

1025

BOX:

512

FOLDER:

4669

DESCRIPTION:

Keatring, Denis

DATE:

02/09/93



4669

Witnesses:

Officer Garley
27 - prob

Counsel,

Filed,

9 July 1893
Pleads, *W. H. H. H.*

THE PEOPLE

vs.

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

W. H. H. H.

May 16 9

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

W. H. H. H.

Foreman.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Dennis Keating

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

Dennis Keating

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

The said

Dennis Keating

late of the City of New York, in the County of New York aforesaid, on the *twenty-second* day of *January* in the year of our Lord one thousand eight hundred and ninety-*three*, 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

Dennis Keating

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

The said

Dennis Keating

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.

DE LANCEY NICOLL,

District Attorney.

1028

BOX:

512

FOLDER:

4669

DESCRIPTION:

Keenan, James

DATE:

02/08/93



4669

Witnesses:

George Horn

John F. Wickens

John Allison

Counsel,

Filed

Pleads,

day of

1893

THE PEOPLE

vs.

James Keenan

Forgery in the Second Degree.
[Sections 511 and 521, Penal Code.]

De LANCEY NICOLI,

District Attorney.

A TRUE BILL.

David Bagwell

Foreman.

July 9/93

Heads Jurors

Conrad Ref.

1029

1030

BOWERY, COR. CANAL STREET.

No. 67 New York, July 25 1892

The Bowery Bank, of New York.

Pay to the order of James Keenan

Twenty nine 67/100 Dollars,

\$ 29.67/100 James B. Carter

WM. MANN Co., Printers, 88 Maiden Lane, N. Y.

James Keenan
George Horn
Thomas P. Hunt

1032

Police Court

District.

Affidavit—Larceny.

City and County } ss:
of New York,

George Hoorn

of No. *2 Catherine Slip* Street, aged *53* years,
occupation *Liquor Dealer* being duly sworn,

deposes and says, that on the *25* day of *July* 189*2* at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the *day* time, the following property, viz:

*Good and lawful money of
the United States amounting to
nine ⁶⁷/₁₀₀ ~~Twenty five~~ Dollars*

the property of *Deponent*

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloni-
ously taken, stolen and carried away by *James Keenan*

for the reasons following to wit:
on said date the defendant went to
deponent at his place of business No 2 Catherine
Slip and asked him deponent to cash the
annexed check marked "Ex A." defendant
represented to deponent that said check was
good - deponent believing that the representation
of defendant were true cashed said check
and gave to defendant the said sum of
money - deponent deposited said check
and it was returned to him marked
"no funds" deponent is informed by
John Abby Allison - Book Keeper in the
Bowery Bank of New York that on July 25/92

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

(the date of said check) no person of the name of James B. Carter had an account in said Bank.

Depoent therefore charges defendant with larceny and prays that he be apprehended and dealt with as the law directs.

George Horn

Subscribed to before me
this 17th day of January 1893

C. E. Simmons Jr.

Police Justice

CITY AND COUNTY } ss.
OF NEW YORK, }

1921

aged 30 years, occupation Book Keeper of No. Bowery Bank (Bowery) Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of George Horan and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 17 day of June 1893 } John Allison

C. E. Downing Police Justice.

1035

Sec. 198-200.

1882
District Police Court.

City and County of New York, ss:

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

Question. What is your name?

Answer.

James Keenan

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

New York

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

Answer.

refused

Question. What is your business or profession?

Answer.

Plumber

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

Answer.

I am not guilty

James Keenan

Taken before me this
day of

John J. Keenan
1893

Police Justice.

Sec. 151.

Police Court 1 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 City of New York, by George Horan
of No. 2 Catherine Slip Street, that on the 25 day of July
1892 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the United States —
of the value of Twenty nine 67/100 Dollars,
the property of Complainant
w. a taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by James Keenan

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 bod. 9 of the said Defendant and forthwith bring him before me, at the 1 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

17 day of Jan18893B. E. Simms

POLICE JUSTICE.

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

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

Dated, *Feb 7* 189*3* *John Ryan* Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

Police Court---

151 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George Horn

vs.

James Keenan

2

3

4

Offense

1893

Dated, *Feb 2*

Magistrate.

Officer.

Precinct.

Witnesses

No. *John Allison* Street.

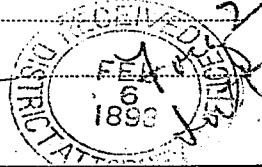
Bowery Back

No. *Thos. Plunkett* Street.

22 Bowery

No. *John T. Wilkins 92 Courtland St* Street.

\$ *500* to answer *4.8*



BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Keenan

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

James Keenan

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

The said

James Keenan

late of the City of New York, in the County of New York aforesaid, on the *twenty-fifth* day of *July* in the year of our Lord one thousand eight hundred and ninety-*two*, at the City and County aforesaid, with intent to defraud, feloniously did forge a certain instrument and writing, which said forged instrument and writing is as follows, that is to say:

No. 67

New York, July 25 1892

The Bowery Bank, of New York.

Pay to the order of James Keenan

Seventy nine 67/100 — Dollars,

\$79. 67/100

James B. Carter

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

SECOND COUNT.

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

James Keenan
of the CRIME OF FORGERY IN THE SECOND DEGREE, committed as follows:

The said

James Keenan
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 intent to defraud, did feloniously utter, dispose of and put off as true, a certain forged instrument and writing, which said forged instrument and writing is as follows, that is to say:

No. 67 New York, July 25 1892
The Bowery Bank, of New York.
Pay to the order of James Keenan
Twenty nine $\frac{67}{100}$ ——— Dollars,
 $\frac{67}{100}$ James B. Carter

the said

James Keenan
then and there well knowing the same to be forged, 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.

1041

BOX:

512

FOLDER:

4669

DESCRIPTION:

Keenan, James

DATE:

02/24/93



4669

Witnesses:

Alfred W. B.
23rd Prec

Counsel,

24
Filed *24* day of *July* 189*3*

Pleads,

THE PEOPLE

vs.

James Keenan

3456 1/4
Grand Larceny, *2nd* Degree
[Sections 828, 837, Penal Code.]

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

John A. Tarkenton
July 27 1893
Alfred W. B.
S.P. 3 yds.
Foreman.

1043

(1365)

Police Court— 4 District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 305 West 67th Street, aged 46 years,
occupation Ex-pressman being duly sworn,
deposes and says, that on the 17 day of July 1893 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the night time, the following property, viz:

Two dozen pair of shoes of the value of
One Hundred and twenty five dollars
\$125-

the property of Callahan and Munin - 14th Street and
74. Offenberg of 204 Broadway and in
defendants care and charge

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen
and carried away by James Keenan (now here) for the
reason that on said date deponent missed
the said property from his truck at the
corner of 59th Street and 6th Avenue.
Deponent is informed by Officer Nathan Hertz of
the 23rd Precinct that he found the defendant with
the said shoes in his possession. Deponent has
seen said property and identifies them as
property stolen from his care and custody
and charges the defendant with the larceny
of the same.

Matthew McQuinn

Sworn to before me, this 18 day of July 1893

Alfred
Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 38 years, occupation Policeman of No. 28rd Police Precinct Street, being duly sworn, deposes and says, that he has heard read the foregoing affidavit of Matthew M. Guinness and that the facts stated therein on information of deponent are true of deponent's own knowledge.

Sworn to before me, this 18 day } Nathan Hertz
of July 189 3

Matthew M. Guinness Police Justice.

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

James Keenan 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. James Keenan

Question. How old are you?

Answer. 19 years

Question. Where were you born?

Answer. New York

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

Answer. 345 East 44th Street. 1 year

Question. What is your business or profession?

Answer. Expressman

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

Answer. I am not guilty.

James Keenan.

Taken before me this

day of

July

1893

Police Justice.

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

Defendant

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

Dated,..... 189

Police Justice.

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

Dated,..... 189

Police Justice.

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

Dated,..... 189

Police Justice.

205

Police Court--- H District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William M. Ginzburg
305 E. 67
James Keenan

Offense *Larceny*
Felony

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated, *July 18* 189*3*

W. M. Magistrate.

Hertz Officer.

23 Precinct.

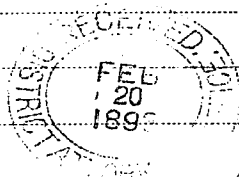
Witnesses *William Hertz*

No. *23rd Precinct* Street.

No. _____ Street.

No. _____ Street.

2000 to answer *G. S.*



Clara

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 Keenan

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

James Keenan

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

The said

James Keenan

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

two forty-eight shoes of the value of three dollars each

of the goods, chattels and personal property of one

Matthew McGinness

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

SECOND COUNT—

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

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

The said

James Keenan
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,

*forty-eight shoes of the value
of three dollars each*

of the goods, chattels and personal property of one

Matthew McGuinness

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

feloniously stolen, taken and carried away from the said *Matthew McGuinness*

unlawfully and unjustly did feloniously receive and have; the said

James Keenan
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.

Third COUNT:—

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

James Keenan

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

The said

James Keenan

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

*forty-eight shoes of the value
of three dollars each*

of the goods, chattels and personal property of one

Matthew Callahan

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.

1051

Fourth COUNT:—

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

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

The said *James Keenan*

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,

*forty-eight shares of the
value of three dollars each*

of the goods, chattels and personal property of one *Matthew Callahan*

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

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

James Keenan

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.*

1052

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kelly, Cornelius

DATE:

02/08/93



4669

1053

BOX:

512

FOLDER:

4669

DESCRIPTION:

Smith, William B.

DATE:

02/08/93



4669

Witnesses:

Officer Houghtaling
19th print

Counsel,

Filed

Pleads,

day of Feb. 1893

THE PEOPLE

vs.

Cornelius Kelly

and

William B. Smith

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[Signature]
Foreman.

Feb 19 1893

[Signature]

Handed Jany 3rd

Each S.P. 3 yrs.

Burglary in the Third Degree.
[Section 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 2 DISTRICT.

of No. 194 Precinct Police Street, aged 28 s,
occupation Police Officer being duly sworn deposes and
that on the 2 day of January 1889

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

Cornell Kelly and William Smith
(both now here) on the suspicion of having
committed a Larceny - from the fact
that about the hour of four o'clock A.M.
of said date - deponent found a quantity
of cigars and Meerschaum Pipes in
the possession of the defendants on Jan
and 31st thru - Deponent therefore asks
that said defendants may be remanded
to enable deponent to procure further
evidence of said Larceny

Irring Houghtaling

Sworn to before me, this

188

day

Police Justice

Police Court, 57 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT.

Conrad Kelly
vs.
Mr. Smith

Dated May 2 1889

W. H. Smith Magistrate.

Houghlaty Officer.

Witness,

Re

Disposition

Rem. for Ex. Feb 3. 2:30 PM

Detained under

Police Court—2 District.City and County }
of New York, } ss.:of No. 754 — 8th Avenue Street, aged 35 years,
occupation Cigar dealer being duly sworn.deposes and says, that the premises No 754 — 8th Avenue Street,
in the City and County aforesaid, the said being a three story frame
building, the north-side first floor of
and which was occupied by deponent as a cigar store
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly opening a
transom over a door leading to the
rear of said store and removing a wooden
baron the 2nd day of February 1883 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Twenty-five pipes, nine boxes of cigars,
one overcoat, and a quantity of ^{gold} plated
jewelry, the whole of the value of
One Hundred and Fifty-Dollars,
\$150.00the property of deponentand deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Cornelius Kelly and William Smith
(both now here) acting in concertfor the reasons following, to wit: On ~~the~~ February 1. 1893 at
about 11th PM. deponent saw said transom
securely closed and said property in said
store. That about 11 AM, on the above-named
date deponent was awakened and found
said premises were broken open into and
said property was missing. That deponent
is informed by Officer Houghtaling of the 19th
Precinct Police that about 3rd PM. on said

date, he, said officer found defendants at
34th Street and 7th Avenue, having property in
their possession which deponent identifies
as the above-described missing property.
Wherefore deponent prays that defendants
may be dealt with as the law directs.

Done before me this } Morris B. Diamond
3rd day of February 1893 }

[Signature]
Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Degree.

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged _____ years, occupation _____ of No. _____

19² Precinct Police

Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Harris B. Diamond

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

Sworn to before me, this _____ day
of _____ 189 _____

Irving Houghtaling

[Signature]

Police Justice.

1060

Sec. 198-200.

1882

District Police Court.

City and County of New York, ss:

Cornelius 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 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.

Cornelius Kelly

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

New York

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

Answer.

No. 46 1/2 St and Bway; One Month

Question. What is your business or profession?

Answer.

Driver

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

Answer.

I am not Guilty,
Cornelius Kelly

Taken before me this

day of

189

3

at

New York

City

Police

Justice.

Signature

Sec. 198—200.

District Police Court.

City and County of New York, ss.:

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

Question. What is your name?

Answer.

William Smith

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

New York City

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

Answer.

46 West 25 Bway; Two Weeks

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
Wm B. Smith

Taken before me this

day of

1893

Police Justice.

July 3
1893
John J. [Signature]

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

~~guilty thereof~~, I order that he be held to answer the same, and he be admitted to bail in the sum of Ten Hundred Dollars, 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, February 3 189 3 Hogan Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

Police Court---

2

147

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Harrie B. Diamond

Cornelius Kelly

William Smith

Offense

Unlawful

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Dated,

Feb 3

1893

Hofan

Magistrate.

Houghtaling

Officer.

19

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

1000

to answer.

G. S.

(Signature)

Page 2

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Cornelius Kelly
 and
William B. Smith

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

Cornelius Kelly and William B. Smith

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

The said *Cornelius Kelly and William B. Smith, both*

late of the 22nd Ward of the City of New York, in the County of New York aforesaid, on the
second day of *February* in the year of our Lord one
 thousand eight hundred and ninety-*three* in the *night* time of the same day, at the
 Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of
 one *Harris B. Diamond*

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

SECOND COUNT—

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

Cornelius Kelly and William B. Smith
of the CRIME OF Grand LARCENY in the second degree, committed as follows:

The said

Cornelius Kelly and
William B. Smith, both —

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

twenty-five pipes of the value
of one dollar each, ~~for~~ more
boxes of cigars of the value of
three dollars each box, one
overcoat of the value of forty
dollars, and divers articles
of jewelry of a number and
description to the Grand Jury
aforesaid unknown, of the
value of forty dollars. —

of the goods, chattels and personal property of one Harris B. Diamond

in the

store —

of the said

Harris B. Diamond

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

THIRD COUNT:

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

Cornelius Kelly and William B. Smith
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said *Cornelius Kelly and William B. Smith, both*

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

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

of the goods, chattels and personal property of

Harris B. Diamond

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

Harris B. Diamond

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

Cornelius Kelly and William B. Smith

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

DE LANCEY NICOLL,

District Attorney.

1067

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kelly, Denis

DATE:

02/02/93



4669

Witnesses:

Officer Keller

Counsel,

Filed,

day of

1893

Reads,

THE PEOPLE

vs.

B

Dennis Kelly

May 18 93

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

Dr LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Lathin

Foreman.

1068

Court of General Sessions of the Peace

2067

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Dennis Kelly

The Grand Jury of the City and County of New York, by this indictment, accuse
Dennis Kelly
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Dennis Kelly

late of the City of New York, in the County of New York aforesaid, on the *eight*
day of *January* — in the year of our Lord one thousand eight hundred and
ninety-*three*, 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 spiritu-
ous 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
Dennis Kelly
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said

Dennis Kelly

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

Philip Keller
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.

DE LANCEY NICOLL,

District Attorney.

1070

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kelly, James

DATE:

02/24/93



4669

Witnesses:

Wm Flynn

Part I Feb 28/1893

As the compiler in this
case cannot swear
that he locked the door
of his room, I do not think
the depts are able to proceed
of burglary. Therefore
recommend that he
be allowed to plead
both second count for

P.D. H.D. Macdonald
Clerk

Counsel

Filed day of

Pleas,

THE PEOPLE

vs.

James Kelly

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Foreman.

Pen 3 months 11/93

Burglary in the Third Degree.
Section 488, of the Penal Code.

189

1071

New York Jan. 21/93

To whom it may concern

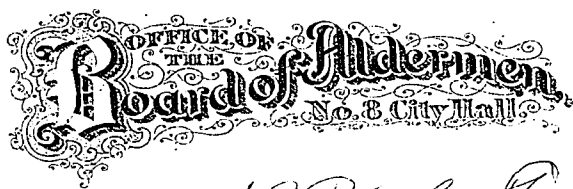
Sir This is to certify
that I have known
the brass fayer belly
for a number of years
to be a hard working
honest industrious
man.

Respectfully
Yours
Jas. M. McElhorne
434 E 2nd Ave
City

New York Feb 27th 1893

This Certifies That James
Kelly is a hard working
industrious man

Eugene Kelly
213 E. 29th St.
N.Y.C.



New York, February 28 1893

To whom it may concern
Sir:

This is to certify that
I have known the bearer James
Kelly for a number of years and
know him to be an honest, sober,
and industrious young man.

Respectfully Yours
Jacob C. Shand

Alderman and 1st Assembly District
537-2nd Ave
City

Police Court—

4 District.

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

of No. 763. 6th Avenue

occupation

Conductor

William Flynn

Street, aged 49 years,

being duly sworn

deposes and says, that the premises No. 763. 6th Ave

Street, 22 Ward

in the City and County aforesaid the said being a four story stone dwelling

house the top floor back room of

and which was occupied by deponent as a sleeping apartment

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

were BURGLARIOUSLY entered by means of forcibly opening the door leading from the hall way into said room by means of a key

on the 21 day of February 1893 in the day time, and the following property feloniously taken, stolen, and carried away, viz:

Three coats, three pair of trousers, one vest and one pair of gold cuff buttons of the value of about seventy five dollars

the property of Deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid BURGLARY was committed and the aforesaid property taken, stolen and carried away by

James Kelly

for the reasons following, to wit: that on the morning of the said 21st day of Feb at 5.30 A. M. deponent securely locked and fastened the said door and left the said room. When deponent returned to said room about fifteen minutes later he found the said door leading to said room unlocked and the defendant in said room and the a portion of the said property hid in a bundle and the defendant in the act of putting on one of the above described coats. Wherefore deponent charges the defendant with burglary and

Police Court, District

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—BURGLARY.

1.
2.
3.
4.

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses.

No.

Street.

No.

Suot.

No.

Street.

§ to answer General 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.

Dated 188

Police Justice.

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

Dated 188

Police Justice.

There being no sufficient cause to believe the within named

guilty of the offence within mentioned, I order he to be discharged.

Dated 188

Police Justice.

prays that he be held to answer

Sworn to before me this 21st day of February 1893 } William T. Thompson

W. T. Thompson
Police Justice

1077

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK, }

James 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. *James Kelly*

Question. How old are you?

Answer. *26 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *336. 2nd Avenue 13 years*

Question. What is your business or profession?

Answer. *Cryptographer*

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

Answer. *I am not guilty.*
James Kelly

Taken before me this

21

day of

July

1893

Police Justice.

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

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

Dated, _____ 189

H. J. McLaughlin Police Justice.

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

Dated, 189

Police Justice.

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

Dated,.....189

Police Justice.

Police Court--- 4 District. 210

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Flynn
563. 6 Ave
James Kelly

Offense Burglary

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Dated, Feb 21 1893

McM Magistrate.

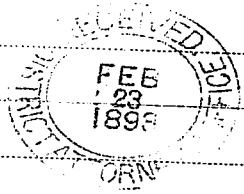
Thos. B. Sambrick Officer.

Witnesses Call the officer 22 Precinct.

No. Street.

No. Street.

No. 3 Iron to answer G. S.



Am pms 3 1/2 2

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 Kelly

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

James Kelly

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

The said

James Kelly

late of the 2nd Ward of the City of New York, in the County of New York aforesaid, on the *twenty-first* day of *February*, in the year of our Lord one thousand eight hundred and ninety *three*, with force and arms, in the *day* - time of the same day, at the Ward, City and County aforesaid, the dwelling house of one

William Flynn

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

1001

SECOND COUNT—

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

James Kelly
of the CRIME OF *Petit* LARCENY committed as follows:
The said *James Kelly*

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

*three coats of the value of fourteen
dollars each, three pairs of trousers
of the value of seven dollars each
pair, one vest of the value of
seven dollars, and one pair of
cuff-buttons of the value of
five dollars*

of the goods, chattels and personal property of one *William Flynn*
in the dwelling house of the said *William Flynn*

there situate, then and there being found, from the dwelling house aforesaid, then and there felon-
iously did steal, take and carry away, against the form of the statute in such case made and pro-
vided, and against the peace of the People of the State of New York and their dignity.

De Lancey Nicoll,
District Attorney

THIRD COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

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

of the goods, chattels and personal property of

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

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

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

DE LANCEY NICOLL,

District Attorney.

1083

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kelly, John

DATE:

02/01/93



4669

Witnesses:

Officer Galligan

(366)

Counsel,

Filed

Pleads

day of

1893

THE PEOPLE

vs.

John Kelly

W.S. Lawrence

DE LANCEY NICOLL,

District Attorney.

Burglary in the Third Degree,
[Section 498, No. 6, 1880, (21, 1880, 1, 1880)]

A TRUE BILL.

J. Cathin

Foreman.

Feb 6/93

Wendell Cherry Seley
S.P. 3 upls.

Police Court Hurd District.

City and County { ss.:
of New York,

of No. 183 Broome Street, aged 28 years,
occupation Tailor being duly sworn

deposes and says, that the premises No 183 Broome Street, 13 Ward
in the City and County aforesaid the said being a Store

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

were BURGLARIOUSLY entered by means of forcibly ~~opening~~ unlocking
the lock attached to the store door leading
from the street into said premises with a
false key

on the 22 day of January 1893 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Twenty yards of Cloth, Seven dress
coats, one Vest, one pair of
pantaloons all of the value of
Two hundred dollars

the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by

John Kelly (now here)

for the reasons following, to wit: from the fact that deponent
is informed by James J. Galligan of the
11th Precinct Police that he found said
property to wit cloth in the possession
of said defendant in Delancey Street
in said City

Brought before me

Jacob Schaper

This 24 day of January 1893

John Kelly
Police Justice

1086

CITY AND COUNTY }
OF NEW YORK, } ss.

1921

aged 2 years, occupation Police Officer of No. 11' Avenue

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

Sworn to before me, this 24 day of Jan 1893 } James T. Galligan

[Signature] Police Justice.

1087

(1335)

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this

day of

189

Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

POLICE COURT.

DISTRICT.

James T. Galligan
of No. 11th Precinct Street, aged years,
occupation Police Officer being duly sworn, deposes and says
that on the 22 day of January 1893
at the City of New York, in the County of New York, Dependent

arrested John Kelly (now dead) upon
suspicion of having committed
a larceny that the said Kelly had
five pieces of cloth in his possession
which he cannot explain to
Dependent

Wherefore Dependent asks
that he be committed for examination
so as to enable Dependent to investigate
and enable the Dependent to secure evidence
if a crime has been committed James T. Galligan

Sworn to before me, this

day

Police Justice.

134 3 District.

\$500 for exp.

THE PEOPLE, Etc.,

ON THE COMPLAINT OF

John Kelly vs.

AFFIDAVIT.

Dated Jan 23 1893

Boch Magistrate.

Galligan Officer.

Witness, 11

Disposition, \$

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 M. J. J. J. J.

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

Dated, Jan 24 1893

Chas. J. J. J.

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 he to be discharged.

Dated, 189

Police Justice.

107

Police Court, 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Jacob Schaper
183 Broome
John Kelly

Officer
W. J. Sullivan

2 _____
3 _____
4 _____

Dated, Jan 24 1888

Nath Magistrate.

Gulligan Officer.

11 Precinct.

Witnesses call officer

No _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1000 answer G S

Committed

95

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

army Trainor was
 arrested by off Donnelly
 and Cronin of the 17th Regt
 and was convicted and he
 got 1 Year and 7 months
 for stealing a Watch
 By Recorder Smyth
 on June 14th 1887

and off Riley of the
 7th Regt. arrested him
 and he got 3 months
 in the Penitentiary
 for stealing a Coat

1093

2016-14 (Bt) 2,000

OFFICE OF THE DISTRICT ATTORNEY
KINGS COUNTY

Brooklyn, N. Y.

Aug 18

To the Clerk of the

COUNTY COURT, Kings County
COURT OF GENERAL SESSIONS, New York County
COURT OF SPECIAL SESSIONS, Borough of Brooklyn

Dear Sir:

Will you kindly have prepared and delivered to bearer a certified copy of the record of
conviction of John Kelly as follows:

2/6, 1893

JAMES C. CROUSEY,
District Attorney.

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 Kelly

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

John Kelly

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

The said

John Kelly

late of the 13th Ward of the City of New York, in the County of New York aforesaid, on the
twenty second day of *January*, in the year of our Lord one
 thousand eight hundred and ninety-*three* in the *night* time of the same day, at the
 Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of
 one *Jacob Schafer*

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

SECOND COUNT—

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

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

The said

John Kelly,

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

*twenty yards of cloth of the value
 of three dollars each yard, seven
 coats of the value of ^{twenty} fifteen
 dollars each, one vest of the
 value of ten dollars, and one
 pair of trousers of the value
 of ten dollars*

of the goods, chattels and personal property of one

Jacob Schafer

in the

store

of the said

Jacob Schafer

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

THIRD COUNT:

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

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

The said

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

twenty yards of cloth of the value
of three dollars each yard, seven
coats of the value of twenty dollars
each, one vest of the value of
ten dollars, and one pair of
trousers of the value of ten dollars

of the goods, chattels and personal property of

Jacob Schafer

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

Jacob Schafer

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

John Kelly

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

DE LANCEY NICOLL,

District Attorney.

1097

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kennedy, Edward

DATE:

02/14/93



4669

Witnesses:

Officer Kitter
27th Precinct
Officer Farley
27th Precinct.
Amelia Wendel

I have made a careful examination of the evidence in this case. In my opinion it is insufficient to secure a conviction. There is no corroboration of the complainant's story, & in view of the fact that her statements have varied as to the identity of the person who committed the alleged crime, I recommend defendant's discharge upon his own recognizance.

Feb. 25/93 Vernon M. Davis

J. C. Conner
District Atty.

Counsel,
Filed 14th Feb 1893
Pleads, Guilty

THE PEOPLE
vs.

Edward Kennedy

DE LANCEY NICOLL
District Attorney.

23 Feb. 93 5 m D
27 Feb 93 5 m. D no witnesses
A TRUE BILL.

G. S. Edgell

Foreman.

Feb 27/93
I pledged on his
own recognizance

RAPE in the 1st Degree.
(Sections 278 and 279, Penal Code.)

66901

Sec. 192.

District Police Court.

Undertaking to Appear during the Examination.

CITY AND COUNTY OF NEW YORK,

An information having been laid before Justice of the City of New York, charging Defendant with the offense of

and he having been brought before said Justice for an examination of said charge, and it having been made to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and the hearing thereof having been adjourned,

WE, Edward Kennedy Defendant of No. 309 E 121 St

Street, by occupation a Locksmith and of No. 437 E 81 Street,

by occupation a Justice Surety, hereby jointly and severally undertake that the above-named Defendant shall personally

appear before the said Justice, at the District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of

Hundred Dollars.

Taken and acknowledged before me this 4th day of July 1893

George J. Murray Police Justice.

Edward Kennedy

1100

City and County of New York, ss:

Sworn to before me this
day of
July
1891
Police Justice.

James Hartley

the within-named Bail and Surety, being duly sworn, says, that he is a resident and
holder within the said County and State, and is worth Twenty Hundred Dollars,

exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,

and that his property consists of household furniture situated at

10 of personal property, household goods, money

in bank and a Carriage, business situated

at 437 E 85 St, New York City, and worth Six thousand dollars.

James Hartley

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Undertaking to Appear during
the Examination.

Taken the day of 189

Justice.

Police Court, 2 District.

(1959)

City and County } ss.
of New York,

of No. 160 East 96th Street, aged 30 years,

occupation Married Woman being duly sworn, deposes and says,

that on the 28th day of January 1893 at the City of New

York, in the County of New York Edward Kennedy

(nowhere) who did feloniously attempt to commit a rape on defendant and forcibly attempt to ravish defendant and have carnal knowledge of defendant's person and commit an act of sexual intercourse on defendant against her will and without her consent for the reasons following to wit: That at about the hour of eleven o'clock A.M. on said date defendant went into a building about being erected on 96th Street between 3rd and Lexington Avenues for the purpose of getting some fire wood and defendant met the defendant on the first floor of said building and was getting fire wood when the defendant asked her defendant to go up to the other floor in said building defendant followed defendant up stairs and when on the other or upper floor the defendant forcibly caught hold of defendant around the waist and forcibly pushed defendant into a bed room and forcibly raised defendant's dress and took out his penis and forcibly pressed his penis against her private person and legs and defendant resisted defendant as well as her strength would allow her and defendant shouted and screamed for help and defendant would not resist said assault sworn to before me this

2nd day of Feb'y 1893

Emilia Roper Gairdner

C. E. Symonds
Police Justice

1102

Sec. 198—200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

Edward Kennedy 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.

Edward Kennedy

Question. How old are you?

Answer.

19 years old

Question. Where were you born?

Answer.

St. Johns New Foundland

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

Answer.

209 East 121st 4 months

Question. What is your business or profession?

Answer.

Carpenter

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

Answer.

*I Am Not Guilty -
Edward Kennedy.*

Taken before me this

day of

February 1895

Police Justice.

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

Defendant

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

Dated, *July 2* 189 *3* *CC Simons* Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

P 280

Police Court---

5

District.

174

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Amelia Mendel
169 E. 96
Edward Kennedy

Attempted Rape

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

2 _____
3 _____
4 _____

Dated, Feb 24 1893
Simms Jr Magistrate.
Chas F. Farley Officer.
27 Precinct.

Witnesses Emil Stetter
No. 27th Precinct Street.

No. _____ Street.

No. _____ Street.

\$ 2000 to answer G. S.

\$ 1000. Bail for E. Feb. 7/93 at 9³⁰ AM

DM

1105

2046

COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Edward Kennedy

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Edward Kennedy*
attempting to commit
of the CRIME OF RAPE IN THE FIRST DEGREE, committed as
follows:

The said *Edward Kennedy*,
late of the City of New York, in the County of New York aforesaid, on the *Twenty Eighth*
day of *January*, in the year of our Lord one thousand eight hundred and
ninety-*three*, at the city and County aforesaid, in and upon a certain female not his
wife, to wit: one *Amelia Mendel*, feloniously did make an assault,
and an act of sexual intercourse with her the said *Amelia Mendel*,
then and there feloniously did *attempt to* perpetrate, against the will of the said *Amelia Mendel*,
and without her consent; against the form of the Statute in such case made and provided, and
against the peace of the People of the State of New York and their dignity.

SECOND COUNT,—

AND THE GRAND JURY AFORESAID, by this indictment, further
accuse the said *Edward Kennedy*
of the CRIME OF ASSAULT IN THE SECOND DEGREE, com-
mitted as follows:

The said *Edward Kennedy*,
late of the City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid
at the City and County aforesaid, in and upon a certain female not his wife, to wit: her the said
Amelia Mendel, feloniously did make an assault, with intent
an act of sexual intercourse with her the said *Amelia Mendel*,
against her will, and without her consent, then and there feloniously to perpetrate; 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.*

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kenny, Ellen

DATE:

02/08/93



4669

Witnesses:

Chas Jones

Officer Arfken

11th Prec.

Counsel,

Filed

day of

1893

Plends

Magally

THE PEOPLE

vs.

Ellen Kenny

H. D.

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Chas Jones

Foreman.

July 13/93

Handwritten signature

Pen 2 months

Grand Larceny, (From the Person),
[Sections 693, 694, 695, Penal Code.]

1107

AFFIDAVIT FOR COMMITMENT OF WITNESS.

4771

POLICE COURT 320 DISTRICT.CITY AND COUNTY }
OF NEW YORK, } ss.of the 11th Precinct Police, being duly sworn, deposes
and says that Charles Zuss(now here) is a material witness for the people against
William Henry chargedwith Circumference. As deponent has
cause to fear that the said Charles Zusswill not appear in court to testify when wanted, deponent prays
that the said Charles Zuss becommitted to the House of Detention in default of bail for his
appearance.George L. LofkenSworn to before me, this
day of July 1893Charles H. White
Police Justice.

1109

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation _____

11 Princes

George L. Aftken
Police Officer

1921

of No. _____

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

Sworn to before me this _____ day
of *February* 189*3*

George L. Aftken

Charles N. Laiter

Police Justice.

1110

Police Court 3 District.

Affidavit—Larceny.

City and County
of New York, ss:

of No. 4 Broughton Street, aged 32 years,
occupation Brewer being duly sworn,

deposes and says, that on the 1st day of February 1893 at the City of
New York, in the County of New York, was feloniously taken, stolen and carried away
from the possession of deponent, in the night time, the following property, viz:

One pocketbook containing
several tickets all of the
value of twenty-five cents

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 Ellis Henry (Kovach)

from the fact that deponent had
said property in the pocket of
his pantaloons that he was wearing
upon his person when he met the
defendant that shortly thereafter
deponent discovered that
the said property was missing
that he then caused the arrest
of the defendant so

deponent is informed by
Officer Ginger after that when he searched
the defendant he found a pocket
book ~~in~~ the deponent's pocket which deponent
fully identifies as his property

x Paul Zimfer

Sworn to before me this 1st day of February 1893
at New York
Charles H. Justice Police Justice.

(1335)

Sec. 198-200.

CITY AND COUNTY OF NEW YORK } ss.

3 District Police Court

Ellen Keeney 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.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
Ellen Keeney
Mark

Taken before me this

day of *March* 1889

Charles A. Hunter

Police Justice.

1112

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

Dated, June 2, 1893 Charles N. Smith 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.

BAILED,

No. 1, by

Residence..... Street.

No. 2, by

Residence..... Street.

No. 3, by

Residence..... Street.

No. 4, by

Residence..... Street.

Police Court,

149 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles G. ...
Young ...
Ellen ...

2
3 HOUSE OF DETENTION CASE.
4

Dated, *July 2* 189*3*

Tanner Magistrate.

Arfken Officer.

Call Precinct.

Witnesses *Call*

No. *Complainant* Street.

No. *Committed to the* Street.

No. *House of Detention* Street.

No. *300* Street.

to answer

Call

9-11

Person

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Ellen Kenny

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

Ellen Kenny

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

The said Ellen Kenny

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

one pocketbook of the value of twenty-five cents and five pieces of paper of the value of one cent each piece, and five pawn-tickets of the value of ten cents each

of the goods, chattels and personal property of one Charles Ganser on the person of the said Charles Ganser then and there being found, from the person of the said Charles Ganser 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.

1115

SECOND COUNT—

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

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

The said

Ellen Kenny
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 pocketbook of the value of
twenty-five cents, five pieces of
paper of the value of one cent
each piece and five pawn tickets
of the value of ten cents each*

of the goods, chattels and personal property of one

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

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

Ellen Kenny
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.

1116

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kern, Edward

DATE:

02/24/93



4669

Witnesses:

Spencer C. [unclear]
10 & [unclear]

Counsel,

Filed,

day of May 1893

Pleads, *Not guilty, charging*

THE PEOPLE

vs.

B

Edward Stern

May 20/93

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John S. [unclear]

Foreman,

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

1118

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

5833

THE PEOPLE OF THE STATE OF NEW YORK
against

Edward Stern

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

Edward Stern

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

The said

Edward Stern

late of the City of New York, in the County of New York aforesaid, on the day of *February* in the year of our Lord one thousand eight hundred and ninety-*three*, 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

Edward Stern

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

The said

Edward Stern

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.

DE LANCEY NICOLL,

District Attorney.

1119

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kevil, George

DATE:

02/24/93



4669

Witnesses:

Alice B. B. B.
in the print

Counsel,

Filed,

day of *Decy* 1893

Pleads,

THE PEOPLE

vs.

B

George B. B.

Transferred to the Court of Sessions for trial and final dis-
Part 2...*May 15*.....1893

VIOLATION OF THE EXCISE LAW.
[Chap. 11, Laws of 1892, § 32.]

DE LANCEY NICOLI,

District Attorney.

A TRUE BILL.

John H. B.
Foreman.

1120

1121

5838

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

THE PEOPLE OF THE STATE OF NEW YORK
against

Georgel Kevil

The Grand Jury of the City and County of New York, by this indictment, accuse
Georgel Kevil
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Georgel Kevil

late of the City of New York, in the County of New York aforesaid, on the
day of *February* in the year of our Lord one thousand eight hundred and
ninety-*at three*, 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 spiritu-
ous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, ~~to one~~ *5th*

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

The said

Georgel Kevil

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

Joseph E. Burke

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.

DE LANCEY NICOLL,

District Attorney.

1122

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kimmerle, Edward

DATE:

02/02/93



4669

1123

BOX:

512

FOLDER:

4669

DESCRIPTION:

Bayer, Jacob

DATE:

02/02/93



4669

Witnesses:

Pat M. Cullough
Officer Hussen

Counselor

Filed

Pleads

THE PEOPLE

vs.

Edward Kimmerle

and

Jacob Beyer

DR LANCEY NICOLL,

District Attorney.

PETIT LARCENY.

Sections 528, 582 Penal Code.

A TRUE BILL.

L. Cathin

Foreman.

July 22/93
Bayer
Head of Dept
4 Mrs. L. A. L. L.
Atty. Gen. 28/93

1124

Pat. M^c. Cullough
Officer Hussar

Alfred Knapp

10

20

This image shows a blank, aged, cream-colored page, likely an endpaper or flyleaf of a book. The paper has a slightly textured appearance with some minor discoloration and a small dark stain near the top center. The binding edge on the left is visible, showing the stitching and the adjacent page.

Filed *1892* day of *July* 1892
Plends, *1892*

Pleads,

THE PEOPLE

sn

Edward Kimberle

and

Jacob Bayen

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

L. Cathin

Foreman.

Foreman.

4 Mrs. L. L. L.
Rt. 3. April 28/83

Sections 528, 532 — Penal Code.

ney.

1126

CITY AND COUNTY }
OF NEW YORK, } ss.

1091

Ambrase M. Hussey
aged 4 years, occupation Detective of No. 13
Pratt St

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

Sworn to before me, this 25 day of June 1893, Ambrase M. Hussey

Ambrase M. Hussey
Police Justice.

Police Court 3 District. Affidavit—Larceny.

City and County of New York, ss: Amos Greulough

of No. 25 Mangan Street, aged 26 years, occupation coal being duly sworn,

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

One Wagon Saddle of the value of ten dollars

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and carried away by Almond Kinsale and Jacob Beyer (both known) from

the fact that said property was stolen from the stable at No. 27 Greenwich Street

deponent then informed the police of 12 Precinct of the loss of said property

deponent is informed by Detective Ambrose W. Hickey of the 12 Precinct that he arrested the defendants in suspicion of having committed the said larceny that the defendants then acknowledged and confessed to him that they

Subscribed to the above, this 23rd day of January 1893
Amos Greulough
Deponent

had taken the said property and
 had sold it to Isaac Engleberg
 of 23 Willett Street. That
 he ~~thereupon~~ went to 23 Willett Street
 and saw the said Engleberg who
 at first denied all knowledge of
 having the said property but later
 acknowledged and confessed that
 he had ~~the~~ received the said property
 from the said defendants and that
 he had not the property then in his
 possession but that he would
 get the said property and return
 it to the owner Patrick McCallough
 sworn to before me
 this 26th day of Jan 1893

Charles H.

Police Justice

1129

(1335)

Sec. 199-200.

CITY AND COUNTY } ss.
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Not guilty -
J. E. Kimmenter

Taken before me this

26

day of

Police Justice.

1130

(1895)

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court

Jacob Beyer

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

Question. What is your name?

Answer.

Jacob Beyer

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

New York

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

Answer.

38 Jackson St

Question. What is your business or profession?

Answer.

Lawyer

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
Jacob Beyer.

Taken before me this
day of *Sept* 1895
John J. [Signature]
Police Justice.

1131

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

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, Dec 25 1893

Thos J. R. H. 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.

124

Police Court, 3

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

*(James McLaughlin
25 Man gdt
Edward Linn
Jacob. Beyr)*

Offense
Carrying

BAILED,

No. 1, by.....

Residence..... Street.

No. 2, by.....

Residence..... Street.

No. 3, by.....

Residence..... Street.

No. 4, by.....

Residence..... Street.

Dated, *Jan 25* 189*3*

Shalvey & Hussy Magistrate.
Officer.

Witnesses *James McLaughlin*
No. *29* *Gravel* Street.

No. *William H. Raff* Street.
167 E. 11th

No. *1000* to answer

C *P.T.*

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

THE PEOPLE OF THE STATE OF NEW YORK

against
Edward Kummerle
and
Jacob Bayer

The Grand Jury of the City and County of New York, by this indictment, accuse
Edward Kummerle and Jacob Bayer
of the CRIME OF PETIT LARCENY, committed as follows:

The said *Edward Kummerle and Jacob Bayer*, both

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

one saddle of the value of
ten dollars

of the goods, chattels and personal property of one *Patrick McCullough*

then and there being found, then and there unlawfully 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

1134

BOX:

512

FOLDER:

4669

DESCRIPTION:

Klein, Henry

DATE:

02/02/93



4669

Officer Smith

Filed,

day of

189

Pleads

11

THE PEOPLE

vs.

B
Henry Atkins

Dr LANCEY NICOLL,

District Attorney:

THE NEW YORK PUBLIC LIBRARY

Transferred to the Division of Social
Sessions for trial and final disposition.

Part 2...May 27...1893

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

1135

Court of General Sessions of the Peace

2967

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Henry Klein

The Grand Jury of the City and County of New York, by this indictment, accuse
— *Henry Klein* —
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said *Henry Klein* —

late of the City of New York, in the County of New York aforesaid, on the — *29th* —
day of — *January* — in the year of our Lord one thousand eight hundred and
ninety- *three* —, 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 spiritu-
ous 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
— *Henry Klein* —
of the CRIME OF OFFERING AND EXPOSING FOR SALE ON SUNDAY STRONG AND SPIRITUOUS LIQUORS,
WINES, ALE AND BEER, committed as follows:

The said — *Henry Klein* —

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.

DE LANCEY NICOLL,

District Attorney.

1137

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kohn, Julius

DATE:

02/09/93



4669

Witnesses:

Counsel,

Filed,

day of

1893

Pleads,

THE PEOPLE

vs.

B

Julius Rothen

May 21 93

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

De LANCEY NICOLL,

District Attorney.

A TRUE BILL.

Geo. A. Edgell

Foreman.

1138

1139

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Julius Kohn

The Grand Jury of the City and County of New York, by this indictment, accuse
Julius Kohn
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Julius Kohn

late of the City of New York, in the County of New York aforesaid, on the *eightth*
day of *January* in the year of our Lord one thousand eight hundred and
ninety-*three*, 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 spiritu-
ous 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

Julius Kohn

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

The said

Julius Kohn

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

Ladislau Strauss
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.

DE LANCEY NICOLL,

District Attorney.

1140

BOX:

512

FOLDER:

4669

DESCRIPTION:

Komaromy, Paul

DATE:

02/28/93



4669

L. Kuster

Filed 10 day of July 1897

Pleats, *Wynne's* cloth

us.

Degree.

Grand Larceny,
[Sections 528, 537,

District Attorney.

[Handwritten signature]

A TRUE BILL.

Foreman

Foreman,

9-10-19
C. J. Brown 937

Yours Truly
 J. S. Gandy

1000

2 m 2 Dec 17.

CITY AND COUNTY }
OF NEW YORK. } ss.

POLICE COURT, 3 DISTRICT.

John Hock
 of No. *14' Princes Street* Street, aged *4* years,
 occupation *Police Officer* being duly sworn, deposes and says
 that on the *21* day of *February* 189*3*
 at the City of New York, in the County of New York *he arrested*

Paul Komaromy (nonpareil) on
the complaint of David Berkowitz
of 717 East 5 Street who charges said
Komaromy with having stolen from
William Belle of the value of
thirty dollars. Deponent asks that
said defendant may be held to
enable him to produce the proper
evidence in Court

John Hock

Sworn to before me this

of *Feb*

189

day

Charles J. [Signature]
Police Justice.

Police Court, 3201 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Paul Komaromy

AFFIDAVIT.

Dated July 21 1893

Koch Magistrate.

Hook Officer.

Witness, _____

Disposition _____

Ex. 22 July at 10. Adj. Court. evidence for
accept.

Police Court—3 District.

Affidavit—Larceny.

City and County of New York, ss.

Ignatius Kuster

of No. 46 Grand Street, aged 41 years,

occupation Phon. Manufacturer being duly sworn,

deposes and says, that on the 6th day of February 1893 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

A quantity of Bullseye balls
of the value of about Twenty
Dollars
\$ 20.00

the property of the Hungarian Society of which
deponent is the President

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 Paul Komarov (Mowbray)

From the fact that said property was in the rooms of said Society at Number 61 East 4th Street this City. That said property was in the care of defendant and that he absented himself from said premises after said property was missing. That defendant was arrested by Officer Rock. That defendant being informed of his rights says that he owned said property but that he did not intend to steal said property. Deponent therefore charges the defendant with having stolen said property and says that he is held to answer.

Ignatius Kuster

Sworn to before me, this 11th day of February 1893
J. J. Kennedy
Police Justice.

1145

City and County of New York, ss:

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

Question. What is your name?

Answer. Paul Komaromy

Question. How old are you?

Answer. 23 Years

Question. Where were you born?

Answer. Hungary

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

Answer. 276 Bowery. 2 months

Question. What is your business or profession?

Answer. Druggist + R.

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

Answer. I have nothing to say

Paul Komaromy

Taken before me this

day of

1893

12th
June

Police Justice.

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

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, May 17 1893 C. E. Simmons 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.

Police Court,

3

214 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Signature of Plaintiff
vs.
Paul Roumarou

Handwritten notes
offense

BAILED,

No. 1, by.....
Residence..... Street.

No. 2, by.....
Residence..... Street.

No. 3, by.....
Residence..... Street.

No. 4, by.....
Residence..... Street.

1.....
2.....
3.....
4.....

Dated,

Feb 22

189

3

Magistrate.

Officer.

Precinct.

Witnesses

David J. Merkantz

No.

717

Street.

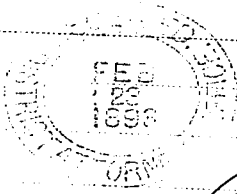
No.

Street.

No.

Street.

\$ 1000 to answer



Handwritten signature

Handwritten notes

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Paul Komaromy

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

Paul Komaromy

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

The said *Paul Komaromy*

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

four billiard balls of the value of eight dollars each

[Large flourish]

of the goods, chattels and personal property of one *Ignatius Kuster*

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 Laurey Nicoll
District Attorney

1149

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kraft, Caroline

DATE:

02/20/93



4669

POOR QUALITY
ORIGINAL

Bail fixed by court

Witnesses:

Officer Tuomey
18th Prec.

Dr. Hayman

Bail reduced to
\$500 by court
Doct. Tuomey
July 7/93

Unless the best
attn money, then
care for trial on
or before the 2^d Monday
of August the deft.
bail will be added
to \$2500.
Sept 4/93

Bail reduced by
Court of District
to \$1000 -

Counsel,
Filed day of 1893
Pleads,

THE PEOPLE

Carline
Special Agent
District Attorney
DE LANCEY NICOLE
District Attorney

March 27th 1893.
Part I.
A TRUE BILL.

Subscribed and sworn to before me this 27th day of March 1893.
Notary Public
J. A. [Signature]
Deputy
Bail discharged
Motion
Order to Quash
Issued

1151

City and County of New York, ss.

Statement of Bertha Kern now lying
dangerously wounded at St. Marks Hospital in the 17th Ward
of said City and County, on the 28th day of January 1893

Question—What is your name?

Answer—Bertha Kern

Question—Where do you live?

Answer—507 E. 11th St. New York City

Question—Do you now believe that you are about to die?

Answer—Yes

Question—Have you any hope of recovery from the effects of the injury you have received?

Answer—I have no hope of recovery

Question—Are you willing to make a true statement, how, and in what manner, you came by the injury from which you are now suffering?

Answer—I was in the family way for six weeks. I went to a midwife three times. She injected or syringed my womb and privates three times. Then she put something into my womb. It looked somewhat like a straw and a long black head on the top of it. She gave me pills also. She said these pills were to be taken for fever when I got cold or warm. The midwife's name is Mrs. Kraft. She lives at 250 E 21st St. on the corner of Second Ave. She examined me and said I was pregnant. I paid her twenty dollars. The first time I went to see her I did not let her examine me or do anything to me. I thought I was in the family way because I did not have my monthly period since Thanksgiving day. I was there to see her last on Sunday last. I went to see her three times altogether. The first time she did nothing to me but the other two days she examined me. Once she put me on the bed

to examine me. The second time she examined me I was standing on the floor. The first time I went to see her was on a Sunday when I would not let her examine me. I went to see her on the following Thursday when I paid her the twenty dollars. She then put me on a bed in her house on the first floor over the grocery store in the middle room. She there injected or rather syringed me with something that I do not know what it was and then she introduced the instrument that looked like a long straw with the black head on it into my womb and left it in. I was on the bed about ten minutes. I went home to my sister No 577 E. 11th St. and when I got there I found it had dropped out of my womb on the way from the midwife Mrs. Kraft's house to my sister's. I had lost it on the way. I felt very good all this time and was able to go out without any trouble. When Mrs. Kraft introduced that instrument into my womb whilst I was on her bed on that Thursday it was about four o'clock in the afternoon. This was Thursday two weeks ago. Last Sunday or ten days later I went to Mrs. Kraft's house again. She was not at home when I got there about four o'clock in the afternoon. She got to her house about six o'clock that evening and I waited for her till she came home. She then syringed me again whilst I was standing before her and introduced another instrument into me which looked like a long, hollow, thin straw with a black head on the top and a hole or opening at the bottom. After she had inserted this instrument into me whilst I was standing she left it in my womb but I lost this instrument out of my womb also on the way home to my sister's house. On the following day which was Monday last I felt very chilly and cold and had a violent fever all night and was very delirious.

I might say out of my mind. I got cramps in my leg on the day following or last Friday morning and my monthly period came back again. I lost much blood from my womb and it was too weak to get up out of bed. I went to the house of Mrs. Kraft of my own accord. A lady advised me to go. I saw her Mrs. Kraft and she put me in an afternoon newspaper. Franz Steinbreuner of 124 E. 11th St. put me in the family way. He is single. He would have married me. He did not advise me to go to Mrs. Kraft or to have an abortion committed or to do anything to bring back my courses or to kill or get rid of the child.

Bartha X Kern
mark

MEMORANDA.

AGE		PLACE OF NATIVITY	WHERE FOUND
Years	Months	Days	
21		Germany	St. Marks Hospital

Single

Mrs. Caroline Kraft
Midwife, married,
of 350 E. 21st St.
Cor. Second Ave. was
arrested by order of Coroner
Messamer by Capt. Gallagher
and Officer James Timony
of the 78th Police Prec. on
January 2nd 1895 about
11.30 P.M. — Mrs. Kraft
was then brought to the bed-
side of Bertha Kern at St.
Marks Hospital by Officer
James Timony by Coroner
Messamer's order and there
positively identified by Bertha
Kern as the woman who had
committed the abortion on
her.

Bertha Kern said she
was too weak to sign
her name to her statement.
She was scarcely able
to make her mark beneath
it.

1154

AN ANTE-MORTEM INQUISITION

On the VIEW of the BODY of

Bertha Kern

whereby it is found that he was
injured by

Taken on the 28th day
of January 1893
before

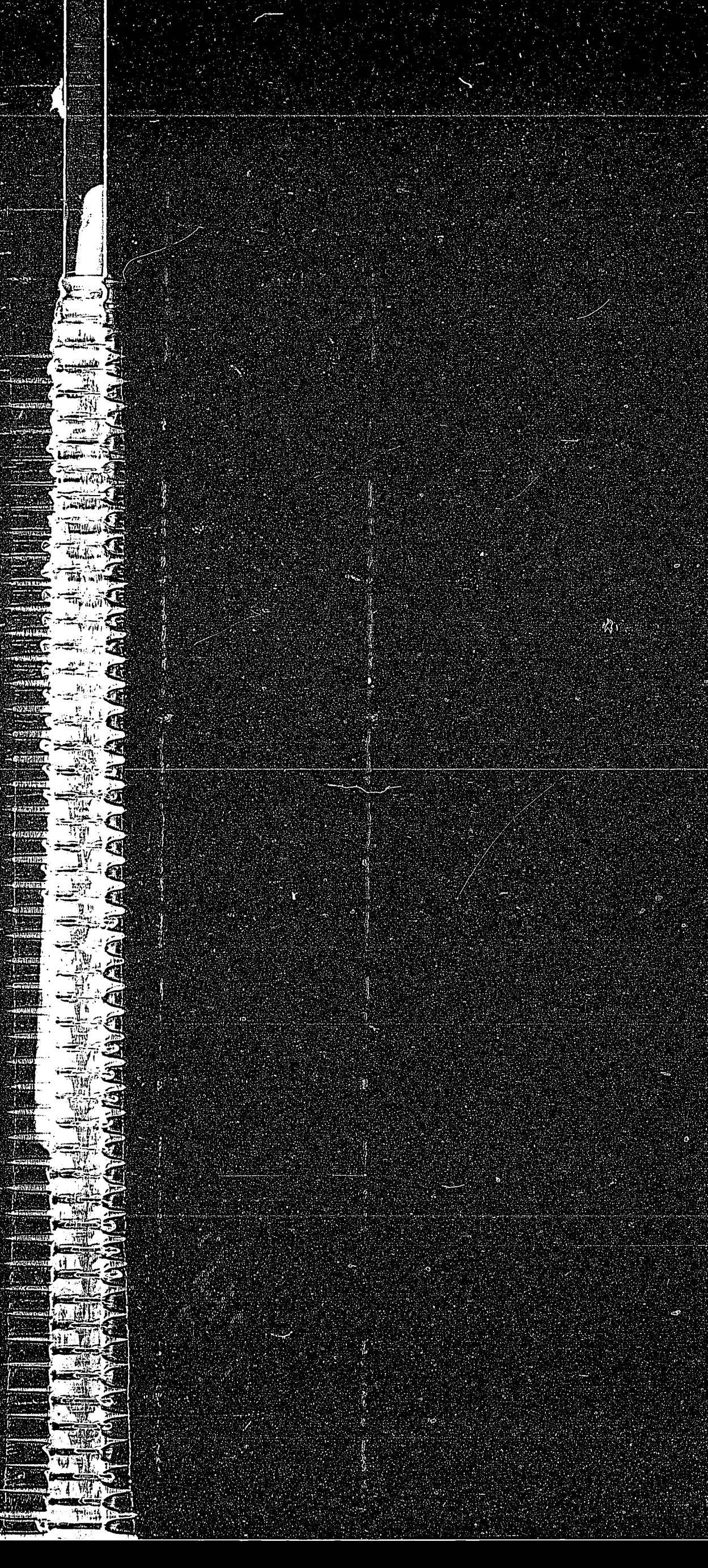
R. J. B. Messmer Coroner.

Committed

Bailed

Discharged

Am unable to find
address of
Dr A J Hayman -
he was somewhere
inoklyn



114

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kraft, Caroline

DATE:

02/20/93



4669

POOR QUALITY
ORIGINAL

Bail fixed by consent
of \$5000
Witnesses:
Officers Thurney
18th Precinct
Wm. Hagman
Bail reduced to
\$5000 by consent
of District Atty
July 26/93
No more to be
paid, the record is
discharged
Unless the best
offer money, then
care for trial on
or before the 2nd Monday
of August the Def.
Bail will be added
to \$2500.
Signed July 9/93
Bail reduced by
Consent of Dist Atty
to \$1000
Aug 18/93

Cyber and Examiners
127-10

Counsel, Pet 127-10
Filed 20 day of July 1893
Pleads 11 months 11

THE PEOPLE

vs.

Caroline Kraft

April 26/90

Tried & convicted

New trial granted
Dec 18/90
DE LANCEY NICOLL,

District Attorney.

March 27th 1893
Part I
A TRUE BILL.

State Prison
Dec 11/90
Bail discharged
H.W.G. Ordered to prison
Lessor

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

AN ANTE-MORTEM INQUISITION,

Taken at
No. Street, in the Ward of the City of
New York, in the County of New York, this day of
in the year of our Lord one thousand eight hundred and before
of the City and County aforesaid, on view of the body of Coroner,

at
Upon the Oaths and Affirmations of
good and lawful men of the State of New York, duly chosen and
sworn or affirmed and charged to inquire, on behalf of said people, how and in what manner
the said was injured, do upon
their Oaths and Affirmations, say: That the said

In Witness Whereof, We, the said Jurors as well as the Coroner, have to this Inquisition
set our hands and seals, on the day and place aforesaid.

JURORS.

CORONER, & C.

1152
City and County of New York, ss.

Statement of

Bertha Kern

now lying

dangerously wounded at St. Marks Hospital in the 17th Ward
of said City and County, on the 28th day of January 1893

Question—What is your name?

Answer—Bertha Kern

Question—Where do you live?

Answer—507 E. 11th St. New York City

Question—Do you now believe that you are about to die?

Answer—Yes

Question—Have you any hope of recovery from the effects of the injury you have received?

Answer—I have no hope of recovery

Question—Are you willing to make a true statement, how, and in what manner, you came by the injury from which you are now suffering?

Answer—I was in the family way for six weeks. I went to a midwife three times. She injected or syringed my womb and privates three times. Then she put something into my womb. It looked somewhat like a straw and a long black head on the top of it. She gave me pills also. She said these pills were to be taken for fever when I got cold or warm. The midwife's name is Mrs. Kraft. She lives at 250 E 21st St. in the corner of Second Ave. She examined me and said I was pregnant. I paid her twenty dollars. The first time I went to see her I did not let her examine me or do anything to me. I thought I was in the family way because I did not have my monthly period since Thanksgiving day. I was there to see her last on Sunday last. I went to see her three times altogether. The first time she did nothing to me but the other two days she examined me. Once she put me on the bed.

to examine me. The second time she examined me I was standing on the floor. The first time I went to see her was on a Sunday when I would not let her examine me. I went to see her on the following Thursday when I paid her the twenty dollars. She then put me on a bed in her house on the first floor over the grocery store in the middle room. She there injected or rather syringed me with something that I do not know what it was and then she introduced the instrument that looked like a long straw with the black head on it into my womb and left it in. I was on the bed about ten minutes. I went home to my sister No 507 E. 11th St. and when I got there I found it had dropped out of my womb on the way from the midwife Mrs. Kraft's house to my sister's. I had lost it on the way. I felt very good all this time and was able to go out without any trouble. When Mrs. Kraft introduced that instrument into my womb whilst I was on her bed on that Thursday it was about four o'clock in the afternoon. This was Thursday two weeks ago. Last Sunday or ten days later I went to Mrs. Kraft's house again. She was not at home when I got there about four o'clock in the afternoon. She got to her house about six o'clock that evening and I waited for her till she came home. She then syringed me again whilst I was standing before her and introduced another instrument into me which looked like a long, hollow, thin straw with a black head on the top and a hole or opening at the bottom. After she had inserted this instrument into me whilst I was standing she left it in my womb but I lost this instrument out of my womb also on the way home to my sister's house. On the following day which was Monday last I felt very chilly and cold and had a violent fever all night and was very delirious.

I might say out of my mind. I got cramps in my leg on the day following or last Friday morning and my monthly period came back again. I lost much blood from my womb and it was too weak to get up out of bed. I went to the house of Mrs. Kraft of my own accord. Nobody advised me to go. I saw her Mrs. Kraft advertised in an afternoon newspaper. Franz Steimbrenner of 124 Eighth St. put me in the family way. He is English. He would have married me. He did not advise me to go to Mrs. Kraft or to have an abortion committed or to do anything to bring back my courses or to kill or get rid of the child.

Bartha X Kern
mark

MEMORANDA.

AGE		PLACE OF NATIVITY	WHERE FOUND
Years	Months	Days	
21		Germany	St. Marks Hospital

Singh

Mrs. Caroline Kraft
Midwife, married,
of 350 E. 21st St.
Cor. Second Ave. was
arrested by order of Coroner
Messemer by Capt. Gallagher
and Officer James Timoney
of the 78th Police Prec. on
January 28th 1895 about
11.30 P.M. — Mrs. Kraft
was then brought to the bed-
side of Bertha Kern at St.
Marks Hospital by Officer
James Timoney by Coroner
Messemer's order and there
positively identified by Bertha
Kern as the woman who had
committed the abortion on
her.

Bertha Kern said she
was too weak to sign
her name to her statement.
She was scarcely able
to make her mark beneath
it.

119

AN ANTE-MORTEM INQUISITION

On the VIEW of the BODY of

Bertha Kern

whereby it is found that he was
injured by

Taken on the 28th day
of January, 1893
before

W. J. B. Messer Coroner.

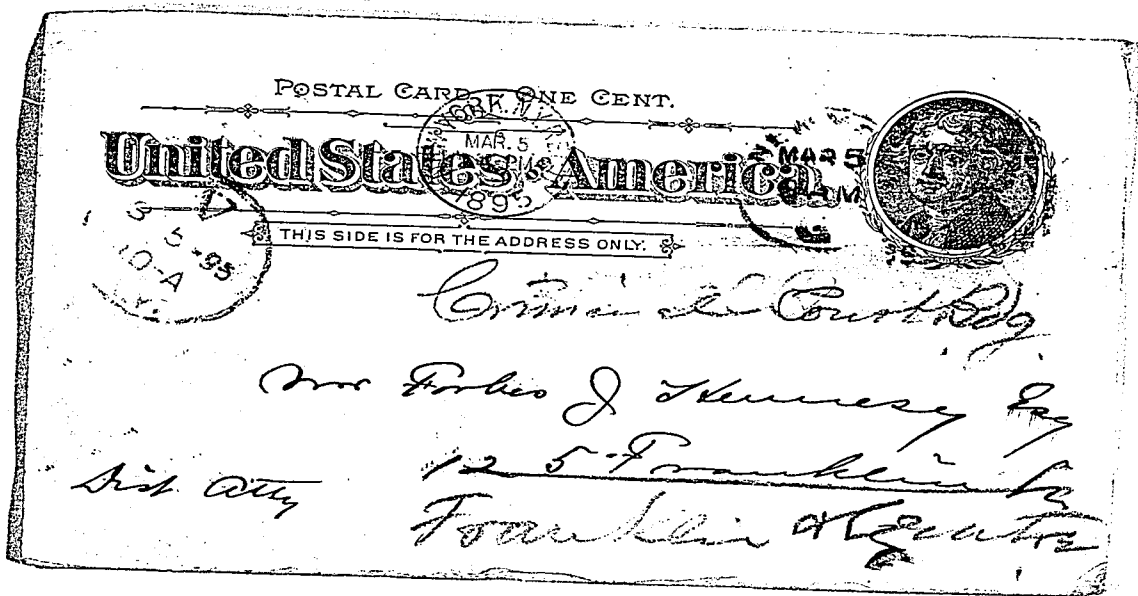
Committed

Bailed

Discharged

Am unable to find
address of
Dr. J. H. Haysman -
he was somewhere
in Brooklyn

1157



STATE OF NEW YORK,

CITY AND COUNTY OF NEW YORK, ss.

AN INQUISITION

Taken at the Coroners Office
 No. ~~Twenty~~ Chambers Street, in the 6th Ward of the City of
 New York, in the County of New York, this Second day of February
 in the year of our Lord one thousand eight hundred and ninety-three before
 MICHAEL J. B. MESSEMER, Coroner,
 of the City and County aforesaid, on view of the body of *Bertha Kern*
 now lying dead at

Twelve good and lawful men of the State of New York, duly chosen and
 sworn, or affirmed, and charged to inquire, on behalf of said people, how and in what manner
 the said *Bertha Kern* came to her death; do upon
 their Oaths and Affirmations, say: That the said *Bertha Kern*
 came to her death ^{at St. Marks Hospital Jan 31/93} from a criminal
 following abortion performed upon her by one Caroline
 Kraft, at No. 250 East 21st Street on or about January 14th
 1893, and we exonerate Franz Steinbecker from all blame
 and find that he had no connection with crime
 whatever.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisi-
 tion set our hands and seals, on the day and place aforesaid.

JURORS.

Richard C. Krueger, M.D.
Levi N. Baum 1305 3rd Ave
Thomas M. Mahon 499-3rd Ave
George Gaetting Jr Pharmacist
Phs. Kahn 750. 3rd Street
John Sade 12th Ave
Henry Burdfield 537. 3rd Ave
Albert Mensing 66 Canal St
Julius F. Matlage 507-3rd Ave
Leah. Fischer 102 3 Ave.
M. J. B. Messemer
 Coroner. E. S.

City and County of New York, ss.

Statement of *Bertha Kern* ^{now lying}
dangerously wounded at *St. Marks Hospital* in the *17th* Ward
of said City and County, on the *2nd* day of *January*, 189*3*

Question—What is your name?

Answer—*Bertha Kern*

Question—Where do you live?

Answer—*507 E. 11th St. New York City*

Question—Do you now believe that you are about to die?

Answer—*Yes*

Question—Have you any hope of recovery from the effects of the injury you have received?

Answer—*I have no hope of recovery*

Question—Are you willing to make a true statement, how, and in what manner, you came by the injury from which you are now suffering?

Answer—*I was in the family way for six weeks. I went to a midwife twice. She injected or syringed my womb and privates twice. Then she put something into my womb. It looked somewhat like a snow and a long black head on the top of it. She gave me pills also. She said these pills were to be taken for fever when I got cold or warm. The midwife's name is Mrs. Kraft. She lives at 250 E. 21st St. on the corner of Second Ave. She examined me and said I was pregnant. I paid her twenty dollars. (The first time I went to see her I did not let her examine me or do anything to me. I thought I was in the family way because I did not have my monthly period since Thanksgiving day.) (I was there to see her last on Sunday last. I went to see her three times altogether. The first*

STATE OF NEW YORK, People, ex

CITY AND COUNTY OF NEW YORK, ss.

AN ANTE-MORTEM INQUISITION,

Taken at *St. Marks Hospital*
No. 66 *St. Marks Place* Street, in the *17th* Ward of the City of
New York, in the County of New York, this *28th* day of *January*
in the year of our Lord one thousand eight hundred and ninety five
Michael J. Messner before
Coroner,
of the City and County aforesaid, on view of the body of *Bertha Kern*

at
St. Marks Hospital Upon the Oaths and Affirmations of
seven good and lawful men of the State of New York, duly chosen and
sworn or affirmed and charged to inquire, on behalf of said people, how and in what manner
the said *Bertha Kern* was injured, do upon
their Oaths and Affirmations, say: That the said *Bertha Kern* came
to her injuries at the hands of *Mrs. Caroline Kraft* of 350 E. 21st St. New York
and that said injuries were produced by
instruments used by *Mrs. Caroline Kraft* who
with them brought about criminal abortion
at her house 350 E. 21st St. two weeks ago
last Thursday and on Sunday last

In Witness Whereof, We, the said Jurors as well as the CORONER, have to this Inquisition
set our hands and seals, on the day and place aforesaid.

JURORS.

Joseph Scherk
A. Mayman
George Wetka
Alb. Jahn
Emory R. Caplan
Julius Pickelbrock

47 E. 8 St.
St. Marks Hospital
261 E 10 St.
43 2nd St.
69 St Marks Pl
430 E. 16th St.
Frank E. Olvick 723 89 St

M. J. Messner
CORONER, E. S.

time she did nothing to me. but the other two days she ~~examined~~ examined me. Once she put me on the bed to examine me. That was the first time she examined me. The second time she examined me I was standing on the floor. The first time I went to see her was on a Sunday when I would not let her examine me. I went to see her on the following Thursday when I paid her the twenty dollars. She then put me on a bed in her house on the first floor over the grocery store in the middle room. Then there injected or rather syringed me with something that I do not know what it was and then she introduced the instrument that looked like a long straw with the black head on it into my womb and left it in. I was on the bed about ten minutes. I went home to my sister No. 507 E. 11th St. and when I got there I found it had dropped out of my womb on the way from the midwife Mrs. Krafts house to my sister. I had lost it on the way. I felt very good all this time and was able to go out without any trouble. When Mrs. Kraft introduced that instrument into my womb whilst I was on her bed on that Thursday it was about four o'clock in the afternoon. This was Thursday two weeks ago. Last Sunday or ten days later I went to Mrs. Krafts house again. She was not at home when I got there about four o'clock in the afternoon. She got to her house about six o'clock that evening and I waited for her till she came home. She then syringed me again whilst I was standing before her and introduced another instrument into me which looked ^{like} a long, hollow, thin straw with a black head on the top and a hole or opening at the bottom. After she had inserted this instrument into me whilst I was standing she left it in my womb but I got this out of my womb also on the way home to my sister's house. One day which was Monday last I felt very chilly and cold and had a violent fever all night and was very delirious. I might say out of my mind. I got cramps in my abdomen that ^{the} day morning and my monthly period came back again. I lost much blood from my womb and I was too weak to get up out of bed. I went to the house of Mrs. Kraft of my own accord. Nobody advised me to go. I saw her advertisement in an afternoon newspaper. Franz Steinbrener of 124 Eighth St. put me in this family way. He is a quack. He would have married me. He did not advise me to go to Mrs. Kraft but to have an abortion committed or to do anything to my back, my, courses or to kill or get rid of the child. Bertha Steinbrener

time she did nothing to me but the other two days she ~~operated~~ examined me. Once she put me on the bed to examine me. That was the first time she examined me. The second time she examined me I was standing on the floor. The first time I went to see her was on a Sunday when I would not let her examine me. I went to see her on the following Thursday when I paid her the twenty dollars. She then put me on a bed in her house on the first floor over the grocery store in the middle room. Then she injected or rather syringed me with something that I do not know what it was and then she introduced the instrument that looked like a long straw with the black head in it into my womb and left it in. I was on the bed about ten minutes. I went home to my sister No. 507 E. 11th St. and when I got there I found it had dropped out of my womb on the way from the midwife Mrs. Krafts house to my sister. I had lost it on the way. I felt very good all this time and was able to go out without any trouble. When Mrs. Kraft introduced that instrument into my womb whilst I was on her bed on that Thursday it was about four o'clock in the afternoon. This was Thursday two weeks ago. Last Sunday or ten days later I went to Mrs. Krafts house again. She was not at home when I got there about four o'clock in the afternoon. She got to her house about six o'clock that evening and I waited for her till she came home. She then syringed me again whilst I was standing before her and introduced another instrument into me which looked ^{like} a long, hollow, thin straw with a black head on the top and a hole or opening at the bottom. After she had inserted this instrument into me whilst I was standing she left it in my womb but I got this out of my womb also on the way home to my sister's house. One the following day which was Monday but I felt very chilly and cold and had a violent fever all night and was very delirious. I might say out of my mind. I got cramps in my abdomen that Tuesday morning and my menstrual period came back again. I lost much blood from my womb and I was too weak to get up out of bed. I went to the house of Mrs. Kraft of my own accord. Nobody advised me to go. I saw her advertisement in an afternoon newspaper. Franz Steinbrener of 124 Eighth St. put me in this family way. He is single. He would have married me. He did not advise me to go to Mrs. Kraft but to have an abortion committed or to do anything to bring back my courses or to kill my child. Bertha Steinbrener.

MEMORANDA.

AGE		PLACE OF NATIVITY	WHERE FOUND
21	Years - Months - Days	Germany	St. Marks Hospital

Single

Mrs. Caroline Kraft of 250 E. 21st St.
 Corner 2^d Ave. arrested by Police Capt. Gallagher
 and Officer James Timoney of the 18th Prec.
 by order of Coroner Messers at 11.30 PM
 January 2nd 1893 -

Bertha Kern positively identified Mrs. Caroline Kraft as the midwife who performed the criminal operation on her for the purpose of bringing on an abortion in the presence of Officer Timoney of the 18th Police Precinct at St. Marks Hospital when before the bedside of Bertha Kern by order of the Coroner.

Bertha Kern said she was too weak to sign her name to her statement. She was scarcely able to make her mark beneath it.

AN ANTE-MORTEM INQUISITION

On the VIEW of the BODY of

Pertha Kern

whereby it is found that ~~she~~ *she* was
injured by *Caroline Kraft*
of 258 E. 21st St.
Corner Second Ave.
who used instruments on
her for the purpose of
bringing about criminal abortion

Taken on the 28th day
of January 1893
before

W. B. Messinger Coroner.

Committed

Bailed

Discharged

✓



City and County of New York ss.

Philip Scheu being duly sworn says
Reside at No. 440 East 16th Street, I am a regularly
licensed physician and have been practicing for
Eleven Years.

I was first called to see Bertha Kern on Wednesday January 25/93, by her Sister
Mrs. Hain who resided at 507 E. 11th St. at 5 P.M. on arriving at the
House, I found the Patient in a weak, feverish, and generally exhausted
Condition. Temperature $104\frac{1}{2}$ Pulse 120. She did not complain of any pain.
I prescribed for fever and Stimulents. Diagnosis Undecided.

On Jan 26/93 I again visited the Patient about 12 A.M. and found her condition
slightly improved Temp. 103, Pulse 100. She complained of Pains over the
abdomen, on examination I found she had extreme tenderness over the abdomen,
with a bloody and bad smelling discharge from the Womb, on further examination
I found the Pelvic Organs, hot, swollen, and congested, and painful
to touch. Mouth of womb dilated, made Antiseptic injection &
prescribed for pain & fever, at this time I diagnosed the case as a
Septic Peritonitis, on inquiry as to the cause of her trouble nothing could
be obtained. She denied having had any connection with any man, or
any surgical operation or interference which might have brought on her
condition.

On Friday Jan 27/93 I found her condition the same as on the previous
day. I again tried to get a confession as to who was responsible
for her condition, with the same result as on the previous day.
Treatment continued as on the previous day.

On Sat Jan 28/93 I found her condition worse. Temp 105
Pulse 120. was told she had spent a very restless night. I then
told her she must confess who was responsible for her condition
so that she might receive proper treatment than she could expect
at home. at first she refused but after all had left the room
she told me she had visited a Mr. Kraft (Midwife) who resided
on the Cor. of 21 St. & 2nd Ave. on January 22/93 (Sunday) at 4 P.M.

at which time the said Bruno Kraft had introduced a long yellow stick (as she called it) into her womb. and sent her home. She was to stay in bed, which she did on the following day.

on Tuesday Jan. 24/93 she started to do her work about the house, but was soon taken so sick that her madam was compelled to send her home.

The person she told me who was responsible for her condition before the operation was a young man by the name of Stanislaus Brenner residing at 124 8th St. N.Y. city. she denied that he had administered any drugs which might have brought on her condition. more that he had induced her to go to any person to have an operation performed. that he had offered to marry her and that she had gone to the midwife of her own free will and accord and that she had paid the midwife ten dollars for the operation. after this confession I reported the case at once to the coroner, and had the patient removed to the St Marks Hospital where she died.

Sworn before me this

1st day of February 1895.

Philip Schen.

Joseph J. Hennessy

Notary Public

N. Y. Co.

City and County of New York, ss: —

James Timoney being duly sworn says I am an Officer of the New York Police Force assigned to duty in the 14th Precinct.

On the 28th day of January 1893 I was attached to the 18th Precinct. Between nine and ten o'clock on the evening of January 28th 1893 I was on special duty with Captain Gallagher of the 18th Precinct. I was passing by the ^{S.W.} corner of 21st Street and 2nd Ave. when the Captain who was standing ~~in the~~ outside the door of the corner house told me that Coroner Messemer had been at the Station House and reported that a girl was dying from the effect of an operation performed by Caroline Kraft a midwife who lived in this house. We were told that Mrs. Kraft was not in the house but to satisfy ourselves we made an investigation of the premises and found Mrs. Kraft on the roof.

I placed her under arrest and took her to the Station House in 22nd Street and then to St. Mark's Hospital.

At the Hospital I took Mrs. Kraft into the presence of Bertha Kern and asked Bertha Kern if Mrs. Kraft the woman who was with me was

the one who had performed the operation
on her. She replied that it was. Mrs Kraft
then spoke to Miss Kew in German.

I do not know what she said.

I was present at the Hospital while the
Coroner was taking the autopsym
statement of the deceased and recognizing
the statement shown to me as the one I
there saw. The Coroner spoke in German
with the girl and wrote the statement
in English and translated to me his
conversation with the girl.

Sworn before me this } James Timoney
1st day of February 1895. }

Forbes Kennedy
Notary Public
N. Y. Co.

Mrs. Kraft will be unable
to appear in court for three days.

J. P. Mahoney, M.D.

Bellmont Hospital Feb. 7, 93

St. Mark's Hospital,
66 St. Mark's Place.

New York, Jan. 30 1893

This is to certify that Miss
Bertha Kern is a patient in
St. Mark's hospital and is in
a very dangerous condition;
not able to appear in court.

D. Sturges
House Physician

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

1892

of No. 18 Precinct Police Officer Street, aged years,
occupation Police Officer being duly sworn, deposes and says
that on the 28 day of January 1893

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

deponent arrested Caroline Kraft (now here) charged with having wilfully and feloniously killed an unborn quick child by an injury committed upon the person of Bertha Kern who was ~~pregnant~~ informed deponent that she was pregnant for a period of six weeks with said child. Deponent respectfully prays that said defendant may be committed to await the result of the injuries resulting

Sworn to before me, this

of

day

Office Justice.

From the procuring of the abortion
 of said Bertha Kern -
 Sworn to before me this
 29 day of January 1893
 H. D. Buchanan
 Police Justice
 James Timoney
~~James Timoney~~

Police Court, District.
 4
 THE PEOPLE, Etc.,
 vs.
 ON THE COMPLAINT OF
 Complainant
 vs.
 Complainant
 Dated Jan 29 1893
 Magistrate.
 Officer.
 Witness.
 Committed without bond
 to await result of inquest
 29 Jan 30. 9 a.m.
 Disposition.
 Feb 1, 2 p.m.
 11. 9.30 a.m.

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

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

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

Dated, 189 Police Justice.

BAILED,

No. 1, by Ernestine Schaffner
Residence 40 W 56 Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

5474 5781

Police Court---

182 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Caroline Kraft

2 _____
3 _____
4 _____

Offense Adultery

Dated, Feb 14 189 9
W. H. H. H. Magistrate.
J. H. H. H. Officer.
W. H. H. H. Precinct.

Witnesses _____

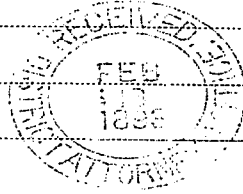
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ _____ to answer.

Committed to Jail
of Prison Feb 11 1899
Reopened



B. 249, 3, c.

Coroners Office New York County.

In the Matter of the Inquest into
the death

- of -

BERTHA KERN.

)
:
)
:
) B e f o r e ,
: HON. M. J. B. MESSEMER,
) and a Jury.

New York, February 2nd, 1893.

APPEARANCES: Mr. Edward Grosse, appears for Franz Steinbren-
ner.

-----000-----

The stenographer reads the ante-mortem
statement of the deceased.

-----000-----

DR. PHILIP SCHEU, duly sworn:

By the Coroner:-

Q Where do you live? A No. 440 East 16th Street; I
am a physician in active practice, and a physician.

Q When were you first called in to see this girl?

A On Wednesday afternoon, January 25th; she was ~~not~~ at
her sister's house.

Q What did you find? A I found her suffering from symptoms of shock, from some traumatic cause or other.

Q She told you what the cause was? A Not that day.

Q What did you do, Doctor? A I tried to relieve her -- there was symptoms at that time --

Q What symptoms? A The fever principally and general heart weakness, and on a Thursday I inquired whether she had any trouble whether ~~xx~~ anything had been done to cause this trouble; she simply turned ^{her} head away; I examined her on Friday, and on Saturday morning I told her her general condition was so poor, she had to tell me now the truth, and she again refused until her sister left the room, and she was ashamed to tell it in the presence of her sister, and she told me she had been to a mid-wife by the name of Kraft Corner of 21st Street and Second Avenue, and she had used an instrument and brought on her blood, she said.

Q How often did she use this instrument? A She ^{only} told me once, On ~~Sunday~~ she said, the Sunday after 4 o'clock in the afternoon, when she was through with her work, on Monday, she felt good on Tuesday, she began to have cramps and on Wednesday they brought her ^{home} and called me about five; I asked her who sent her to the mid-wife. She said she read it in the papers. I inquired who the party was who was the cause of her trouble and she told me a party by the name of Steinbrenner. I asked her if she had given her any medicine or given her money to go to the midwife she positively said no.

Q Didn't she tell you that the midwife gave her pills?

A She didn't say anything about pills.

Q But about Steinbrenner she said positively no?

A She said positively no.

Q He did not advise her to have this criminal operation performed on her? A No sir; and also I asked her why she didn't tell me this before and she said she promised not to tell anything about it; that she would not mention she had done it,; when I told her she was so low she made the admissions to me that Mrs. Kraft had performed the operation.

Q Did she tell you how she performed it? A She simply said she used instruments -- a long instrument in her womb. I thought then she might have a better chance if she was removed to a hospital, because the room was small; I thought I would have her transferred to a hospital where she would get better care than at home, and I notified you immediately that the death was due to mal-practice and also mentioned the midwife's name in my letter.

Q You mentioned the midwife's name in the letter and that she had died from mal-practice? A Yes, sir.

-----000-----

DR. ABRAM ^{Nayman} HERMAN, duly sworn:

By the Coroner:-

Q You are the House Physician of St. Mark's Hospital?

A Yes.

Q You there treated Bertha Kern? A Yes, sir.

Q When was she admitted? A Saturday evening about six o'clock. I found she was suffering from fever, had a weak heart and pulse, a severe head ache, pain in the abdomen, and a nasty discharge from the vagina and a firred tongue, nausea and great weakness.

Q What did you do? A Put her to bed and gave her some some medicine for the fever and tied an ice bag to the abdomen and gave her something to stop the pain, gave her stimulants to strengthen her heart.

Q When I got there about 8 o'clock you were present?

A Yes, sir.

Q And you admitted to me in the ^{room} private ¹ on the top floor?

A Yes sir.

Q And you were present when I took the ante-mortem statement

A Yes, sir.

Q And also when I empanelled a jury and read the statement in the presence of the jury and in your presence and in the presence of the prisoner? A Yes, sir.

Q And in the presence of the woman? A Yes, sir.

Q Will you state in addition what the girl said to you?

A First time I examined her before I questioned her she

1114

told me she went to the midwife after she was in the family way for 2 months ~~and~~ or seven weeks, and that she introduced an instrument in her twice to cause her periods to come back

Q Twice? A Yes, sir.

Q On two different days? A Yes, sir; once on a Thursday and again on a Sunday.

Q Did she tell you what kind of instrument she used?

A The way she expressed herself it was a long straw like instrument with a hole at the bottom and a little black head at the top.

Q In medical language what was that? A It was a catheter; she said the last time she was at the midwife's it was on a Sunday and she went back to her sister, she began to feel bad; she had a severe chill and felt very cold. The next Monday and after that the cramps in the abdomen came on followed by the bleeding; since then she was to bed and had been under doctors treatment.

Q Do you remember a conversation between her and the midwife -- were you present and officer Timony? A No, sir; I don't remember the conversation between her and the midwife because I came in, you were about to take the midwife out, but I remained in the room and I asked her if that was the midwife and she said yes; she said she has no ill feeling against anybody, but she has to tell the truth.

-----000-----

OFFICER JAMES TIMONY, duly sworn:

I am attached to the 18th Precinct.

By the Coroner:-

Q You are the special officer or ward man of the 18th Precinct? A. Yes, sir.

Q Do you remember on Saturday night when I came to the station house about ten o'clock and asked you and Captain McLaughlin to arrest Mrs. Kraft? A. Yes, sir.

Q And I read the ante mortem statement incriminating Mrs. Kraft? A. Yes, sir.

Q And you and the Captain went up to make this arrest, I gave you the number on Second Avenue? A. Yes, sir.

Q What did you do? A. The house was searched, the Captain got there ahead of me, and they said she was not in, I came to the door and rang the bell, and the captain said this woman is out, and all the women are in the house except her, and he said the next woman who comes here is sure to be her; so he left me there until she came, and somebody hollered, she is up on the roof. We went upstairs, and got behind the chimneys, on the next roof, on the Second Avenue side.

Q She was hiding behind the chimney? A. Yes, sir.

Q Did you ask her why she was hiding? A. Yes, sir.

Q Did she tell you she was looking for fresh air?

A She said she was looking for something.

Q It was half-past eleven that night? A. Yes, sir.

Q Have you anything further to say about the case?

A The Captain brought her down to the station house,

and left me to look for the instruments in her rooms, and a Roundsman came after me, and told me to go to the station house, and your man brought the instruments to the station house, and I came down with you and her, down to the girl, down to the hospital, and the girl identified her as the person who had performed the operation on her; I asked her, are you sure this is the woman, and she said, yes, I know I am about to die, and I got to tell the truth.

Q She said, " No use talking Mrs. Kraft, I suffered too much pain from the operation you performed upon me, I am now dying, you are the Midwife, you are the woman?"

A Yes, sir.

-----:o:-----

VERDICT: WE FIND that BERTHA KERN, came to her Death at St. Mark's Hospital, January 3, 1893, from Sceptic Peritonitis, following a criminal abortion performed upon her by one Caroline Kraft, at No. 250 East 21st street, on or about January 14th, 1893, and we exonerate FRANZ STEINBRENNER, from all blame, and find that he had no connection with the crime whatsoever.

-----:o:-----

TESTIMONY.

Wm A Conway M. D., being duly sworn, says:
 I have made an autopsy of the body of
 Bertha Kern now lying dead at
 St. Joseph's Hospital and from such an autopsy
 and history of the case, as per testimony, I am of opinion the cause of
 death is Septic Peritonitis following Abortion

Wm A Conway
 M. D.

Sworn to before me,
 this 3rd day of January 1893
 J. J. Messemmer

CORONER.

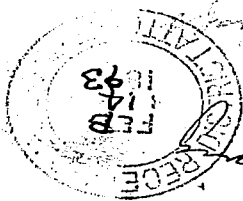
MEMORANDA.

AGE			PLACE OF NATIVITY	WHERE FOUND	Date When Reported
21	Years —	Months — Days	Germany	St. Marks Hospital	Jan 31/95
			66 St. Marks Place		

Residence 57 76.11.4

MICHAEL J. B. MESSEMER, Coroner.

Inquest taken on the 2nd day
of February 1893 before



Septic Centric
Fleming
Albertus

whereby it is found that he came to
his death by

South Kern

On the VIEW of the BODY of

AN INQUISITION

for Quab, 1893

W. J. B. M.

1467

New York General Sessions.

-----X
The People of the State of New York, x Indicted
-against- x for
Caroline Kraft. x Manslaughter.
-----X

To Hon. John R. Fellows,

District Attorney of the City & County of New York.

Sir:

PLEASE TAKE NOTICE that, on the opening of this Court on Friday morning, the 10th day of January 1896, in Part III. thereof, I shall move before Hon. John W. Goff, Recorder of the City and County of New York, for the discharge of the above-named defendant from the indictment herein, on the ground that the General Term of the Supreme Court, First Department, has reversed the conviction heretofore had, and has, in its opinion, declared that the so-called ante-mortem declaration of the deceased, was improperly admitted, and is not admissible; and inasmuch as there is not sufficient testimony to go to the jury without said ante-mortem statement, the ~~xxxxxxx~~ discharge of the defendant from said indictment will be a matter of simple justice, and her further detention, for one day, would be an act of great injustice.

Dated January 8th, 1896. Yours etc.,

William F. Howe,

Of Counsel for said Caroline Kraft.

87 & 89 Centre Street,

New York City.

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

.....being duly
sworn, says that he resides at No. Street, in the City of
New York; that he is years of age; that on the day of
189 , at Number in the City of
New York, he served the within on
the by leaving a copy thereof with.

Sworn to before me this
day of

189 }

N. D. General

The People vs.

Plaintiff,

against

Caroline Kraft.

Defendant.

Notice of Motion.

Howe & Hummel,

Attorneys for Defendant

87 & 89 Centre St., New York City.

Due and timely service of copy of the
within hereby admitted
this day of 189
Attorney.

To *Am. Int. R. Sec.*

Disch. Ally

W. Bay. Co.

To

Esq.,
Attorney.

Please take notice that the within is a copy of a
duly made and
entered in the within entitled action, and filed in the office
of the Clerk of the within named Court, at his office in the
Court House in the City Hall of the City of New

York, the day of 189 .

Dated

189 .

Yours, &c.,

HOWE & HUMMEL,

Attorneys,

87 & 89 Centre St.,

New York City.

To

Esq.,
Attorney.

Please take notice that the within
will be presented for settlement to

Hon.

one of the Justices of the within named Court, at the
Court House in the City Hall of the City of New York, on
the day of 189 , at

o'clock in the forenoon, or as soon thereafter as
counsel can be heard.

Dated

189 .

Yours, &c.,

HOWE & HUMMEL,

Attorneys,

87 & 89 Centre St.,

N. Y. City.

118
Court of General Sessions
The People vs.
agst
Caroline Kraft

To

Hon. DeRuey Nicole
District Attorney etc.

Please to take notice
that on the annexed affidavit and
on all the proceedings herein
we will meet in Part Two (2)
of the General Sessions on
Monday August 7th 1893 at 11 o'clock
in the forenoon or as soon there-
after as counsel can be heard
for an order discharging the
Prisoner for want of
Prosecution.

Respectfully

Purdy & McManus,

Attys for deft.

114 & 116 Centre Street

N.Y. City -

N.Y.

118
Court of General Sessions
The People v. c.

is
Caroline Kraft

A. H. Purdy being
duly sworn says: That he is the
attorney for said Kraft.

1st That said Kraft is now
confined in the City Prison, and
has been so for the last six
months.

2nd That said Kraft was
indicted by the January Grand
Jury of 1893 charged with the crime of
manslaughter.

3rd That said Kraft has not been
brought to trial and that more than
two terms of this Court have elapsed
since her indictment.

4th That said Kraft has always been
ready for trial and that many motions have
been made for her discharge
wherefore by reason of the
Steuers deponent asks for the
discharge of said Kraft.

Sworn to before me this
5th day of August 1893. A. H. Purdy
P. A. McManus

Notary Public
City of New York

County of General Sessions

The People vs
Agst

Caroline Kraft

Affidavit and
Notice of Motion.

Dundy & McManus
Attys for Def
114716 Centre St
Weymouth

To
Rafaela Nicole
District Court

Count of General Sessions

The People v

Barthelme Knapp

Defendant v

Justice Gleason

Prud'g. Thuchman
Sept 11/16
Centre St

Myself
My

District Attorney's Office.

1st - Sept 17

to

Set a day

for trial -

Return papers
to Mr. Hennessy

Don't subpoena
any witnesses

John

2257

District Attorney's Office.

Dr. A. Hayman
70 Johnson Ave.
Bklyn.

11-188.

Jos. F. Webber.

With

Lowlin & Co.
Tailors & Clothiers.

44 East 14th Street,
New York.

Vol. 1

COURT OF GENERAL SESSIONS OF THE PEACE
FOR THE CITY AND COUNTY OF NEW YORK.

-----X
THE PEOPLE OF THE STATE OF NEW YORK :

-vs-

CAROLINE KRAFT.
-----X

NOTICE.

To

Delancey Nicoll, Esq.,
Dist. Atty. of the County of New York.

S I R :

2

TAKE NOTICE, that upon the annexed affidavits of
Caroline Kraft, Hugo Kraft and August F. Wagener, copies of
which are herewith served upon you, and upon the indictment
herein, and all the papers, pleadings and proceedings herein,
I will move the Court of General Sessions of the Peace, in
and for the City and County of New York, in Part I thereof,
in the Brown Stone building #32 Chambers Street, in the City
of New York, on the 23rd day of May, 1908, at the opening of
the Court on that day, or as soon thereafter as counsel can be
heard, for an order dismissing the indictment found a-
gainst the defendant Caroline Kraft and filed on the 23rd day
of February, 1908, for the failure and neglect of the District
Attorney of the County of New York to bring said indictment
and this defendant to trial, this motion being made under
Sections 668, 669 and 670 of the Code of ^{Criminal} Procedure of
the State of New York; or failing therein, that the defendant
Caroline Kraft be discharged from imprisonment upon her own
recognizance; and for such other and further order and relief

3

4

in the premises as to the Court may seem just.

Dated New York, May 15, 1898.

Yours etc.,

AUGUST P. WAGNER,
Atty for Deft Caroline Kraft,
No. 59 Second Avenue,
New York City.

Pol. 1

COURT OF GENERAL SESSIONS OF THE PEACE
FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

- ۷۹ -

C A R O L I N E W R A F F.

AFFIDAVIT.

CITY AND COUNTY OF NEW YORK, ss:

August P. Wegener, being duly sworn, says: That he is the attorney for Caroline Kraft, the defendant in the above entitled action.

That the said Caroline Kraft is now confined in the
Tombs in the City of New York in default of Ten Thousand Dol-
lars (\$10,000) bail.

That the said Caroline Kraft was arrested sometime in the latter part of January, 1905, was indicted by the Grand Jury of the County of New York for manslaughter in the first degree, it being alleged that the said Caroline Kraft on the 14th day of January, 1905, in the City of New York performed a criminal operation upon one Bertha Kern, and had thereby caused the death of the said Bertha Kern.

The indictment was filed on the 20th day of February 1893; the defendant was brought up to plead, the trial was set down in the Court of General Sessions; but afterwards the case was brought ^{up} at the Oyer and Terminer, and set down for trial for the second time for April 17, 1893; on neither occasion was the case tried; the District Attorney gave no reason for the postponement; the postponement was not at the

2 request of the defendant; no adjournment was ever granted at the request of the defendant or her counsel.

3 That defendant is, and has been ever since the said indictment was made against her, ready to proceed to trial on twenty-four hours notice; on two occasions she had her witnesses all in Court, and she has been confined in prison or in the hospital ever since her arrest, being unable to furnish the bail of Ten Thousand Dollars (\$10,000), which is the amount fixed by his Honor Judge Cowing in the Court of General Sessions, at the time when the defendant was brought to the bar to plead on deponent's application to fix bail. 4 that the defendant is unable to furnish the bail.

5 That deponent knows of his own knowledge that at the time of the arrest of the defendant, she was sick and for sometime after her arrest was confined in Bellevue Hospital of the City of New York, being sick; that defendant has since her imprisonment in the Tombs on several occasions complained that she is ill, and has written deponent a number of letters, in which she claims to be ill and contends that unless she is tried immediately, or is released upon imprisonment on reduced bail, she will never leave the Tombs Prison alive.

6 That during all the months of March, April and up to the present time in the month of May, the District Attorney of the County of New York has made no endeavors to bring this case on for trial; and there is no reason that deponent knows of why the case of the defendant should not be brought to trial and the defendant tried.

7

That deponent has applied to the District Attorney of the County of New York by letter asking the District Attorney to consent to a reduction of the bail from Ten Thousand Dollars (\$10,000) to Five Thousand Dollars (\$5,000), as the defendant and her husband claim to be able to raise that amount of bail, but the District Attorney has never answered deponent's letter.

Deponent prays that he may have an order of this Honorable Court dismissing the indictment against the defendant for manslaughter in the first degree filed on the 20th day of February, 1895, under Sections 668, 669 and 670 of the Code of Criminal Procedure of the State of New York, for the reason that the District Attorney of the County of New York has failed and neglected to bring said indictment on for trial.

No application for such an order has been made to this or any other Court herein heretofore.

SWORN TO BEFORE ME THIS

17TH DAY OF MAY, 1895

Julius C. Brookheim
Com. & Deed
m/c

August P. Wagner

Fol. 1

COURT OF GENERAL SESSIONS OF THE PEACE
FOR THE CITY AND COUNTY OF NEW YORK.

The People,

-vs-

Caroline Kraft.

AFFIDAVIT.

CITY AND COUNTY OF NEW YORK, ss:

HUGO Kraft, being duly sworn, says: That the de-
fendant will be able to furnish Five Thousand Dollars
(\$5,000) bail to appear at the trial of this action, if the
bail is reduced to that amount.

SWORN TO BEFORE ME THIS)
29TH DAY OF APRIL, 1895)

Hugo Kraft
Julius A. Brookheim,
Come of dees
nife

Pol. 1

COURT OF GENERAL SESSIONS OF THE PEACE
FOR THE CITY AND COUNTY OF NEW YORK.

-----X
THE PEOPLE OF THE STATE OF NEW YORK

-vs-

CAROLINE KRAFT.

APPIDAVIT.

-----X
CITY AND COUNTY OF NEW YORK, ss:

2 Caroline Kraft, being duly sworn, says: That she
is now arrested and confined in the Tombs, in the City of New
York, in default of Ten Thousand Dollars (\$10,000) bail.

That deponent was arrested in the latter part of
January, 1898, and thereafter indicted upon the charge of mar-
slaughter in the first degree, in having at the City of New
York, on the 14th day of January, 1898, upon the person of
one Bertha Kern performed an operation criminally and had
thereby caused the death of the said Bertha Kern.

3 That the indictment was filed on the 30th day of
February, 1898, and that deponent was brought up to plead
to said indictment in the month of February, 1898, and that
application being made at that time that bail be fixed, the
sum of Ten Thousand Dollars (\$10,000) was fixed by Judge
Cowing.

That since then, all the months of March, April and
one half of the month of May have elapsed, and the District
Attorney has failed to move deponent's case or to bring the
case on for trial; that the case was once set down for trial
in the Court of General Sessions of the Peace of the City and

120

4 County of New York; and for the second time was set down for trial for April 17, 1933, in the Court of Oyer and Terminer, but that on each occasion and in each instance, the District Attorney did not bring the case to trial, without any cause or reason therefor, and without assigning any reason for such failure to prosecute deponent.

5 That deponent is anxious to have an immediate trial; that deponent has already twice subpoenaed her witnesses and has always been ready and willing to be brought to trial and to try her case as soon as such trial could be brought on; and that when deponent was arrested, she was confined in the Bellevue Hospital by reason of sickness. That she was taken to the Police Court from Bellevue Hospital, and from the Police Court was taken to the Coroner's Office, and from the Coroner's Office was taken to the Tombs, where she was confined and has ever since remained. That deponent is very ill, and has been very ill for some time last past; that deponent is unable to furnish the bail of Ten Thousand Dollars (\$10,000). That deponent through her counsel Mr. August P. Wagoner of 33 Second Avenue, New York City, has offered to furnish bail in the sum of Five Thousand Dollars (\$5,000), which deponent verily believes she can give; that a letter has been written to the District Attorney of the City of New York, asking him whether he would consent to reduce the bail to Five Thousand Dollars (\$5,000), but that said District Attorney has not even thought it fit to answer said letter; and that by reason of not answering the same has signified his unwillingness to reduce the bail from Ten Thousand Dollars (\$10,000) to Five Thousand Dollars (\$5,000).

6

7

That deponent is informed and verily believes that under the Code of Criminal Procedure, Sections 666, 669 and 670, she is entitled to a dismissal of the indictment, if indicted for crime and not brought to trial at the next term of the Court in which the indictment is triable, and deponent now prays that the indictment against her may be dismissed, for the reason that Sections 666, 669 and 670 of the Code of Criminal Procedure of the State of New York have not been complied with.

8

That no previous application has been made for such an order; and that deponent being indicted for crime has not applied for any postponement of her trial, and that her trial has not been postponed upon her application.

SWORN TO BEFORE ME THIS
17TH DAY OF MAY, 1893

Mr. K. Krabr
Karolina Krabr.

James Brunck
Commissioner of Deeds
mcd

Court

Sir: Please take notice that the within is a true copy of this day duly entered and filed in the office of the clerk of the City and County of New York, in this action

189

Yours, &c.,

AUGUST P. WAGENER,

Attorney for

59 Second Avenue, N. Y.

Esq.

Attorney for

To

N. Y. Sen Court.

The People

Plaintiff

against

Caroline Kraft

Defendant.

Copy Affidavit - and
Notice of Motion

AUGUST P. WAGENER,

Att'y for Defr.

59 SECOND AVENUE,

N. Y.

To Dick A. Esq.,

Att'y for People

N. Y.

Due and timely service of a copy of the within is hereby admitted.

Dated, N. Y.,

189

At a General Term of the Supreme Court of the State of New York, held in and for the First Judicial Department, at the County Court House in the City of New York, on the 18th day of December in the year of our Lord one thousand eight hundred and ninety-five

Present:

THE HONORABLE, Charles T. Taft Burr P. J.

THE HONORABLE, David R. Follett

AND THE HONORABLE, Alton B. Parker J. J.

THE PEOPLE OF THE STATE OF NEW YORK,

Respondents

against

Caroline Kraft

Appellant.

ORDER OF REVERSAL.

The above-named Appellant having been, at a Court of General Sessions of the Peace held in and for the City and County of New York, at the City Hall in said City, on the 30th day of April in the year of our Lord one thousand eight hundred and ninety-five convicted by the verdict of a jury of a felony, to wit: manslaughter in the first degree

whereupon it was considered by the said Court of General Sessions of the Peace, and ordered and adjudged, that the said appellant for the felony aforesaid whereof he was so convicted as aforesaid be imprisoned in the State Prison at hard labor for the term of six years and six months

And the Appellant aforesaid, having thereafter duly appealed from the said judgment to this Court, and the said appeal having come on to be heard in due form of law, and the return herein being now before this Court, and having been by this Court duly inspected, upon which inspection it has and doth now appear to this Court that certain errors of law were committed upon the trial of the above-named appellant in the said Court of General Sessions of the Peace, and this Court upon such examination and inspection of the said return and the facts herein, there represented, having exercised its discretion, and having refused a new trial upon the facts herein, and having also refused a new trial upon the ground that the verdict was against the weight of the evidence,

Now, therefore, after hearing William F. Howe Esq of Counsel for the Appellant, and John D. Lindsay assistant District Attorney for the Respondents, due deliberation being had thereon, it is

Ordered and Adjudged, that for the errors of law aforesaid, so found in said return, and not for errors of fact, nor as a matter of discretion, the said judgment of the said Court of General Sessions of the Peace, so appealed from as aforesaid, be, and the same hereby is in all things **reversed**, and that the Appellant have a new trial, which is hereby ordered, and it is further

Ordered, that the proceedings herein be, and the same are hereby remitted to the said Court of General Sessions of the Peace.

W. F. Howe

John D. Lindsay

William F. Howe Esq

Please take notice that an order of which
the within is a certified copy, was entered
herein on the _____ day
of _____ 189

Yours, etc.,

JOHN R. FELLOWS,

District Attorney.

To

Attorney for Appellant.

New York Supreme Court.
GENERAL TERM.

THE PEOPLE,

Respondents.

against

Caroline Kraft

Appellant

ORDER OF REVERSAL.

JOHN R. FELLOWS,

District Attorney,

32 CHAMBERS ST.,

New York City.

Due service of a certified copy of the
within order is hereby admitted.

New York,

189

Attorney for Appellant.

1200

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Randine Kraft

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

Indictment accuse

Randine Kraft

of the crime of

Manslaughter in the first degree,

committed as follows:

The said

Randine Kraft,

late of the City of New York, in the County of New York, aforesaid, on the

fourteenth day of *January* in the year of our Lord one thousand
eight hundred and ~~eighty~~ *ninety-three*, at the City and County aforesaid,

*in and upon one Bertha Kern, then
and there being a woman pregnant
with child, willfully and feloniously
did make an assault, and did then
and there willfully and feloniously
use and employ a certain instrument,
called a catheter, by then and there
forcing, thrusting and inserting the
said instrument into the womb and
private parts of then the said Bertha
Kern, with intent thereby to procure
the miscarriage of the said Bertha*

120

Henry, the same not being then and
there necessary to preserve the life of
the said Bertha Henry, she the said
Randine Kraft giving into the said
Bertha Henry, then and there, with the
instrument aforesaid, and by the use and
employment thereof as aforesaid, in
and upon the mortal and private parts
of her the said Bertha Henry, divers
mortal wounds, lacerations and bruises,
of which said mortal wounds, lacerations
and bruises she the said Bertha Henry,
from the said fourteenth day of January
in the year aforesaid, until the thirty first
day of January in the same year
aforesaid, at the City and County
aforesaid, did languish, and languishing
did die, on which said thirty first
day of January in the year aforesaid, she
the said Bertha Henry, at the City and
County aforesaid, of the said mortal
wounds, lacerations and bruises, died.

And as the Grand Jury aforesaid do say, that
the said Randine Kraft, her the said Bertha Henry,
in manner and form and by the means aforesaid,
willfully and feloniously did kill and slay,
against the form of the Statute in such case made and
provided, and against the peace and dignity of the said People.

De Lancey Nicoll, District Attorney.

120

BOX:

512

FOLDER:

4669

DESCRIPTION:

Kramer, Gottlieb

DATE:

02/24/93



4669

Witnesses:

Officer Ketch
7 P.M.

Counsel,

Filed, day of May 1893

Plsds, Wm. J. Kelly

THE PEOPLE

28.

B

Sottel Kramer

Transferred to the Court of Sessions for trial and final disposition

Put 2... May 18 1893

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John A. Ford
Foreman

1211

5898

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

THE PEOPLE OF THE STATE OF NEW YORK
against

Gottlieb Kramer

The Grand Jury of the City and County of New York, by this indictment, accuse
Gottlieb Kramer
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Gottlieb Kramer

late of the City of New York, in the County of New York aforesaid, on the *twelfth*
day of *February* in the year of our Lord one thousand eight hundred and
ninety-*three*, 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 spiritu-
ous 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

Gottlieb Kramer

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

The said

Gottlieb Kramer

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.

DE LANCEY NICOLL,
District Attorney.

121

BOX:

512

FOLDER:

4669

DESCRIPTION:

Krauss, Philip

DATE:

02/16/93



4669

Witnesses:

Officer Ryan
33d Prot

Counsel,

Filed, 16 day of July 1893
Pleads, *Not guilty*

THE PEOPLE

vs.

B

Philip Kearns

Transferred to the Court of Special Sessions for trial and final disposition

Part 2. Nov. 29. 1893

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

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

John S. Tarkenton
Foreman.

121

Court of General Sessions of the Peace

2967

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Philix Krauss

The Grand Jury of the City and County of New York, by this indictment, accuse
Philix Krauss
of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND
BEER ON SUNDAY, committed as follows:

The said

Philix Krauss

late of the City of New York, in the County of New York aforesaid, on the *15th*
day of *January* in the year of our Lord one thousand eight hundred and
ninety-*three*, 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 spiritu-
ous 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

Philix Krauss

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

The said

Philix Krauss

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.

DE LANCEY NICOLL,

District Attorney.

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**END OF
BOX**