

0429

BOX:

491

FOLDER:

4483

DESCRIPTION:

Kelly, Alexander

DATE:

08/05/92



4483

0430

BOX:

491

FOLDER:

4483

DESCRIPTION:

Burns, Frank

DATE:

08/05/92



4483

0431

POOR QUALITY ORIGINAL

196

Counsel,

Filed *1892*

Pleads,

vs. THE PEOPLE

vs.

Alexander Kelly
and

Frank Burns

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Allen C. Agard

Foreman.

Head of Jury

No. 2. S.P. 30188 6 mo. RSM.

Subj. No. 1 - Sentence multiplied RSM.

No. 2. Has been before
court & sent to House
of Rep. - & also to Gen.
RSM

Witnesses:

[Handwritten witness names]

Grand Larceny, *5th* Degree, [Sections 828, 830, 840, 850 Penal Code.]

[Large handwritten mark]

0432

POOR QUALITY
ORIGINAL

*District Attorney's Office,
City & County of
New York.*

August 9th 1892

Edward Mitchell, Esq.,
United States Attorney.

Dear Sir:-

Replying to your favor of even date I have to say that I had a conversation with Judge Martine, before whom Alexander Kelly appears tomorrow for sentence.

On explaining the matter the judge has requested me to inform the clerk of the court that said Kelly is to be detained pending the trial of the cases now in your office.

Happy to have been of service to you I am,
Dear sir,

Yours respectfully,

Henry D. Madonna

Acting District Attorney.

0433

POOR QUALITY ORIGINAL

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3 DISTRICT.

Sworn to before me, this 2nd day of August 1882
Police Justice

William J. Mooney
of No. 11th Avenue Street, aged _____ years,
occupation Officer being duly sworn deposes and says,
that on the 29th day of July 1882
at the City of New York, in the County of New York, he arrested
Alexander Kelly and Frank Burns
charged with bringing stolen property
into this town. That Mamie McEvoy
is a material witness for the
people wherefore deponent prays
that said Mamie be committed
to the House of Detention
William J. Mooney

CITY AND COUNTY OF NEW YORK, ss.

William J. La Roche
aged 70 years, occupation Dentist of No. _____
Harvey Park / Berque St. N.Y. Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of William J. Mooney
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 2nd day of August 1882
George La Roche
Police Justice

0434

POOR QUALITY ORIGINAL

Police Court, 3 District.

City and County of New York, ss.

William J. Murray Street, aged years,

of No. 11th Precinct

being duly sworn, deposes and says,

occupation of Police Officer

that on the 29th day of July 1892

York, in the County of New York, he arrested

Alexander Kelly & Frank Burns as suspicious persons. in the manner following to wit Deponent saw the defendants on the Bowery this City acting in a suspicious manner. that defendant Kelly had a basket in his possession. that said Kelly left said basket in a house at Number 163 Bowery and that deponent then arrested the said defendants that deponent subsequently went after said basket and brought it to the Station house of the 11th Precinct Police this City and that he found a quantity of Drutistry tools in said basket.

Deponent is informed William J La Roche of Harrington Park Bergen County in the State of New Jersey that his premises were burglarized on the night of the 28th day of July 1892 and a quantity of Drutistry tools and other Drutist articles were stolen. that said La Roche was identified said property as the property of said La Roche stolen as aforesaid. Deponent therefore charges the defendants with receiving stolen property into this State in violation of Section 540 of the Penal Code and prays that they be held to answer. William J. Murray

Deponent to be sworn
this 29th day of August 1892
Police Justice

0435

POOR QUALITY ORIGINAL

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK, }

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

Question. What is your name?

Answer. Frank Burns

Question. How old are you?

Answer. 20 years

Question. Where were you born?

Answer. New York

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

Answer. No home

Question. What is your business or profession?

Answer. Student

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

Answer.

I am not guilty
Frank Burns

Taken before me this 2nd
day of August 1891

[Signature]
Police Justice.

0436

POOR QUALITY ORIGINAL

Sec. 198-200.

3rd District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK, }

Alexander Kelly 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. *Alexander Kelly*

Question. How old are you?

Answer. *22 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *Money Rockland County N.Y.S.*

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 Guilty
Alexander Kelly*

Taken before me this
day of *August* 189*7*.

Police Justice
[Signature]

0437

POOR QUALITY ORIGINAL

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court,

3 District,

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William J. Murney

1 Alex Keller

2 Frank Burns

HOUSE OF REPRESENTATIVES CASE.

Offense, Burglary
Stolen property into this State

Date

August 2, 1892

Magistrate

Stephen Murney

Officer

Place of Murney Precinct
Line J & A Bklyn

Witnesses

1 Abramson Park Street
205 1/2 Ave New York

No. Street

Call the Officer

No. Street

\$ 2000 to answer

RECEIVED
AUG 4 1892

Murney W.C. & Co. 1892
Attorney at Law

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

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

Dated, Aug 2, 1892 Stephen Murney Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0438

POOR QUALITY ORIGINAL

DEPARTMENT OF JUSTICE,
THE UNITED STATES ATTORNEY,
THE DISTRICT OF NEW JERSEY,
JERSEY CITY, N. J.
OFFICIAL BUSINESS.

Penalty for non-payment of
any kind, will be
two Hundred Dollars.



Mr. James F. Dawkins
Dist. Pass - 3 - Ct. Gen. Sessions
New York City -
N.Y.

0439

POOR QUALITY ORIGINAL

DEPARTMENT OF JUSTICE.

OFFICE OF THE UNITED STATES ATTORNEY
FOR THE DISTRICT OF NEW JERSEY.

HENRY S. WHITE,
U. S. ATTORNEY,
OFFICE, JERSEY CITY, N. J.
RESIDENCE, RED BANK, N. J.

SHERRERD DEPUE,
ASSISTANT U. S. ATTORNEY
NEWARK, N. J.

JERSEY CITY, N. J. *Jan 12* 1893

*Mr James F. Davenport -
Clk & Dist - 3 Cl. of Gen. Sessions
New York City -*

*Sir:
Mr Mitchell U.S. Atty. of New York
has written me in reference to
Alexander Kelly now detained in
Jail, and advising me that
I will be unable to inform you
in reference to my meeting him
as a witness in New York - until
after Tuesday next -
I will write you on Tuesday from
Newark -*

*Very Respectfully
Henry S. White
U.S. Atty.*

0440

POOR QUALITY
ORIGINAL

Account of Detention

Judge Martine Dear Sir
I have been in the military
but I wish to inform you
that I am detained at the
House of Detention for the
past 4 months as a witness
in the case of Frank, David
& John Kelly for burglary
both of which were pleaded
in 3 months ago and I
would like to know the
reason why I am detained
here as I have no money
and I want to go home
I am waiting for Mrs.
and am so long detained
I thought I would write
& let you know about it

0441

POOR QUALITY
ORIGINAL

Why I am kept here or
what they are looking for
I don't know - your paper will
be a help for me and
please try to do something
for me!

Patricia M. Brown

House of Correction

0442

POOR QUALITY
ORIGINAL

OFFICIAL BUSINESS.

U. S. District Attorney's Office,
NEW YORK.

Department of Justice.

Any person using this envelope to avoid
the payment of postage on private matter
of any kind, will be subject to a fine of
Three Hundred Dollars.

Please file
with papers in case of
People
vs
Alexander Kelly

Hon. Delancey Nicoll,
District Attorney,
New York, City

0443

POOR QUALITY ORIGINAL

OFFICIAL BUSINESS.

U. S. District Attorney's Office,
NEW YORK.

Department of Justice.

Any person using this envelope to avoid the payment of postage on private matter of any kind, will be subject to a fine of Three Hundred Dollars.

Please file with papers in case of People vs Alexander Kelly

*Hon. Delancey Ricoll,
District Attorney,
New York, City.*

0444

POOR QUALITY
ORIGINAL

Office of the United States Attorney,
for the Southern District of New York.

M. E.

New York, August 9th. 1892.

Hon. Delancey Nicoll,
District Attorney,
New York City, N. Y.

Sir:-

Referring to the case pending in your office against Alexander Kelly, who is charged with having brought stolen goods into this State, I beg to say that Kelly is a material and necessary witness on behalf of the United States in certain prosecutions now pending in this office.

I am informed that the charge against Kelly is a felony. If that is so, I have to ask that he may not be sentenced until the Government shall have used him as a witness in the prosecutions pending in the United States Court, for the reason that our courts are governed by the rules of the common law which provide that a witness who has been sentenced for having committed a felony is an incompetent witness.

Trusting that you will be able to extend to me this courtesy.

I am,

Very respectfully,

Edw Mitchell

U. S. Attorney.

0445

POOR QUALITY ORIGINAL

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Alexander Kelly and Frank Burns

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

Alexander Kelly and Frank Burns of the CRIME OF GRAND LARCENY IN THE first DEGREE, committed as follows:

The said Alexander Kelly and Frank Burns, both

late of the City of New York, in the County of New York aforesaid, on the 29th day of July in the year of our Lord one thousand eight hundred and ninety-two at the City and County aforesaid, with force and arms,

seventeen forceps of the value of three dollars each, twenty-five excavators of the value of fifty cents each, twenty-two pluggers of the value of three dollars each, Eight other pluggers of the value of eight dollars each, three cases of platinum of the value of twenty dollars each case, seven pieces of gold solder of the value of two dollars each piece, three sets of false teeth of the value of twenty dollars each set, and divers other dental instruments of a number and description, to the Grand Jury aforesaid unknown, of the value of two hundred dollars and two watches of the value of twenty dollars each of the goods, chattels and personal property of one William J. La Roche

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.

0446

POOR QUALITY
ORIGINAL

SECOND COUNT—

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

Alexander Kelly and Frank Burns
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Alexander Kelly and Frank Burns, 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,

the same goods, chattels and personal property described in the first count of this indictment

of the goods, chattels and personal property of one *William J. La Roche*

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

unlawfully and unjustly did feloniously receive and have; the said *Alexander Kelly and Frank Burns* 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.

0447

BOX:

491

FOLDER:

4483

DESCRIPTION:

Kermath, James

DATE:

08/11/92



4483

0448

POOR QUALITY ORIGINAL

204

Witnesses:

Witness signature lines

Counsel,

Filed, 11 day of Aug 1892

Pleas, *Inqually to*

THE PEOPLE

vs.

B
James Bernath

VIOLATION OF THE EXCISE LAW.
[Chap. 401, Laws of 1892, § 23].
Sessions, etc., on Sunday.

*I have read and desire
this case to be sent to
Court of Special Sessions for
such final disposition.
Witnessed... 1892*

DE LANCEY NICOLL.

District Attorney.

A TRUE BILL.

Allen D. Coffey

Foreman.

0449

POOR QUALITY ORIGINAL

1997

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 Kermath

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

James Kermath of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

James Kermath

late of the City of New York, in the County of New York aforesaid, on the thirty-first day of July in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

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

James Kermath of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

James Kermath

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same, being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

George Wengold

DE LANCEY NICOLL

District Attorney.

0450

BOX:

491

FOLDER:

4483

DESCRIPTION:

Kiewitz, Fernandine

DATE:

08/11/92



4483

0451

POOR QUALITY ORIGINAL

#1877 JPB

Counsel,

Filed, 11 day of Aug 1892

Pleads, *Amend. Gb.*

THE PEOPLE

vs.

B

Fernando's Brewery

VIOLATION OF THE EXCISE LAW.
(Legal Sales Without License.)
[Chap. 401, Laws of 1892, § 81.]

I hereby consent and desire that
this case against me be sent to
Court of Special Sessions for
trial and final disposition.

Dated *Aug. 18 92*

DE LANCEY NICOLL

District Attorney.

A TRUE BILL.

Allen S. Ayers

Foreman.

Witnesses

Ed. Chas. H. Webb

0452

POOR QUALITY
ORIGINAL

8000

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Fernandine Kewitz

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

Fernandine Kewitz
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINE, ALE AND BEER, IN QUANTITIES LESS THAN FIVE GALLONS AT A TIME, WITHOUT HAVING A LICENSE THEREFOR, committed as follows:

The said

Fernandine Kewitz

late of the City of New York, in the County of New York aforesaid, on the *first* day of *August* — in the year of our Lord one thousand eight hundred and ninety-*two* —, at the City and County aforesaid, certain strong and spirituous liquors, and certain wine, ale and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantities less than five gallons at a time, to

certain *other* persons whose names are to the Grand Jury aforesaid unknown, without having a license granted to him in pursuance of any law of this State permitting him to sell either strong or spirituous liquors, wines, ale or beer, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

DE LANCEY NICOLL,

District Attorney.

0453

BOX:

491

FOLDER:

4483

DESCRIPTION:

Kilgore, Lawrence

DATE:

08/10/92



4483

0454

POOR QUALITY ORIGINAL

Counsel,
Filed, *109* *16th*
Plends, *189*
Day of *Aug*

Witnesses:
Margaret Kilgore

THE PEOPLE
vs.
2
Lawrence Kilgore

BIGAMY
(Section 288, Penal Code.)

1st *10th* *Jan 92*
John W. Woodcock
deposed by Judge [unclear]
BY LANCEY NICOLL,
Superior & District Attorney,
County of [unclear]

A TRUE BILL.
Allen D. Agard
Nov 15 1892
Clerk Foreman
Ant 25 11 in part I

0455

POOR QUALITY ORIGINAL

Counsel,
Filed, *107 J. C. [Signature]*
Pleas, *189*
May of *1899*
[Signature]

Section 208, Penal Code.)
BIGAMY.

THE PEOPLE

vs.

Lawrence Kilgore

1st Deputy Sheriff
Jan 9th
Chilton
deceded by Judge [Signature]
By FANCY NICOLL,
Supervisor, District Attorney
permut indigent
Nov 15 1899

A TRUE BILL.

Allen D. Appard

Nov 15 1899
Foreman

Part 25

Witnesses:
Margaret Kilgore

0456

POOR QUALITY ORIGINAL

Mrs. Kilgore was working in the house with
the boys but up the Kilgore Mrs. Kilgore
did to visit them

City & County
of New York

vs: Sarah Corley

266 W 123rd Street. I know
Mrs. Kilgore - I am ~~Richard~~ ^{Richard}
I have seen the two of them living
in two rooms before they were
married. I told her Mrs
Kilgore was married. She
said I don't care whether
he is or not. I said to
her "Have you nothing else
to do but live with a
married man." She replied
"That is none of your business".

This conversation took
place at the head of the ~~hall~~
stairs in the hall front of my
rooms. It was about Jan'y 1899.

After this we never had
any other conversation.

(Mrs. Michael) was Janitor's
Then & is now. (Mrs. Haybert)
lived in next house at that
time. Mr. Pickett was also
living there then, I don't know
where he lives now.

sworn to before me this }
23rd day of February. }
Isaac S. Sipsinsky
Notary Public N.Y.C.

Sarah Corley
mark.

0457

POOR QUALITY ORIGINAL

May of 91. Mrs. Corley heard
Kilgore say to Ida Titman
that she could go back
where she came from
that there was no tie on
them, that Ida knew he
had a wife.

My J.

Mrs. Sarah Corley.

People

's.

Kilgore

Redford

Titman

0458

POOR QUALITY
ORIGINALCourt of General Sessions
PeopleTo
KilgoreCity and
County of
New York: s s:

Margaret Jane Kilgore being duly sworn deposes and says I was born in N.Y. City. I was married to Robert C. Murphy on the 15th of August 1886, and lived with him until ~~November~~ ^{September} 1887. He was a machinist and had been out of work a couple of months. He saw an advertisement for machinists from Algiers La. He wanted me to go there with him. I had always made a good living by keeping furnished rooms.

My mother died when I was twelve (12) years of age. My brothers and all left home ^{when my father remarried three years later} ~~then~~. My brothers living with my uncle, and I went to live out for about three years. I then had a little money, and took a house so as my brothers, my sister and myself could all be together. On this account I did not wish to go away.

I received a letter from Mr Murphy about two weeks after ^{he left for Algiers} ~~ward~~. He said he was going to Central America. I never heard from him afterwards.

My daughter was born about two months after he went away. I corresponded with his mother saying he had gone away, that I only had received one letter from him, that I did not ^{know} where he was, that I was anxious

0459

POOR QUALITY ORIGINAL

for my own sake, and for the sake of my child
 I knew that if he wrote to anyone, he would
 write to his mother, as he always correspon-
 ded with her while he lived with me.
 In August ¹⁸⁸⁸ she said that she had received
 a letter from a comrade of his named
 Dalton, saying that he was with him when
 he died ^{in May 1888}. I was then in mourning for
 my brother. I told my brother about
 the letter, and everyone understood that
 I was a widow. ^{the objection} I showed ~~him~~ the letter
 and he said ^{Murphy must be dead} I first went out with him about four
 months afterwards. He continued his
 attentions and we were married in
 December 1889.

The wedding was first to be on December
 21st, my birthday. He afterwards said
 well wait until Christmas Eve, as the boys
 will all be home on Christmas day. The
 first time I went out with him was
 to stand up with a couple about to be
 married. he said "lets make a double
 match". I thought ~~he was~~ fooling, but
 I said, I would not be married by a
 minister. I'd have to be married by a
 priest. It was always understood
 that we were to be married by a
 priest. He went ^{out} the morning of the

0460

POOR QUALITY ORIGINAL

twenty fourth of December: he came back in the afternoon, and said he could not get a priest, as they were all too busy hearing confessions ^{in the evening Christmas Eve}. I did not want to be married by a minister but he said that the minister was engaged, and everyone ^{knew} we were to be married that night, and there was no use of making a fuss about it.

I have had no desire to push this case only to clear my good name, and for the sake of my child. The punishment of Kilgore has not been my object. I join in the recommendation that he be treated leniently, and that he receive whatever mercy that can be shown him.

Sworn to before me

This 16th day of November, 1892.

Margaret Jane Kilgore

Henry W. Winger

Margaret Jane Kilgore

John P. P. P.

W. W.

0461

POOR QUALITY ORIGINAL

The People

vs
Nizgore

[Faint, illegible text covering the majority of the page, possibly bleed-through from the reverse side.]

0462

POOR QUALITY
ORIGINAL

7-92

THE PEOPLE,

COURT OF GENERAL SESSIONS, PART I.

vs.

BEFORE JUDGE FITZGERALD.

LAWRENCE KILGORE.

Tuesday, November 15, 1892.

Indictment for BIGAMY.

A Jury was empanelled and sworn.

MARGRAET JANE KILGORE, sworn, and examined:

I live at 155 East 127th street. I have lived there for six years. I keep furnished rooms, for men working on the Third avenue cable-road. I have seen the defendant before. I first met the defendant about March, 1888, when he came to my house to board. I was living with my child. At that time my child was about six months old. The defendant had a room in my house from 1888 right along to the 24th of December, 1889. In November, 1888, at my house, the defendant proposed marriage to me. On the 24th of December, 1889, I saw the defendant in the kitchen, at about nine o'clock in the morning. He, the defendant, said to me that he was going to make arrangements for us to get married. He came back about three o'clock and told me to get dressed as quick as I could, and that he had arranged to go to Jersey City to be married. John Lewis, Kilgore and myself went over to Jersey City. We went to the house of the Rev. G. W. Nicholson, at 10 Hamilton avenue, Jersey City. The minister joined our hands together, and pronounced us man and wife. There were present, Rev. G. W. Nicholson, John Lewis, the minister's wife and son, the defendant and myself.

CROSS EXAMINATION:

The oath I have taken here is binding upon my conscience. I was a widow when I met Kilgore. I had been married before, and my child was the off-spring of the first marriage. My

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POOR QUALITY
ORIGINAL

first husband was Robert Christopher Murphy. He left me in September, 1887. He was alive when I last saw him. I never saw his dead body. My maiden name was Margraet Jane McKenzie. I gave the name McKenzie to the minister in Jersey City; I did not give the name McGoff to the clergyman in Jersey City. My mother's name was Bridget McGoff. I did not tell Mr. Nicholson that my name was Levina McSherry; that is Mr. Kilgore's mother's name. I did not answer Mr. Nicholson's question; Mr. Kilgore answered them. In September, 1887, left me at the door of the house that I am still living in. I never brought any proceeding of any kind to have my first husband declared judicially dead. After my marriage to Mr. Kilgore we went to live in the same place where I am now living. We lived there as man and wife for about three months. After that he went to live with his mother. He, the defendant, left my house. I recognize the paper now handed me by the District Attorney as one given to me, about two weeks after our marriage, by Mr. Kilgore. I did not write the name "Margraet Murphy" in that paper, and I don't know who did. At the time Mr. Kilgore gave me that paper, the name Margraet Murphy was on the paper. I did not see anybody scratch out some other name and insert the name "Margraet Murphy" in that paper. I have noticed that the name "Margraet Murphy" appears to have been written over an erasure. I haven't made any inquiries concerning that erasure. I did not see the clergyman fill out the certificate. I don't believe I noticed the erasure on the certificate when Mr. Kilgore gave it to me. I noticed it after he left me. I did not go to the clergyman concerning it when I noticed it.

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POOR QUALITY
ORIGINAL

GEORGE W. NICHOLSON, sworn, and examined:

I am a regularly ordained Baptist minister, and have been one since 1867. I remember, on the 24th day of December, 1891, performing a marriage ceremony between Lawrence Kilgore and one Jane McGoff. I performed a regular marriage ceremony, joined their hands, and pronounced them man and wife. When I signed the certificate, the name "Margraet Murphy" was not inserted in it; the name in the certificate was Jane McKenzie. In place of the name "John Lewis," the name "John Russell" was written. I delivered the certificate to one of the parties; I don't know which one.

CROSS EXAMINATION:

The woman said that she was a widow and gave me both names. She stated that her maiden name was McKenzie, and widow McGoff. I don't remember anything about the name of Murphy. I couldn't recognise the man who was a witness to the ceremony, and who gave his name as John Russell, because it is so long ago.

MARGRAET JANE KILGORE, recalled:

I recognize the preceding witness as the clergyman who performed the marriage ceremony between myself and Lawrence Kilgore, on the 24th of December, 1889, in Jersey City. I know John Lewis, one of the witnesses who signed the marriage certificate; I was not present when he signed it. I did not tell him to sign his name as John Russell.

HIRAM HUTCHINS, sworn, and examined:

I am a regularly ordained Baptist minister. I had a charge for thirty consecutive years in Bedford avenue, Brooklyn.

0465

POOR QUALITY
ORIGINAL

I have seen the defendant before to-day. I remember performing a marriage ceremony between the defendant and Ida Titamer. According to my record the marriage was performed on June 17, 1891, at my residence, 446 Willoughby street, Brooklyn. The woman told me her name was Ida Titamer. The defendant said his name was Lawrence A. Kilgore, and gave his age as twenty-five. Ida Titamer said her age was nineteen. The defendant said at that time that he was born in Indiana. I suppose I gave a marriage certificate; it is my usual practice, but I could not swear to it.

CROSS EXAMINATION:

I have been a minister of the gospel for fifty years, and during that time I have married a good many people. I have never seen Ida Titamer since the marriage until now.

EMMA MICHAELS, sworn, and examined:

I am janitress of the house 409, 411 and 413 West 125th street. I have seen the defendant, Kilgore, before; he lived in my house. I let a flat to Ida Titamer; I did not let it to Kilgore. Ida Titamer paid me the rent. That was in July, 1892. Ida Titamer let out furnished rooms. Ida Titamer lived there from April to July. I never had any conversation with the defendant, in relation to Ida Titamer.

CROSS EXAMINATION:

I do not know whether the Ida Titamer that lived in my house was the same Ida Titamer who was married by the clergyman in Brooklyn; I don't know anything about that.

FRANCIS M. NYE, sworn, and examined:

I am a physician, living in the city of New York, and prac-

0466

POOR QUALITY
ORIGINAL

ting in Harlem. I have seen the defendant, Kilgore, before. I had a conversation with the defendant about this woman who now goes by the name of Margraet Jane Kilgore, some time before they were married. I heard he was to be married to Maggie. I had practiced in the family of Maggie before that, and had been the family physician. I said to Kilgore, the defendant, "I see you and Maggie are going to be married." He, Kilgore, said, "Yes, she is a spry little woman; we will save up our money and get ahead in this world" I says, "I want you to take good care of her, because she is a good woman." I saw them after I heard they were married and they seemed to be a very agreeable couple. I lived in Maggie's boarding house after they were said to have been married.

EDWARD F. BULLARD, sworn, and examined:

I am a lawyer. I was in court with Mrs. Kilgore when she swore out her complaint. I saw Justice Voorhis sign the warrant which is now shown me by the District Attorney. At that time, the defendant was not in court, to my knoweldge.

MARGRAETJANE KILGORE, recalled:

When I made the complaint before Judge Voorhis, the warrant was given to Officer Breedy. On July 28, 1892, I went with Officer Breedy to 125th street, to watch for Mr. Kilgore's car. He did not come along, and Officer Breedy went up to the depot and found that Kilgore was not working that day. Then we went over to 409 West 125th street, and I learned that he had left there. Then we went to 413 West 125th street, and we saw Mr. Kilgore's name on the door bell. I

0467

POOR QUALITY
ORIGINAL

went up stairs and I knocked and I asked for my husband, and the woman that was inside would not let me in. Then I came down stairs and told the officer that the woman would not allow me entrance. The officer went up stairs and I pointed out my husband. The officer said to Mr. Kilgore, "I have got a warrant for your arrest." Kilgore said, "What is the charge?" The officer said, "Bigamy." Mr. Kilgore said, "I never committed bigamy," and the officer told him to put on his clothes and go to the station house quietly, and he went to the station house. I did not give any names to the minister in Jersey City; Mr. Kilgore gave the names. I never had any other warrant issued for the arrest of the defendant. I did not read the warrant.

The Case for The Defence:

MARGRAET JANE KILGORE, sworn and examined:

My first husband's name was Robert Christopher Murphy. I was married to Robert Christopher Murphy in 129th street, in the city of New York, on the 15th of August, 1885. I have never seen Robert Christopher Murphy dead with my own eyes.

CROSS EXAMINATION:

Before my marriage with Mr. Kilgore, I received a letter from the mother of Robert Christopher Murphy, and I showed the letter to Mr. Kilgore. After I was married to Mr. Kilgore, he took the letter from me and crumbled it in his hand and destroyed it. Kilgore said that Murphy must be dead. I last saw Robert Christopher Murphy in September, 1887. When Murphy left me he went to New Orleans. Murphy's mother lives in Saint John, New Brunswick. I received a letter from Murphy on November 10, 1887, but after that I heard nothing

0468

from him. The letter was from Algiers, Louisiana. I corresponded with Murphy's mother from the time that I was married to Murphy. I heard from his mother in August, 1888. After this suit had been brought, I found that Mr. Kilgore had been married to another woman. This action was commenced on June 17, 1892. From 1887 to 1892 I made no inquiries regarding Murphy. After this action was brought, I had my lawyer make inquiries, and I also wrote to the consul at Algiers, Louisiana, and to Murphy's mother.

Wednesday, November 16, 1892.

The defendant, Lawrence Kilgore, withdrew his plea of not guilty, and pleaded guilty to the charge laid in the indictment.

0469

POOR QUALITY ORIGINAL

Testimony in the case of
Lawrence Kilgore

filed
Aug. 1892

1502

The witness, Lawrence Kilgore, deposes that he is a resident of the
 county of ... State of ... and that he is a ...
 witness, Lawrence Kilgore, deposes that he is a resident of the
 county of ... State of ... and that he is a ...
 witness, Lawrence Kilgore, deposes that he is a resident of the
 county of ... State of ... and that he is a ...
 witness, Lawrence Kilgore, deposes that he is a resident of the
 county of ... State of ... and that he is a ...
 witness, Lawrence Kilgore, deposes that he is a resident of the
 county of ... State of ... and that he is a ...
 witness, Lawrence Kilgore, deposes that he is a resident of the
 county of ... State of ... and that he is a ...
 witness, Lawrence Kilgore, deposes that he is a resident of the
 county of ... State of ... and that he is a ...

0470

POOR QUALITY ORIGINAL

COURT OF GENERAL SESSIONS
-----X

P E O P L E

vs.

K i l g o r e

-----X
City and County of New York ss:

MARGARET JANE KILGORE, being duly sworn deposes and says: I was born in New York City. I was married to Robert C. Murphy on the 15th day of August 1886 and lived with him until September 1887. He was a machinist and had been out of work a couple of months. He saw an advertisement for machinists from Algiers La. He wanted me to go there with him. I had always made a good living by keeping furnished rooms.

My mother died when I was twelve (12) years of age. My brothers and all left home when I father married, three years later; my brothers living with my uncle and I went to live out for about three years. I then had a little money and took a house so that my brothers, my sister and myself could all be together. On this account I did not wish to go away.

I received a letter from Mr. Murphy about two weeks after he left for Algiers. He said he was going to Central America. I never heard from him afterwards.

My daughter was born about two months after he went away. I corresponded with his mother saying he had gone away, that I only received one letter from him, that I did not know where he was, that I was anxious for my own sake and

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POOR QUALITY ORIGINAL

(2)

for the sake of my child. I knew that if he wrote to any one, he would write to his mother as he always corresponded with her while he lived with me. In August 1888, she said that she had received a letter from a comrade of his named Dalton, saying that he was with him when he died, in May 1888. I was then in mourning for my brother. I told my brother about the letter and everyone understood that I was a widow. I showed the defendant, Kilgore, the letter and he said Murphy must be dead. The first time I went out with him was about four months afterward. He continued his attentions and we were married in 1889.

The wedding was to be on December 21st, my birthday. He afterwards said we'll wait until Christmas Eve, as the boys will all be home on Christmas day. The first time I went out with him was to stand up with a couple about to be married by a minister: he said "Let's make a double match" I thought he was fooling, but said "I wouldn't be married by a minister, I'd have to be married by a priest." It was always understood that we were to be married by a priest. He went out on the morning of the twenty fourth of December. He came back in the afternoon and said he could not get a priest as they were all too busy hearing confessions, it being Christmas Eve. I did not want to be married by a minister but he said the minister was engaged, and everyone knew we were to be married on that night and there was no use of making a fuss about it.

I have no desire to push this case only to clear my

0472

POOR QUALITY ORIGINAL

(3)

good name. The punishment of Kilgore has not been my object. I join in the recommendation that he be treated leniently and that he receive whatever mercy that can be shown him.

Sworn to before me
this 16th day of November 1892. *Margaret Jane Kilgore*

Henry W. Meyer

0473

POOR QUALITY
ORIGINAL

People
vs
Miyore

0474

POOR QUALITY ORIGINAL

14 Form H.

1494

New York, May 22 1894

A Transcript from the Records of the Marriages Reported to the Health Department of the City of New York.

COUNTY OF NEW YORK.

STATE OF NEW YORK.

CITY OF NEW YORK

No. of Certificate,

15177

I Hereby Certify, that Joseph Gentile and Maria Bellanga were joined in Marriage by me in accordance with the laws of the State of New York, in the City of New York, this Eighteenth day of November 1893

Witnesses to the Marriage, David Benedetto Signature of person performing the Ceremony, John Long
Louis Anniano

Date of Record.	Residence.	Official Station.	Name of Person performing Ceremony.	Number of Parties.	Mother's Maiden Name.	Father's Name.	Birthplace.	Maiden Name, if a Widow.	Single or Widowed.	Color.	Age.	Residence.	Bride's Full Name.	Number of Previous Marriages.	Mother's Maiden Name.	Father's Name.	Birthplace.	Single or Widowed.	Color.	Age.	Residence.	Groom's Full Name.	Date of Marriage.
<u>Nov. 18, 93</u>	<u>234 E. 88th</u>	<u>John Long</u>	<u>John Long</u>	<u>2</u>	<u>Engracia Lauriano</u>	<u>John</u>	<u>Staly</u>	<u>Maria Riggo</u>	<u>Widow</u>	<u>White</u>	<u>43 years</u>	<u>329 E. 106 St</u>	<u>Maria Bellanga</u>	<u>1</u>	<u>Engracia Lauriano</u>	<u>John</u>	<u>Staly</u>	<u>Single</u>	<u>White</u>	<u>42 years</u>	<u>329 E. 106 St</u>	<u>Joseph Gentile</u>	<u>November 18, 93</u>

A True Copy.

Co. Heuman

NOTICE.—In issuing this transcript of record, the Health Department of the City of New York does not certify to the truth of the record transcribed. The seal of the Board of Health attests only the correctness of the transcript, and no inquiry as to the facts reported has been provided for by law.

0475

POOR QUALITY ORIGINAL

Police Court, 5th District.

(1853)

City and County } ss.
of New York,

of No. 322 E. 109th Street, aged 32 years,

occupation. Keep house being duly sworn, deposes and says,

that on the 8 day of June 1892, at the City of New

York, in the County of New York, she was joined in

wedlock to Joseph Gentile in Italy

and has two children living of which he

is the father. Deponent further says that

on the 6th day of May 1894 immediately

after her arrival in this country she

discovered that her husband the said

Joseph Gentile, who had preceded

her to this country had been married

to and was living with another woman

Maria Ballanga nee Pizar. On

investigation deponent learned that

the said second marriage was

performed by John Long on November

18th 1893 and in substantiation of that

deponent secured the annexed

certified copy from the Board of

Health of this city. Wherefore deponent

charges the said Joseph Gentile with

bigamy he having married another

person knowing that his wife was

at the time living and not having

secured a divorce from her nor she

from him. Deponent therefore prays

the said Joseph Gentile be apprehended

and held to answer said charge in

accordance with statutes for such

case made and provided

Sworn to before me this

5th day of June 1894

her

Anna F Gentile

mauo

Chas E. Simmons

Police Justice

0476

POOR QUALITY
ORIGINAL

City and County of New York, S. S.

I, John H. Robertson, being duly sworn, deposes and says: I reside at No. 158 East 66th Street and am employed as Superintendent by the Third Avenue Railroad Company, One hundred and twenty-fifth Street and Tenth Avenue cable road and that on February 22, 1888, I employed one named Lawrence Kilgore as Driver on the Third Avenue Road, he coming to me well recommended and on July 21, 1888, he proving himself to be a steady, sober and industrious man while driving on the Third Avenue Road, I appointed him Gripman on the One hundred and twenty-fifth Street and Tenth Avenue cable road and that since the first day that he entered my employ, February 22, 1888, up to the day of his arrest for bigamy, not one complaint has ever been made against him and I have always found him steady, sober, industrious and a hard worker and can only speak of him in the highest terms, and were he discharged from prison I would willingly re-instate him in his old position as Gripman.

This statement is made voluntarily by me as I consider him to be a man deserving of a great deal of leniency and charity.

I have read the above statement which is all true.

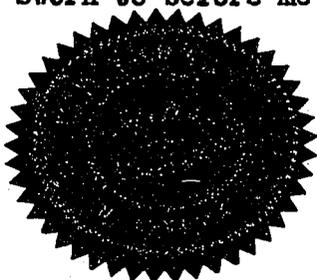
John H. Robertson

Sworn to before me this 17th day of November, 1892.

M. H. Truman

Notary Public No. 68

New York County.



0477

POOR QUALITY ORIGINAL

City and County of New York, S. S.

I, John H. Robertson, being duly sworn, deposes and says: I reside at No. 158 East 66th Street and am employed as Superintendent by the Third Avenue Railroad Company, One hundred and twenty-fifth Street and Tenth Avenue cable road and that on February 22, 1888, I employed one named Lawrence Kilgore as Driver on the Third Avenue Road, he coming to me well recommended and on July 21, 1888, he proving himself to be a steady, sober and industrious man while driving on the Third Avenue Road, I appointed him Gripman on the One hundred and twenty-fifth Street and Tenth Avenue cable road and that since the first day that he entered my employ, February 22, 1888, up to the day of his arrest for bigamy, not one complaint has ever been made against him and I have always found him steady, sober, industrious and a hard worker and can only speak of him in the highest terms, and were he discharged from prison I would willingly re-instate him in his old position as Gripman.

This statement is made voluntarily by me as I consider him to be a man deserving of a great deal of leniency and charity.

I have read the above statement which is all true.

John H. Robertson

Sworn to before me this 17th day of November, 1892.

W. H. Gorman

Notary Public No. 68

New York County.



0478

POOR QUALITY ORIGINAL

NEW YORK COUNTY.

NOTARY PUBLIC NO. 28

Sworn to before me this 14th day of November, 1888.

I have read the above statement which is all true and correct.

And that he is a man deserving of a great deal of leniency

This statement is made voluntarily by me as I con-
man.

would willingly re-engage him in his old position as ship-
the highest terms, and were he discharged from prison I
quarters and a hard worker, and can only speak of him in
satisfactory terms and I have always found him steady, sober, in-
his respect for persons, not one complaint has ever been made

he entered my employ, February 25, 1888, up to the day of
Third Avenue car line road and that since the first day that

business on the one hundred and twenty-fifth street and
while driving on the Third Avenue road, I appointed him

proving himself to be a steady, sober and industrious man
coming to me well recommended and on July 21, 1888, he

Frederick Kitzore as driver on the Third Avenue road, he
and that on February 25, 1888, I employed one named

one hundred and twenty-fifth street and Third Avenue car line road
as superintendent by the Third Avenue Railroad Company, one

says: I reside at No. 128 East 85th Street and am employed

I, John H. Robertson, being duly sworn, deposes and
City and County of New York, 2. 2.

*Case
Kilgore*

0479

POOR QUALITY ORIGINAL

District Police Court.

Sec. 193-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Joseph Gentile

Question. How old are you?

Answer.

43 years

Question. Where were you born?

Answer.

Italy

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

Answer.

339 E 106th — 6 years

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty
his
Joseph T. Gentile
mark

Taken before me this

day of

June 1894

15th

Robert J. Dimmock
Police Justice.

0480

POOR QUALITY ORIGINAL

Sec. 151.

Police Court.....5.....District.

CITY AND COUNTY }
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York:

Whereas, Complaint in writing, and upon oath has been made before the undersigned, one of the Police Justices for the said City of New York, by Anna Gentile of No. 377 E 109th Street that on the 18 day of Nov. 1894 at the City of New York, in the County of New York, her husband

Joseph Gentile married another woman with whom he is now living, wherefore Complainant charges her husband with bigamy

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, without delay to apprehend the said Defendant, and forthwith bring him before me, at the 15th District Police Court, in the said City or in case of my absence or inability to act, before the nearest and most accessible Police Justice in said City, to answer the said charge and to be dealt with according to law.

Dated at the City of New York, this 5 day of June in the year of our Lord 1894

Charles O. Dimmock Police Justice.

0481

POOR QUALITY ORIGINAL

Police Court..... District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

WARRANT-General.

Dated..... 189

..... Magistrate.

..... Officer.

The Defendant.....
taken, and brought before the Magistrate, to
answer the within charge, pursuant to the com-
mand contained in this Warrant.

..... Officer.

Dated..... 189

This Warrant may be executed on Sunday
or at night.

..... Police Justice.

having been brought before me under this Warrant, is committed for examination to the WARDEN
and KEEPER of the City Prison of the City of New York.

Dated..... 189

Police Justice.

The within named

43 Staley 3293 106" E

0482

POOR QUALITY ORIGINAL

500 Et June 12/94 2 P.M.
on motion of defendant
Ex. addi on motion of atty
to June 15/94 @ 3:30 P.M.

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Ward's
Police Court---
District 1074

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Anna Stantilo
332. Et 109-

Joseph Stantilo

Offence

Bigamy

3

4

Dated

June 9th 1894

James Magistrate

King's Officer

Witnesses

No.

John Long
234 East 88th St.

No.

Street

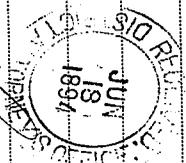
No.

Street

No.

Street

2500
Magistrate
Street



It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named 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 June 15th 1894 Charles Durand 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 offence within mentioned. I order he to be discharged.

Dated _____ 189 _____ Police Justice.

0483

POOR QUALITY ORIGINAL

Police Court, District.

City and County of New York, } ss. Margaret Jane Kilgore
of No. 155 East 127th Street, aged 31 years,
occupation house keeper being duly sworn, deposes and says,
that on the 24 day of December 1889, at the City of New
York, in the County of New York Hudson in the state of New Jersey

This deponent was married to Lawrence Kilgore by the Rev. G. W. Nicholson a Baptist Minister then officiating at Jersey City. This deponent further says that she continued to reside with said Kilgore at 155 E. 127th Street in New York about four months after their marriage. This deponent further says that the said Kilgore then abandoned deponent & has not lived with her or supported her since

This deponent further says that on June 17, 1891 the said Kilgore married Ida Peterson by Rev. Hiram Hutchings at the City of Brooklyn N. Y. That the said Kilgore is now living with said Ida at No 409 West 125th Street in the City of New York & has resided there for some time past. This deponent further says that she was legally married to said Kilgore in 1889 & has never been divorced from him in any manner

Sworn & affirmed before me July 27, 1892 Mrs Maggie Jane Kilgore

John B. Bookhis
Police Justice

0484

POOR QUALITY ORIGINAL

Police Court-- District,

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Margaret J. Kilgore

1 Lawrence Kilgore

2 _____
3 _____
4 _____

Offence, Burglary

Dated _____ 188

Magistrate.

Officer.

Clerk.

Witnesses, Margaret J. Kilgore

No. 155 E. 127 Street,

No. _____ Street,

No. _____ Street,

\$ _____ to answer _____ Sessions

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.

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

I here 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.

0485

POOR QUALITY ORIGINAL

Sec. 198-200.

S' District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Lawrence Kilgore 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. Lawrence Kilgore

Question. How old are you?

Answer. 26 years old

Question. Where were you born?

Answer. Indiana

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

Answer. 413 W. 72 St. N.Y. 2 yrs

Question. What is your business or profession?

Answer. Gripman Cable Road

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
Lawrence Kilgore.

Taken before me this 28 day of July 1894
[Signature]
District Justice

0486

POOR QUALITY ORIGINAL

People 42

Sec. 151.

Police Court S District.

CITY AND COUNTY OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York. GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Margaret Jane Kilgore of No. 155 8th Street, that on the 17th day of June 1891 at the City of New York, in the County of New York,

Lawrence Kilgore did feloniously marry and take to wife one Ida Titman, when he the said Kilgore had a wife living and in full life.

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the S DISTRICT POLICE COURT in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 28 day of July 1891
John R. Woodhull Police Justice.

0487

POOR QUALITY ORIGINAL

26 MS 413 Jr 125 *SR*

The within named

having been brought before me under this Warrant, is committed for examination to the WARDEN and KEEPER of the City Prison of the City of New York.

Dated, 189

..... Police Justice.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Warrant-General.

v.

Dated 189

Magistrate.

Prady

Officer.

The Defendant taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Officer.

Dated 189

This Warrant may be executed on Sunday or at night.

..... Police Justice.

0489

POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK
against
Lawrence Kilgore

The Grand Jury of the City and County of New York, by this indictment accuse
Lawrence Kilgore
of the CRIME OF BIGAMY, committed as follows:

The said Lawrence Kilgore,
late of the City of New York, in the County of New York aforesaid, on the twenty fourth
day of December, in the year of our Lord one thousand eight hundred and
eighty-nine, at the City of Jersey City in Hudson County
in the State of New Jersey,

did marry one Margaret Jane Kilgore, and her, the said
Margaret Jane Kilgore, did then and there have for
his wife; and the said Lawrence Kilgore
afterwards, to wit: on the seventeenth day of June, in the year of

our Lord one thousand eight hundred and ninety-nine, at the City and County
of Brooklyn in Kings County in the State
of New York aforesaid, did feloniously marry and take as his wife, one
Ida Titamer and to the said

Ida Titamer was then and there married, the said
Margaret Jane Kilgore being then living and in full life,
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.
And afterwards, to wit: on the 28th day of July 1892, the
said Lawrence Kilgore was arrested for the said crime and bigamy
in the said City and County of New York.
DE LANCEY NICOLL,
District Attorney.

0490

POOR QUALITY ORIGINAL

159. *J.R.K.*
Counsel,
Filed, 19 July 1892
Plends, *W. H. Smith vs*

Witnesses:
Margaret J. Kilgore
155 East 117th St.

THE PEOPLE
vs.
L
Lawrence Kilgore
propr

BIG AM X
Section 208, Penal Code)

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Alfred P. ...
Foreman
Heads ...
to ...

0491

POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK
against
Lawrence Kilgore

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

Lawrence Kilgore

of the CRIME OF BIGAMY, committed as follows:

The said *Lawrence Kilgore*,

late of the City of New York, in the County of New York aforesaid, on the *twentyfourth* day of *December*, in the year of our Lord one thousand eight hundred and *eighty-nine*, at the *City of Jersey City in Hudson County* in the *State of New Jersey*,

did marry one *Margaret Jane Kilgore* and *her* the said *Margaret Jane Kilgore* did then and there have for *his wife*; and the said *Lawrence Kilgore*

afterwards, to wit: on the *seventeenth* day of *June*, in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County of New York aforesaid, did feloniously marry and take as *his wife* one

Ida Titamer, and to the said *Ida Titamer*, was then and there married, the said *Margaret Jane Kilgore*, being then living and in full life,

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.

0492

BOX:

491

FOLDER:

4483

DESCRIPTION:

King, Frederick

DATE:

08/03/92



4483

0493

POOR QUALITY ORIGINAL

#35 ~~Joseph [unclear]~~

Counsel,
Filed 3 day of Aug 1892
Plends, & Myself et.

Grand Jurors, *Grand Degree*
[Sections 693, 694, Penal Code.]

THE PEOPLE

vs.
Frederick King
30 1/2 1/2 side A

DELANCEY NICOLL,
District Attorney.

A TRUE BILL.

Allen D. Apgar
Foreman.

Part 3, Sept 27/92
Tried and convicted
y. l. 2 & deg
2 yrs 7 1/2 mos
Sept 27/92

Witnesses:

0494

POOR QUALITY
ORIGINAL

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS

Frederick Knif

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 desire to withdraw the complaint and ask for the defendant's discharge. The defendant is the only support of his wife, who is almost penniless. I do not think the defendant knew the horse was stolen.

C. C. Kover

0495

POOR QUALITY ORIGINAL

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

William Bennett

of No. *543 West 46* Street, being duly sworn, deposes and says,
that *Frederic King* (now present) is the person of the name of
Fred Wolfe mentioned in deponent's affidavit of the *14*
day of *July* 18*92* hereunto annexed.

Sworn to before me, this *30* day of *July* 18*92* *William S. Bennett*
A. J. White POLICE JUSTICE.

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

Christophu R. Roman

of No. *506 East 91* Street, being duly sworn, deposes and says,
that *Frederic King* (now present) is the person of the name of
Frederic Wolfe mentioned in deponent's affidavit of the *14*
day of *July* 18*92* hereunto annexed.

Sworn to before me, this *30* day of *July* 18*92* *C. R. Roman*
A. J. White POLICE JUSTICE.

0496

POOR QUALITY ORIGINAL

1877.

CITY AND COUNTY }
OF NEW YORK, } ss.

Christopher C. Rouan
aged *39* years, occupation *Fireman* of No.
506 East 71st Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *William Bennett*
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 *July* 189*7* *C. C. Rouan*

J. K. Smith
Police Justice.

0497

POOR QUALITY
ORIGINAL

Sold to J. July 10th
1892
Mr C. L. Koser
New Haven for
C. O. Dobbins
of Harness
received payment

Fred Walge

0498

POOR QUALITY ORIGINAL

Police Court 4 District.

Affidavit—Larceny.

City and County }
of New York, } ss:

William Bennett

of No. 543 West 46 Street, aged 37 years,

occupation Electrician being duly sworn,

deposes and says, that on the 11th day of July 1892 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 horse, wagon and harness of
the value of three hundred and fifty
dollars (\$350.00)

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 Fred Wolfe

from the fact that the said property was left standing in front of No 48 West 54th Street about the hour of 10 o'clock P.M. by a boy in deponent's employ. That when the boy came out the property was gone. That on the 12th day of July deponent found the said wagon standing in front of No 415 East 67th Street. That deponent found the horse and harness in possession of Christopher Conan at his place of business, No 506 East 71st Street. That deponent is informed by said Christopher Conan, that on the 11th day of July he, Conan bought the said horse and

Examined and sworn to before me this 11th day of July 1892 at New York City
Police Justice

0499

POOR QUALITY
ORIGINAL

harness from said Wolfe, Thos W Wolfe
represented to him Roman that he Wolfe
owned the said horse and harness and had
full authority to dispose of the same. That
he Roman, believing the said representa-
tions to be true gave said Wolfe the sum
of sixty dollars in payment for the prop-
erty, and received from said Wolfe the
receipt for the same which receipt is hereto
annexed. Therefor a warrant charges said
Thos Wolfe with feloniously taking,
stealing and carrying away the said
property and prays that said Wolfe be
apprehended and dealt with according
to law.

Done & before me, W. Bennett
this 14th day of July 1892

W. Bennett
Justice

0500

POOR QUALITY ORIGINAL

Sec. 151.

Police Court 4 District.

CITY AND COUNTY } ss. *In the name of the People of the State of New York; To the Sheriff of the County*
OF NEW YORK. } *of New York, or any Marshal or Policeman of the City of New York:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by William Bennett of No. 543 N. 26 Street, that on the 11 day of July 1892 at the City of New York, in the County of New York, the following article to wit:

One Horse, Wagon and Harness of the value of Three hundred & fifty Dollars, the property of Edward w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Fred Wolfe Min King

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 4 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 14 day of July 1892
J. J. Bennett POLICE JUSTICE.

0501

POOR QUALITY ORIGINAL

County of Queens } ss
State of N.Y.

Morris being duly sworn says that he resides in the City of N.Y. Co of N.Y. that the name of *J. G. Kilbreth* purporting to be signed to the within named hand writing of *J. G. Kilbreth* who is Police Justice of the 4th Dist N.Y. City Co of N.Y. by whom the above warrant was issued to be brought before me this 28th day of July 1892 *G. W. Smith* Justice of the Peace having been brought before me under this Warrant, is committed for examination to the WARDEN and KEEPER of the City Prison of the City of New York

Dated..... 188

This warrant may be executed in the County of Queens
Rockaway Beach Town of Hempstead Queens Co Police Justice.
this 28th day of July 1892 *G. W. Smith* Justice of the Peace

Police Court..... District.....

THE PEOPLE, & c.,
ON THE COMPLAINT OF

vs.

Warrant-Larageny

Dated.....

188

Magistrate

Officer.....

The Defendant
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Officer.....

Dated.....

188

This Warrant may be executed on Sunday or at
night.

Police Justice.....

0502

POOR QUALITY ORIGINAL

(1885)

24 District Police Court.

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

Frederick King 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. *Frederick King*

Question. How old are you?

Answer. *37 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *Rockaway L.I. 6 years*

Question. What is your business or profession?

Answer. *Shoemaker*

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*

Paul King

Taken before me this
day of *July* 189*0*

[Signature]
Police Justice.

0503

POOR QUALITY ORIGINAL

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John King
343 St. 416

Dist. 917

Dated *July 30 1892*

Magistrate

Norman Officer

27 Precinct

Witness

No. 1

506 Court 71 Street

No. 2

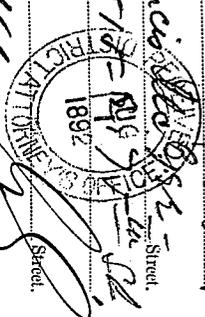
Francis Street

No. 3

1000 Street

No. 4

1000 Street



Handwritten notes and signatures
515-5.75

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

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

Dated *July 30* 18..... 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.

0504

POOR QUALITY ORIGINAL

Wm
Indictment filed

COURT OF GENERAL SESSIONS

Part III.

T H E P E O P L E &c.

against

FREDERICK KING.

Abstract of testimony

on trial , New York, Sept.

27th 1892.

0505

POOR QUALITY
ORIGINAL

1

PEOPLE vs.KING:

Before, FITZGERALD, J.,
And a JURY.

Asst. Dist. Atty. Bedford for the People
Mr. McLoughlin, for the Defendant

Sept 27. 92

WILLIAM S. BENNETT, called by the People, sworn,

DIRECT:- On the morning of the 11th of July I owned a horse wagon and harness and had in my employ Louis Stoltz, who drove that wagon for me, he was employed for that purpose, paid for it, was driving it around on July 11th. I next saw the wagon on the afternoon of Tuesday July 11th when I received a postal card. The whole establishment was worth ~~\$345.~~, actual cost, it was my property, the horse cost \$120., the harness \$50., and the wagon \$175., I did not see it on July 11th, not, "till the day before." On July 12th I saw the wagon in front of 415 East 69th Street, it was alone without the horse and harness, I next saw the horse and harness on Wednesday morning July 13th at *Ronan's* stables 606 East 71st St, I had a conversation with Mt, Ronan and in consequence of that the prisoner was arrested.

BY THE COURT: When I came there I saw a lot of other horses in the stables and my own horse was there and Renan told me he had bought it from the prisoner.

CROSS:- I owned this horse, harness and butcher wagon. I last saw the horse and wagon Saturday July 9th, the next time I saw the wagon was on the 12th and the horse on the

0506

POOR QUALITY
ORIGINAL

2

13th, I owned the horse since March a year ago; the wagon is a little bit older, a little over two years.

LOUIS STOLTZ: Sworn for the People. DIRECT,

My business is butcher, I drive a butcher cart for Mr. Bennet. I was driving butcher cart and horse before it and harness on the horse July 11th I recollect stopping at 48 West 59th St., and left the establishment outside, had no meat in my cart, stopped there to get orders for meat etc that morning. Was in the house less than ten minutes.

When I came out horse, wagon and harness was gone. I next saw the wagon July 12th and the horse and harness the 13th, the horse was brought to the store where I worked. I did not authorize anybody to drive the horse and wagon off when I was inside that house. That's all I know about it.

No Cross-----

CHRISTOPHER RONAN, sworn for the People, Direct:

I live at 515 E. 75th St. On July 11th I saw Frederick King now on trial, had a conversation with him, he came there on the Saturday--

BY THE COURT: On the 9th he came there and I was not in, I was not in the stable at all. On July 11th I saw him at

0507

POOR QUALITY
ORIGINAL

3

my place of business, he came there with this horse and harness.

BY MR. BEDFORD: He came to 506 E. 71st St, said he wanted to sell the horse and harness, said he wanted \$75. for it. I offered him \$60. He said it belonged to him. He was willing to take \$60., but I would not give it to him and I sent a brother-in-law of mine over to Greenpoint with him, to his mother's house, I wanted to make an investigation to see whether there was a mortgage on the horse and harness or something else, brother-in-law's name is Francis McGee. McGee and prisoner were present at the time I offered him \$60. I told McGee in the presence and hearing of the prisoner to go over to his mother and see whether the horse and harness was all right. They went. The prisoner did not come back, McGee came back and told me he paid for the horse and harness over there, I gave him the money to pay for it if it was all right.

BY THE COURT: He was to go over, I gave him the money and if his investigations satisfied him he was to pay, he came back and brought the horse and wagon and he had a receipt to show for it. The receipt is attached to the papers.

CROSS- I do not know that this man bought a horse at my stable before of my brother-in-law. I only heard so from a

0508

POOR QUALITY
ORIGINAL

4

young man named Lally who did business there. Defendant came there on the 9th while I was at my other business. The following Sunday he and his wife came there and I was there and I saw him. They said they were about buying a horse and wagon and harness of my brother-in-law and this Lally in my stable, and ^I said they would have to see the young men the following morning because they were away on a Chowder that Sunday.

He showed me the rig that he was buying. I dont think I offered anything because I would not interfere between my brother in law and the other man I have working for me there. He stated to me that my brother in law wanted \$135. for it----- Afterward I bought this horse from this gentleman for \$60 and thought that was good value. the horse had two marks on the top of his head.

FRANK MC GEE, sworn for the PEOPLE. Direct:

On July 11th Mr, Ronan was at his stable 506 E. 71 St. I was there and the prisoner with a horse and harness was there. In the presence and hearing of the prisoner Ronan told me to go and see the prisoner's mother and if his mother said it was all right for me to pay him and get a receipt. I went over to Greenpoint and saw the prisoner's

0509

POOR QUALITY
ORIGINAL

5

mother, had a conversation with her. She said it was all right and I paid King \$60 and he gave me a receipt which I gave to Mr Ronan.

No Cross-----

FRANK J. MORRIS, sworn for the People. Direct:

I am a police officer connected with the Twenty-Second Precinct; the prisoner was arrested for me in Rockaway on a warrant. I had a conversation with him. I asked him if he had sold a horse to Mr. Ronan in 71st St. He said he had, a black horse which he used on an oil wagon. I asked him if it was a bay, he said no, it was a black horse which he used on an oil wagon as he was in the oil business. I saw the horse soon afterwards. It was a bay horse that was sold.

BY THE COURT: The price he said he received was \$60.

CHRISTOPHER RONAN, recalled. BY BEDFORD:

The horse the prisoner sold was a bright baymare, not a black horse.

DEFENDANT'S COUNSEL concedes that the horse sold to Ronan was Bennet's horse.

05 10

POOR QUALITY
ORIGINAL

6

Prople Rest.

FREDERICK KING, Defendant sworn in his own behalf:

DIRECT:- I live at 307 East 48th Street. I was going to Rockaway to spend three or four weeks of the Summer and my wife suggested if we could get a horse and carriage cheap enough, to take it down. I went to sales stables over in 74th Street on Saturday July 9th, about 9 or 10 A.M. while sales were going on, could not get anything there. I met there a man named Lally that I dealt with before, and he told me if I would go down with him to Mr. Ronan's stable in 71st St. he would satisfy me. I went down with him; he showed me several horses, I liked one particular horse there very well and there was a carriage in the back of the stable also and harness. He showed me the whole rig and said he could let me have it for \$200. I told him all I could spend was \$125. and that I would be willing to give that. He said if I could not try to make it a little more and it would be satisfactory, I said I would think of it and be at the stables the next day. I told my wife of the result of that visit and that I didnt think I could possibly get this rig for \$125. but for her to come with me and see. We went to the stable on Sunday about 4.30 or 5 o'clock and met Mr. Ronan, Sunday July 10th. Mr. Ronan showed me several horses

0511

POOR QUALITY
ORIGINAL

7

and the horse I had seen the day before with Lally, I asked him if he would take \$125, he said no, he showed me receipts where he had paid \$165 for the horse and carriage himself. I asked him if he could not come down a little bit, and said Lally had said he would let me have it a little cheaper than \$200. he said Lally had no right to do so without his permission, I told him I would think of it and if I could possibly give him any more would let him know tomorrow. My wife and I left, got about a block and a half off, I ~~th~~ should judge, I know I crossed over the Boulevard at 71st Street, when a young fellow came up to me and touched me on the shoulder and asked me if I had been suited about a horse and carriage, I said I had as far as stock was concerned but could not give the price asked, he said, he had something he could sell me. I asked where it was.

BY THE COURT: I don't know his name, I have a receipt from him. I asked where it was, he said he had hired it out that day, I asked when I could see it, where his stable was, he told me some place over on the West side, I didn't pay any attention, he told me if I would ~~xxxx~~^{meet me} tomorrow, Monday, he would show me the rig, we arranged it for about 9 or 10 o'clock. I cannot say what time we left home, my wife and I got there a little after 9 o'clock on Monday July 11th. The party I had seen the day before came up and said, here

05 12

POOR QUALITY
ORIGINAL

8

is the horse and carriage." He had this horse I bought harnessed to an old wagon, broken down wagon, and behind this wagon he had a different gray horse. I said to my wife he has disappointed us, I would not have that old gray horse anyhow. He told me the carriage got broken down yesterday, he said he had the horse anyhow. I asked which one, he said this one, and my wife made remark it was a nice looking horse, and it was a nice looking baymare. I said to myself if I get this horse cheap I can probably buy a carriage and harness of Mr. Ronan. He said he would let me have that horse, the old wagon and harness for \$100, I told him the harness and wagon would be useless to me. He said what is the best you can give, I said the harness and wagon would be useless to me, I don't want them, I will take the horse, how much do you want for that? He said he would sell me the horse and harness for \$65 and this man would give me \$15. for the wagon. There was another man with him. I said what is the matter with that man giving you the \$15, for the wagon and me giving you \$50, for the horse. At last the bargain was made and he ~~paid~~ gave me a receipt and I gave him \$50. The receipt was not plain and I told him to sign the receipt for it again and he made his name the second time. I handed that receipt over to my wife and said, "Now, Maude, you can go home and I will go around and see if I cannot get

0513

POOR QUALITY
ORIGINAL

9

the carriage and harness of Mr. Ronan, "I gave my wife the receipt and she went home. The young man unharnessed the bay mare from the wagon and harnessed up the gray horse that he had tied on behind and drove away. I took the bay mare around to Ronan's stables and there I think I saw Mr. Lally. He said, what is the matter with the horse, don't you know he has got a disease in the head and is apt to drop dead? When he told me that I said, those fellows have stuck me on that horse, something told me right away I was stuck on that horse. So, I am not positive whether it was Mr. Ronan or Mr. Lally, I asked if he would sell me that carriage, I think it was Mr. Lally, he said, why don't you buy the whole rig and be done with it. I said I could not make a bargain with Mr. Ronan, I was tired of the whole transaction and wanted to get through with it. One of Mr. Ronan's men asked me how much I wanted for the horse, I said \$75. and at last we made a bargain and I sold it to him for \$60. Now, he said to Lally "Do you know this ^{man?} ~~man?~~ Lally said, "I have had business with him before." Ronan said, "Is that all you know about him?" Lally said, "yes." Ronan said to me, "Who are you, where do you belong?" I said, "my folks live in Greenpoint," - "Well," he said, "show me that you are right and that your mother lives there and that it is all right," and he sent Mr. McGee I think over with me. When we got over to my mother's

0514

POOR QUALITY
ORIGINAL

10

I house I signed this receipt I think for \$60. I came back to New York with him and said, Mr, McGee if you see Lally tell him if he can get me that horse now for \$ 125. it is worth a couple of dollars. Those were the last words I said to him When I left there I went down to the Sales Stables on 13th Street to see if I could get something to satisfy me, my furniture was packed up all ready to ship to Rockaway, my rent was paid up to the 10th of the month, and I went there and was there about three weeks when an officer came down to where I was and arrested me and brought me to New York. The harness was on the horse. I bought the harness and horse for \$65. I did not take the horse, harness and wagon from in front of the place where this man left it, so help me God I did not take that horse. I got it just as I say, I bought it of this man.

CROSS: I bought this horse corner of 70th Street and the Boulevard from a perfect stranger, but I had met him the day before in that neighborhood. He approached me on Sunday and said he had a horse for sale, and I took it for granted that it was all right and I did not ask no questions. I bought the horse and took it around to Ronan's stables and there they told me the horse had a serious lump right on the head, right over the ear and that he might drop dead at any

05 15

POOR QUALITY
ORIGINAL

11

11

moment, then I wanted to get rid of the horse and I sold him to Mr. Ronan. Either Ronan or Lally told me that, I am not positive. I told Lally that I had bought the horse of a stranger. I asked the stranger what that was and he said he could not tell, that is where the harness had rubbed up against the ear.

MAUDE KING, sworn in behalf of the Defense,

DIRECT: The defendant is my husband, we have been man and wife since January of this year. We called at Mr. Ronan's stables on Sunday in regard to the purchase of a BUGGY, horse and harness (handing witness receipt) I remember the sale of the horse to my husband. I was present when that receipt was given to my husband for the sale of this horse. It was at 70th Street and the Boulevard. I saw ~~xx~~ him write that out and give it to my husband. Receipt offered in evidence and admitted.

Defendant rests.

CHRISTOPHER ROMAN recalled, in rebuttal:

DIRECT: I did not tell the defendant the horse had something the matter with his head and might drop dead at any minute. I would not buy a horse that would drop dead any minute and pay \$60 for him. I never did such a thing and never would do so.

05 16

POOR QUALITY
ORIGINAL

12

~~Q~~
CROSS: I am in the horse business and have been in that business ever since I was a child. I saw a mark on the head of the horse and I knew that made the value of the horse considerably less, but I did not say that the horse would drop dead at any minute or anything of that kind.

JOHN LALLY, recalled in rebuttal.

DIRECT: I said the horse had a sore, I did not say he would drop dead any minute

BY THE COURT: I was not at the stable Sunday, I was at a Chowder party with Ronan's brother in law. I did not see the defendant at the Stables Sunday. I saw them Monday morning. I had a conversation with them Saturday about the purchase of a horse and wagon to go to Rockaway. I met him in 74 th St and ~~xxxxxxx~~ he came over to me and said, the horse I bought of you *di* d well, I looked at the man and I remembered him, brought him over to the stable and showed him a rig for \$200. he said he did not want to pay so much money as that, he didnt name any price, he would show it to his wife, in the meantime I went on the Chowder party, he and his wife came and looked at the rig and my boss raised the dauce because he said he could buy that rig for \$125.

0517

**POOR QUALITY
ORIGINAL**

12

CROSS:-

I have been in the horse business ever since I was a boy. I noticed this sore when I went to take the harness off the horse. I did not say he would drop dead in a minute. My boss would not buy such a horse if he was going to drop dead, he is not in business to lose money. We do not say those things occasionally to make a good bargain, - not very often, - I never say such things. I dont know when a horse is going to drop dead any more than anybody. I could not tell that.

0518

POOR QUALITY ORIGINAL

505

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Frederick King

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

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

The said

Frederick King

late of the City of New York, in the County of New York aforesaid, on the *11th*
day of *July* in the year of our Lord one thousand eight hundred and
ninety-*two* at the City and County aforesaid, with force and arms,

*one horse of the value of two
hundred dollars, one wagon
of the value of one hundred
dollars and one set of harness
of the value of fifty dollars*

of the goods, chattels and personal property of one

William Bennett

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.

0519

POOR QUALITY ORIGINAL

SECOND COUNT—

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

Frederick King

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

The said *Frederick King*

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

one horse of the value of two hundred dollars, one wagon of the value of one hundred dollars and one set of harness of the value of fifty dollars

of the goods, chattels and personal property of one

William Bennett

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

William Bennett

unlawfully and unjustly did feloniously receive and have; the said

Frederick King

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.

0520

BOX:

491

FOLDER:

4483

DESCRIPTION:

Koster, Charles

DATE:

08/10/92



4483

0521

POOR QUALITY ORIGINAL

Witnesses:

15.1

Counsel,

Filed,

Pleads,

day of Aug 189

THE PEOPLE

vs.

Charles Koster

Grand Larceny, Degree. [Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Allen D. Applegate

Foreman.

Part 2 - Aug. 23/92
Trial and Acquitted

0522

POOR QUALITY ORIGINAL

Witnesses:

15.1

Counsel,

Filed

day of Aug

189

Pleads,

THE PEOPLE

vs.

Charles Koster

Grand Larceny, Degree. [Sections 528, 531, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Allen S. Appair

Foreman.

Part 2 - Aug. 23/92
Fined and Acquitted

0523

POOR QUALITY ORIGINAL

Police Court 2 District. Affidavit—Larceny.

City and County of New York } ss: Sam Hing

of No. 119 West Houston Street, aged 30 years, occupation Laundry being duly sworn,

deposes and says, that on the 1st day of August 1892 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:

gold and counterfeit money of the United States to the amount and value of one hundred and two pairs of Shears of the value of fifty cents - all of the value of one hundred and fifty cents.
\$65.50

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 Edward Koster and Charles

Koster both now dead. The said property was stolen on said date from deponent laundry at 119 West Houston Street and deponent, near the said laundry and had an opportunity to take said money out of deponent's trousers pocket while the said trousers were lying on a table. Subsequently, a deponent is informed by Daphne Haacke now dead that on the 2nd day of August 1892 she found one pair of said Shears in the hands of the said Edward Koster and the deponent laundry Charles Koster was sitting in the school near

Sworn to before me this 1st day of August 1892 at New York Police Justice

0524

POOR QUALITY ORIGINAL

The said money shortly before it was
missed, and subsequently, afterwards
Charles Koster was seen to be suddenly
furnished with money which he could
not account for.

Shown to before me this } 三
5 day of August 1892 }
A. J. White }
Orme Justice }

0525

POOR QUALITY ORIGINAL

1877.

CITY AND COUNTY }
OF NEW YORK, } ss.

Joseph Haacke

aged _____ years, occupation *Journalist* of No.

119 West Houston Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of *Sam Hing*

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

Sworn to before me, this *5* day of *May* 189*7*

Sophia Haacke

A. J. White
Police Justice.

0526

POOR QUALITY ORIGINAL

(1335)

2

District Police Court.

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

Edward Koster

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 Koster

Question. How old are you?

Answer. 10 years

Question. Where were you born?

Answer. U.S.

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

Answer. 118 West Houston St

Question. What is your business or profession?

Answer. Schoolboy

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
Edward Koster
Koster

Taken before me this 5th day of August 1898
Police Justice.

0527

POOR QUALITY ORIGINAL

(1835)
Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Charles Koster 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 Koster*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *115 West Houston St*

Question. What is your business or profession?

Answer. *Errand boy*

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

Answer. *I am not guilty*

Charles Koster

Taken before me this *5* day of *August* 189*9*
[Signature]
Police Justice.

0528

POOR QUALITY ORIGINAL

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Residence _____
Street _____

Police Court, _____ District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Sam King
2119 West 130th St
Brooklyn

Charles Foster

3 _____
4 _____
5 _____

Offense, _____

Dated _____ 189__

Arthur Magistrate.

Samuel J. Barker Precinct Officer.

Witnesses *Stephen J. Barker*

No. 119 W. West 130th St.

No. 701 West 130th St.

No. 702 _____

to answer _____



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

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 *Aug 20* 189__ *A. J. White* Police Justice.

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

Dated, _____ 189__ _____ Police Justice.

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

Dated *Aug 22* 189__ *A. J. White* Police Justice.

0529

POOR QUALITY ORIGINAL

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 Koster

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this indictment, accuse Charles Koster

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

The said Charles Koster

late of the City of New York in the County of New York aforesaid, on the first day of August in the year of our Lord one thousand eight hundred and ninety-two at the City and County aforesaid, with force and arms, in the day - time of said day, divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of thirty-five

#65-22

dollars; divers other promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of thirty-five

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of thirty-five

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury aforesaid unknown, of the value of thirty-five

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of thirty dollars, and two shears of the value of twenty-five cents each

of the goods, chattels and personal property of one Sam King 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.

0530

BOX:

491

FOLDER:

4483

DESCRIPTION:

Kubecka, Thomas

DATE:

08/02/92



4483

0531

POOR QUALITY ORIGINAL

Witnesses:

Counsel,

Filed,

Pleads,

day of Aug 1892

Grand Larceny, (From the Person), (Section 828, 829, Penal Code.)

19 THE PEOPLE vs. 5 Ladson

Thomas Kubeck
H. D.

De LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Allen S. Ryan
Jury Foreman
Bill found
\$28
City Prison 10 days.

0532

POOR QUALITY ORIGINAL

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, DISTRICT,

James King

of No. Park Police Street, aged 29 years,

occupation Policeman being duly sworn deposes and says,

that on the 24 day of 188

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

(now here) is a material witness against
Simon Kubecka charged with Larceny
from the person. As defendant has cause to
fear that the said Wayda will not appear
to testify when wanted, he prays he be com-
mitted to the House of Detention as a witness
in default of One hundred dollars bail.

James King

Sworn to before me, this
188
Police Justice

0533

POOR QUALITY ORIGINAL

Police Court / District. Affidavit—Larceny.

City and County of New York, ss: John Wajda of No. None Street, aged 18 years, occupation None being duly sworn,

deposes and says, that on the 24 day of July 1892 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 pocket book of the value containing seventy-five cents gold and lawful money of the United States

the property of Deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Thomas Kubicka (now here) for the reason that on said date deponent was sitting on a bench in Battery Place and had the above described property in the right hand pocket of his trousers then in his personal possession and side of deponent, inserted his hand in said pocket, withdrew said pocket book and money and went away with the same.

John Wajda

Sworn to before me, this 24 day of July 1892, Police Justice

0534

POOR QUALITY ORIGINAL

(1835)

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Thomas Kubecka 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 Kubecka*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *5 Washington St 2 days*

Question. What is your business or profession?

Answer. *Farmer*

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

Answer. *I am not guilty*

Thomas Kubecka

Taken before me this *25* day of *Sept*, 189*2*
Police Justice.

0535

POOR QUALITY ORIGINAL

BAILED,

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Police Court, District, 901

THE PEOPLE, &c., OF THE COMPLAINANT OF

1 John W. Snyder
2 James Mahaska
3 H. D.
4

Offense, Escaping from the Prison

Dated, July 20th 1892

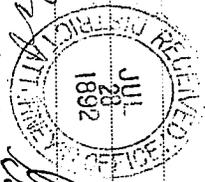
Magistrate, Stevie

Officer, Smith

Precinct, 1st

Witnesses

No. _____ Street _____



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

guilty thereof, I order that he be held to answer the same, and he be admitted to bail in the sum of Three Hundred Dollars, 300 and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated, July 20th 1892 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0536

POOR QUALITY ORIGINAL

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 Kubecka

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 Thomas Kubecka

late of the City of New York, in the County of New York aforesaid, on the 24th day of July in the year of our Lord one thousand eight hundred and ninety-two, in the day-time of the said day, at the City and County aforesaid, with force and arms,

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

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

De Laurey Ricoll District Attorney

0537

BOX:

491

FOLDER:

4483

DESCRIPTION:

Kuck, George

DATE:

08/11/92



4483

0538

POOR QUALITY ORIGINAL

#176

Counsel,

Filed, 11 day of Aug 1892

Pleads,

Magistry 46

THE PEOPLE

vs.

B
George Stueck

VIOLATION OF THE EXCISE LAW.
(Illegal Sales without license.)
[Chap. 401, Laws of 1892, § 81.]

Aug 11/92
DE LANCEY NICOLL.

District Attorney.

On return of Dist. Atty.
indict. dis. PB Mg

A TRUE BILL.

Alexand. Appear

Foreman.

Witnesses:
J. F. ...
M. ...

Capt McLaughlin informs me that at the time of the arrest of ... application for a license of the place in question was pending before the Board of Supervisors. The license was afterwards granted.

Under the circumstances I think this indictment should be dismissed.

Aug 11. 1892
Herman M. Davis
Dist.

0539

POOR QUALITY ORIGINAL

(1895)

2

District Police Court.

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

George Kuck 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. George Kuck

Question. How old are you?

Answer. 23 years

Question. Where were you born?

Answer. Germany

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

Answer. 63 Madison Avenue 3 months

Question. What is your business or profession?

Answer. Liquor dealer

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

Answer.

I am not guilty and if held I demand a trial by jury

Geo. Kuck

Taken before me this

26

1895

Police Justice.

0540

POOR QUALITY ORIGINAL

BAILED,

No. 1, by Georg Maddala
Residence 525 W 142 Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

No. 5, by _____
Residence _____ Street.

Police Court, 2 District, 907

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas F. Madden

George Truck

Offense, Viol of the
Excise Law

Dated July 26 1892

White Magistrate.

Madden Officer.

19 Precinct.

Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____



\$ 100 to answer

George Truck

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

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

Dated, July 26 1892 A. White Police Justice.

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

Dated, July 26 1892 A. White 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.

0541

POOR QUALITY
ORIGINAL

This arrest was made
while Capt's application
for a license was pending &
the license was afterwards
granted. Capt. M. Langhorne
recommends no prosecution.

0542

POOR QUALITY
ORIGINAL

George Ruck - 63 Madison Ave
Arrested July 25th 1892

Edward M^cDonagh ^{Porter}
63 Madison Ave.
Arrested July 25th 1892

0543

POOR QUALITY ORIGINAL

Excise Violation—Selling Without License.

POLICE COURT- 2 DISTRICT.

City and County } ss.
of New York,

of No. 19th Precinct Police Thomas J. Madden Street,
of the City of New York, being duly sworn, deposes and says, that on the 25 day
of July 1892 in the City of New York, in the County of New York, at
No. 63 Madison Avenue ~~Street~~
George Knick (now here)

did then and THERESELICIA USE, suffer and permit to be sold, under his direction and authority, strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk in the house or premises aforesaid WITHOUT HAVING A PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made and provided deponent bought two glasses of Beer from the defendant and paid 10 cents for the same

WHEREFORE, deponent prays that said George Knick may be arrested and dealt with according to law.

Sworn to before me, this 26 day of July 1892 of Thomas J. Madden
Police Justice.

0544

POOR QUALITY ORIGINAL

2000

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 Knuck

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

George Knuck
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINE, ALE AND BEER, IN QUANTITIES LESS THAN FIVE GALLONS AT A TIME, WITHOUT HAVING A LICENSE THEREFOR, committed as follows:

The said *George Knuck*

late of the City of New York, in the County of New York aforesaid, on the *25th* day of *July* in the year of our Lord one thousand eight hundred and ninety-*two* at the City and County aforesaid, certain strong and spirituous liquors, and certain wine, ale and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantities less than five gallons at a time, to

one Thomas J. Maddew and to
certain *other* persons whose names are to the Grand Jury aforesaid unknown, without having a license granted to him in pursuance of any law of this State permitting him to sell either strong or spirituous liquors, wines, ale or beer, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

DE LANCEY NICOLL,
District Attorney.

0545

BOX:

491

FOLDER:

4483

DESCRIPTION:

Kursteiner, John

DATE:

08/18/92



4483

0546

POOR QUALITY ORIGINAL

\$288

Counsel,

Filed, *[Signature]* day of *Aug* 189*3*

Filed *[Signature]*

THE PEOPLE

vs.

B

John Durstiner

Transferred to the Court of Sessions for trial and judgment

Paris April 24 1893

VIOLATION OF THE EXCISE LAW. [Chap. 401, Laws of 1892, § 32].
Selling, etc., on Sunday.

DE LANCEY NICOLL

District Attorney

A TRUE BILL.

Allen S. Aggar

Foreman

Witnesses:
[Signature]

0547

POOR QUALITY ORIGINAL

1907

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 Kursteiner

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

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER ON SUNDAY, committed as follows:

The said

John Kursteiner

late of the City of New York, in the County of New York aforesaid, on the seventh day of August in the year of our Lord one thousand eight hundred and ninety-two, at the City and County aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of New York and their dignity.

SECOND COUNT—

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

of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said

John Kursteiner

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being Sunday, certain strong and spirituous liquors, wines, ale and beer, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did offer and expose for sale to one

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

George Robell

DE LANCEY NICOLL

District Attorney.

0548

BOX:

491

FOLDER:

4483

DESCRIPTION:

Kutner, Harry H

DATE:

08/10/92



4483

0550

POOR QUALITY ORIGINAL

Police Court 2nd District.

Affidavit—Larceny.

City and County of New York, ss:

of No. 399 Madison Avenue Street, aged 38 years, occupation: Agent Am Ex Company being duly sworn, deposes and says that on the 12 day of May 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 daytime, the following property, viz:

A package containing a watch and one gold chain and lockets together of the value of three hundred dollars

the property of R. McAllister in the care and custody of deponent as agent of the American Express Company 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 Harry Kutner

from the fact that the deponent was in the employ of said Company as way bill clerk and deponent is informed by John J. Enright employed by said Company as way bill clerk that on 5th date that he saw the said deponent with said package in his possession at his desk in the package department of the American Express Company 2047 Madison Avenue and said Enright took a memorandum of the address from said package deponent further says that he is informed by a trustworthy that the package

Subscribed to before me this 12th day of May 1897 at New York City
John J. Enright
Police Justice

0551

POOR QUALITY ORIGINAL

news were received at said place White Plains wharfe dep. main charges said defendant with the larceny of said property wharfe dep. dep. may be apprehended and dealt with according to law

Sworn before me this / C.R. Sherman

21st day of May 1892

John Ryan / Police Justice

0552

POOR QUALITY ORIGINAL

1877

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Bill Cook of No. 407 Madison St

says, that he has heard read the foregoing affidavit of John J. Enright

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

Sworn to before me, this

day of July

21 1899

John J. Enright
John Ryan
Police Justice.

0553

POOR QUALITY ORIGINAL

(1335)

District Police Court.

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

Harry H Kutner 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. *Harry H Kutner*

Question. How old are you?

Answer. *30 years*

Question. Where were you born?

Answer. *Brooklyn*

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

Answer. *107 East 13th St H. Kutner*

Question. What is your business or profession?

Answer. *Clerk*

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

Answer. *I am not guilty*
H H Kutner

Taken before me this

John J. [Signature]
1897

Police Justice.

0554

POOR QUALITY ORIGINAL

Sec. 151.

CITY AND COUNTY }
OF NEW YORK. }

In the name of the People of the State of New York; To the Sheriff of the County of New York, or any Marshal or Policeman of the City of New York:

Police Court 2 District.

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Charles R. Sherman of No. 399 Madison Avenue Street, that on the 12 day of July 1889 at the City of New York, in the County of New York, the following article to wit:

Watch Chain and Lock - One Gold

of the value of Three Hundred Dollars,
the property of R M^o Allister and Co
w as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Harry H. Kuttner

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and every of you, to apprehend the body of the said Defendant and forthwith bring him before me, at the 2nd DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 24 day of July 1889

John J. Ryan POLICE JUSTICE.

0555

POOR QUALITY ORIGINAL

Police Court 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

ted 188

Ryan Magistrate

Officer.

The Defendant
n. and brought before the Magistrate, to answer
within charge, pursuant to the command con-
ced in this Warrant.

Valley Crook Officers.

ted 188

Warrant may be executed on Sunday or at
t.

John Ryan Police Justice.

having been brought before me under this Warrant, is committed for examination to the
WARDEN and KEEPER of the City Prison of the City of New York.

Dated 188

Police Justice

The within named

0557

POOR QUALITY ORIGINAL

City Prison Oct 9th 73

Honorable Sir

I hope you will please
consider me, or taking the liberty of writing
to me to let me know, being without counsel
or friends, I am taking the liberty of writing
the way I am situated, I feel quite
Grand Jurymen deprecate the 8th of Court
and have been waiting here ever since for
justice. Should a man in your situation
respectfully ask you Sir to consider my
case and please have me brought
down at your earliest convenience.

Yours Respectfully

Frank Raines

0558

POOR QUALITY ORIGINAL

JAMES C. CARTER.
LEWIS CASS LEDYARD.
GEORGE H. BALKAM.
GEORGE A. MILLER.
EDMUND L. BAYLIES.

OFFICE OF
CARTER & LEDYARD,
ATTORNEYS AND COUNSELLORS,
No. 54 WALL STREET.

NEW YORK, Sept. 12 189 2

Delancey Nicoll, Esq.,

District Attorney

Dear Sir:-

Our client the American Express Company has requested us to call your attention to the importance to the public of a prompt trial of the case of H. H. Kutner which has been set down for trial on Wednesday, the 14th inst.

The defendant was a way bill clerk in the office of the Company on 48th Street, and has been indicted for larceny for stealing packages, entrusted to him as such clerk, which were in course of transportation by the Company. The packages so taken by him were what are known as valuable packages and contained, we believe, diamonds, jewelry, cash, or other like articles.

You will readily see that apart from the loss to the Company caused by such thefts, they tend to disturb the confidence of the public in express companies, and cause trouble and inconvenience to those who have occasion to transmit such articles by express.

The Company has taken every precaution to prevent such offences, but it cannot prevent them entirely as it is

0559

POOR QUALITY ORIGINAL

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LEWIS CASS LEDYARD.
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10

0560

POOR QUALITY
ORIGINAL

JAMES C. CARTER.
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EDMUND L. BAYLIES.

OFFICE OF
CARTER & LEDYARD,
ATTORNEYS AND COUNSELLORS,
No. 54 WALL STREET.

NEW YORK, 189

obliged to entrust valuable packages to the custody of its employees. It feels that the prompt trial and conviction, if possible, of this defendant would go far towards putting an end to such offences for some time to come. Several of the witnesses for the people are employees of the company, and if the case could be disposed of at the time fixed, the inconvenience to them and the interruption of the company's business which would result from further delay would be avoided.

Truly Yours,

Carter & Ledyard

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POOR QUALITY ORIGINAL

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

THE PEOPLE OF THE STATE OF NEW YORK
against
Jerry Dr. Kutner

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

- Jerry Dr. Kutner -

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

The said *Jerry Dr. Kutner,*

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

one watch of the value of two hundred dollars, one chain of the value of fifty dollars and one locket of the value of fifty dollars,

of the goods, chattels and personal property of ~~one~~ *a corporation called the American Express Company,*

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 McCall,
District Attorney*