

deposes and says, that on the 26<sup>th</sup> day of December 1887 at the City of New

York, in the County of New York, in premises no 54 Thompson St.

he was violently and feloniously ASSAULTED and BEATEN by Thomas  
Mc Cahill (now here) who willfully  
and maliciously cut and stabbed  
deponent in the left shoulder  
with a knife which he the said  
deponent then and there held in his  
hand cutting deponent severely and  
deponent further says that such assault  
was committed in

with the felonious intent to take the life of deponent, or to do her 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 27<sup>th</sup> day  
of December 1887.

[Signature]  
Police Justice.

Ritty Daly  
mark



POOR QUALITY  
ORIGINAL

10 10

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

2 District Police Court.

*Thomas McCall* 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 and that the statement is designed to enable him if he see fit to answer the charge and explain the facts alleged against him that he is at liberty to waive making a statement, and that his waiver cannot be used against him on the trial.

Question. What is your name?

Answer.

*Thomas McCall*

Question. How old are you?

Answer.

*25 years old*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*Paul Cor Centre Sts*

Question. What is your business or profession?

Answer.

*Work at the Corn Business*

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

Answer.

*I do not remember cutting her I had the knife in my hand and was excited*

*Thomas McCall*

Taken before me this

Day of

Police Justice.

POOR QUALITY  
ORIGINAL

1011

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

*Bill ordered* 2/6 2/38  
Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Walter J. Kelly*  
*Thomas McCarroll*

2 .....  
3 .....  
4 .....  
Offence *Assault*

Dated *December 27* 188

*Henry* Magistrate.  
*James Ryan* Officer.  
Precinct.

Witnesses *Charles and*

*Committee to the* Street.

*Street of* Street.

*No. 100* Street.

No. *1000* Street.  
to answer *Charles*

*Charles*



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

*Thomas McCarroll*

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 *Dec 27* 188 *Henry* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



POOR QUALITY  
ORIGINAL

10 12

CITY AND COUNTY  
OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

James Ryan  
of No. 5th Precinct Street, aged \_\_\_\_\_ years,  
occupation Police Officer being duly sworn deposes and says,

that on the \_\_\_\_\_ day of \_\_\_\_\_ 188  
at the City of New York, in the County of New York,

Kitty Daly (now here) is a  
Necessary and important witness  
against Thomas McCahill charged  
with felonious assault.

Deponent further says that the said  
Kitty Daly has no home and that  
he has reason to believe and does  
believe she will not be forthcoming  
when wanted.

Wherefore deponent prays the said Kitty  
may be committed to the house of  
Detention  
James Ryan

Sworn to before me, this \_\_\_\_\_  
of \_\_\_\_\_ 188 \_\_\_\_\_ day

Police Justice.

POOR QUALITY  
ORIGINAL

10 13

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

THE PEOPLE OF STATE OF NEW YORK,

against

*Thomas McCall*

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

*Thomas McCall*

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

The said

*Thomas*

late of the City of New York, in the County of New York aforesaid, on the  
*Twenty-sixth* day of *December*, in the year of our Lord  
one thousand eight hundred and eighty-~~eight~~, with force and arms, at the City and  
County aforesaid, in and upon the body of one *Victory Daly*  
in the peace of the said People then and there being, feloniously did make an assault,  
and *then* the said *Victory*  
with a certain *knife*  
which the said *Thomas*  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon then and there wilfully and feloniously did cut, stab and wound,

with intent

*then*

the said

*Victory*

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

SECOND COUNT;

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

*Thomas McCall*

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

The said

*Thomas McCall*

late of the City and County aforesaid, afterwards, to wit: on the day and in the  
year aforesaid, at the City and County aforesaid, with force and arms, in and  
upon the body of the said *Victory Daly*  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make another assault, and *then* the said *Victory*

with a certain

*knife*

which the said

*Thomas*

in *his* right hand then and there had and held, the same being  
an instrument and weapon likely to produce grievous bodily harm, then and there  
feloniously did wilfully and wrongfully cut, stab and wound, against the form of the  
statute in such case made and provided, and against the peace of the People of the State  
of New York and their dignity.

*John B. Xellous,*

*District Attorney*



10 14

**BOX:**

292

**FOLDER:**

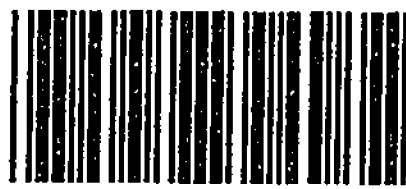
2786

**DESCRIPTION:**

McCarthy, James

**DATE:**

01/17/88



2786

POOR QUALITY  
ORIGINAL

10 15

204

Witnesses:

Wm H. Beach

Counsel,

Filed, 17 day of Jan'y 188

Pleads,

THE PEOPLE

vs.

Grand Larceny in the 5th degree  
[Sections 528, 581 Penal Code]

James McCarty

JOHN R. FELLOWS,

RANDOLPH B. MARINE,

District Attorney.

A True Bill.

J. P. Moore

Foreman.

J. P. Moore  
Jan'y 10/188  
Pleads Guilty  
S. P. Woodward



POOR QUALITY  
ORIGINAL

10 16

15  
Police Court— District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

William H Beach

of No. 274 Water Street, aged 53 years,

occupation Proprietor of Bonded Warehouse being duly sworn

deposes and says, that on the 3<sup>rd</sup> day of December 1887 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 Bale of Tobacco of the value  
about  
of two hundred and twenty five  
dollars

the property of J. G. Kimbrough in the care and  
custody of deponent as proprietor of  
Bonded Warehouse

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

and another man not arrested  
for the following reasons to wit:

Deponent is informed by Thomas  
Kelly of No 274 Water Street that on said  
date that he saw the said defendant  
and said other man not arrested  
drapping the aforesaid bale of Tobacco  
from the Warehouse to 270 Water Street into  
the hall way of premises no 268 Water  
Street said Kelly followed defendant  
and said other man and caught the  
defendant M. Carthy coming out of the  
hall way of premises no 268 Water Street  
where the aforesaid property was found

Subscribed before me, this  
1887  
Police Justice

POOR QUALITY  
ORIGINAL

1017

and said Kelly took the defendant  
into the office of the warehouse where  
the defendant was detained until  
taken into custody by an officer

Sworn to before me this

31<sup>st</sup> day of December 1887

Wm H Beach

San Francisco

Police Justice



POOR QUALITY  
ORIGINAL

10 18

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 37 years, occupation Thomas Kelly  
274 Water of No. 274 Water

Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of William Beach  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 31st  
day of Dec 188

Thomas Kelly

Samuel J. O'Connell  
Police Justice.

POOR QUALITY  
ORIGINAL

10 19

Sec. 198-200

CITY (AND COUNTY)  
OF NEW YORK

15 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty*  
*James McCarthy*

Taken before me this

day of

188

Police Justice.



POOR QUALITY  
ORIGINAL

1020

BATED,  
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

William H. Beach

274 Madison St.

James McCarthy

No. 1, by \_\_\_\_\_

No. 2, by \_\_\_\_\_

No. 3, by \_\_\_\_\_

Dated \_\_\_\_\_

George W. White, Magistrate.

George W. White, Officer.

George W. White, Precinct.

Witness \_\_\_\_\_

No. 1, by \_\_\_\_\_

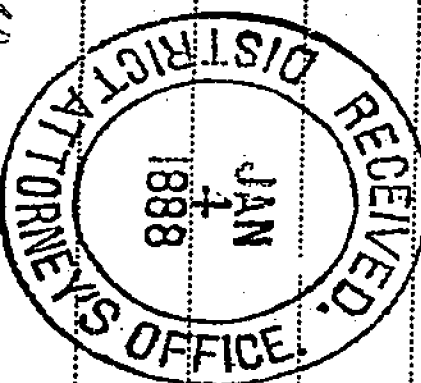
No. 2, by \_\_\_\_\_

No. 3, by \_\_\_\_\_

No. 4, by \_\_\_\_\_

to answer \_\_\_\_\_

\$100000



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

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

1021

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*James McRath*

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

*James McRath*

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

The said

*James McRath*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*thirtieth* day of *December*, in the year of our Lord  
one thousand eight hundred and eighty-*seven*, at the City and County aforesaid,  
with force and arms,

*one bale of Tobacco of*

*the value of two hundred and*

*twenty-five dollars,*

of the goods, chattels and personal property of one *William H. Beach.*

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



POOR QUALITY  
ORIGINAL

1022

SECOND COUNT—

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

*James McCarthy*—

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

The said

*James McCarthy*

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

*one bale of tobacco of the  
value of two hundred and  
twenty five dollars.*

of the goods, chattels and personal property of one

*William M. Beach.*—

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

*William M. Beach.*—

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

*James McCarthy*—

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

JOHN R. FELLOWS.

**RANDOLPH B. MARTINE,**

District Attorney.

1023

**BOX:**

292

**FOLDER:**

2786

**DESCRIPTION:**

McConnell, William

**DATE:**

01/10/08



2786



1024

**BOX:**

292

**FOLDER:**

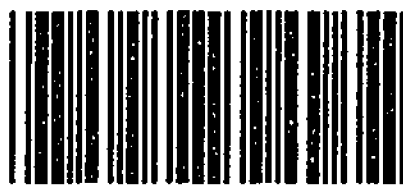
2786

**DESCRIPTION:**

McNally, William

**DATE:**

01/10/88



2786

1025

**BOX:**

292

**FOLDER:**

2786

**DESCRIPTION:**

Oakes, William

**DATE:**

01/10/88



2786



886-

Witnesses :

Counsel,

Filed, 10 day of Jan'y 1888

Pleads,

THE PEOPLE

vs.

William McConnell

William McNally

William Oakes

JOHN R. FELLOWS,

RANDOLPH R. MARTINE,

Jan'y 11<sup>th</sup>. District Attorney.

Call Plead Guilty

Exhibit A Subscribed

A True Bill, With Recommendation

to the Court that Clemency be shown

to the Court that Clemency be shown

to the Court that Clemency be shown

to the Court that Clemency be shown

to the Court that Clemency be shown

to the Court that Clemency be shown

to the Court that Clemency be shown

1026

1027

Police Court— / District.

Affidavit—Larceny.

City and County } ss.  
of New York,James Macnaughten  
of No. 79 Spring Street, aged 26 years,  
occupation Merchant being duly sworndeposes and says, that on the 28 day of December 1887 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 bag containing 272 pounds  
Wool of the value of Fifty four  
dollars

the property of Deponent and his Copartners

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 William McConnell, William Mc  
Nally, & William Oakes.from the fact that deponent is informed by  
Michael Brennan that said Mc Connell  
came to No 155 Duane Street in said  
City and asked him if he could dispose  
of the aforesaid property. That said Brennan  
replied to said Mc Connell that he  
thought he could and said Mc Connell  
informed said Brennan that he would  
send him the same. Deponent says that  
said Brennan informs him that said  
property was delivered at his place of  
business. That thereafter said Mc ConnellSworn to before me, this  
day of  
1887  
Police Justice.



came and said Brennan informed said Mc Connell to come the following Saturday Evening. Dependent says that he received the annuity letter now here shown from Patrick Farley requesting him to call to his place of business. Dependent says that he called as aforesaid and said Brennan and said Brennan asked him what he would do about the matter and dependent informed said Brennan he purchased the same from said Mc Connell and that he said dependent would send him \$27 in marked bills, which he said Brennan received. Dependent says that said Mc Connell came to said Brennan place of business and he said Brennan purchased said property from said Mc Connell with said marked money as dependent is informed by said Brennan.

Dependent further says that he is informed by Officer John Sheridan that he arrested William Mc Connell, William Mc Rally, & William Oakes coming out of his place of business together and then and there found said marked money in their possession.

Dependent says that said defendants are in his employ and that James McGee a carman informs him that said Mc Rally & Oakes carried said property out of his place business and placed the same in said McGee's Express wagon and said Mc Rally directed said McGee to take the same to Patrick Farley's No 155 Duane Street and leave it.

Wherefore dependent charges said defendants with feloniously taking, stealing and carrying away said property as aforesaid.

Sworn to before me this  
31 day of Dec 1887

James Moenagh  
San. J. O'Connell Police Justice

1029

CITY AND COUNTY }  
OF NEW YORK, } ss.

Michael Brennan  
aged 38 years, occupation Porter of No.

509 W 48th Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of James Macnaughton  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 31  
day of Dec 1889

hs  
Michael Brennan  
mark

Samuel C. Beilly  
Police Justice.

CITY AND COUNTY }  
OF NEW YORK, } ss.

James McGee  
aged 34 years, occupation Truck Driver of No.

214 Grand Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of James Macnaughton  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 31  
day of Dec 1889

James McGee

Samuel C. Beilly  
Police Justice.



1030

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 41 years, occupation John Sheridan  
Police officer of No  
10th Precinct Police Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of James Macnaughton  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 31  
day of Dec 1883 } John Sheridan

Samuel C. Hill  
Police Justice.

1031

Sec. 198-200.

District Police Court.

CITY AND COUNTY {  
OF NEW YORK, } ss

William McConnell 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. William McConnell

Question. How old are you?

Answer. 27 years

Question. Where were you born?

Answer. Ireland

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

Answer. 352 Hamburg Ave 73/64th 2 years

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 guilty of the charge  
Wm McConnell

Taken before me this

day of

Dec

188

Samuel J. McNeill  
Police Justice.



1032

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

William Mc Nally being duly examined before the undersigned, 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 him; that the statement is designed to enable h him if he see fit to answer the charge and explain the facts alleged against h him that he is at liberty to waive making a statement, and that h his waiver cannot be used against h him on the trial.

Question. What is your name?

Answer. William Mc Nally

Question. How old are you?

Answer. 35 years

Question. Where were you born?

Answer. US

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

Answer. 332 Gold St 10 years

Question. What is your business or profession?

Answer. Fire ascorter

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 I  
admit having \$13 of the  
marked money in my  
possession

Wm Mc Nally

Taken before me this 31

day of Sept

188 7

David J. Mc Nally Police Justice.

1033

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

William Oakes 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 Oakes

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. 224 Concord St. Bklyn. 19 Years

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 assisted McNeill in carrying the property out of the place and placing the same in an Express wagon. McNeill gave me the \$2 marked money that was found in my possession

William Oakes

Taken before me this

day of

Dec

188

John J. McNeill Police Justice.



1034

Police Court - 21  
15th District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Macquibbin  
79 Spring  
William McConnell  
William McVally  
William Oakes  
Offence: Grand Larceny

Dated DEC 31 1887

David O'Reilly Magistrate.  
John Sturtevant Officer.

Witnesses: Michael Sturman  
No. 509 1st St. 8  
Street.

RECEIVED.  
No. 214  
John Sturtevant  
10th Precinct  
Street.

\$10000 to answer  
Common Pleas  
Street.

BAILED,  
No. 2 by James Macquibbin  
Residence Street.  
No. 3 by David O'Reilly  
Residence Street.  
No. 4 by John Sturtevant  
Residence Street.

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

guilty thereof, I order that /he/ be held to answer the same and /he/ be admitted to bail in the sum of One 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 DEC 31 1887 David O'Reilly Police Justice.

I have admitted the above-named William McVally, William Oakes to bail to answer by the undertaking hereto annexed.

Dated DEC 31 1887 Police Justice.

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

Dated 1887 Police Justice.


**WOOL**

79 & 81 SPRING ST.  
70, 72, 74 & 76 CROSBY ST.

*Wm. Macnaughtan's Sons,  
Commission Merchants.*

*New York, \_\_\_\_\_ 188*

We, the undersigned, Wm. Macnaughtan's Sons, complainants against William McConnell, William McNally and William Oakes beg to state as follows:

William McConnell, age 27, has wife and one child who are totally dependent upon him for their support, has been in our employ 4 years, during which time he has served us faithfully and well.

William McNally, age 35, married and has three children, who, with a widowed mother are totally dependent upon him for support, has been in our employ 10 years, during which time he has also served us faithfully and well. He has lived at 332 Gold St. for 10 years, and is respected by all who know him.

William Oakes, age 19, single and is the eldest of seven younger children, who are the sole support of their widowed mother.

The above men were discovered by us in stealing and selling 1 Bag, 272 lbs. Wool, value about \$50.

We do not wish to excuse their act in any way. We have every desire to have them severely reprimanded and shown the enormity of their guilt. To this end we caused the arrest of McNally and Oakes after they were confronted with and had confessed their guilt.

McConnell did not confess till after his arrest. They now all plead guilty and throw themselves upon the mercy of the court, humbly beseeching mercy.

We have every reason to believe, after thorough investigation that this is their first offense, and also good evidence that all three realize the sin they have committed, and are truly penitent.

In view of these facts, and with the knowledge that the men are not criminals at heart, and that confinement in prison might do them harm, rather than good, and also will draw the means of support from so many women and children, and that what they have already gone through is a severe lesson to them we ask the court to suspend the sentence. Not that we cannot fill these men's places or that we have any selfish interest to serve, but we feel that we can help these men to lead in future an honest and upright life.



1036

WOOL

79 & 81 SPRING ST.  
70, 72, 74 & 76 CROSBY ST.

*Wm. Macnaughtan's Sons,  
Commission Merchants.*

*New York, \_\_\_\_\_ 188\_*

*We are willing to take one of the elder of the men back in our employ. The other we will aid all we possibly can to find employment, and then keep an eye over him. The lad we will take back.*

*We trust our request will meet the favor of the court.*

*Wm Macnaughtan's Sons.*

*Signed and sealed,*

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*William McRae,  
William McRae,  
and William Oakes*

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

*William McRae, William  
McRae and William Oakes*

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

The said *William McRae, William  
McRae and William Oakes*, all

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*Twenty eighth* day of *December*, in the year of our Lord  
one thousand eight hundred and eighty-*seven*, at the City and County aforesaid,  
with force and arms,

*Two hundred and seventy*

*Two pounds of wool of the*

*value of fifty four dollars,*

of the goods, chattels and personal property of one

*James Macmanus,*

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  
*William Mc Connell, William*  
*Mc Nally and William Oakes*  
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *William Mc Connell,*  
*William Mc Nally and*  
*William Oakes, all*  
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year  
aforesaid, at the Ward, City and County aforesaid, with force and arms,

*Two hundred and seventy two*  
*pounds of wool of the value*  
*of twenty cents each pound,*

of the goods, chattels and personal property of one

*James Macnaughton.*

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

*James Macnaughton.*  
unlawfully and unjustly, did feloniously receive and have; the said *William*  
*Mc Connell, William Mc Nally*  
*and William Oakes*

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

JOHN R. FELLOWS.  
~~RANDOLPH B. MARTINE,~~

District Attorney.

1039

**BOX:**

**292**

**FOLDER:**

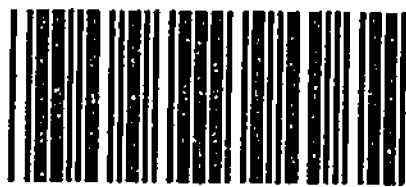
**2786**

**DESCRIPTION:**

**McCrudden, Andrew**

**DATE:**

**01/10/88**



2786



Witnesses:

F. A. Myers

J. A. Graham

Wm. A. Smith

Wm. A. Smith

84

884

August 10

Counsel,

Filed

1888

Pleads, *Indignity (111)*

THE PEOPLE

vs.

*300396*

*Sections 498, 506, 528, 532*

*Burglary in the Third Degree.*

*Andrew McCudden*

JOHN R. FELLOWS.

RANDOLPH B. MAETINE,

District Attorney.

A True Bill.

*Amended For.*

*Part III Foreman*

*January 17/88.*

*Pleads*

*Petty Larceny.*

*6 months*

1040

People } Burglary 3<sup>d</sup> Degree  
          } Larceny (Petit)  
          } Criminal receiving  
          } stolen goods.

Andrew M<sup>c</sup> Cadden.

Charles B.  
M<sup>c</sup> Manus

Charles B. M<sup>c</sup> Manus,

Police Officer, Central Office.

I know nothing of the crime except from  
the confession of the defendant. <sup>I arrested defendant</sup> On Dec. 30,  
1887, defendant said to Mr. <sup>by</sup> Myers the  
complainant in my presence, "if you  
won't press the charge I will pay you  
for the amount of damage and the  
lead that I have taken." This was after  
he had been held to answer. The defendant  
then said "he had sold the lead to a man  
by the name of King in 2<sup>d</sup> Ave." and he  
took me there and said "that was the  
place he sold it" and King denied it.

Defendant is a working man and I know  
nothing about his character.

1-12-88-1029  
1-12-88-1030

James  
Strahan.

James Strahan,  
1837, 3<sup>d</sup> Ave.

On Saturday afternoon about 2 P.M. I think  
on Dec. 18<sup>th</sup>, I saw the defendant on the  
fire escape on the first floor of the brick  
building ~~203~~ (tenement) with brown stone  
front in East 99<sup>th</sup> Street belonging to Mr.  
Myers the complainant. Defendant was in



the act of throwing <sup>some</sup> the lead pipe into the rear yard of the building. The fire escape balcony that he was standing on enclosed two windows. The windows were lead glass in them. After throwing down the lead pipe defendant dropped into the yard. I know nothing more about the case.

Patrick  
Murphy

Patrick Murphy. 517 East 15<sup>th</sup> St.  
On Saturday afternoon about 2 P.M.  
on Dec. 18<sup>th</sup>, 1887, I saw defendant standing on the fire escape balcony on the first floor of the building three houses from East of 3<sup>rd</sup> Ave belonging to Mr. Myers, in the rear of the building. Defendant showed up a window and went into the building. In a few minutes, between 5 and 10 I should think, he returned to the fire escape again with a coil of lead pipe in his hand and threw it down to the ground. Then he came down from the fire escape balcony, lifted up the pipe and walked off. After he was gone 4 or 5 minutes he returned and went to work again in the adjacent lot digging a hole. He was <sup>at this time</sup> employed by Mr. Doyle on a building in course of erection on

the lot adjacent to the one on which the house entered stood. I am an engineer and at this time I was employed on the <sup>same</sup> building as defendant and had seen him working there for a couple of weeks before. There are persons working on the building with me now who saw the defendant going along 2<sup>d</sup> Ave after the men of defendant's gang had stopped work with lead pipe in his possession. I do not know their names but can pick them out.

Frederick  
S. Meyers.

At Frederick S. Meyers,

Complainant, 421 West 22<sup>d</sup> St.

I own the building N<sup>o</sup> 203 East 99<sup>th</sup> St. the house from which the pipe was taken. It is a brick tenement with a brown stone front and the house next to the lot in which Patrick Murphy who has testified here was working. I know nothing of the crime except that when defendant was in court he called me aside and said if I would let up on him he would return the pipe to me. ~~I know the market value of lead pipe and the amount stolen from the house.~~

1-12-88.



POOR QUALITY  
ORIGINAL

1044

Witnesses -

Charles B. McManis,  
Officer, Central Office.  
James Strahan,  
1837, 3<sup>d</sup> Ave.  
Patrick Murphy,  
517 E. 15<sup>th</sup> St.  
Frederick S. Myers  
Complainant,  
421 W. 22<sup>d</sup> St.

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs,

Andrew  
McCradden.

Burglar 2<sup>d</sup> Degree.  
Fifth Degree.  
Receiving stolen goods.

BRIEF OF FACTS.

For the District Attorney.

Dated January 12<sup>th</sup> 1888.

Wm. Graves Jones

Deputy Assistant.

POOR QUALITY  
ORIGINAL

1045

Witnesses -

Charles B. McManus,  
Officer, Central Office.  
James Strahan,  
1837, 3<sup>d</sup> Ave.  
Patrick Murphy,  
517 E. 15<sup>th</sup> St.  
Frederick S. Myers  
Complainant,  
421 W. 22<sup>d</sup> St.

COURT OF GENERAL SESSIONS.

THE PEOPLE, & C.

vs,

Andrew  
McCudden.

Burglar 3<sup>d</sup> Degree.  
Felt Recovery.  
Recovering stolen goods.

BRIEF OF FACTS.

For the District Attorney.

Dated January 12<sup>th</sup> 1888.  
Wm. Graves Jones  
Deputy Assistant.



Police Court District.

City and County } ss.:  
of New York,

of No. 421 West 22 Street, aged 35 years,  
occupation Real estate dealer being duly sworn

deposes and says, that the premises No. 203 East 99<sup>th</sup> Street, 12 Ward

in the City and County aforesaid the said being a brick building

or tenement - tenement

and which was occupied by tenants as a tenement

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

were **BURGLARIOUSLY** entered by means of forcibly Raising a

near window communicating with

said premises, with intent to commit

a larceny therein

on the 17<sup>th</sup> day of December 1887 in the day time, and the

following property feloniously taken, stolen, and carried away, viz:

A quantity of lead pipe - say

about forty feet, and of the

value of about twenty five dollars

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

**BURGLARY** was committed and the aforesaid property taken, stolen and carried away by

William McCradden now deceased

for the reasons following, to wit: That deponent is

informed by one Patrick Murphy

that at about two o'clock P.M. on said

17<sup>th</sup> day of December he saw the defendants

climb up the fire escape and enter said

premises by forcibly raising a near window

that Murphy further informs deponent that in about

ten minutes thereafter he saw the defendants leave

the place by the same window and saw him have lead

pipe in his possession, and deponent believes the same to be true.

Wm. McCradden

Deponent

Subscribed and sworn to before me this

18<sup>th</sup> day of December 1887

at New York City

Notary Public

POOR QUALITY  
ORIGINAL

1047

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 36 years, occupation Engineer of No.

117 East 15th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Federick S. Rogers

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

Sworn to before me, this 30th

day of December 188 7

Patrick Murphy  
Police Justice.



POOR QUALITY  
ORIGINAL

1048

Sec. 198-200.

District Police Court.

CITY AND COUNTY, ss.  
OF NEW YORK.

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

Question. What is your name?

Answer.

*Andrew McCradden*

Question. How old are you?

Answer.

*24 Years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*I board in 96 Street & 2 Avenue*

Question. What is your business or profession?

Answer.

*Not carrier*

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

Answer.

*I am not guilty of the  
charge*

*his  
Andrew McCradden  
mark*

Taken before me this

188

Police Justice.

POOR QUALITY  
ORIGINAL

1049

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 vs. c.

ON THE COMPLAINT OF

*McDonald, J. W. & Co.*  
*4-21-1888*  
*William McDonald*

1 \_\_\_\_\_  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Office \_\_\_\_\_  
And \_\_\_\_\_

Date \_\_\_\_\_ 188

Magistrate.

*James J. McManus*  
Officer.

Precinct.

Witnesses

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

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

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

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

\$ \_\_\_\_\_ to answer



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

*Andrew M. Cruden*  
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 *Dec 30* 188 *Henry Horner* Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.



Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Andrew McRadden*

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

*Andrew McRadden*

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

The said *Andrew McRadden*,

late of the *Twelfth* Ward of the City of New York, in the County of New York, aforesaid, on the *nineteenth* day of *December*, in the year of our Lord one thousand eight hundred and eighty-*seven*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *Building* of one

*Frederick S. Myers*

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

*Frederick S. Myers*

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

*Andrew McRadden* —

of the CRIME OF

*Pelvic* LARCENY. —

committed as follows :

The said

*Andrew McRadden*.

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

*one hundred pounds of lead  
pipe of the value of ten  
cents each pound, and thirty  
brass rods of the value of  
fifty cents each.*

of the goods, chattels and personal property of one *Fredrick S. Myers*,

in the *building* of the said *Fredrick S. Myers*.

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.

*John R. Xellows,*  
*Attorney*



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**END OF  
BOX**