

0574

BOX:

516

FOLDER:

4701

DESCRIPTION:

O'Brien, Charles

DATE:

03/22/93



4701

Witnesses:

*Subscribed & sworn to
I was drunk at the
time when the robbery was
committed; that he [name] is
identical defendant as one
of those who committed
the same with [name]
evidence he has against
defendant is the fact that
he was in the room with
complainant a few minutes
before. The witness is
not a police warrant
the no party of the matter
before to jury, I therefore
depose that [name] is
defendant he charged on
his own recognizance
Part I. [name] [name]
May 9/93. [name] [name]*

*McLoughlin
Counsel*

*Filed 22nd day of March 1893
Pleads. [name]*

THE PEOPLE
vs.
Charles O'Brien
Robbery, (Sections 224 and 22 & Penal Code.)
Degree.

DE LANCEY NICOLL,
District Attorney.

*Sworn to
I discharged on his own
recognizance*

A TRUE BILL.

Wm. Nealon

Foreman.

Part I James 93

0576

Lawrence, Mass. *February 11th 1892* N^o *321*

Merchants National Bank

Pay to the order of *A. W. Adams* \$ *107*^{*00*}/_{*100*}

One hundred and seven ^{*00*}/_{*100*} Dollars

Amos Hall

Lynn B. Dyer, 100 Milk St. Boston.

0577

RETURN FOR

Signature.

Proper Endorsement.

NO FUNDS.

We charge your account.

0578

Commonwealth of Massachusetts.

ESSEX, ss.

LAWRENCE, Feb. 24, 1893.

A Check for One hundred seven ~~x~~ dollars, dated, Lawrence, Mass., February 11, 1893, drawn by Amos Hall in favor of H. N. Adams on Merchants National Bank of Lawrence, payable (on demand) endorsed by you

having been protested by me for non-payment, I hereby notify you that the holder looks to you for Payment, Interest, Costs and Damages, payment having been duly demanded and refused. Done at the request of the LAWRENCE *Hilington* NATIONAL BANK, of Lawrence.

Wm. T. Kimball, NOTARY PUBLIC.

0579

Commonwealth of Massachusetts.

Essex, ss. LAWRENCE, Feb. 24 1893.
A Check for One hundred seven ~~100~~ dollars,
dated, Lawrence, Mass. February 11 1892, drawn by Amos Hall
in favor of F. H. Adams on Merchants National Bank
of Lawrence, payable (on demand) endorsed
by you

having been protested by me for non-payment, I hereby notify you that the holder looks to you for Payment, Interest, Costs
and Damages, payment having been duly demanded and refused. Done at the request of the LAWRENCE Filington
NATIONAL BANK, of Lawrence.

Amos T. Kimball, NOTARY PUBLIC.

0580

Commonwealth of Massachusetts.

ESSEX, SS.

A Check for One hundred seven + LAWRENCE, Feb 24 1893.
 dated, Lawrence, Mass., February 11 1892, drawn by Amos Hall 100 dollars,
 in favor of H. W. Adams on Merchants National Bank
 of Lawrence, payable (on demand) endorsed
 by you

having been protested by me for non-payment, I hereby notify you that the holder looks to you for Payment, Interest, Costs and Damages, payment having been duly demanded and refused. Done at the request of the LAWRENCE Adlington NATIONAL BANK, of Lawrence.

Am. J. Kimball, NOTARY PUBLIC.

0581

Commonwealth of Massachusetts.

Essex, ss.

LAWRENCE, Feb. 24th 1893.

A Check for One hundred seven
dated, Lawrence, Mass., February 11th 1892, drawn by Amos Hall
in favor of H. N. Adams on Merchants National Bank
of Lawrence, payable (on demand) endorsed
by you

having been protested by me for non-payment, I hereby notify you that the holder looks to you for Payment, Interest, Costs and Damages, payment having been duly demanded and refused. Done at the request of the LAWRENCE Arlington NATIONAL BANK, of Lawrence.

Wm. S. Kimball, NOTARY PUBLIC.

0582

Commonwealth of Massachusetts.

Essex, ss.

LAWRENCE,

February 24

1893.

A Check for One hundred seven x
dated, Lawrence, Mass., February 11th 1892 drawn by Amos Hall
in favor of A. N. Adams on Merchants National Bank
of Lawrence, payable (on demand) endorsed
by you

having been protested by me for non-payment, I hereby notify you that the holder looks to you for Payment, Interest, Costs and Damages, payment having been duly demanded and refused. Done at the request of the Lawrence Huntington
NATIONAL BANK, of Lawrence.

H. I. Kimball,

NOTARY PUBLIC.

Commonwealth of Massachusetts.

Essex, ss.

On this twenty fourth day of February in the year of our Lord one thousand eight hundred and ninety three, I, WILLIAM T. KIMBALL, Notary Public, by legal authority admitted and sworn, and dwelling in the City of Lawrence, at the request of the Cashier of the Helington National Bank, of said Lawrence, went with the original check, which is hereto annexed, to the Merchants National Bank, and presenting the same to the paying teller I demanded payment and payment was refused.

I thereupon made written notices to the drawer and endorsers, informing them of said presentment, demand, refusal and protest, and that the holder would look to them for payment, and I enclosed the same in one envelope directed to Murd National Bank, Boston, Mass.,

and I put the same in the post office postage paid.

Wherefore I, the said Notary, at the request aforesaid, have protested, and by these presents do solemnly protest against the drawer of said check, and the endorsers and all others concerned therein for exchange, re-exchange, and all costs, charges, damages and interest, suffered and sustained, or to be suffered and sustained by reason or in consequence of the non-payment of said check.

Thus done and protested in Lawrence, aforesaid, and my Notarial Seal affixed the day and year first above written.

Fees and Postage, \$1.52

Wm. T. Kimball, NOTARY PUBLIC.

0584

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Charles Bruce

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

I was very much under the influence of liquor, a great many of us were drinking together and after sober deliberation, I will not positively identify the defendant.

R. R. [Signature]

0585

Police Court 3 District.

CITY AND COUNTY }
OF NEW YORK, } ss

Robert Etkin's
of No. 2520 Eight Avenue Street, Aged 23 Years
Occupation Clerk being duly sworn, deposes and says, that on the
17th day of March 1893 at the 7th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

About Eighty dollars lawful
money of the United States

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

Charles O'Brien (now here) and
an unknown man not arrested
but whom deponent can identify
who were in company with each
and acting in concert for the
reasons that deponent was in com-
pany with the defendants and while
deponent was on Rutgers Street one
of said defendants seized deponent
from behind about the neck and
forcibly held deponent and while
deponent was so held a hand was
inserted into deponent's pantaloons pocket

day of _____

Sworn to before me, this _____

188

Police Justice.

0586

on the left side and paid money
I was taken therefrom.
Sworn to before me
this 19th March 1893
Chas. L. Jones
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 188
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 188
Police Justice.
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 188
Police Justice.

Police Court, District.
THE PEOPLE, &c.,
on the complaint of
vs.
1.
2.
3.
4.
Date 188
Magistrate.
Officer.
Clerk.
Witnesses.
No. Street.
No. Street.
No. Street.
to answer General Sessions.

Offence—ROBBERY.

0587

Sec. 198-200.

3 District Police Court. 1883

City and County of New York, ss:

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

Question. What is your name?

Answer. *Charles O'Brien*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *314 West 27 St. 1 month*

Question. What is your business or profession?

Answer. *Driver*

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

Answer. *I am not guilty
Chas O'Brien*

Taken before me this

day of

19

1883

Chas O'Brien

Police Justice.

0588

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.....

de feucht

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

Dated, *March 19* 1893

[Signature]

Police Justice.

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

Dated,.....189

[Signature]

Police Justice.

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

Dated,.....189

Police Justice.

0589

Police Court 17/3 District 310

THE PEOPLE, &c.
ON THE COMPLAINT OF

Robert Elkins
2520 2^d Ave
303 W 133^d
Charles Brian

Offense Robbery

2 _____
3 _____
4 _____

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated, March 19 1893

Koch Magistrate.

Haggerty Officer.

7th Precinct.

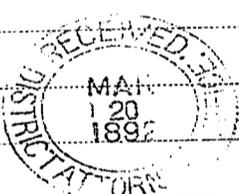
Witnesses _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 to answer HS

Cum



Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles O'Brien

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

Charles O'Brien

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

The said Charles O'Brien,

late of the City of New York, in the County of New York aforesaid, on the ... day of ... in the year of our Lord one thousand eight hundred and ninety-... in the ... time of the said day, at the City and County aforesaid, with force and arms, in and upon one Robert Warren, in the peace of the said People then and there being, feloniously did make an assault; and

The sum of ... dollars in money and ... of the United States of America, and of the value of ... dollars,

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

Charles O'Brien being then and there aided by an accomplice, adversely present, whose name is to the Grand Jury aforesaid as yet unknown.

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

Subscribed and sworn to before me this ... day of ... 189...

0591

BOX:

516

FOLDER:

4701

DESCRIPTION:

O'Brien, James

DATE:

03/10/93



4701

0592

BOX:

516

FOLDER:

4701

DESCRIPTION:

Brown, John

DATE:

03/10/93



4701

Witnesses:

Allen Chartero
Wm Shapper

Counsel,

Filed day of

Pleas,

1893

THE PEOPLE

vs.

James O'Brien

and

John Brown

DE LANCEY NICOLL,

District Attorney

Grand Larceny, Second Degree,
[Sections 528, 529, 530 Penna Code.]

A TRUE BILL.

Wm Steaton

Foreman.

Wm Steaton

John G. Poley

John G. Poley

John G. Poley

0594

Police Court— District.

1912

Affidavit—Larceny.

City and County of New York, ss.

of No. 415 East 124th Street, aged 26 years, occupation *Lucifer*

deposes and says, that on the 3rd day of March 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Two packages containing about 1750 papers and 12 boxes of metallic matches being in all together of the value of One hundred and ten Dollars

the property of *M. Borawski* and in the care and custody of deponent as an express driver

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 O'Brien and *John Brown* (now here) and another person unknown to deponent and who is as yet not arrested and who were acting in concert for the reasons fully set out to wit: On the afternoon of said day deponent had paid property on a truck which he left standing in front of the premises 69 Fulton Street while deponent went into said premises and deponent is now informed by *Allen Porters* of 45 Church Street that he saw said *O'Brien* take a package of said goods from said truck and bring the same to said *Brown* who

Subscribed before me this 1893

Police Justice.

was then standing abwith said unknown
 person at the corner of Gold & Fulton Streets
 and said O'Brien telling said Brown as
 he said Brown, "I fear said property that
 I" said O'Brien "are going to be for some
 "more," that said Brown and said unknown
 person then walked away together and
 said Charters caused said Brown to be
 arrested with said property in his
 possession while said unknown person
 made his escape. Dependent further
 says as he was coming out of the
 premises 69 Fulton Street he saw said
 O'Brien taking a package containing
 said property off of said truck and
 walk away with the same and he
 pursued him and caused him to be
 arrested with said property in his
 possession and he fully identifies the
 said property found in the possession
 of said O'Brien and said Brown as being
 in his care and he charges them with
 the felony aforesaid.

Sworn to before me (by) Wm Schager
 this 4th day of March 1913

Solm Belmont

Police Justice

0596

1921

CITY AND COUNTY }
OF NEW YORK, } ss.

Allen Charters

aged *34* years, occupation *Expressman* of No.

457 Church Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Murray Schaefer*

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

Sworn to before me, this *14th* day of *March* 189*3* } *Allen Charters*

Sam Belmont Police Justice.

0597

Sec. 198-200.

District Police Court.

1882

City and County of New York, ss:

James O'Brien 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 a 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 O'Brien*

Question. How old are you?

Answer. *33 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *453 West 68th Street 9 mos.*

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 am not guilty*

James O'Brien

John A. Smith
Taken before me this
day of *Sept* 188*2*

Police Justice.

0598

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

John Brown 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 a 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 Brown

Take before me this
Samuel J. ...
189
Police Justice.

0599

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 ^{Defendants} they be held to answer the same, and they be admitted to bail in the sum of Five Hundred Dollars, Each and be committed to the Warden and Keeper of the City Prison of the City of New York, until ~~he~~ ^{they} give such bail.

Dated, March 4 1893 John B. Smith Police Justice.

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

Dated, 189..... Police Justice.

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

Dated, 189..... Police Justice.

0600

58 253
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Murray Schreier
James O'Brien
John O'Brien

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

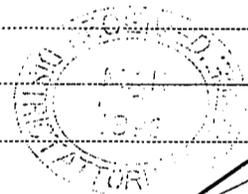
Dated, *March 4* 189*3*

Smith Magistrate.
Derry per Crown 4th Officer.
6th per 4th Precinct.

Witnesses *Allen Charters*
No. *45 Church* Street.

No. _____ Street.
No. _____ Street.

No. *1000* to answer *Es*
Boyer



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

THE PEOPLE OF THE STATE OF NEW YORK

against

James O'Brien
and
John Brown

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

James O'Brien and John Brown
of the CRIME OF GRAND LARCENY IN THE *second* DEGREE, committed
as follows:

The said James O'Brien and John Brown, both

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

*seventeen hundred and fifty cigars
of the value of seven cents each
and twelve boxes of matches of
the value of ten cents each box*

of the goods, chattels and personal property of one

Manuel Borruero

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

SECOND COUNT—

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

James O'Brien and John Brown
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *James O'Brien and John Brown, both*

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,

*seventeen hundred and fifty cigars
of the value of seven cents each,
and twelve boxes of matches of
the value of ten cents each box*

of the goods, chattels and personal property of one *Manuel Branco*

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

unlawfully and unjustly did feloniously receive and have; the said *James*

O'Brien and John Brown

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

DE LANCEY NICOLL,
District Attorney.

0603

BOX:

516

FOLDER:

4701

DESCRIPTION:

O'Brien, John

DATE:

03/09/93



4701

Witnesses:

Donald G. Martin

*Officer Joseph P. Van Strycker
John Precious*

Complaint into Prison

W. Area

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

P

John C. Brien

Defendant

W. Area

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL. *W. Area*

W. Area

Foreman.

W. Area

W. Area

10 days City Prison

March 13 1893

0605

Police Court— District.

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

of No. 221 W. 133rd Street, aged 26 years,
occupation Salesman being duly sworn.

deposes and says, that on the 1st day of March 1893 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by John O'Brien (now here) who wilfully and maliciously pointed and aimed a revolving pistol loaded with powder and ball, which he then and then held in his hand, at deponent.

Deponent further says that such assault was committed

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

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

Sworn to before me, this 2 day } Harold G. Martin
of March 1893 }

C. E. Simmons Police Justice.

0606

Sec. 108-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

John O'Brien

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

Question. What is your name?

Answer.

John O'Brien

Question. How old are you?

Answer.

32 years old

Question. Where were you born?

Answer.

United States.

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

Answer.

2434 5th Ave 2 Days

Question. What is your business or profession?

Answer.

Chaffer

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 O'Brien*

Taken before me this

day of

August 1897

W. E. D. Munnery

Police Justice.

0607

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, March 3rd 1897 W. E. Simms Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0608

1000. Ex. Mar. 3/93 9. P.M

309

246
1884

Police Court--- 5 --- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harold G. Martin
221 West 133rd St.

1 John O'Brien
2
3
4

Offense

Arrested felony

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated, March 2 1893

Sevinis Magistrate.

Von Gerichten Officer.

30

Precinct.

Witnesses Chas. B. Von Gerichten

No. 1 Do Not Police Street.

Mrs. Martin

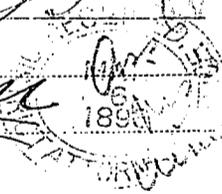
No. 221 West 133rd Street.

Sergeant Wilson
30th Precinct

No. 9 West 18th Street.

\$ 1000 to answer

Com



44

27/93

The People
John ^{vs} Brien

Court of General Sessions. Part I
 Before Judge Fitzgerald. March 29. 1893.
 Judgment for assault in the first degree.
 Harold G. Martin, sworn and examined.
 Where do you live? No. 221 West 133rd street
 in this city. What is your business? I am
 with the General Electric Co. - On the first of
 March I was walking with my wife in
 Eighth Avenue. Near what street can you
 recollect that you met this man? Very
 near the corner of 126th street about a
 quarter past four o'clock. What took place
 after you met him, tell the jury? This
 man collided with me; it was slippery
 there; he fell right over on his back.
 My wife screamed and stepped back a
 little bit, and this man got half way
 up and pulled out his pistol and
 pointed it at me. My wife fainted then
 and I ran to her, and this man
 got up and ran up the street around
 the corner. I had hold of my wife at
 that time; and I shouted, "that man
 had pulled a pistol on me," and the officer
 who was near there, an officer in
 citizen's clothes, ran after him and
 caught him, and I identified him. You
 are positive that this is the man
 that pointed that pistol at you? Yes.

You have told everything that happened? Yes.
Cross Examined: Did you ever see this defendant before? I have seen him since that occasion, never saw him previous to that. You say that he staggered? Yes, I think he did. Did he appear to be drunk? I did not notice the man until he staggered into me. You saw him later that day? I saw him at the station house. Was he drunk then? I think he was. You say also it was slippery? Yes. When this man fell down he did not have any pistol in his hand did he? Not at the moment he fell. What was the first time you saw this pistol? He started, he got half way up and pulled the pistol out of his hip pocket and pointed it at me. Did you see him pull the pistol out of his hip pocket, are you sure? I did. Did not he take the pistol from the ground? No. When he fell down didn't you see the pistol fall out of his pocket? No. He made no effort to pull the trigger? I do not know that. Will you swear that this man pointed a pistol at you? Yes. You did not have any attention or trouble? No. When the man fell down what did you do? I did not

do anything. I stayed there. When he got up did you make any effort to strike him? No. You doubled up your fist didn't you? No. The man was on the ground. The time he got on his feet I was with my wife; he pointed the pistol at me. Didnt you square off at him? No. I did not. The defendant did not make any effort to pull the trigger. Was he staggering at the time? He was not standing on his feet; he was halfway up, sort of kneeling; he was evidently on the way trying to get to his feet. When he pointed this at me I could not tell whether he pulled the trigger or not; there was not time to see that. What were you doing all the time? I stood there. You stood there while he was pointing it? My wife screamed and fainted and I ran to her. I suppose he got to his feet; when I looked again he was going for the corner. He did not fire the pistol did he? No. I am pretty sure that he did not. You are positive that you saw this man take it out of his hip pocket? Yes

Charles P. Von Grutchen, sworn. I am an officer
of the 30th precinct. The 30th of March was my
day off. But you put yourself on duty,
didn't you, you saw a man running?
Yes. Do you see him now, who was that
man? I see him in the centre there. He
is the prisoner. Did you see the com-
plainant on that occasion? Yes. What
first attracted your attention before you
did anything? A crowd. What did you
do? I went over; there was a friend
of mine called my attention to it. What
did you do after he told you? I ran
after the prisoner. Did you catch him?
Yes. What did you find on him? I
found a loaded revolver; it is
entirely unloaded now. Is that the
pistol (showing it)? Yes. Have you got
the chambers with you? No. How many
were loaded? They were all loaded. I
took the cartridges out. This is the pistol
I took from him. Where was it, in
what portion of his clothes? In his back
hip pocket. What did he say when you
took it out? He did not say anything.
You arrested him, then what did you do?
I brought him to the station house and
then the complainant appeared there.

What did you find in the pistol, ball
 cartridges? Yes six of 22 calibre
 That reverend gentleman, sitting there, was
 he in Court as an Interpreter at the time?
 No. (Cross Examined: My attention was
 attracted by hearing somebody scream,
 the prisoner was running through 126th St.
 The complainant, ^{and his} wife, what position were
 they in? The complainant's wife had fainted
 and the complainant was with her when I
 ran after the prisoner. I did not see the
 revolver then. I asked him for it. I arrested
 him in the street. I took it out of his
~~back~~ hip pocket. I brought him back to
 where the complainant was standing.
 He identified the prisoner and said that
 he pulled a pistol on him. He explained
 how he pulled it on him. He said he
 was walking along; it was kind of slipping
 and the defendant staggered and
 bumped up against him and fell down,
 and as soon as he fell down he
 pulled out a pistol and pointed it at him.
 I never saw the defendant before.
 Harold G. Martin sworn. I am the wife
 of the gentleman who testified. On the
 first of March about a quarter past
 four o'clock. I was with my husband
 on Eighth Avenue in this city. I

saw him go down and then I saw him draw a revolver from his hip pocket. After that I did not see him any more until after I saw him run down 126th St. The pistol did not fall out of his pocket, for I saw him take it out. I saw him staggering before he got up to us. I saw him point the revolver at my husband Charles R. Wilson, sworn. I am a Sergeant of the 30th precinct and was at my desk on March 1st. The prisoner was arraigned before me about 20 minutes to five. The officer and the complainant came into the station house. I asked the officer what the complaint was, and he said the prisoner attempted to shoot this gutterman; he pointed a pistol at him, he pushed against him and nearly knocked him in the gutter; the prisoner fell down and drew a pistol." With that I asked the ~~prisoner~~ ^{complainant} that was so? He said, "yes"; he says, "my wife fainted away, and I had to take care of her, in the mean time this man got around the corner." I then communicated with the prisoner [he was a deaf mute] by writing on a piece of paper. I asked him what he had to say for

himself? He says, "This man knocked me down; I am full". I asked him if he had a permit to carry a pistol? He wrote, "No; you can lock me up, I will see this man after." I locked him up. Mr. John Chamberlain was sworn to act as Interpreter of the sign language. John O'Brien, sworn and examined in his own behalf. I live at 2034 Eighth Avenue. I had been drinking on the day in question. I remember falling into the complainant. I was intoxicated. I met the gentleman and ran against him and fell down. The revolver slipped partly out of my hip pocket and I pushed it back again. I did not point it at the complainant and had no intention of pointing it at him. I did not run away. I walked away. I saw the lady a great deal disturbed and crying and I walked away. I worked for J. B. and J. M. Cornell and also for the Singer Sewing Machine Co. at Elizabeth. I am not in the habit of carrying a pistol. I do not remember writing anything on a slip of paper in the police station. I remember his asking me something about carrying a revolver without a permit. I wrote him that I had no money to pay the fine for carrying it.

I bought the revolver that day while I was intoxicated near 125th street and Eighth ave. in a pawn shop and paid \$2.50 or \$3.00 for it. I got the cartridges in a saloon. I put them in the pistol myself.

Cross Examined. I dont know why I put them in it; it was a drunken notion. I have often got drunk with deaf mute friends. I never carried a pistol before the 1st of March. This is the first time I ever owned a pistol. I never have been in the habit of handling pistols. I do not think I ever had a pistol in my hand before. The man in the pawn shop showed me how to hold it. I never discharged that pistol.

John Chamberlain sworn. I have known the defendant five or six years, ever since he left school and tried to get situations. I know people for whom he worked and I know deaf mutes who know him. I thought he was peaceable; he takes whiskey some times. He has been in New Jersey for a year past. He comes to church now and then when he is in the city.

Mary Dooly sworn. I am the mother of the defendant; he has always been a good son and is chiefly my support. My husband is sick and not able to

06 17

Testimony in the
case of
John O'Brien

filed
March
1893
20 50

05 18

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 O'Brien

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

John O'Brien

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

The said John O'Brien

late of the City of New York, in the County of New York aforesaid, on the first day of March in the year of our Lord one thousand eight hundred and ninety-eight, with force and arms, at the City and County aforesaid, in and upon the body of one Harold S. Martin in the peace of the said People then and there being, feloniously did make an assault and to, at and against him the said Harold S. Martin a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said John O'Brien in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge with intent to shoot at him the said Harold S. Martin thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT—

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

John O'Brien

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

The said John O'Brien

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

Harold S. Martin in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against him the said

Harold S. Martin

a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said

John O'Brien

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

DE LANCEY NICOLL,
District Attorney.

06 19

BOX:

516

FOLDER:

4701

DESCRIPTION:

O'Brien, Michael

DATE:

03/21/93



4701

0620

Witnesses:

Walter Good
Walter Good

In this case I do not believe
a conviction can be had
on the evidence I have stated
I will submit to the court
April 13-93
Walter Good
D. best meeting

W. J. Peterfield

Counsel,
Filed
Pleads,
Day of March 1893

THE PEOPLE

vs.

Michael O'Brien

Burglary in the Third Degree,
[Section 488, Penal Code.]

DE LANCEY NICOLL,

District Attorney,
District of Columbia
The motion of District Attorney
for judgment dismissed

A TRUE BILL.

Wm. W. Keaton

Foreman.

April 11th
Walter Good

0621

Police Court H District.

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

Walter Good

of No. 96 Essex
occupation Painter

Street, aged 19 years,
being duly sworn

deposes and says, that the premises No. 625 East 10th Street, 18th Ward
in the City and County aforesaid the said being a four story brick

storage house

~~and which was occupied by deponent as a~~
~~and in which there was at the time a human being, by name~~

were **BURGLARIOUSLY** entered by means of forcibly raising a
curb, with a cart-rung,

to ~~see~~ ^{on the} 13th day of March 1889 in the day time, and ^{attempting} ~~the~~
following property feloniously taken, stolen, and carried away, viz:

a quantity of costumes, and
a quantity of scenery, all
together valued at ten thousand
dollars

the property of Rosenfeld Bros. in care of deponent.
and deponent further says that he has great cause to believe, and does believe, that the aforesaid
BURGLARY ^{attempted to be} was committed and the aforesaid property ^{was attempted to be} taken, stolen and carried away by

Michael O'Brien

for the reasons following, to wit: that at about the hour of
10 o'clock on said date Charles E. Webber
633 East 15th Street, saw this defendant
with five others, not arrested, pry open
the curb leading into to the cellar
of said premises.

Said Charles Webber sub-
sequently informed Officer McManus
of the 18th Precinct Police, and

0622

Whereafter said officer arrested this
defendant.

Whose department asks
that this said defendant may be
held to answer

Sum to refer me } Warden Good
this 14 day of March 1893 }

W. J. Meade
Police Justice.

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1889
Police Justice.

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

There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1889
Police Justice.

Police Court, District

THE PEOPLE, &c.,
on the complaint of

1
2
3
4

Offence—BURGLARY.

Dated 1889
Magistrate.

Officer.
Clerk.

Witness,
No. Street,
No. Street,
No. Street,
\$ to answer General Sessions.

0623

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

Charles E. Weber

aged 34 years, occupation Manufacturer of No. 633 East 15th Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Walter G. ...

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

Sworn to before me, this 14 day } *C. C. Weber*
of March 1893 }

W. C. ...
Police Justice.

0624

Sec. 198-200.

H

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Michael O'Brien

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

Question. What is your name?

Answer.

Michael O'Brien

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

Scotland

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

Answer.

623 E 5th. 11 years

Question. What is your business or profession?

Answer.

Cross fader

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 -

Michael O'Brien

Taken before me this

14

day of March 189

Police Justice.

0625

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

DeFurment

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, March 14 1893. *Overman* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0626

151 4 - 288
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Walter Good
96
Michael O'Brien

Attorney
Durgan

2
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4

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Dated, March 14 1893
Magistrate.
McManus Officer.

Witness Charles C. Webber
No. 633 E 15th Street.

No. _____ Street.



No. _____ Street.
\$ 1000 to answer G.S.

Pen

AM 3
Burr

0627

Published Every Friday

Telephone: 248, 38th

« Publication Office »

The American Hebrew,

498-500 Third Avenue,

New York March 29th, 1893.

To Whom It May Concern:-

Michael O'Brien was in my employ for upwards of a year, and while with us, he was honest and attended to his duties, leaving us very little fault to find with him and we should be pleased to engage him this week, if discharged by the Court.

Respectfully

Shay Coan

0628

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

THE PEOPLE OF THE STATE OF NEW YORK
against
Michael O'Brien

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

Michael O'Brien
attempting to commit the crime of
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said Michael O'Brien

late of the 18th Ward of the City of New York, in the County of New York aforesaid, on the
thirteenth day of March in the year of our Lord one
thousand eight hundred and ninety-three in the day time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the building of
one Theodore Rosenfeld

attempt
there situate, feloniously and burglariously did break into and enter, with intent to commit some
crime therein, to wit: with intent the goods, chattels and personal property of the said
Theodore Rosenfeld in the said building
then and there being, then and there feloniously and burglariously to steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

Wm Lancy Nicole,
District Attorney.

0620

BOX:

516

FOLDER:

4701

DESCRIPTION:

Odell, Martin J.

DATE:

03/15/93



4701

0630

Witness
Chas. A. Mearns

Read by

Conrad J. P.

Westerday

1893

Counsel,

Filed

15th March 1893

Pleads.

THE PEOPLE

vs.

Martin J. Odell

Grand Larceny, Second Degree.

[Sections 828, 88, / Penal Code.]

DE LANCEY NICOLL,

District Attorney.

April 13 93

A TRUE BILL.

Wm. Heaton

Foreman.

April 4, 93 dect 5

pleas guilty (M)

sent - May 4, 1893

Ready Sent Larceny

Sentence suspended

W.D.

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Martin J. O'Neil

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself.

I have known the defendant his father and mother for a number of years, and I feel that it would be a disgrace upon them for they are spoken of in the highest terms by everyone.

The defendant was always a decent young man, but the night he stole this violin, I understand that he was intoxicated.

Cha. R. Hulbert

0632

Police Court

2nd District.

Affidavit—Larceny.

City and County }
of New York, } #:

Charles R. Hurlbut

of No. 434

Pleasant Avenue, aged 45 years,
occupation artist being duly sworn,

deposes and says, that on the 6 day of March 1893 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the day time, the following property, viz:

One violin and one bow, of the value
of forty Dollars

\$ 40⁰⁰/₁₀₀

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 Martin J. Odell (now here) from the fact that, on the aforesaid date, defendant visited the home of defendant at the above-named premises and after he left said premises deponent missed said property. That deponent is informed by Officer Price of the Central Office that he found in the possession of defendant property which deponent identified as the missing article. Wherefore deponent prays that defendant may be dealt with according to law.

Chas R. Hurlbut

Sworn to before me this

of

William J. Adams
1893

Police Justice.

0633

CITY AND COUNTY }
OF NEW YORK, } ss.

Samuel Price

aged 36 years, occupation Officer of No. _____

Central office Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Chas R. Kullback

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

Sworn to before me, this 8th day of March 1893

Samuel Price

W. H. Brady
Police Justice.

0634

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Martin J Odell

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. *Martin J Odell*

Question. How old are you?

Answer. *27 years*

Question. Where were you born?

Answer. *N Y*

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

Answer. *356 Borey 10 years*

Question. What is your business or profession?

Answer. *Barber*

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
Martin J Odell*

Taken before me this
day of *Sept* 1893
M. J. [Signature]
Police Justice.

0635

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

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

Dated March 10 1893 [Signature] Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0636

88 277

Police Court--- 277 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Chas R. Huntent
434 Pleasant Ave
Martin J Odell

2
3
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Office of
Felony

BAILED,

No. 1, by Helen J Capell
Residence 356 Bowery Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated March 8 1893

Grady Magistrate.

Prisc Montgomerie Officer.
C (1) Precinct.

Witnesses Samuel Prisc
Central office Street.

No. Street.



No. Street.

\$ 500 answer

C. M. M.

500 Ex Ind 10 15/19 APR.

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Martin J. Odell

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

Martin J. Odell

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

The said

Martin J. Odell

late of the City of New York, in the County of New York aforesaid, on the *6th* day of *March* in the year of our Lord one thousand eight hundred and ninety-*three* at the City and County aforesaid, with force and arms,

one violin of the value of thirty five dollars, and one bow of the value of five dollars

of the goods, chattels and personal property of one *Charles R. Hurlbut*.

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

SECOND COUNT—

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

Martin J. Odell

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

The said *Martin J. Odell*

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

one violin of the value of thirty five dollars, and one bow of the value of five dollars

of the goods, chattels and personal property of one

Charles R. Sturlbut

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

Charles R. Sturlbut

unlawfully and unjustly did feloniously receive and have; the said

Martin J. Odell

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

DE LANCEY NICOLL,

District Attorney.

0639

BOX:

516

FOLDER:

4701

DESCRIPTION:

O'Melia, Thomas

DATE:

03/29/93



4701

0640

BOX:

516

FOLDER:

4701

DESCRIPTION:

Flanagan, Edward

DATE:

03/29/93



4701

Witnesses:

Dwight Harris

Walter W. Stafford

24 Precinct

W. L. Conner, Rep. of P.B.

*got 3 mos. also guilty he
says on and charge of P.B.*

Counsel,

Filed

Pleads,

THE PEOPLE

vs.

Thomas O'Neil

and

Edward Stanger

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

John W. Skaton

John W. Skaton

John W. Skaton

17th March 1893

Enacted in the Third Degree.
Section 498, of the Penal Code.

John W. Skaton

John W. Skaton

John W. Skaton

John W. Skaton

0642

Police Court— 4 District.

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

of No. 513 West 47 Street, aged 20 years,
occupation Plumber being duly sworn

deposes and says, that the premises No. 53 Columbus Avenue Street, 22 Ward
in the City and County aforesaid the said being a Five story brick
dwelling house the basement of
and which was occupied by deponent as a Plumber's Shop
and in which there was at the time a human being, by name

were **BURGLARIOUSLY** entered by means of forcibly forcing the door
leading from Columbus Avenue to said
basement of the hinges

on the 10th day of March 1893 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:
A quantity of pipe leads and silver plated fittings
of about ten dollars of the value

the property of deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by
Thomas O'Neil and
Edward Flannigan

for the reasons following, to wit: that deponent is informed by
Anthony B. Kotte that he securely fastened and
locked said door on the 10th day of March 1893 at
5 O'Clock P. M. and that the above described property
was then in said premises. When deponent left
entered said premises on the morning of the 11th
day of March 1893. he missed the said property.
Deponent is further informed by Robert Halling of
49 Columbus Avenue that he saw the two defendants

0643

came out of the said basement on the evening
of the 10th of March 1893. about 8.30 P. M.
and that the defendant ^{Blanton} was then carrying
from said basement a quantity of lead.
Wherefore defendant ^A charges both defendants
with burglary.

J. J. Smith

Sworn to before me this
23rd day of March 1893

D. W. [Signature]
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
_____ Hundred Dollars _____ and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated _____ 188____
I have admitted the above named _____
to bail to answer by the undertaking hereto annexed.
Dated _____ 188____
There being no sufficient cause to believe the within named _____
guilty of the offence within mentioned, I order he to be discharged.
Dated _____ 188____
Police Justice.

Police Court, _____ District, _____
THE PEOPLE, etc.,
on the complaint of _____
1 _____
2 _____
3 _____
4 _____
Dated _____ 188____
Magistrate _____
Officer _____
Clerk _____
Witness _____
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
\$ _____ to answer General Sessions.

0644

1877

CITY AND COUNTY }
OF NEW YORK, } ss.

Robert Halling

aged 12 years, occupation Office Boy of No.

Columbus Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Fernan Kotte

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

Sworn to before me, this 23
day of March 1892

Robert Halling

[Signature]
Police Justice.

0645

CITY AND COUNTY }
OF NEW YORK, } ss.

1877.

Anthony B Kotte
aged 16 years, occupation Plumbers Helper of No. 573 West 47th Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Fernan Kotte and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 23 } Anthony B. Kotte
day of March 1893 }

[Signature]
Police Justice.

064A

Sec. 193-200.

4

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

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

Question. What is your name?

Answer. Thomas O'Neil

Question. How old are you?

Answer. 19 years.

Question. Where were you born?

Answer. U.S.

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

Answer. 85-1 9th Avenue. 2 years

Question. What is your business or profession?

Answer. Plumbers Helper

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.

The Judge

Taken before me this 23
day of March 1893
Wm. M. ...
Police Justice

0647

Sec. 198-200.

4

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Edward Flannigan*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *N. D.*

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

Answer. *441. West 26th Street 3 years.*

Question. What is your business or profession?

Answer. *Coal Pilder*

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.*
Edw Flannigan

Taken before me this *23*
day of *March* 18*93*
Wm. M. ...
Police Justice

CITY AND COUNTY } ss:
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

Walter Stafford

of No. 24 Precinct Street, aged 28 years,
occupation Policeman being duly sworn, deposes and says,
that on the 19 day of March 1893
at the City of New York, in the County of New York, he arrested

Thomas O. Hill (now here) charged with
Burglary. Defendant prays that the said
O. Hill be held to enable him to procure
evidence to substantiate the charge -

Walter Stafford

Sworn to before me, this

of

March 1893

at

23

day

W. M. ...
Police Justice.

Police Court, 4 District.

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

Thomas D. Hill vs. Neila

B. N. Y. 851 9 Ave

AFFIDAVIT.

Peny

Dated, March 20 1893

Wm Magistrate.

Shiffed Officer.

Witness, _____

Disposition, _____

30m 41 March 21 29m
Du March 22 29m
Du March 23 9am

0650

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

Defendant

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of *Twenty 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,..... 189

[Signature] Police Justice.

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

Dated,..... 189

..... Police Justice.

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

Dated,..... 189

..... Police Justice.

065

B.O. 266 339
Police Court--- 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Fernan J. Kotte
513 West 47th
Thomas O'Neil
2 Edward Flannigan

Offense
Burglary

Dated March 23 1893

McM Magistrate.
Stafford Officer.
24 Precinct.

Witnesses Anthony B. Kotte
No. 513 West 47th Street.

Robert Helling
No. 49 Columbus Avenue Street.

David Harris
No. 51 Columbus Avenue Street.

\$ 2500 to answer G.S.

Com
RECEIVED
MAY 17 1893

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

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

THE PEOPLE OF THE STATE OF NEW YORK

against
Thomas O'Melia
and
Edward Flanagan

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

Thomas O'Melia and *Edward Flanagan*

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

The said *Thomas O'Melia* and *Edward Flanagan*, both

late of the 2nd Ward of the City of New York, in the County of New York aforesaid, on the
tenth day of *March* in the year of our Lord one
thousand eight hundred and ninety *three* in the night-time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *shop* of
one *Herman J. Katte*

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

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

SECOND COUNT—

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

Thomas O'Melia and Edward Flanagan

of the CRIME OF *Petit* LARCENY

committed as follows:

The said

Thomas O'Melia and Edward Flanagan, son

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

fifty pounds of lead pipe of the value of ten cents each pound and a quantity of fittings (a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of ten dollars

of the goods, chattels and personal property of one

Herman J. Kotte

in the

shop

of the said

Herman J. Kotte

there situate, then and there being found, in the

shop

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

THIRD COUNT:

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

Thomas O'Melia and Edward Flanagan
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Thomas O'Melia and Edward Flanagan, both*

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

fifty pounds of lead pipe of the value of ten cents each pound and a quantity of fittings (a more particular description whereof is to the Grand Jury aforesaid unknown, of the value of ten dollars

of the goods, chattels and personal property of

Herman J. Kotte

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

Herman J. Kotte

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

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

DE LANCEY NICOLL,

District Attorney.

0655

BOX:

516

FOLDER:

4701

DESCRIPTION:

O'Neil, John

DATE:

03/08/93



4701

0656

Witnesses:

Officer Michael J. Carey
10th Precinct

John a

Counsel,

Filed

day of

1893

Pleads,

THE PEOPLE

vs.

John O'Neil

Grand Larceny, Degree, [Sections 228, 231, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL. Found

W. W. Keaton

Foreman.

W. W. Keaton
W. W. Keaton

Miss Jean A.
Alph 4093

0657

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

Michael J. Carey
aged *30* years, occupation *Detective* of No. *100*
10th Precinct street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Harry Bennett*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *13* day of *May*, *1921*, by *Michael J. Carey*
of *100* street.

John Ryan
Police Justice.

0658

Police Court First District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 302 Bowery Street, aged 64 years,
occupation Carriage Driver being duly sworn,

deposes and says, that on the 23 day of July 1893 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

One valise containing sundry wear
clothing, jewelry and toilet articles
altogether of the value of about
fifty dollars
\$50.00

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect that the said property was feloniously taken, stolen and carried away by John Mull here,

for the following reasons: That deponent had the said valise in the office of the Hotel at the above address on said date that the defendant was a lodger there and had access to the property. That on said date about the hour of 3 o'clock P.M. deponent missed the property. That deponent is informed by Michael Flannery, of the 10th Precinct, that he came across the defendant and the defendant admitted that he had taken the property. Therefore deponent prays that the defendant be held to bail for his trial.

Henry D. Merritt

Supervisor of the Precincts
of the City of New York
Michael Flannery
Justice

0659

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

John O'Neill 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 a 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 O'Neill

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York City

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

Answer.

Home at present

Question. What is your business or profession?

Answer.

None

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 O'Neill

Taken before me this
day of *April* 18*88*
John P. Ryan
Police Justice.

0660

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.....

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

Dated, *March 3* 189 *3*..... Police Justice.

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

Dated,..... 189..... Police Justice.

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

Dated,..... 189..... Police Justice.

David Magener
400 - 1st Ave

C Ry st
505 Burnett

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court--- District. 242

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harry Merritt
303 Bowery
John O'Neill

2 _____
3 _____
4 _____

Dated, _____ 189

Magistrate.

Officer.

Precinct.

Witnesses _____

No. _____ Street.

\$ 1000 to answer

Committed



Office
James [unclear]

9

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 O'Neil

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

John O'Neil

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

The said

John O'Neil

late of the City of New York, in the County of New York aforesaid, on the 23rd day of February in the year of our Lord one thousand eight hundred and ninety-three, at the City and County aforesaid, with force and arms,

divers articles of clothing and wearing apparel, of a number and description to the Grand Jury aforesaid unknown, of the value of thirty dollars, divers articles of jewelry of a number and description to the Grand Jury aforesaid unknown, of the value of thirty dollars, one valise of the value of ten dollars, and divers other goods, chattels and personal property (more particular description whereof is to the Grand Jury aforesaid unknown) of the value of twenty dollars, of the goods, chattels and personal property of one Henry D. Merritt

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

De Lancey Nicolls
District Attorney

0663

BOX:

516

FOLDER:

4701

DESCRIPTION:

Otis, George F.

DATE:

03/16/93



4701

Witnesses:

Jacob Spawman

108
Spawman

Counsel,

at
Filed, *11th* day of *March* 1893

Pleads, *Not guilty - w*

vs. THE PEOPLE

vs.

I

George F. Otis

George F. Otis
LANCEY, 2nd degree
(False Pretenses.)
[Section 528, and 587, Penal Code.]

DE LANCEY NICOLL;

District Attorney.

A TRUE BILL.

W. W. Keaton

Foreman.

Part of March 22-1893

Pleads Guilty

James Ref.

0665

Police Court 2 District. Affidavit—Larceny.

City and County of New York, }
of No. Coleman House Street, aged 22 years,
occupation Medical Student being duly sworn,
deposes and says, that on the 20th day of February 1897 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the day time, the following property, viz:

One hundred
and seven dollars in gold
and lawful money of the
United States \$ 107

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 Geary J. Otis

(now here) the deponent obtained said money from deponent on said date by means of a worthless check deponent annexed, purporting to be signed by Amos Hall and payable to the order of A. M. Adams ^{drawn} on the Merchant National Bank at Lawrence Mass. the deponent represented to deponent that the said check was good; that it was paid to him for a horse, and that his name was A. M. Adams and deponent has admitted to deponent that all said representations were not true, and said admissions were made in the presence of

Subscribed and sworn to before me, this 1897 day of February 1897 at Police Justice

0666

Whiccia John J. O'Connor at the
19th Street Station, and the said
check has been sent to Lawrence
Mum. for collection and returned
protested for non payment. Deponent
chairs that Deponent willfully defrauded
him of the said one hundred and seventy
dollars by means of said written check

Done to before me this
28th day of February 1893 } Julius Hansmann
John O'Connor }
O. H. Fisher }

0667

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

John F. O'Connor

aged _____ years, occupation *O'Brien* of No. _____

13th Street

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Julius Hausman*

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

Sworn to before me, this *28* day }
of *February* 189*3*

John F. O'Connor

John Woodie

Police Justice.

0666

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Geo. J. Ota

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.

Geo. J. Ota

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

Ernett Mass.

Question. What is your business or profession?

Answer.

Leather

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 Geo J Ota

Taken before me this

day of

John J. ...
1889

Police Justice.

0669

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 P. O'Brien

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

Dated *Feb 28* 18*99* *John P. O'Brien* Police Justice.

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

Dated.....18..... Police Justice.

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

Dated.....18..... Police Justice.

108 240
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Julius Hausman
vs.
Geo. J. Otis

Lawrence
Officer

2
3
4
Dated Feb 28 1899

Vorbis Magistrate.
O'Connor Officer.
19 Precinct.

Witnesses Call the Officer

No. Street.

No. Street.

No. Street.

\$ 1000 to answer G.S.

Com.



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

0671

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

George X. O'His

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

George X. O'His

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

The said *George X. O'His,*

late of the City of New York, in the County of New York aforesaid, on the *fourth* day of *February*, in the year of our Lord one thousand eight hundred and ninety-*three*, at the City and County aforesaid, with force and arms, with intent to deprive and defraud *one Julius Hausmann,*

of the proper moneys, goods, chattels and personal property hereinafter mentioned, and of the use and benefit thereof, and to appropriate the same to *his* own use, did then and there feloniously, fraudulently and falsely pretend and represent to *the said*

Julius Hausmann.

That *his* name was *a. n. Adams*, that a certain paper writing in the words and figures following, to wit:

Lawrence, Mass. February 11th 1892 No. 32
merchants national bank
Pay to the order of a. n. Adams \$ 104 ⁰⁰/₁₀₀
one hundred and seven ⁰⁰/₁₀₀ Dollars
Endorsed "Pay to order of J. E. Hausmann, a. n. Adams"
which he then and there produced and delivered to the said Julius Hausmann

was then and there a good and valid order for the payment of money, and of the value of one hundred and seven dollars, that he the said George F. Adams this was the paper named therein and had received the same in payment for a horse which he had then lately before sold.

By color and by aid of which said false and fraudulent pretenses and representations, the said

George F. O'His —

did then and there feloniously and fraudulently obtain from the possession of the said

Julius Hausmann, the sum of one hundred and seven dollars in money, lawful money of the United States of America, and of the value of one hundred and seven dollars,

of the proper moneys, goods, chattels and personal property of the said

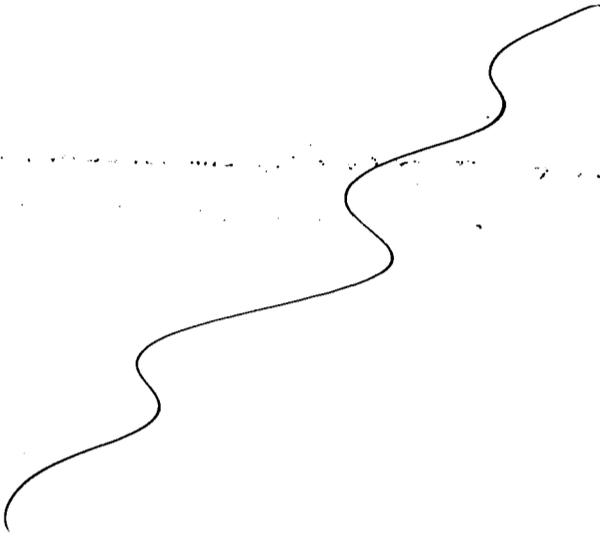
Julius Hausmann —

with intent to deprive and defraud the said Julius Hausmann,

of the same, and of the use and benefit thereof, and to appropriate the same to his own use.

Whereas, in truth and in fact, the said name of the said George F. O'His was not G. F. Adams, and the said paper writing was, not then and there a good and valid order for the payment of money, and was not of the value of one hundred and seven dollars, or of any value, but was

wholly worthless, and he the said George X. Otis had not received the same in payment for a horse which he had then lately before sold.



And Whereas, in truth and in fact, the pretenses and representations so made as aforesaid by the said George X. Otis to the said Julius Hausmann was and were then and there in all respects utterly false and untrue, as he the said George X. Otis at the time of making the same then and there well knew;

And so the Grand Jury Aforesaid, do say that the said George X. Otis in the manner and form aforesaid and by the means aforesaid, the said proper moneys, goods, chattels and personal property of the said Julius Hausmann, then and there feloniously did STEAL, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

DE LANCEY NICOLL,
District Attorney.