

0009

BOX:

113

FOLDER:

1200

DESCRIPTION:

Mahon, John

DATE:

09/14/83



1200

No 156

Walter & Fitzgerald

Day of Trial,

Counsel,

Filed 14 day of Sept 1883

Pleads

Walter & Fitzgerald

THE PEOPLE

vs.

John
Mahon

Walter & Fitzgerald

JOHN McKEON,

District Attorney.

A True Bill.

Walter & Fitzgerald

Foreman.

In Oct 4. 1883,

Walter & Fitzgerald.

BURGLARY—Third Degree, and
Receiving Stolen Goods.
[5499506, 5294551]

0010

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 Mahon

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

John Mahon

of the CRIME OF BURGLARY IN THE THIRD DEGREE,

committed as follows:

The said *John Mahon*

late of the *Twelfth* Ward of the City of New York, in the County of New York, aforesaid, on the *ninth* day of *September* in the year of our Lord one thousand eight hundred and eighty *three* with force and arms, at the Ward, City and County aforesaid, the *store* of

William Gungor

there situate, feloniously and burglariously, did break into and enter, the same being a building in which divers goods, merchandise, and valuable things were then and there kept for use, sale and deposit, to wit: the goods, chattels, and personal property hereinafter described, with intent the said goods, chattels, and personal property of the said

William Gungor

then and there being, then and there feloniously and burglariously to steal, take and carry away, and *fifteen* bottles of *whiskey* of the value of one dollar and *twenty* five cents each bottle, *thirteen* bottles of *vine* of the value of one dollar each bottle, *five* bottles of *brandy* of the value of *two* dollars and *fifty* cents each bottle, *five* boxes of *cigars* of the value of *three* dollars each box, and *three* boxes of *tobacco* of the value of one dollar and *fifty* cents each box.

of the goods, chattels and personal property of the said *William Gungor*

so kept as aforesaid in the said *store* then and there being found, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John Mahon

District Attorney

0012

No 156

BAILED.

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Police Court - 156 - 718 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Burgess
2297 22nd St.

John Mahon

1
2
3
4

Offence: Burglary 4th Degree

Dated Sept 10 1883

W. J. Morgan Magistrate.
James Kearney Officer.

12 Precinct.

Witnesses James Kearney

No. 1 12th Precinct - Precinct.

James Kearney

No. 2286 - 2nd Precinct.

No. _____
Street, _____

\$ 1500 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 John Mahon

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

Dated Sept 10 1883 W. J. Morgan 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.

0013

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

Deft District Police Court.

John Mahon 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 Mahon

Question. How old are you?

Answer.

20 years.

Question. Where were you born?

Answer.

New York City.

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

Answer.

2266 2^d Avenue -

10 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

John Mahon

Taken before me this

day of

Sept

1883

W. J. Morgan Police Justice.

0014

Police Court—5th District.

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

William Gurgas
of No. 2297-2^d Avenue Street, aged (52) years,
occupation Grocery being duly sworn
deposes and says, that the premises No 2297-2^d Avenue Street,
in the City and County aforesaid, the said being a Grocery Store

and which was occupied by deponent as a Store for the Sale of Groceries
~~and in which there was at the time a human being, by name~~

were BURGLARIOUSLY entered by means of forcibly breaking
wire screen and glass in said store
door (front) leading into said
premises

on the 9th day of September 1883 in the Night time, and the
following property feloniously taken, stolen, and carried away, viz:

(15) Fifteen bottles of Whiskey of the value of \$18.75-
(13) Thirteen bottles of Cherry Wine of the value of \$13.00
(5) Five bottles of Brandy of the value of \$11.25-
(5) Five bottles of Cigars of the value of \$15.00
(3) Three boxes of Tobacco of the value of \$4.00

All of the value of Fifty five and 00/100 dollars

the property of

William Gurgas

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

John Mahon was here

for the reasons following, to wit: that the papers, here shown,
were found in the drawer behind
the counter in deponent's room, and
where the larceny of the property as
aforesaid was committed. That
said papers as aforesaid belong to the
father of said John Mahon, and were
identified by said father of said
John Mahon as his property and were

00 15

taken away by his son John Mahon
that said John Mahon admitted to
have taken said flyers as aforesaid
as this deponent is informed by
Officer James Loomis of the 12th Police
Precinct of this city.

Therefore this deponent charges
said John Mahon, with and with
having feloniously committed said
Burglary, and Larceny of said
property as aforesaid.

William Guigues

Sworn to before me
September 10th 1883.

R. L. Schurman
Chief Justice

Police Court _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ _____ Bail.

Bailed by _____

No. _____ Street.

POOR QUALITY
ORIGINAL

0016

City and County of N.Y. ss.

Thomas Mahon being duly sworn
says that on Saturday night last
he lost a pair of players, and that
the pair of players were here shown
up in the possession of Officer Sperry,
ressemble the players lost by this
defendant on Saturday last, and
the wife of this defendant infor-
med him that his son John
Mahon had taken them -
Thomas Mahon

Sworn to before me
September 11th 1883.
P. L. Morgan
Phil Justice.

Sworn Sept 13.

00 17

BOX:

113

FOLDER:

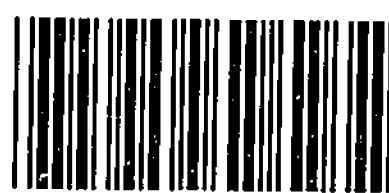
1200

DESCRIPTION:

Mannix, John

DATE:

09/06/83



1200

No 37

Day of Trial,

Counsel,

Filed,

Pleads

1883

day of

Sept 10/83

THE PEOPLE

vs.

R

John

19 Mannix

142 Cherry

Macdonald

JOHN MCKEON,

District Attorney.

22 Sept 10/83

Pleads Assault &c.

A TRUE BILL.

Wm J. Brown

Foreman.

POOR QUALITY
ORIGINAL

00 18

00 19

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

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

John Mannix

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

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

The said *John Mannix*

late of the City of New York, in the County of New York, aforesaid, on the *twenty sixth* day of *August* in the year of our Lord one thousand eight hundred and eighty *three* with force of arms, at the City and County aforesaid, in and upon the body of *Franz Tanchert* in the peace of the said people then and there being, feloniously did make an assault and *in* the said *Franz Tanchert* with a certain *knife* which the said *John Mannix*

in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound with intent *in* the said *Franz Tanchert* 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

John Mannix

of the CRIME OF Assault in the Second Degree, committed as follows:

The said *John Mannix*, 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 *Franz Tanchert* then and there being, feloniously did, wilfully and wrongfully, make an assault and *in* the said *Franz Tanchert* with a certain *knife* which the said *John Mannix*

in *his* right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully. then and there beat, strike, stab, cut 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 McKEON, District Attorney.

0021

Sec. 195-200.

CITY AND COUNTY
OF NEW YORK,

District Police Court.

John Mannix 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 think will tend to your
exculpation?

Answer.

Taken before me this
day of

Police Justice.

0022

Police Court— District.

CITY AND COUNTY
OF NEW YORK, } ss.

of No.

191 Canal
21 years old. Waiter

Street,

being duly sworn, deposes and says, that
on the 26th day of August

in the year 1883 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

John Mannix now Medecin
who did wilfully and maliciously
cut and wound deponent in
his leg with and by means
of a certain Knife and sharp
dangerous Weapon which the
Mannix then and there held
in his hands

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

day

of

1883

Francis Touchet

POLICE JUSTICE.

0023

BOX:

113

FOLDER:

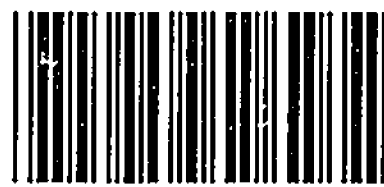
1200

DESCRIPTION:

Markey, James

DATE:

09/05/83



1200

0024

BOX:

113

FOLDER:

1200

DESCRIPTION:

Murphy, John

DATE:

09/05/83



1200

POOR QUALITY
ORIGINAL

0025

U^o 26

Counsel,

Filed

day of

1883

Pleads

THE PEOPLE

vs.

James Martin

Wm. H. H. H.

John Martin

H. D.

Grand Larceny in the second degree.

INDICTMENT.

JOHN McKEON,

District Attorney.

I do hereby certify that the above is a true and correct copy of the original as filed in my office.

Wm. H. H. H.

Foreman.

0026

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 Murphy
and
James Markey

The Grand Jury of the City and County of New York, by this indictment, accuse John Murphy and James Markey of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said John Murphy and James Markey

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the 24th day of August in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms sixteen gold coins of the kind commonly called sovereigns of the value of five dollars each, and one pocket book of the value of one dollar

of the goods, chattels and personal property of one John Allan on the person of the said John Allan then and there being found, from the person of the said John Allan

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 McKEON, District Attorney.

0027

And the Grand Jury aforesaid, by this indictment, further accuse the said —
John Murphy and James Markey

_____ of the CRIME OF RECEIVING STOLEN GOODS,
committed as follows:

The said John Murphy and James
Markey _____

late of the First Ward of the City of New York, in the County of New York
aforesaid, on the 24th day of August in the year of our Lord
one thousand eight hundred and eighty-three, at the Ward, City and County
aforesaid, with force and arms sixteen gold coins, of
the kind commonly called
sovereigns, of the value of five
dollars each, and one pocket
book of the value of one
dollar _____

of the goods, chattels and personal property of John Allan _____

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

unlawfully and unjustly, did feloniously receive and have; the said John
Murphy and James Markey _____

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 McKEON, District Attorney.

POOR QUALITY
ORIGINAL

0028

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. Steamship Company Street,

being duly sworn, deposes and says, that on the 24 day of August 1883
at the day time City of New York,

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

the following property, viz :

Sixteen English Sovereigns of the
value of Eighty one Dollars. & one leather
socket book of the value of one Dollar.

the property of Deponent.

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen, and carried away by James Mackey & John Murphy

now present. That deponent had said money
in his vest upon his body while lying asleep
in his bunk on said Steamship, upon which
he was a passenger. That about two hours after
deponent made known his loss to the defen-
dants. said Mackey returned two sovereigns
and some silver coin to deponent, saying
he had received them from the defendant
Murphy. That deponent saw another
sovereign taken from the possession of
Mackey. That after the arrest of defendants
Mackey denied that he said that Murphy gave
him the said sovereigns. That said socket book

Police Justice,

Sworn before me this 25 day of August 1883

POOR QUALITY
ORIGINAL

0029

was stolen at the same time from the
pocket of the pantaloons upon deponent's
body. and was returned to deponent
by said Murphy. who admitted that he
took that but not the money.

May I be free me

W. J. Murphy

John Albarr

Police Justice

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0030

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 _____

Dated 23 Aug. 1883

Dated 188

Dated 188

Police Justice.

0031

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

John Murphy 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 Murphy

Question. How old are you?

Answer. 32 years.

Question. Where were you born?

Answer. In Ireland.

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

Answer. On Steamship Circassia

Question. What is your business or profession?

Answer. Sailor.

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 know nothing about Allan's money. The pocket book was given to me by a man who told me to give it to Allan.

John X Murphy
Mark

Taken before me this

day of

Police Justice.

0032

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

James Markey

Question. How old are you?

Answer.

16 years.

Question. Where were you born?

Answer.

In Scotland.

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

Answer.

In Glasgow. Orange St. Newark.

Question. What is your business or profession?

Answer.

Carpenter.

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 saw two men coming up stairs. who gave me the sovereigns. When I got sober and heard Allan's money was stolen I gave it back to him.

James Markey

Taken before me this 20th

day of

James Markey

Police Justice.

0033

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT,

DISTRICT.

Edward Grace
of No. *27 Beecher Place* Street, being duly sworn, deposes and

says that on the _____ day of _____ 1883

at the City of New York, in the County of New York, *John Allan* is

a necessary and material witness
against *James Mackey & John Murphy*
now present. charged with Grand
Larceny. That said Allan has paid
his passage to Glasgow. and depo-
nent has reason to believe that he
said Allan if allowed to depart
will not be present to prosecute
his Complaint against said defen-
dants.

Edward Grace

Sworn to before me, this *25* day of *August* 1883
[Signature]
Police Justice.

0034

BOX:

113

FOLDER:

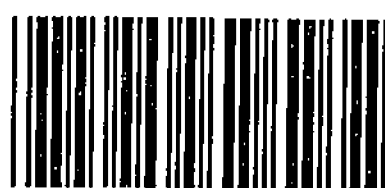
1200

DESCRIPTION:

Martin, Frank

DATE:

09/05/83



1200

0035

BOX:

113

FOLDER:

1200

DESCRIPTION:

Martin, John H.

DATE:

09/05/83



1200

0036

BOX:

113

FOLDER:

1200

DESCRIPTION:

Martin, John

DATE:

09/05/83



1200

0037

Nov 1 + 3 Recharged by the
Court on their bar-bare people
Zancas

0038

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Martin
John Martin
and
John D. Martin

The Grand Jury of the City and County of New York, by this indictment, accuse
Frank Martin, John Martin and
John D. Martin

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

The said Frank Martin, John Martin
and John D. Martin

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the
27th day of August in the year of our Lord one thousand eight hundred and
eighty- three, at the Ward, City and County aforesaid, with force and arms
one wagon of the value of
one hundred and sixty
dollars

of the goods, chattels and personal property of one Edward Wagner
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.

0039

And the Grand Jury aforesaid, by this indictment, further accuse the said Frank Martin, John Martin and John D. Martin

_____ of the CRIME OF RECEIVING STOLEN GOODS,
committed as follows:

The said Frank Martin, John Martin and John D. Martin

late of the First Ward of the City of New York, in the County of New York
aforesaid, on the 27th day of August in the year of our Lord
one thousand eight hundred and eighty-three, at the Ward, City and County
aforesaid, with force and arms one wagon of the
value of one hundred and
sixty dollars

_____ of the goods, chattels and personal property of Edward Vogel

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

unlawfully and unjustly, did feloniously receive and have; that the said Frank
Martin, John Martin and John D.

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 McKEON, District Attorney.

0040

Received
May 31 1984
P.B.D.

0041

State of New York.

Executive Chamber,

Albany, May 19th 1884

Sir: Application having been made to the Governor for the pardon of *John H. Martine*, who was sentenced on *Sept. 17* 1883, in your County, for the crime of *Receiving stolen goods* for the term of *2* years and _____ to the State Prison. *Reluctantly*, you are respectfully requested (in pursuance of Chapter 310, Laws 1849) to furnish the Governor with a concise statement of the case as proven on the trial, together with any other facts or circumstances which may have a bearing on the question of granting or refusing a pardon. Be pleased, also, to state the previous character of the convict. *All. Spinnou is*, respectfully, requested.

Each letter of inquiry from this Department should be answered on a separate sheet. It is claimed he is entirely innocent.

Very respectfully yours,

Samuel May

to Hon. Peter B. Olney

District Attorney, &c.

POOR QUALITY
ORIGINAL

0042

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Vogel
419 W. 6 St.

Frank Martin
John H. Martin
John Martin

Offence *Grand Larceny*

Dated *August 29* 188*3*

Anthony Magistrate.
Joe H. Reese Officer.
29 Precinct.

Witnesses *Henry Haffner*
Charles Rogers
No. 112 West 66 St.
James Price
No. 29 W. Leonard St.
\$ *2000* to answer *Ed. Vogel*

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

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

Dated *August 29* 188*3* *P. H. Duffy* 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

0043

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

50 District Police Court.

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

Question. What is your name?

Answer.

Frank Martin

Question. How old are you?

Answer.

15 years.

Question. Where were you born?

Answer.

United States

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

Answer.

601 West 23rd Street about 2 years

Question. What is your business or profession?

Answer.

Blacksmith

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

Answer.

I am not Guilty of the Charge

Frank Martin

Taken before me this

29

day of

1883

Police Justice.

0044

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

50

District Police Court.

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

Question. What is your name?

Answer.

John Martin

Question. How old are you?

Answer.

14 years.

Question. Where were you born?

Answer.

United States

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

Answer.

601 West 22nd Street about 2 years

Question. What is your business or profession?

Answer.

Blacksmith

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

Answer.

I am not guilty of the charge

John Martin

Taken before me this 29

day of August 1888

Police Justice.

0045

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

50 District Police Court.

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

Question. What is your name?

Answer.

John A. Martin

Question. How old are you?

Answer.

37 years.

Question. Where were you born?

Answer.

Ireland.

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

Answer.

601 West 25th Street about 2 years.

Question. What is your business or profession?

Answer.

Wheelwright

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 of the charge

John A. Martin
X

Taken before me this

day of

188

Police Justice

0046

CITY AND COUNTY }
OF NEW YORK, } ss.

Andrew Rogers
aged 50 years, occupation Laundry of No.
112 West 26th Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Edward Vogel
and that the facts stated therein on information of deponent are true of deponents own
knowledge.

Sworn to before me, this 29th day of August 1883 Andrew Rogers

P. Dwyer
Police Justice.

0047

CITY AND COUNTY }
OF NEW YORK, } ss.

James K. Price
aged 36 years, occupation Police Officer of No.
29th Precinct Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Edward Fogel
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 29
day of August 1883

James K. Price

[Signature]
Police Justice.

0048

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 27 years, occupation Police Officer of No.

29 Police Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Edward Vogel

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

Sworn to before me, this 29th
day of August 1883

Samuel Price

P. H. Duffly
Police Justice.

0049

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 33 years, occupation Green of No.

104 West 26th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Edward Vogel
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 29
day of August 1883 } Henry Hoffer

[Signature]
Police Justice

0050

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

50 District Police Court.

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

Question. What is your name?

Answer.

John W. Martin

Question. How old are you?

Answer.

57 years.

Question. Where were you born?

Answer.

Ireland.

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

Answer.

601 West 25th Street about 2 years.

Question. What is your business or profession?

Answer.

Wheelwright

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 of the charge

John W. Martin
X

Taken before me this

day of

188

Police Justice.

0051

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

Edward Vogel
 of No. *419 6th Avenue* Street, *aged 38. Hardware*
 being duly sworn, deposes and says, that on the *24th* day of *August* 188*3*
 at the *above mentioned premises* in the City of New York,
 in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent *with intent to deprive the true & lawful*
owner in the day night time
 the following property, viz:

One Wagon of the Value
of One hundred and Sixty Dollars.

Sworn before me this

the property of *Deponent*

day of

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 *Frank Martin, John Martin*
and John H. Martin, (now Ben) from the

fact that deponent is informed by
Henry Haffner of 104 West 26th Street.
that he saw said Frank and John Martin
who were dressed in a checked jumper
and straw hats, and whom he identifies as
the same persons he saw on the night
above mentioned, having said wagon
in their possession; while one of said

Police Justice,

188

0052

defendants was pulling the shaft, the other was pushing the said wagon along 7th Avenue. Dependent is further informed by Samuel Price an officer of the 29th Police Precinct, that he found the said wagon in front of the premises 71-10th Avenue then kept by John H. Mortimer having the wheels of said wagon taken off and the bottom of said wagon taken out and the shaft removed; the body of said wagon then being painted in a different color, and in the act of painting the wheels a different color. And when said Price asked said John H. Mortimer where he got said wagon, said John H. Mortimer told said Price that a man called and left said wagon to be repaired, when asked where said man lived and what his name was; he could not say but that he had not seen him several times before, and that said wagon came to him after his place was closed up at the hour of eight o'clock; afterwards stating it was ten o'clock instead of eight; Dependent fully identifies the said wagon as his property Edward Vogel.

Sworn to before me
this 29th day of August 1883

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFRIDA VIT-Largeny

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0053

BOX:

113

FOLDER:

1200

DESCRIPTION:

Marsh, William

DATE:

09/11/83



1200

0054

BOX:

113

FOLDER:

1200

DESCRIPTION:

Mason, Frank

DATE:

09/11/83



1200

Bail \$300.
J. H. G.

W. H. G.
Counsel,
Filed 11 day of Sept. 1883
Pleads *Not guilty*

vs. THE PEOPLE

W. H. G.
Frank B. Mason,
clerk

and
William Marsh

JOHN McKEON,
Indep. 19/13 District Attorney
Not guilty
A True Bill. S. P. Swogard
law

W. H. G.
Foreman.

Recd Feb 19 1887

POOR QUALITY
ORIGINAL

0055

0056

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank B. Mason
and
William Marsh

The Grand Jury of the City and County of New York, by this indictment, accuse Frank B. Mason and William Marsh of the CRIME OF Obtaining money for charitable purposes by means of false pretences, committed as follows:

The said Frank B. Mason and William Marsh

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

willfully did then and there falsely pretend to one Franz Hoffbauer,

That they the said Frank B. Mason and William Marsh were then connected with the Appraisers Office of the New York Custom House, and that they the said Frank B. Mason and William Marsh were then and there engaged in the charitable and benevolent work of soliciting and collecting money for the benefit of the family of one William F. Martin; that the said family were then in great distress and want, and were wholly destitute; that the said William F. Martin had been theretofore connected with the said Appraisers Office.

And the said Franz Hoffbauer, then and there believing the false pretences aforesaid, and being deceived thereby, was induced to deliver and did then and there deliver to the said Frank B. Mason and William Marsh, a sum

0057

of money, to wit, 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 ^{for the alleged and pretended charitable and benevolent purpose aforesaid} Franz Hofferbauer and the said Frank B. Mason and William Marsh, by color and by aid of the false pretences aforesaid, feloniously did then and there wilfully obtain the said sum of money of the said Franz Hofferbauer, of the goods chattels and personal property of the said Franz Hofferbauer, for the said alleged and pretended charitable and benevolent purpose.

Whereas in truth and in fact, the said Frank B. Mason and William Marsh were not then connected with the Appraiser's Office of the New York Custom House;

And whereas in truth and in fact they the said Frank B. Mason and William Marsh were not then and there engaged in the charitable and benevolent work of soliciting and collecting money for the benefit of the family of the said William F. Martin; and whereas in truth and in fact the said family were not then in great distress and want, and were not wholly destitute; and whereas in truth and in fact no person by the name of William F. Martin had been theretofore connected with the said Appraiser's Office;

And whereas in truth and in fact the pretences aforesaid, so made as aforesaid by the said Frank B. Mason and William Marsh to the said Franz Hofferbauer was and were in all respects true.

0058

time of the making of the same;

And whereas in truth and in fact the said Frank B. Mason and William Marsh then and there well knew the said pretences, so by them made as aforesaid to the said Franz Dreyfuss to be utterly false and untrue, at the time of the making of the same.

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 McKeon

District Attorney.

0059

Office of Special Agent Treasury Department,

40 1/2 Washington St

New York Aug 31, 1883.

W. B. Davis, Jr. ^{Inspector}
Special Agent

Makes report of circumstances connected with arrest of Frank B. Mason alias Chas. B. Creamer and Wm. Marsh for collecting money under false pretences.

New York Sept 2/83
Respy forwarded to the Hon
the Secretary of the Treasury
(sgd) And Ayer Jr
Special Agent.

No. of Enclosures, _____

Special Agents will fill out the endorsement and brief on the back of each letter.

POOR QUALITY
ORIGINAL

0060

80

402 Washington St. Public Stores

New York Aug 31 3

Colonel J. A. Cooper to
Special Agent U.S. Treasury Dept.
New York.

Colonel

I have the honor to report that Assistant
Inspector Kent, in charge of 3rd Division, Public Stores
Appraiser's Dept. N.Y. City informed me, some three
weeks since, that certain men supposed to have
been employees of the Appraiser's Department in
the past, were circulating a petition, among the
various Merchants, doing business with the Public
Stores, in behalf of an alleged sick employee, for the
purpose of obtaining fraudulently pecuniary re-
imbursement for the sick man, but in reality to
get funds under false pretenses for their own use.
No such sick person as represented was known

POOR QUALITY
ORIGINAL

0061

18

2/
and the petitioners were not employees in the
Government service and no authority was given
them to collect funds. In fact the whole thing
was a fraud. No one could be obtained from
but Appraiser Keat said he suspected a per-
son named Marsh, formerly an Examiner,
in 2nd Division. Several merchants have refer-
red, that they subscribed, because they thought
the man or men, having the subscription pa-
per, came from United Appraiser Keat, or
his authority. He felt very much annoyed about
it, and urged, that, as it was an outrage on
the Customs service, it was proper, that this
Office take cognizance of the matter, and have
the party or parties arrested.

He felt that it was not, as it stood, a
case which this Office could handle, and sug-
gested to Mr. Keat, that he communicate with
Inspector Lyne on a report of special Detective

**POOR QUALITY
ORIGINAL**

0062

83

[illegible]

I have nothing more to write
at present. I am very much
interested in your letter about
the new book. I will try to
get it as soon as I can.

POOR QUALITY
ORIGINAL

0063

86

4/1
Reportment. I proceeded with him, and Chamberlain
J. McPartridge to the store of P. K. Wilson
457 Broadway, and on arrival was informed by
one of the firm that the man looked for, had
been there with the petition, and would return
again at 12 o'clock, which elapsed about
some 20 minutes. He had not received any
money as yet, but was promised it, when he
would call again, which was done to enable
us to have him arrested, if the facts warranted
it, on which basis alone, made manifest to me,
I proposed to proceed. He shortly appeared at
the door, of which we were notified, and I requested
McPartridge and Partridge to withdraw from
observation, until I had got the man down to
our contact. He walked to the front of the
Office followed by me, and presented a petition
with the signatures of several large business firms,
which he had subscribed, and contributed, in amounts

POOR QUALITY
ORIGINAL

0064

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6/ varying from two to five, and ten dollars. Messrs
Kent and Harrington followed me closely,
and, when I took the petition from him,
I asked him if he was employed in the
Public Stores or Custom House, to which
he replied 'not now, but I have been.' I then
asked Messrs Kent and Harrington, if they
recognized him as an employee at the Public
Stores, and if they knew him, to which they
replied in the negative. The party who handed
me the petition, told me that it was presented
to him, as one of the firm, for the purpose of ob-
taining relief, in behalf of the widow and family
of a deceased man who had been employed in
the Public Stores. I then put on my official
badge, and ordered the prisoner to go inside the
railing to a chair, where I directed him to
stay, as my prisoner, until I told him to
leave it. He hesitated and was proceeding in

6/ another direction, when I took hold of him and put him in the chair. I had previously communicated with a policeman on the beat, and arranged to have the prisoner turned over to him, when arrested. I stood over the prisoner, while Elliott proceeded to obtain the services of Officer Sullivan, ^{of the Broadway squad} who put in an appearance, and, at my request he took him to Inspector Byrne's Office at Police Headquarters. Before the withdrawal of the prisoner, I asked in slang phrase "Where is your pal who has been helping you to work this racket," to which he replied, with cold composure and sinister look "That is for you to find out." I answered with a significant look "Perhaps have found out, and maybe I have the whole thing down fine." This had the effect I calculated. It disconcerted the prisoner, and set him to thinking with the usual inquietude and deliberation which prompts the per-

71
 do, recourse, he takes for self preservation if
 possible, by confession. He then told me in a
 whisper almost, as he was being taken off by the
 police Officer, that if I wanted to find his con-
 fidential, I could get him at the Franklin House
 on 1st Street N.W., and that his name was
 Marsh (pronounced Morris). This was the main
 information we need, and after lodging the
 prison with the police officer, I gave him the
 address, and he went to arrest the principal
 sooner, in the game of roundelings which at this
 suggestion, I repeated to Detective Hurlberg,
 who has been an assistant, in the Police House, and
 being a very close eye of a man known by sight.
 The clue given by the prisoner, who was arrested
 from a cell and a hard translation given
 within a short time. I understood from Captain
 Hurlberg that both were held to day at the Police
 Court in 1500 bail each for trial by the

0067

10

POOR QUALITY
ORIGINAL

0068

10

examined and Examiner Harrington, who were
informed of the whereabouts and identity of
the prisoner by the [illegible]
This was done inside of a few hours, and with the
evidence of guilt against the prisoner firmly
and incontrovertibly established. It is not due to
defect from the excellent work done in that
able Office by Inspector Ryan in charge of the
general detection of this city, but I must
claim for this Office the management of this
case to a quick and successful conclusion
without their aid in its course. However the
public are informed by the daily press, that the
arrests are due to the offer to suckle the
two McNaughton and Clavin, though it is a fact
that they have nothing to do with it, but it was necessary
for them for fear that some people must doubt in this
kind of false coloring and statement for the sake of getting
newspaper notoriety. One of the principle mo-

POOR QUALITY
ORIGINAL

0069

two in stating the foregoing as to ellard and
his accomplice is to prevent a re-occurrence
of the singular event of appointing a crim-
inal to office in the customs service, which
has accidentally happened in the Public
Stores before it was known. If a statement of
the disconcerted acts with the name of the per-
son created by them had been sent or forwarded to
the Treasury Department it would be against
against the danger of a re-appointment
of such person. Enclosed newspaper clipp-
ings to the case known stated which persons
are not accurate.

Yours

Wm. J. B. Kelly
J. B. Kelly

The person arrested gave name Frank M. M. M.
Q. Name is Charles Creamer. He was arrested before and
before he was arrested. He has influential friends in New York
and the other is William

POOR QUALITY
ORIGINAL

0070

PART I.

THE COURT ROOM IS IN THE SECOND STORY AND FRONTING THE PARK
If this Subpena is disobeyed, an attachment will immediately issue.
Bring this Subpena 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
Court of General Sessions of the Peace

The People of the State of New York,

To

of No. 437

Street

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the day of in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

in a case of Felony whereof, he stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of in the year of our Lord 188

ENTER D. GINER, JOHN McKEON, District Attorney.

POOR QUALITY
ORIGINAL

0071

Don't subpoena

Moore
N. Y. Co.
N. Y. Co.

188 }
day

Sworn to before me, this

[Signature]

188 by

on the day of

Subpoena, of which the within is a copy, upon
being duly sworn, deposes and says he

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

If you know of more testimony than was produced
before the Magistrate, or if a fact which you think
material was not there brought out, please state the
same to the District Attorney or one of his assistants.

District Attorney's Office.

If ill when served, please send timely word to the

Court.

If inconvenient to remain, and you prefer another
day, state this early to the District Attorney, in the

reason assigned in Court, please inquire in the District
Attorney's Office about it, and you may save time.

Should the case not be called on for trial, and no

POOR QUALITY
ORIGINAL

0072

BAILED.
No. 1, by _____
Residence _____
No. 2, by *Frank B. Mason*
Residence *129 East 44th St.*
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

100
185
676
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 *James Hoff*
2 *Ernest*
3 *Frank B. Mason*
4 *William March*

Office *Larceny*
by *false pretense*

Dated *31 August* 188

W. J. Spennan Magistrate.

Monroe McNaught Officer.

James H. Miller District
Albert Medvedade Deputy
Witnesses
No. *58 Water*
No. *415 Centre*
177 Broadway
178 Broadway

No. *58 Water*
to answer *500*
Street *177 Broadway*
No. *415 Centre*
to answer *500*
Street *177 Broadway*

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 *Frank B. Mason*

and William March

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

Dated *31 Aug* 188 *3* *W. J. Spennan* 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.

0073

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

18

District Police Court.

William Marsh

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 Marsh

Question. How old are you?

Answer.

56 years

Question. Where were you born?

Answer.

New York State

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

Answer.

27 St & Have about 6 mos

Question. What is your business or profession?

Answer.

Broker

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
Wm Marsh*

Taken before me this

day of

August 1888

Police Justice.

0074

Sec. 198-200

182

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Frank B. Mason

Question. How old are you?

Answer.

40 years

Question. Where were you born?

Answer.

Long N.Y.

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

Answer.

116 W 52 St. about 2 mos

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
Frank B. Mason

Frank B. Mason.

Taken before me this

day of

Police Justice.

0075

CITY AND COUNTY }
OF NEW YORK, } ss.

William Kent
aged 65 years, occupation Assistant Appraiser of No.

482 Washington Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Franz Hoffbauer

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

Sworn to before me, this 31
day of August 1883

Wm Kent

[Signature]
Police Justice.

0076

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, } ss.

of No. 33 Greene Street,

being duly sworn, deposes and says, ^{or about} that on the 17 day of August 1883

in the day time at the City of New York,

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

of deponent ^{with intent to cheat and defraud the true owner of the use and benefit thereof}

the following property, viz:
Good and lawful money of the United
States to the amount and 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 Frank B. Mason and William

Marsh (both now here) from the fact that on
said day said defendants came to deponents
place of business 33 Greene Street and solicited
from deponent the aforesaid money representing
to deponent that they said defendants were connected
with the appraisers Office of the New York Custom
House and wanted said money for the benefit
of the family of a William F. Martin whom said
defendants represented had been connected with

Sworn before me this

day of

Police Justice,

188

POOR QUALITY
ORIGINAL

0077

said appraisers office and that said family were in deep distress. Subsequently deponent was informed ~~that~~ by William Kent that said defendants are not employed nor connected with the appraisers office of the new York Custom House and that no such person as William Y Martin was employed in said office.

Wherefore deponent charges said defendant with taking stealing and carrying away the aforesaid property by false representation and pretence with intent to cheat and defraud this deponent

Deponent prays that said defendants may be held to answer and dealt with according to law

Sworn to before me this
31 day of August 1883

J. H. Hoffman

Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFFIDAVIT - Larceny.

28.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0078

BOX:

113

FOLDER:

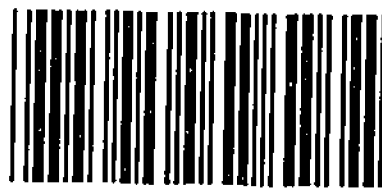
1200

DESCRIPTION:

Mathews, John

DATE:

09/11/83



1200

0 No 113

Day of Trial,

Counsel,

Filed

day of

1883

Pleads

THE PEOPLE

vs.

P

John

Matthews

BURGLARY—Third Degree,
NOTHING STOLEN.

JOHN McKEON,

District Attorney

A True Bill. S.P. 1 year.

Mr. O'Boyle

Foreman.

~~Sept 13/83~~

~~Sept 13/83~~

0079

0080

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 Mathews

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

John Mathews

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

The said *John Mathews*

late of the *Eighteenth* Ward of the City of New York, in the County of
New York aforesaid, on the *first* day of *September* in the year of our
Lord one thousand eight hundred and eighty *four* with force and arms, at the Ward, City and
County aforesaid, the *store* of

George Paul

there situate, feloniously and burglariously did break into and enter, the said *store*
being then and there a *store* building, in which divers goods, merchandise, and valuable things
were then and there kept for use, sale and deposit; the same being the goods, chattels,
and personal property of *the said George Paul*

with intent the said
goods, merchandise and valuable things in the said *store* then and there
being then and there feloniously and burglariously to steal, take, and carry away

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

JOHN McKEON, District Attorney.

Dated 188 *Police Justice.*

0082

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, ss.

District Police Court.

John Matthews 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 Matthews

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

New York City

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

Answer.

427 East 17th Street. 4 months

Question. What is your business or profession?

Answer.

Seaman

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 was requested by two men to awaken the Butcher, and I stood on one of their knees and shouted through the jam light

John Matthews

Taken before me this

27

day of *September 1903*

Charles J. Smith

Police Justice.

0083

Sworn to before me, this _____

(M)

CITY AND COUNTY }
OF NEW YORK, } ss.

Jacob B. Kern
aged 47 years, occupation a Police Officer of No. the 118th Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of George Paul
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 2nd

day of September 1883

Jacob B. Kern

Andrew White
Police Justice.

0084

Police Court—4th District.

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

of No. 290 Avenue A. George Paul Street, aged 26 years,
occupation a Provision dealer being duly sworn

deposes and says, that the premises No 290 Avenue A. 18 Ward Street
in the City and County aforesaid, the said being a brick building

and which was occupied by ^{in part} deponent as a place for the sale of provisions
and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly and
feloniously forcing open the fan light
over the door leading from the street
into said premises

on the 1st day of September 1883 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Hams. Shoulders. and Bacon
and other provisions
of the value of Fifty dollars -

the property of Deponent and Frederick Paul. Co partners

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

BURGLARY was committed and the aforesaid property ^{attempted to be} taken, stolen, and carried away by
John Matthews. (now present)

for the reasons following, to wit: that previous to said Burglary
and attempted larceny the said fan light
was down and said property was in said
premises. and this deponent was informed
by officer Jacob B. Kern that he Kern
saw the said Matthews leaving the
said premises through said fan light
George Paul.

Sworn to before me this

Office Notary

1883

0085

BOX:

113

FOLDER:

1200

DESCRIPTION:

Mazzei, Raco

DATE:

09/25/83



1200

POOR QUALITY
ORIGINAL

0086

No. 298

Day of Trial *L. Oliver*
Counsel

Filed, 25 day of Sep. 1883

Pleads *M. J. Oliver (et al)*

THE PEOPLE

vs.

P

Rocco

Mazzini

et al

Assault in the First Degree. *(552174213)*

JOHN MCKEON,

District Attorney.

A TRUE BILL.

Mr. J. Oliver

Oct. 5/83. Foreman

Spec. Consistent of

Arrest 3 day.

Gen. App. v. v.

0087

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Rocco Marggi

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

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

The said *Rocco Marggi*

late of the City of New York, in the County of New York, aforesaid, on the *Seventeenth* day of *September* in the year of our Lord one thousand eight hundred and eighty *three* with force of arms, at the City and County aforesaid, in and upon the body of *Rocco Marchese* in the peace of the said people then and there being, feloniously did make an assault and *in* the said *Rocco Marchese* with a certain *knife* which the said *Rocco Marggi*

in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound with intent *in* the said *Rocco Marchese* 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

Rocco Marggi

of the CRIME OF Assault in the Second Degree, committed as follows:

The said *Rocco Marggi*, 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 *Rocco Marchese* then and there being, feloniously did, wilfully and wrongfully, make an assault and *in* the said *Rocco Marchese* with a certain *knife* which the said *Rocco Marggi*

in *his* right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, feloniously did, wilfully and wrongfully then and there beat, strike, stab, cut 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 McKEON, District Attorney.~~

0000

~~Third~~ ~~SECOND~~ COUNT

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

_____ *Rocco marzetti* _____

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

The said *Rocco marzetti* _____

late of the City and County of New York, afterwards to wit: on the *17th*
day of *September* in the year of our Lord one thousand eight hundred and
eighty- *three* at the City and County aforesaid, with force and arms, in and
upon one *Rocco marzetti* _____

in the peace of the People of the State of New York then and there being, feloniously
did willfully and wrongfully make an assault: and the said *Rocco*
marzetti *him* the said *Rocco marzetti*
with a certain *knife* _____
which *he* ~~the said~~ in *his* right hand then and there had and held, in
and upon the *head* _____
of *him* the said *Rocco marzetti* _____
then and there feloniously did willfully and wrongfully strike, beat, *stab, cut*
bruise and wound, thereby then and there willfully and wrongfully, feloniously inflicting
upon the said *Rocco marzetti* _____
grievous bodily harm, to wit: *thereby then and*
there cutting and wounding
his head _____

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 McKEON, District Attorney.

0089

Testimony in the case
of
Rocky Mazzei

filed Sept.
1883.

41

0090

42
The People
Rocco. Mazzei (Court General Sessions Part I.
Before Judge Gildersleeve, Oct. 4. 1883.
Indictment for assault in the first degree.

Rocco Marchese sworn. I live in 63 James
st. in this city. I know that the prisoner
assaulted me. I did not know him before. He
injured me on the 14th of last month; he
made three times at my abdomen and
I took a chain and defended myself and
then he stabbed me four times in the head
with a knife; two here in the back near
the ear and two a little above. He took
the knife out of his pocket and opened it
with his teeth and commenced stabbing
me; the policeman has the knife. Had
you had any quarrel with the prisoner?
No, never. We talked together; he called me
bad names and the owner of the saloon
told me to keep quiet. Then I sat down and
we were quiet for a while, and the pris-
oner took the cards with which we played
and threw them on the floor. Then the pris-
oner said, "you will have to keep quiet
otherwise I will ill treat you." Then I got up
from my seat and I put my hand on
him and said, "My friend, go home,
you have a wife and children, take care
of them," and whilst I told him that, he

0091

took out his knife and stabbed me. I came from the province of Naples and the prisoner comes from the same province. There had never been a quarrel between us before that. Cross Examined. This stabbing occurred on a Monday evening between 8 1/2 and 9 o'clock at 15 Roosevelt St.; it is in a basement and they sell beer there. It was about 12 1/2 noon time when I went down there and the prisoner was there; we stayed there till 9 o'clock at night; we were playing cards and from time to time we took a drink; we stopped playing cards when the fight commenced; we were not playing for money but for drinks. He had about eight or nine glasses because he drank more than I did; he lost three cents in the game and then the quarrel commenced; we drank fresh beer; six men were in the game. It was another person cheated and not me. The prisoner called me bad names before we rose from the table and the owner of the place advised me to keep quiet. The stabbing took place ten minutes after the game was over. The prisoner pulled the knife out of the scabbard. I held the chair against him to prevent him stabbing me. After he stabbed me I hit him with a chair, not before.

0092

It was at the same time he was stabbing me I hit him on the head. I did not touch him before he commenced stabbing me.

Joseph Rose sworn. I know the prisoner, I was in the saloon when the stabbing took place; the defendant and the complainant were calling bad names to each other and the complainant hit the prisoner in the face sideways on the neck; the prisoner pulled a knife out and commenced stabbing him and the complainant hit the prisoner with a chair on the back of the head. Before that the complainant did nothing but strike him with his hand. Cross examined. I have been in this country five or six years. I played cards with them. I was not accused of cheating. The defendant fell when the stabbing took place; the complainant hit him with a chair and the chair broke and they two fell to the ground. I went between to separate them.

Wm. Mackey sworn. I am a police officer attached to the Fourth precinct. I arrested the prisoner on the night of the 17th a little before 9 o'clock. He went into the water closet of the saloon where the stabbing took place and from there he went into a closet under the stairway that was used for kindling wood. The knife was given to me by the last witness. The prisoner admitted the stabbing but claimed the complainant struck him.

complainant

0093

Luchero Boraventura sworn for the defence. The complainant struck the defendant first in the face and then he struck him with the chair and the prisoner fell to the floor; then the complainant gave him one kick. I did not see the stabbing. When it was all over I saw the knife not before.

Joseph Santasera sworn. I saw the trouble between the complainant and the prisoner. They commenced to call each other bad names; they were both drunk and then the complainant hit the defendant in the face with his hand and then hit him with the chair; the prisoner fell and got up and received a kick from the complainant; they tussled with each other. I did not see any knife but saw them both bleeding and when all was over I saw the knife in the hands of Rose.

Rocco Mazzie sworn. I live at 16 Roserett St. The complainant and I never had a difficulty before; we were companions and friendly before; we were playing cards and we had bad jokes. The complainant hit me in the face. I got up and was about to leave and he hit me and I fell to the floor; he then kicked me twice in the stomach and then took the chair and hit me in the back of the head (pointing to the wound.)

0094

After all the blows I received I thought that he would kill me and I took the knife to defend myself so that he would not strike me any more and he went on striking me. Cross Examined. I have a wife and two child. This Knife was not mine; it was beneath the table. I put it in my pocket.

The jury rendered a verdict of guilty of assault in the third degree with a recommendation to mercy.

0095

Police Justice.

0096

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

196

District Police Court.

Rocco Mazzei 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 in 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.

Rocco Mazzei

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

Italy

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

Answer.

16 Roosevelt St.

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 cut complainant in self
defense

his
Rocco Mazzei
Monte

Taken before me this
day of Sept 1887

1887

Police Justice.

0097

Police Court 1st District.

CITY AND COUNTY
OF NEW YORK, { ss.

of No.

Rocco Marcchese 27 years Laborer
63 James Street,

being duly sworn, deposes and says, that
on Monday the 17th day of September
in the year 1883 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Rocco Mazzei
(now here) who did wilfully and feloniously
cut and stab deponent on the head
with the blade of a knife then and
there held in his hand causing
painful wounds

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 18 day
of September 1883

Rocco ^{his} Marcchese
mark

J. H. H. H. (POLICE JUSTICE.)

0098

BOX:

113

FOLDER:

1200

DESCRIPTION:

McArdle, Bernard

DATE:

09/18/83



1200

No 195

Counsel,
Filed *19* day of *Sept* 188*3*
Pleads

THE PEOPLE
vs. *R*
Bernard J
McAule

JOHN McKEON,
12 Sept 1913 District Attorney
per *John J. Kelly*
A True Bill.
Wm. B. Barry
Foreman.

POOR QUALITY
ORIGINAL

0099

0 100

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bernard J. McArdle

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

Bernard J. McArdle

of the CRIME OF Petit Larceny, committed as follows:

The said Bernard J. McArdle

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

two coats of the value of eight dollars each, and one pair of trousers of the value of four dollars

of the goods, chattels and personal property of one Leopold Salzer then and there being found, then and there feloniously did steal, take and carry away, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

John McKeon
District Attorney

BAILED.

No. 1, by _____

Residence _____

Street _____

No. 2, by _____

Residence _____

Street _____

No. 3, by _____

Residence _____

Street _____

No. 4, by _____

Residence _____

Street _____

Police Court. June 1951 District. 721

THE PEOPLE, &c.
ON THE COMPLAINT OF

Augustine of Arment
55 St Louis St.
Bernard J M^e André
Petit darc

Offence _____

Dated 11 September 1983

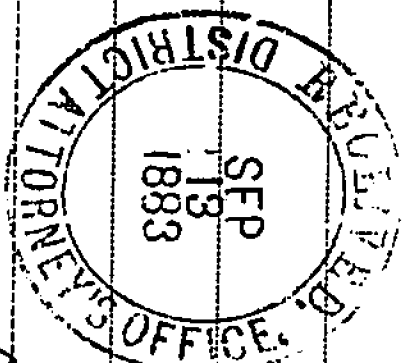
Patrick Blekingh
Magistrate

12 Precinct.

Witnesses:

No. _____ Street.

No. _____ Street,



No. 14 Street,

\$ 1000 to answer. 1000

June

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 Bernard M. Andle

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

give such bail.

Dated 11 Sept 1883 Andrew 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.*

0 102

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK, } ss.

1st District Police Court.

Bernard J Mc Ardle being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that it is h. his right to
make a statement in relation to the charge against h. him; that the statement is designed to
enable h. him if h. 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.

Bernard J Mc Ardle

Question. How old are you?

Answer.

35 years

Question. Where were you born?

Answer.

New York

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

Answer.

80 Wooster St about 2 weeks

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 not guilty and demand a
jury trial
Bernard J Mc Ardle

Taken before me this

day of

20th

1888

at New York

Police Justice.

0103

185 District Police Court.

Affidavit—Larceny.

CITY AND COUNTY } ss.
OF NEW YORK,

Augustus Harmon 17 years

Errand boy
of No. 58 Spring Street,

being duly sworn, deposes and says, that on the 11th day of September 1883
on the day time at the City of New York,

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

With intent to cheat and defraud the true owner
of the use and benefit thereof
the following property, viz :

Two coats and one pair of pantaloons
of the value of twenty dollars

the property of Leopold Salzer 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 Bernard J Mc Ardle (now here)

from the fact that deponent saw said
defendant take steal and carry away
the aforesaid property,

A. Harmon

Sworn before me this

11 day of September 1883

POLICE JUSTICE,

0104

BOX:

113

FOLDER:

1200

DESCRIPTION:

McCabe, John

DATE:

09/27/83



1200

0 105

BOX:

113

FOLDER:

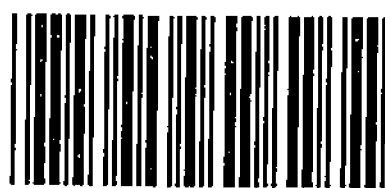
1200

DESCRIPTION:

Finnegan, John

DATE:

09/27/83



1200

POOR QUALITY
ORIGINAL

0106

No 317 321
Counsel, N. P. R.
Filed day of Sept 1883
Pleads *W. H. Kelly*

THE PEOPLE
vs.
John Mc Cabe
[3 cases]
and
John Finnigan
[2 cases]
18, 1883
336
1/4

Assault in the Third Degree.
(Section 219).

JOHN McKEON,
Tr. Oct. 3/83 District Attorney.
Bark plead guilty.
A True Bill.

Mr. J. J. O'Connell
Foreman.
101st 2

14th Jan 1883
True
This is the sum of the
deposition

0 107

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 McCate
and
John Finnigan

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

John McCate and John Finnigan

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

The said John McCate and John
Finnigan

late of the First Ward of the City of New York, in the County of New York afore-
said, on the ~~twentieth~~ *three* day of ~~September~~ *March* in the year of our Lord one
thousand eight hundred and eighty-~~three~~ *three* at the Ward, City and County
aforesaid, in and upon the body of *Matilda Mahle*
in the peace of the said people then and there being, with force and arms, unlawfully
did make an assault and *her* the said *Matilda Mahle*
did then and there unlawfully beat, wound and illtreat, to the great damage of the
said *Matilda Mahle* 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 McKEON, District Attorney.

No 318 320

Counsel,

Filed 27 day of

1883

Pleads

At 4 July 24.

THE PEOPLE

vs.

John McCate
[Beane]

Assault in the Second Degree.
(Section 218, Penal Code).

JOHN McKEON,

In Oct 2883 District Attorney.

Answered on ans. & del.

A True Bill.

Wm B. Worley
Foreman.

0108

District Attorney

0110

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
Mattina Malle
697 1st St.

John W. May, Jr.
John W. May, Jr.

Offence *A. & B.*

Dated *Sept 20* 1883

M. J. May, Jr. Magistrate.
A. J. May, Jr. Officer.

Witnesses
John W. May, Jr.
John W. May, Jr.

No. *697* 1st Street
John W. May, Jr.

No. *436* 52 Street
John W. May, Jr.

No. *500* 9th Street
John W. May, Jr.

to answer _____

RECEIVED
DISTRICT CLERK
SEP 21 1883

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

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 *Sept 21* 1883 *Wm. J. May, Jr.* Police Justice.

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

Dated _____ 1883 _____ 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 _____ 1883 _____ Police Justice.

0111

Sec. 198-200

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

John Finnegan 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 think will tend to your
exculpation?

Answer.

I Am Not Guilty

John Finnegan

Taken before me this *1st* day of *May*, 188*8*
George J. Connelley
Police Justice.

POOR QUALITY
ORIGINAL

0112

Sec. 198-200

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

John McCabe 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 McCabe*

Question. How old are you?

Answer. *19 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *316 E 51 4 Months*

Question. What is your business or profession?

Answer. *Recluse*

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 McCabe

Taken before me this

day of

1888

Police Justice.

POOR QUALITY
ORIGINAL

0113

Police Court—4th District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } SS

of No 097-1st Avenue Mattilda Mahle Street,
on Thursday the 20th day of September
in the year 1883, at the City of New York, in the County of New York,

He was violently ASSAULTED and BEATEN by

John Finnegan and John
McLabe (nowhere) who came into deponent's place
of business on the said Finnegan seized violently
a host of deponent and showed her that the
said McLabe threatened to shoot deponent

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 the above assault, &c, and be dealt with according to law.

Sworn to before me, this

day of

September 1883

4th County POLICE JUSTICE.

Mattilda Mahle

0114

Don't live at the
address given
PART 2.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Don't Live at the address given
SUBPOENA
FOR A WITNESS TO APPEAR AT THE
Court of General Sessions of the Peace.
The People of the State of New York, *Cannot be Found*

To *Eli Wright*
of No. *187* *10th* Street, *avenue*

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *3* day of *oct* instant, at the hour of eleven in the forenoon of the same day to testify the truth and give evidence in our behalf, against

John McKeon
in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *oct* in the year of our Lord 188 *3*

JOHN McKEON, District Attorney.

0115

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.

If ill when served, please send timely word to the District Attorney's office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

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

being duly sworn, deposes and says he _____

Subpoena, of which the within is a copy, upon _____

_____ on the _____ day of _____

_____ 188 by _____

Cannot be found

Sworn to before me, this _____ day | _____
of _____ 188

Notary Public,
N. Y. Co.

0116

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Witnesses
No. 1, _____
Street _____
No. 2, _____
Street _____
No. 3, _____
Street _____
No. 4, _____
Street _____

Dated _____ 1883
Magistrate, _____
Clerk, _____

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Police Court _____ District _____

Offence, _____

Received
SEP 24 1883
J. H. McCall
J. H. McCall

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 admitted to bail in the sum of _____ Hundred Dollars _____ and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated _____ 1883 _____ Police Justice.

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

Dated _____ 1883 _____ 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 _____ 1883 _____ Police Justice.

POOR QUALITY
ORIGINAL

0117

Sec. 198—200

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

John Finnegan 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 Finnegan*

Question. How old are you?

Answer. *18 years.*

Question. Where were you born?

Answer. *In New York City.*

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

Answer. *335 E. 36th St. 2 years.*

Question. What is your business or profession?

Answer. *Bedlar.*

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 walked into the place with
McLaine; I didn't hit
anyone until I got hit.
John Finnegan*

Taken before me this

day of

September

188*3*

Police Justice.

0118

Sec. 198-200

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

John McCabe 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 McCabe

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

In New York City

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

Answer.

In 55th St. 4 months

Question. What is your business or profession?

Answer.

Bedlar

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 walked in the store to get a
Smith & the Complaint
found a revolver at us
because we would not pay
him 25 cents for three
Orbits. I deny hitting him
with the smoothing iron.
*John McCabe**

Taken before me this

20

day of *September* 1885

Police Justice.

POOR QUALITY
ORIGINAL

0119

Police Court—4 District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss

Years. of No 697 - First Avenue Street,

being duly sworn, deposes and says, that
on Thursday the 20 day of September
in the year 1883, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by John McCabe and
John Finnegan, now present, who entered
deponent's bar room together. That
said McCabe struck deponent upon the
forehead with a smoking iron, and said
Finnegan struck deponent several blows
with a broom handle.
without any justification on the part of the said assailants.

Wherefore this deponent prays that the said assailants may be ~~apprehended~~ and bound to
answer the above assault, &c, and be dealt with according to law.

Sworn to before me, this

day of September 1883

John R. Kelly
POLICE JUSTICE.

1883
Counsel,
Filed day of
Pleaded
1883

THE PEOPLE
vs.
John Mc Cabe
[3 cases]
and
John Finnigan
[2 cases]

JOHN McKEON,
District Attorney.
2nd Oct 2/83
Subscribed on ans. Indict.
A True Bill.
Wm. McKeon
Foreman.

0120

0121

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 McCabe
and
John Finnigan

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

John McCabe and John Finnigan

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

The said John McCabe and John Finnigan

late of the City and County of New York, on the twentieth day of
September, in the year of our Lord one thousand eight hundred and
eighty-three with force and arms, at the City and County aforesaid, in and upon one

John Reilly

in the peace of the people of the said State then and there being, feloniously did
willfully and wrongfully make an assault: and the said John McCabe and John Finnigan

with a certain moorhoning and with a certain iron handle, which
they the said John McCabe and John Finnigan
in their right hands then and there had and held, the same being then and there
things likely to produce grievous bodily harm, knives,
the said John Reilly then and there feloniously
did willfully 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.

John McKeon
District Attorney

0122

Cannot be found

PART 2.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

S U B P O E N A
FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To

Eli.

Rye

of No.

187.

10th

Street,

avenue

GREETING :

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the *3* day of *Oct.* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

John McCabe
in a case of Felony whereof *he* stands indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of *Oct.* in the year of our Lord 188 *3*

JOHN McKEON, *District Attorney.*

0123

Should the case not be called on for trial, and no reason assigned in Court, please inquire in the District Attorney's Office about it, and you may save time.

If inconvenient to remain, and you prefer another day, state this early to the District Attorney, in the Court.

If ill when served, please send timely word to the District Attorney's office.

If you know of more testimony than was produced before the Magistrate, or if a fact which you think material was not there brought out, please state the same to the District Attorney or one of his assistants.

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

being duly sworn, deposes and says he _____

Subpoena, of which the within is a copy, upon _____

_____ on the _____ day of _____

_____ 188 by _____

Cannot be found

Sworn to before me, this _____ day _____
of _____ 188

Notary Public,
N. Y. Co.

POOR QUALITY
ORIGINAL

0124

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

Sec. 208, 209, 210 & 212.

No 818 324/43
Police Court 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Matthew Muldowney
John McCabe
1
2
3
4
Offence, Assault & Battery

Dated 20 September 1883

James Crowl Magistrate.

McCarty, Officer.

Clerk.

Witnesses

No. 187-10 Avenue Street.

No. _____ Street, _____

No. _____ Street, _____



John McCabe
1
2
3
4

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 admitted to bail in the sum of Five Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated 20 Sept 1883 Cuy. Dnn 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

0125

Sec. 198-200

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Lohu McCabe.

Question. How old are you?

Answer. 19 years.

Question. Where were you born?

Answer. In New York City.

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

Answer. In 55th St. 4 months.

Question. What is your business or profession?

Answer. Peddler.

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 don't strike the
Complainant,

Taken before me this

day of

188

July 1st 1888 Police Justice.

POOR QUALITY
ORIGINAL

0126

Police Court—14 District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, } ss

of No 201 East 33rd Street,
Martin Muldoon—aged 26 years.

on Thursday the 20 day of September
being duly sworn, deposes and says that
in the year 1883, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by John McCabe, now
present, who struck deponent a violent
blow upon the cheek with a revolver

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 the above assault, &c, and be dealt with according to law.

Sworn to before me, this

day of September

20 1883

Martin Muldoon

Sup. Comm.

POLICE JUSTICE.