

0574

**BOX:**

516

**FOLDER:**

4701

**DESCRIPTION:**

O'Brien, Charles

**DATE:**

03/22/93



4701

Witnesses:

*In this case the defendant  
is a man who was drunk at the  
time when the robbery was  
committed; that he has  
identified defendant as one  
of those who committed  
the crime with the only  
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 reliable witness  
and in giving the evidence  
before the jury, I therefore  
advised the jury to disregard  
defendant's testimony and  
his own testimony  
Part I. I have all the  
May 13, 1893, at New York City*

Counsel,

Filed *22<sup>nd</sup>* day of *March* 1893

Pleads, *Not guilty*

THE PEOPLE

vs.

*I*

*Charles O'Brien*

Robbery, (Sections 224 and 228, Penal Code.)  
Degree.

DE LANCEY NICOLL,

District Attorney.

*June 7/93*

*Discharged after trial*

*ccy.*

A TRUE BILL.

*Wm W. Neaton*

Foreman.

*Neaton*

*g.s.f.*

*Part I June 1/93*

0576

Lawrence, Mass. *February 11<sup>th</sup> 1892* N<sup>o</sup> *521*

**Merchants National Bank**

Pay to the order of *A. N. Adams* \$ *107*<sup>*00*</sup>/<sub>*100*</sub>

*One hundred and seven* <sup>*00*</sup>/<sub>*100*</sub> Dollars

*Amos Hall*

Lynan B. Dwyer, 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. 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 Arlington  
NATIONAL BANK, of Lawrence.

Wm. I. 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 A. 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 I. 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 Hilington  
NATIONAL BANK, of Lawrence.

Am. J. Kimball, NOTARY PUBLIC.

0581

## Commonwealth of Massachusetts.

ESSEX, ss.

A Check for One hundred seven LAWRENCE, Feb. 26<sup>th</sup> 1893.  
 dated, Lawrence, Mass., February 11<sup>th</sup> 1892, drawn by Amos Hall 100 dollars,  
 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. I. Kimball,

NOTARY PUBLIC.



0582

Commonwealth of Massachusetts.

Essex, ss.

A Check for One hundred seven x LAWRENCE, February 24 1893.  
dated, Lawrence, Mass., February 11 1892 drawn by Amos Hall 100 dollars,  
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 Hilington  
NATIONAL BANK, of Lawrence.

Wm. S. 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~~ four, 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.

## New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUSCharles Brown

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]

Police Court

3

District.

CITY AND COUNTY } ss  
OF NEW YORK,

Robert Etkin's  
of No. 2520 Eighth Avenue Street, Aged 23 Years  
Occupation Clerk being duly sworn, deposes and says, that on the  
17<sup>th</sup> day of March 1893 at the 7<sup>th</sup> 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 dollar 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 (nowhere) 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 19<sup>th</sup> 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  
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 mentioned, I order he to be discharged.  
Dated 188  
Police Justice.

Police Court, District.

THE PEOPLE, &c.,  
on the complaint of

1.  
2.  
3.  
4.

Offence—ROBBERY.

Dated 188  
Magistrate.

Officer.  
Clerk.

Witnesses,  
No. Street,  
No. Street,  
No. Street,  
§ to answer General Sessions.



0587

Sec. 198-200.

1883

3 District Police Court.

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<sup>th</sup> 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

*19*

day of

*1883*

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.....

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

Dated, March 19 1893 John D. Kelly Police Justice.

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

Dated, ..... 189..... John D. Kelly 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..... John D. Kelly Police Justice.

0589

Police Court

310 District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Robert Elkins  
2520 22<sup>nd</sup> St  
303 W 183<sup>rd</sup>  
Charles O'Brien

Offense

Robbery

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

Dated, March 19 1893

Koch Magistrate.

Haggerty Officer.

7 Precinct.

Witnesses \_\_\_\_\_

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

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

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

\$ 1000 to answer

Cur

BAILED,

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

Residence \_\_\_\_\_ Street.

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

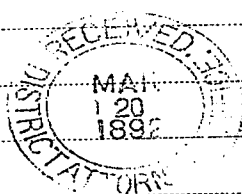
Residence \_\_\_\_\_ Street.

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

*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 *seventeenth* day of *March*, in the year of our Lord one thousand eight hundred and ninety-*three*, in the *time of the said day*, at the City and County aforesaid, with force and arms, in and upon one *Robert Warren*, — in the peace of the said People then and there being, feloniously did make an assault; and

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

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

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

*Robert Warren*  
*Attorney*

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 Charters  
Wm Shaffer

Counsel,

Filed day of

1893

Pleads,

THE PEOPLE

vs.

James O'Brien

and

John Brown

DE LANCEY NICOLL,

District Attorney

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

A TRUE BILL.

Wm Steaton

Foreman.

Wm Steaton

Wm Steaton

Wm Steaton

Wm Steaton

0594

Police Court—

District.

1912

Affidavit—Larceny.

City and County of New York, ss.

of No. 412 East 12th Street, aged 36 years, occupation *Driver*deposes and says, that on the 3<sup>d</sup> 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

*James O'Brien* 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 following to wit: On the afternoon of said day deponent had paid property on afternoon 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

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 took said property that I "said O'Brien" am going back 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 run 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 37 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 } Allen Charters  
of March 189 3 }

Samuel Belmont Police Justice.



0597

Sec. 198—200.

1882  
District Police Court.

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.

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*

*James O'Brien*

*Placed before me this*

*day of*

*1889*

*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 *h<sup>is</sup>* right to make a statement in relation to a charge against *h<sup>im</sup>*; that the statement is designed to enable *h<sup>is</sup>*, if he see fit, to answer the charge and explain the facts alleged against *h<sup>im</sup>*; that he is at liberty to waive making a statement, and that *h<sup>is</sup>* waiver cannot be used against *h<sup>im</sup>* on the trial.

Question. What is your name?

Answer. *John Brown*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *35 Varick Street 2 months*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty**John Brown*

Taken before me this

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

*Defendants*  
*John* thereof, I order that *they* be held to answer the same, and *they* be admitted to bail in the sum of *7* Hundred Dollars, *Each* and be committed to the Warden and Keeper of the City Prison of the City of New York, until *he* give such bail.

Dated, *March 4* 189*3* *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 Schreffer*  
*James O'Brien*  
*John O'Brien*  
3.  
4.

BAILED,

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

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

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

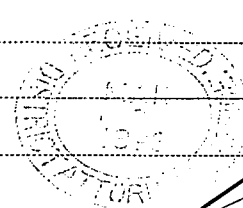
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Dated, *March 24* 189*3*  
*Smith* Magistrate.  
*Derry* 6 per *Cronin* 4th Officer.  
*6th* per *5th* Precinct.

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

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

\$ *1000* to answer *Yes*  
*Bought*



**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

*Mmanuel Borruco*

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 George P. Van Vorst  
John Precious

Counsel,

Filed

day of

March 1893

Pleads,

THE PEOPLE

vs.

P

John C. Breckinridge

Defendant

DE LANCEY NICOLL,

District Attorney.

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

A TRUE BILL. G. D. D. D.

Wm. W. Heaton

Foreman.

March 21/93

Indictment

of the County of Cook

State of Illinois

10 days City Prison

Complaint into Prison

0605

Police Court— District.

City and County } ss.:  
of New York,

Harold E. Martin  
of No. 221 W. 133<sup>rd</sup> Street, aged 26 years,  
occupation Salesman being duly sworn.  
deposes and says, that on the 1<sup>st</sup> 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 }  
of March 1893 }

Harold E. Martin

C. E. Simms } Police Justice.



0606

Sec. 198-200.

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* 189*9*

*John O'Brien*

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 Dink

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 B. 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 2. P. M.

309

246  
1894

Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Harvey G. Martin

John O'Brien

Offense

Assault 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.

20 Precinct.

Witnesses Chas. B. Von Gerichten

No. 1 To Street Police Street.

Mrs. Martin

No. 221 West 133<sup>rd</sup> Street.

Sergeant Wilson 30<sup>th</sup> Precinct

No. 9 West 18<sup>th</sup> Street.

\$ 1000 to answer

Com

1894

7/93

The People  
vs  
John O'Brien

Court of General Sessions. Part I  
Before Judge Fitzgerald. March 21. 1893.  
Indictment for assault in the first degree.

Harold G. Martin, sworn and examined.  
Where do you live? No. 221 West 133<sup>rd</sup> 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 126<sup>th</sup> 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. Then 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. Didn't 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 fainting 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 Fritchen, 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 complainant 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 126<sup>th</sup> St.  
 The complainant<sup>s</sup> <sup>and his</sup> 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 126<sup>th</sup> 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 1<sup>st</sup>. 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 gutteman; 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~~ <sup>complainant</sup> if 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 125<sup>th</sup> 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 don't 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 1<sup>st</sup> 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 peacable; 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 Dooley 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  
20th



# 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  
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  
to shoot off and discharge *the same* *aim, point and press with intent* *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 *the same* *aim, point and press with intent* *to*  
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

Witness:

Chas. Clibben  
Walter Good

In this case I do not believe

a connection can be had  
in my mind, I only think  
of my friends to be examined  
My April 13-93  
Man to Mr. M. J. G.  
D. but meeting

Counsel,  
Filed  
Pleads,  
May of March 1893

THE PEOPLE

vs.

Michael O'Brien

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

DE LANCEY NICOLL,

District Attorney,

East 2nd April 13/93  
The motion of District Attorney  
for indictment dismissed

A TRUE BILL.

Wm. W. Keaton

Foreman.

April 11th  
New York 95

0621

Police Court—H District.City and County } ss.:  
of New York,

of No.

occupation

deposes and says, that the premises No.

in the City and County aforesaid the said being a

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

Walter Good

Street, aged 19 years,

being duly sworn

deposes and says, that the premises No. 625 East 10<sup>th</sup> Street, 18<sup>th</sup> Ward

in the City and County aforesaid the said being a four story brick

storage house

were BURGLARIOUSLY entered by means of forcibly raising a  
curtain, with a cart-rung,on the 13<sup>th</sup> day of March 1889 in the day time, and 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 was committed and the aforesaid property 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 15<sup>th</sup> Street, saw this defendant  
with five others, not arrested, pry open  
the curtain leading into the cellar  
of said premises.Said Charles Webber sub-  
sequently informed Officer McManus  
of the 18<sup>th</sup> Precinct Police, and



0622

Whereafter said officer arrested this  
defendant.

Wherefore defendant asks  
that this said defendant may be  
held to answer

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

Pro Meach  
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 within taking 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

Offence—BURGLARY.

1. 2. 3. 4.

Dated 188

Magistrate.

Officer.

Clerk.

Witness,

No. Street,

No. Street,

No. Street,

\$ to answer General Sessions.

Sworn to before me, this 14 day  
of March 1893 } C. C. Weber,  
Lawrence  
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 under-  
signed according to law, on the annexed charge, and being informed that it is h right to  
make a statement in relation to the charge against h ; that the statement is designed to  
enable h if he sees fit, to answer the charge and explain the facts alleged against h ;  
that he is at liberty to waive making a statement, and that h waiver cannot be used  
against h on the trial.

Question. What is your name?

Answer.

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 15th. 11 years

Question. What is your business or profession?

Answer.

Press folder

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

16

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

Deft 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 14 189 3. 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 he to be discharged.

Dated, \_\_\_\_\_ 189 \_\_\_\_\_ Police Justice.



0626

151 4 - 288  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Walter Good  
96 Essex.  
Michael O'Brien

Attorney  
Burglary

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 14 1893

Mcrae Magistrate.

McManus Officer.

Witnesses Charles C. Webber 18- Precinct.

No. 633 E 15- Street.

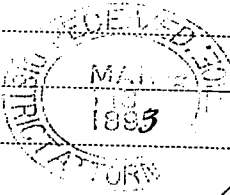
No. Street.

No. Street.

\$ 1000 to answer G.S.

Pen

AMV 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

Shap-Com

0628

483

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 Nicoll,  
District Attorney.

0620

**BOX:**

516

**FOLDER:**

4701

**DESCRIPTION:**

Odell, Martin J.

**DATE:**

03/15/93



4701



Witnesses:

Chas. A. Mearns

Read by

Concurrence of

Witnesses

1893

Counsel,

Filed

1893

Pleads.

THE PEOPLE

vs.

Martin J. O'Connell

Martin J. O'Connell

Grand Larceny, Second Degree. [Sections 828, 83, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

April 13 93

A TRUE BILL.

Wm. H. Keaton

Foreman.

April 4, 93 Sept 5

plead guilty, 17M2

Sept 2 - May 4, 1893

Ready for Larceny

Sentence suspended

1893

# 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 understood that he was intoxicated.*

*Cha. R. Hulbut*

0632

Police Court

2<sup>nd</sup> District.

Affidavit—Larceny.

City and County }  
of New York, } ss:

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  
\$ 40<sup>00</sup>/<sub>100</sub>

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

March 1893

day

at New York City, Police Justice.

0633

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 36 years, occupation Officer of No. Samuel Price

Central office Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Chas R. Kuhlman

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

Sworn to before me, this 8<sup>th</sup> }  
day of March 1893 } Samuel Price

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

Question. What is your name?

Answer.

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 Buxary

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

1893

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 Wm. G. Brady 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.

0004 222 10-20

**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 — *6<sup>th</sup>* — 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. Furber*.

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. Scurbutt*

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. Scurbutt*

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:

David Harris

Walter W. Stafford

24 Precinct

No. 1. Convict Report of P.B.

got 3 mos. also guilty he  
onysan and charge of P.B.

Counsel,

Filed

1893

day of March

Pleads,

THE PEOPLE

vs.

Thomas O'Neil

and

Edward Shanahan

DE LANCEY NICOILL

District Attorney

A TRUE BILL.

John W. Skatzen

Foreman.

John W. Skatzen

John W. Skatzen

John W. Skatzen

John W. Skatzen

John W. Skatzen



Police Court— 4 District.

City and County } ss.:  
of New York,

of No. 513 West 47th Street, aged 20 years,  
occupation Plumber, being duly sworn  
deposes and says, that the premises No. 53 Columbus Avenue, 22 Ward  
in the City and County aforesaid the said being a five story brick  
dwelling house the basement of 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

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 F. Lannigan

for the reasons following, to wit: that deponent is informed by  
Anthony B. Kotte that he secretly 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 10th  
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 10<sup>th</sup> of March 1893. about 8.30 P. M.  
and that the defendant <sup>Blanton</sup> was then carrying  
from said basement a quantity of lead.  
Wherefore defendant is charged with burglary.

J. J. Smith

Sworn to before me this  
23<sup>rd</sup> day of March 1893

D. J. M. M. M.

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 1893  
I have admitted the above named  
to bail to answer by the undertaking hereto annexed.  
Dated 1893  
There being no sufficient cause to believe the within named  
guilty of the offence within mentioned, I order he to be discharged.  
Dated 1893  
Police Justice.

Police Court, District,

THE PEOPLE, &c.,  
on the complaint of

Offence—BURGLARY.

vs.

1

2

3

4

Dated

1893

Magistrate.

Officer.

Clerk.

Witness,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

0644

1877

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 13 years, occupation Office Boy of No. Columbus Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Herman 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

W. M. M. M. M.  
Police Justice.



0645

CITY AND COUNTY }  
OF NEW YORK, } ss.

1877.

aged 16 years, occupation Anthony B Kotte  
Plumbers Helper of No. 573 West 47<sup>th</sup>  
Street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of Herman 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 189 3 } Anthony B. Kotte

Anthony B. Kotte  
Police Justice.



064A

Sec. 193-200.

4 District Police Court.

CITY AND COUNTY } ss.  
OF NEW YORK }

*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. *Plumber 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*

189

*23*

Police Justice.

0647

Sec. 198-200.

4

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Edward Flannigan* 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. *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 26<sup>th</sup> Street 3 years.*

Question. What is your business or profession?

Answer. *Coal Packer*

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.**Ed. Flannigan*

Taken before me this

*March**1893*

Police Justice

0648

1900

CITY AND COUNTY } ss:  
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

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

Walter Stafford

Sworn to before me, this

of

March 1893

day

W. M. Mulvaney  
Police Justice.

0649

Police Court, 4 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

AFFIDAVIT.

vs.

Thomas D. Neila

B. N. Y. 851 9 Ave

Dated, March 20 1893

W. M. Magistrate.

Shifford Officer.

Witness, \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Disposition, \_\_\_\_\_

From 41 Det 21. 2 Pm  
By Det 22 2 Pm  
By Det 23 9 am



*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 Two 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--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

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

Offense  
Burglary

3  
4

Dated March 23 189 3

McM

Magistrate.

Stafford

Officer.

24

Precinct.

Witnesses Anthony B. Kotte

No. 513 West 47th Street.

Robert Helling

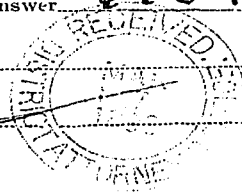
No. 49 Columbus Avenue Street.

David Harris

No. 51 Columbus Avenue Street.

\$ 2500 to answer G.S.

Signature



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 2<sup>nd</sup> 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, own*

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 un-  
known, 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

*Thomas 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

Witnesses:

*Officer Michael J. Carey*  
*10th Precinct*

Counsel,

Filed

Pleads,

day of

1893

THE PEOPLE

vs.

*John O'Hail*

Grand Larceny, (Section 228, 231, Penal Code.)  
Degree, Second

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL. Found

*Wm. W. Keeler*

Foreman.

*March 17/93*  
*Wm. W. Keeler*

*Miss Jean M.*  
*April 10/93*

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

*Michael J. Carey*  
aged *30* years, occupation *Detective* of No. *100*  
*100th Precinct*

*100th Precinct* street, being duly sworn, deposes and  
says, that he has heard read the foregoing affidavit of *Harry R. Merritt*  
and that the facts stated therein on information of deponent are true of deponent's own  
knowledge.

Sworn to before me, this *10* day  
of *May* 189*3*

*Michael J. Carey*

*John Ryan* Police Justice.



Police Court First District.

Affidavit—Larceny.

City and County {  
of New York, } ss.

Henry D. Merritt  
of No. 302 Borroughs Street, aged 64 years,  
occupation Line Engineer 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 underwear  
clothing, jewelry and other 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 O. Mull from

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  
Garry, of the 10th Precinct, that he  
came across the defendant and the  
defendant admitted that he had taken  
the property. Therefore deponent  
swears that the defendant is the  
person who took the property.

Henry D. Merritt

Subscribed and sworn to before me this 23 day of July 1893 at the City of New York, in the County of New York.

Michael Garry  
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

1882

*John O'Neill*  
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 \_\_\_\_\_  
Hundred Dollars, \_\_\_\_\_ and be committed to the Warden and Keeper of  
the City Prison of the City of New York until he give bail.  
Dated, March 3 1893 John Ryan 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.

1881



066

Band Magerer  
400-1<sup>st</sup> Ave

C Ry at  
105 Binnest

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 Mearit  
303 Bowery  
John O'Neill

2.....

3.....

4.....

Dated, March 189

Magistrate.

Officer.

Precinct.

Witnesses Callahan

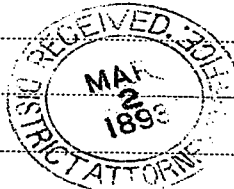
No. Street.

No. Street.

No. Street.

\$1000 to answer

Committed





**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

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 Nicoll*  
District Attorney

0663

**BOX:**

516

**FOLDER:**

4701

**DESCRIPTION:**

Otis, George F.

**DATE:**

03/16/93



4701

Witnesses:

*James H. Henshaw*

Counsel,

Filed, *11<sup>th</sup>* day of *March* 1893

Pleads, *Not Guilty - no*

THE PEOPLE

vs.

*I*

*George F. Otis*

DE LANCEY NICOLL;

District Attorney.

*George F. Otis*  
(False Pretenses.)  
[Section 528, and 537, Penal Code.]

A TRUE BILL.

*Wm. W. Heaton*

Foreman.

*Doct 27 March 22-1893*

*Pleads Guilty*

*James Ref.*

0665

Police Court

District.

Affidavit—Larceny.

City and County  
of New York, ss:

*Julius Hausman*  
 of No. *Coleman House* Street, aged *22* years,  
 occupation *Medical Student* being duly sworn,  
 deposes and says, that on the *20<sup>th</sup>* day of *February*, 189*7* 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 feloni-  
 ously taken, stolen and carried away by *Geary J. Otis*

(now here) The defendant obtained said  
 money from deponent on said date  
 by means of a worthless check drawn  
 on said. purporting to be signed by  
 Amos Hall and payable to the order  
 of A. M. Adams, <sup>drawn</sup> on the Merchants  
 National Bank at Lawrence Mass.  
 The defendant 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  
 defendant has admitted to deponent  
 that all said representations were  
 not true, and said admissions  
 were made in the presence of



Whereas John D. Connor of the  
 19th Precinct Station, and He said  
 check has been sent to Lawrence  
 Mann for collection and returned  
 protested for non payment. Deponent  
 charges that Defendant wilfully defrauded  
 him of the said one hundred and seventy  
 dollars by means of said worthless check

Given to Deponent on the  
 28th day of February 1893  
 John D. Connor

O. H. Fisher

John D. Connor

0667

CITY AND COUNTY }  
OF NEW YORK, } ss.

1921

aged \_\_\_\_\_ years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

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

Sworn to before me, this \_\_\_\_\_ day  
of \_\_\_\_\_ 1893 }

\_\_\_\_\_

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

0666

Sec. 198-200.

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Geo. J. Oth*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *N. C.*

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

Answer. *Ennet Mass.*

Question. What is your business or profession?

Answer. *Teacher*

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. Oth*

Taken before me this  
day of *June* 189*7*

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

Dated *Feb 28* 18*93* *John J. 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.



0670

108 240  
Police Court--- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Julius Hausman  
vs.  
Geo. F. Otis

Landry  
Officer

2  
3  
4

Dated Feb 28 1899

Vorhis Magistrate.

O Connor Officer.

19 Precinct.

Witnesses Call the Officer

No. Street.

No. Street.

No. Street.

\$ 1000 to answer G.F.

Com.



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

*George X. His*

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

*— George X. His —*

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

The said *George X. 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 11<sup>th</sup>* 1892 No. 32  
merchants national Bank  
Pay to the order of *a. n. Adams* \$ *104<sup>00</sup>/<sub>100</sub>*  
one hundred and seven *00*/<sub>100</sub> Dollars

Endorsed "Pay to order of *J. E. Hausman, 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'Leary —

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'Leary was not A. N. 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.