

BOX:

41

FOLDER:

481

DESCRIPTION:

Kane, Walter

DATE:

06/15/81



481

W. H. Miller
Counsel, C. D.

Filed 15th day of June 1881

Pleads Not guilty (16)

THE PEOPLE

vs.

Walter Kane

10th Plaintiff

DANIEL CROOKINS,
BENJ. K. PHELPS,

District Attorney.

A True Bill.

W. P. Grand Foreman.

June 17. 1881

Plains, G. D.

S. S. 4 1/2 years.

INDICTMENT.
Larceny from the person
Cau No. 14 2000

Police Court--Third District.

CITY AND COUNTY } ss.
OF NEW YORK.

William Goss

of No. 99 Elm Street,
being duly sworn, deposeseth and saith that on the 8th day of June
1881, at the 1st Ward of the City of New York, in
the County of New York, was feloniously taken, stolen, and carried away from the person of
deponent, by force and violence, without his consent and against his will, the following property,
viz.:

One Gold Watch with Gold Chain
attached both of the value of one
hundred and twenty five dollars

At the value of

the property of deponent

DOLLARS

and that this deponent has a probable cause to suspect, and does suspect, that the said
property was feloniously taken, stolen, and carried away by force and violence as aforesaid, by

Walter Kane (now here) from the fact that
at about the hour of 11 o'clock P.M. on said day
deponent was sitting on a chair in his place of
business which is a Cigar Store situated at said
number and street, said Walter Kane came
into said store and seized a hold of deponent's
said Watch Chain dragged the Watch from
the ~~Watch~~ ~~from the~~ ~~Watch~~ and there wore
by deponent as a part of his bodily clothing and
by force and violence and against the will
of deponent took stole and carried away said
property, when he said Walter Kane immediately
ran out of deponent's store, deponent followed
him to the door of said premises when he said
Walter Kane dropped or cast the property from

his hand on to the floor of deponent's store just as he was going out of the said store, Deponent by this time had reached said ~~place~~ seized a hold of his Coat when he said ~~that~~ immediately turned around and struck him a violent blow thereby knocking him deponent down and dislocating his right arm.

~~Deponent~~ Deponent therefore charges the said Thomas ~~with~~ with feloniously and by force and violence and against the will of deponent took stole and carried away said property as described aforesaid

Sworn to before me this
9th day of June 1881

Wm. Goss
Mark

Maxim Taver

Police Justice.

Police Court—Third District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT—ROBBERY.

187

Dated

Magistrate.

Officer.

WITNESSES:

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

Walter Kaue

being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was
at liberty to answer, or not, all or any questions put to him states as follows, viz.:

Question.—What is your name?

Answer.—

Walter Kaue

Question.—How old are you?

Answer.—

24 Years

Question.—Where were you born?

Answer.—

New York

Question.—Where do you live?

Answer.—

Celery Street

Question.—What is your occupation?

Answer.—

Labourer

Question.—Have you anything to say, and if so, what—relative to the
charge here preferred against you?

Answer.—

I am not guilty

Walter Kaue

Taken before me, this

9th day of *June* 18*89*

Police Justice.

POLICE COURT--THIRD DISTRICT,

THE PEOPLE, & C.,

ON THE COMPLAINT OF

William Goss
99 Chester St.

Walter Kane

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Dated

1881

Magistrate,

Officer.

James G. the
John Grover
John Glover
104-Beaver-
John Glover 102 "

Witnesses

No.

Street.

No.

Street.

No.

Street.

to answer Committed.

Received in Dist. Atty's Office,

CM

595

Holtby

CITY AND COUNTY }
OF NEW YORK, } ss.

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That *Walter Kane*

late of the First Ward of the City of New York, in the County of New York, aforesaid,

on the *eightth* day of *June* in the year of our Lord one
thousand eight hundred and eighty *one* at the Ward, City, and County aforesaid,
with force and arms,

One watch of the value of one hundred
dollars

One chain of the value of twenty five
dollars

of the goods, chattels, and personal property of one *William Ross*
on the person of the said *William Ross* then and there being found,
from the person of the said *William Ross* 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.

~~DANIEL D. ROLLINS.~~

And the Jurors aforesaid, upon their oath aforesaid, do further present

That the said

Walter Kane

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,

One watch of the value of one hundred
dollars

One chain of the value of twenty five
dollars

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

William Goss

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

William Goss

unlawfully, unjustly, ~~and for the sake of wicked gain~~, did feloniously receive and have (the said

Walter Kane

then and there well knowing the said goods, chattels, and personal property, to have been feloniously
taken and carried away 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.

DANIEL C. ROLLINS,
BENJ. K. PHELPS, District Attorney

BOX:

41

FOLDER:

481

DESCRIPTION:

Kavanagh, Michael

DATE:

06/20/81



481

151 Bill Jones

Day of Trial

Counsel,

Filed 20 day of June 1881

Pleads *Not Guilty* (2)

THE PEOPLE

vs.

Michael Havanagh
7
BURGLARY—Third Degree, and
Receiving [Stolen Goods.]

DANIEL G ROLLINS,
BENJ. K. PHELPS,

Part Two: June 27, 1881.
District Attorney.
Indicted & committed R.S.G. to the
House of Correction in accordance with the
A True Bill. mercy of the Court.

Wm. B. Grund Foreman

Part Two - June 27 - 1881

Gried and

Ben 6 M 20 70

Police Office, Fourth District.

City and County }
of New York, } ss.

James McGuire

of No. 157. East 51st. Street, being duly sworn,

And 51st deposes and says, that the premises South West Corner of Avenue
Street, 19 Ward, in the City and County aforesaid, the said being a Shop.
and which was occupied by deponent as a Carpenter Shop.

were **BURGLARIOUSLY**
entered by means of bursting open the door.

on the day of the 12 day of June 1881.
and the following property feloniously taken, stolen and carried away, viz.:

Five saws of the value of Two
Dollars each. Four jack planes of the
value of Two dollars each. Two squares
of the value of fifty cents. One spoke
shave of the value of Seventy five cents.
One brace of the value of Seventy five
cents and one monkey wrench of the
value of One ²⁵/₁₀₀ Dollars, in all of the
value of Twenty Two ⁷⁵/₁₀₀ Dollars.

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

nonpresent
for the reasons following, to wit: That deponent was

informed by the officer that he arrested
said Karanagh. With said tools
in his possession.

Given before me
this 13 June 1881
McGuire
Police Justice

James M. McGuire

City & County
of New York

Robert Walsh, of the
19th Precinct Police being sworn
says, that at 7.30 A.M. on the
12 June 1881. he arrested
Michael Kavanaugh. now present
and found in his possession the
within mentioned tools. claimed
by James McGuire.

Shown before me } Robert Walsh.
this 13 June 1881 }

Police Justice

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

Matthew Kavanaugh being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he was at liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer.

Matthew Kavanaugh

Question. How old are you?

Answer.

Fifty three years.

Question. Where were you born?

Answer.

In Ireland

Question. Where do you live?

Answer.

1 Ave + 29 Street.

Question. What is your occupation?

Answer.

Flagger.

Question. Have you anything to say, and if so what,—relative to the charge here preferred against you?

Answer.

I bought the tools from a man in the street for one dollar.

Matthew ^{his} Kavanaugh
mark

Taken before me this

13 day of *June* 18*87*

Police Justice.

Police Court--Fourth District.

THE PEOPLE, & C.,
ON THE COMPLAINT OF

James McGuire
157 East 51st St
Michael Cavanaugh

Office, *Murray*

BAILED :

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Dated

1881

13 June

Magistrate.

Officer.

Clerk.

Witnesses,

Robert Walsh
19 Reenuch Police



Received in District A

CITY AND COUNTY } ss.
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Michael Kavanagh

late of the *nineteenth* Ward of the City of New York, in the County of New York,
aforesaid, on the *twelfth* day of *June* in the year of our Lord one
thousand eight hundred and eighty - *one* with force and arms, at the Ward,
City and County aforesaid, the *shop* of

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

James M. McGuire then and there being, then and there
feloniously and burglariously to steal, take and carry away, and

Five saws of the value of two dollars each.
Four planes of the value of two dollars each.
Two squares of the value of fifty cents each.
One spoke-shave of the value of seventy five cents.
One brace of the value of seventy-five cents.
One wrench of the value of one dollar and twenty-five
Cents

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

James M. McGuire

so kept as aforesaid in the said

shop

then and there being, 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.

And the Jurors aforesaid, upon their oath aforesaid, do further present

THAT the said

Michael Kavanagh

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,

*Five saws of the value of two dollars each.
Four planes of the value of two dollars each.
Two squares of the value of fifty cents each.
One spoke-shave of the value of seventy-five cents.
One brace of the value of seventy-five cents.
One wrench of the value of one dollar and twenty-five cents.*

of the goods, chattels and personal property of

James M. McGuire

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ *taken and carried away*

from the said James M. McGuire

unlawfully, unjustly, and ~~for the sake of wicked gain~~, did feloniously receive and have (the said

Michael Kavanagh

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.~~ *taken and carried away*

DANIEL G. ROLLINS,

BENJ. K. PHELPS, District Attorney.

BOX:

41

FOLDER:

481

DESCRIPTION:

Kelcher, Edward

DATE:

06/09/81



481

W. C. B. Det.
Great Hill m

Filed 9 day of June 1881

Pleads Not guilty

Barry, J. J. & Co. v. Harvey
as Sec. of the St. M.

THE PEOPLE

vs.

P.

Edward Kitcher.

DANIEL G. ROLLINS,
BENJ. K. PHILIPS

District Attorney.

19 June 9, 1881

A True Bill.

W. C. Church Foreman.

June 9, 1881.

Henry C. Bennett
June 14, 1881

Sentence suspended

Police Office, First District.

City and County
of New York,

ss.:

of No. 135 Elizabeth Street, being duly sworn,

deposes and says, that the premises No. 135 Elizabeth

Street, 14th Ward, in the City and County aforesaid, the said being a tenement
a room in which on the top floor
and which was occupied by deponent as a place of abode

& which said room was BURGLARIOUSLY

entered by means of forcibly opening a

window from the outside

& entering from a fire escape

on the Morning of the 1st day of June 1881

and the following property, feloniously taken, stolen and carried away, viz.:

A quantity of Clothing.

Consisting of. One suit

of Clothing. Shirt.

Handkerchiefs. Collars

and various articles

also One gold Ring &

One pair of Sleeve Buttons

the property of deponent and of

the value Fifty dollars

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

Edmond Keeler

(now here)

for the reasons following, to wit: that deponent

is informed by officer

McGuire that on the 1st

day of June he arrested

the said Keeler with

the said Gold Ring and

Sleeve Buttons in his

possession Saml H. Green

Subscribed and sworn to before me this 1st day of June 1881

John H. Green
Deputy District Attorney

POLICE COURT—FIRST DISTRICT.

CITY AND COUNTY }
OF NEW YORK. } ss.

Edward Keeler being duly examined before the undersigned,
according to law, on the annexed charge, and being informed that he was at liberty
to refuse to answer any question that may be put to him, states as follows, viz:

Question. What is your name?

Answer.

Edward Keeler

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

Massachusetts

Question. Where do you live?

Answer.

135 Elizabeth

Question. What is your occupation?

Answer.

Shoe maker

Question. Have you anything to say, and if so, what—relative to the charge here
preferred against you?

Answer.

I am not guilty.
Edward Keeler

Taken before me, this

4 day of June 1881

William
POLICE JUSTICE.

Police Court—First District.

COUNSEL FOR COMPLAINANT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Saul McQueen
House of Detention

Edward Keeler

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

No. 5, by

Residence

No. 6, by

Residence

Dated

June 4th 1881

Flamm Magistrate.

McGuire Officer.

Clerk.

Witnesses,

Officer McGuire

14th St.

\$ *1000.*

to answer

Sessional

Received in Dist. Atty's Office, 1881



Name,

Address,

Name,

Address,

COUNSEL FOR DEFENDANT.

POLICE COURT - FIRST DISTRICT.

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

John J. McQuinn
of No. 14 *St. James*
Street,
being duly sworn, deposes and says,

that on the *1st* day of *June* 188*8*, at the City of New York,

in the County of New York.

John J. McQuinn
deposes and says
that on the 1st day of June
1888, at the City of New York,
in his possession
Secur. Bureau, (see above)

Sworn to, this *2d* day of *June* 188*8*

before me.

John J. McQuinn Police

POLICE COURT - FIRST DISTRICT.

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

Amos M. Gurne
 of No. *124* *West* Street,

being duly sworn, deposes and says,
 that on the *1st* day of *June* 188*1*, at the City of New York,
 in the County of New York.

Sworn to, this *2d* day of *June*
 before me.

John W. Allen
 Police

188

Deposant arrested
Admiral Keels and was
searching him for
the Gold Ring and
Sleeve Buttons, (were found)
in his possession

James Maguire

POLICE COURT - FIRST DISTRICT.

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

of No. 121 West 121st Street,
being duly sworn, deposes and says,

that on the 1st day of June 1881, at the City of New York,

in the County of New York.

Sworn to, this 2d day of June 1881
before me.

Deposant arrested
Edmund Keefe and in
searching him found
the Gold Ring and
Sleeve Buttons (two each)
in his possession

James Maguire

Police Justice.

Court of General Sessions. of the
Peace.

The People vs
vs.
Edward Keller } Grand Larceny

City & County of New York ss.

Samuel Holzinger being
duly sworn says, That I am a member
of the firm of S. Holzinger Bros Co. Boot
& Shoe manufacturers of No 82. Warren Street.
That I am acquainted with Edward
Keller the defendant; who was employed
by me as a shoemaker for the last six
weeks prior to his arrest; and up
to the day of his arrest, during that
time. I have always found him to be
an honest. hardworking & industrious
young man.

Sworn to before me
this 13th day of June 1881 } Samuel Holzinger
Robert M. Cloin
Commissioner of Deeds
New York County

New York June 8th 1881

Edward Keeler
has lived in this House
with his sister and her
husband for a long
time he always worked
hard and was very
quiet and respectable in
his behavior and I believe
the family an honest
and industrious

Sophia Clarke
135 Elizabeth St.

June 9th 1887

Recd from W. B. Allen
All the property stolen
from my Rooms on June 1st
1887 by C. Keller
Respectfully

Yours

Sam Allen

I pray that the Court
will be merciful
to the prisoner

Sam Allen

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York,
upon their Oath, present:

That

Edward Kelcher

late of the *Fourth* Ward of the City of New York, in the County of
New York, aforesaid, on the *first* day of *June* in the
year of our Lord one thousand eight hundred and eighty *one* with force and arms,
about the hour of *nine* o'clock in the *day* time of the same day, at the
Ward, City and County aforesaid, the dwelling house of

Samuel McIlveen

there situate, feloniously and burglariously did break into and enter, ~~by means of forcibly~~

he the said

Edward Kelcher

then and there intending to commit some crime therein, to wit: the goods, chattels and
personal property of

Samuel McIlveen

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.

And the jurors aforesaid, upon their oath aforesaid, do further present: That
afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County
aforesaid, the said

Edward Kelcher

late of the Ward, City and County aforesaid,

One coat of the value of ten dollars

One vest of the value of ten dollars

One pair of pantaloons of the value of ten dollars

One shirt of the value of one dollar

ten collars of the value of ten cents each

ten handkerchiefs of the value of twenty cents each

One ring of the value of six dollars

Two sleeve buttons of the value of five dollars each

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

Samuel McIlveen

in the said dwelling house then and there being, 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.

~~DANIEL G. ROLLINS,~~
~~BENJ. K. PHELPS,~~ District Attorney.

And the Jurors aforesaid, upon their oath aforesaid, do further present

THAT the said

Edward Kelcher

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,

One coat of the value of ten dollars
One vest of the value of ten dollars
One pair of pantaloons of the value of ten dollars
One shirt of the value of one dollar
Ten collar of the value of ten cents each
Ten handkerchiefs of the value of twenty cents each
One ring of the value of six dollars
Two sleeve buttons of the value of five dollars each

of the goods, chattels and personal property of the said

Samuel M. Allen

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen ~~of the said~~ *taken and carried away from*

the said Samuel M. Allen

unlawfully, unjustly, ~~and for the sake of wicked gain~~, did feloniously receive and have

(the said

Edward Kelcher

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.

DANIEL C. ROLLINS,

~~BENJ. K. PHELPS~~, District Attorney.

BOX:

41

FOLDER:

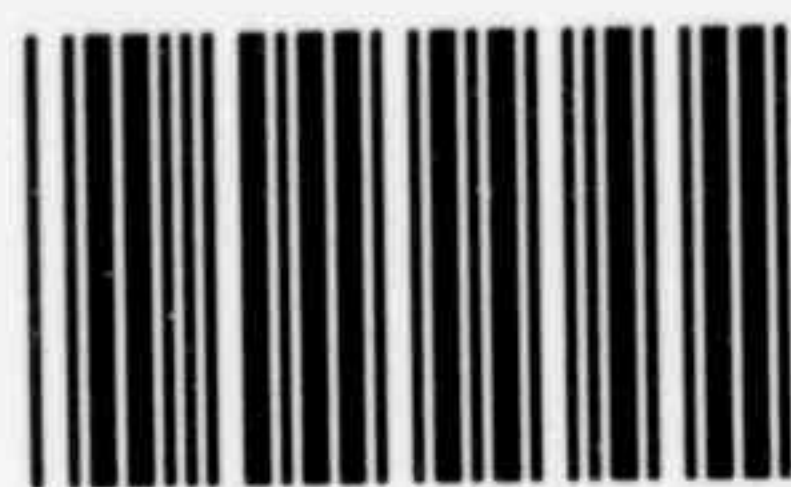
481

DESCRIPTION:

Kenny, Michael

DATE:

06/29/81



481

206.

Counsel,
Filed *29* day of *June* 188*7*
Pleads *W. H. Kelly & Co.*

THE PEOPLE

vs.

Larceny, and Receiving Stolen Goods.

P.
Michael Henry

DANIEL C. ROLLINS,
~~BENJ. K. PHELPS,~~

District Attorney.

A True Bill.

John G. 1887

W. G. Church Foreman.

July 6. 1887.

Sent to
Catholic 100

POLICE COURT—

DISTRICT.

City and County }
of New York, } ss:August Sievers
of No. 1615 First Avenue, being duly sworn,

deposes and says, that the premises No. 1615 First Avenue

19th Ward, in the City and County aforesaid, the said being a ^{premises} brick
building

and which was occupied by deponent as a grocery store and

dwelling house were BURGLARIOUSLY broke

And entered by means of forcibly breaking open a
pane of glass in a side window of
said grocery store at about the hour
of 9 1/2 o'clockon the night of the 23rd day of June 1880

and the following property feloniously taken, stolen, and carried away, viz:

One dozen bottles containing
Rhine Wine and being in all
of the value of twelve 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 Michael Kenney, now here,

aged 13 years.

for the reasons following, to wit; That about the hour of 8

o'clock P. M. on said day deponent

closed and secured said store and

said glass and window was then

whole and unbroken and said

property was then within said store.

That deponent was in bed in a

room in the rear of said store

about the hour of 9 1/2 o'clock P. M.

on said night and then and there
heard the sound of breaking glass
and going into the store dependent
saw said Michael Kenney at
said window and in the act
of inserting his hands through
said broken glass into said
store and stealing and carrying
away a bottle of said wine;
and dependent then saw a number
of ^{other} boys run away from said window

Shown to before me this } August Seivers
24th day of June 1881

Hugh G. Adams Police Justice

POLICE COURT—FIFTH DISTRICT.

CITY AND COUNTY }
OF NEW YORK, } ss.

Michael Kenney being duly examined before the under-
signed, according to law, on the annexed charge: and being informed that he was at
liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. *Michael Kenney*

Question. How old are you?

Answer. *Twelve years of age*

Question. Where were you born?

Answer. *New York City*

Question. Where do you live?

Answer. *104 Street 1st & 2^d Avenues*

Question. What is your occupation?

Answer. *I go to school*

Question. Have you anything to say, and if so, what,—relative to the charge here

preferred against you?

Answer. *I am not guilty*

Michael Kenney
This is X Mark

Taken before me, this

24th

day of

June

18*71*

Alfred Gardiner Police Justice.

206 - Milwaukee Street
POLICE COURT - DISTRICT.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

August Heivers
1615 First Avenue
vs.

Michael Tenney

OFFENCE:
BURGLARY AND LARCENY.

Dated June 24 1891
Gardner Magistrate.

Frazier 23 Officer.
McCl Clerk.

Witnesses:

Committed in default of \$ 500 Bail.

Bailed by

No. Street.



CITY AND COUNTY }
OF NEW YORK, }

THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,
in and for the body of the City and County of New York, upon
their Oath, present:

That

Michael Keany.

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

*Twelve quarts of wine of the value of one
dollar each quart.*

*Twelve glass bottles of the value of five
cents each.*

of the goods, chattels, and personal property of one

August Fievers

then and
there being found, 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.

And the Jurors aforesaid, upon their oath aforesaid, do further present
That the said

Michael Kenny

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,

Twelve quarts of wine of the value of one
dollar each quart.
Twelve glass bottles of the value of five
cents each.

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

August Sievers

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

August Sievers

unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Michael Kenny

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.

DANIEL C. ROLLINS,

BENJ. K. PHELPS, District Attorney.

BOX:

41

FOLDER:

481

DESCRIPTION:

Koch, Charles

DATE:

06/27/81



481

April 25 1881.

Supreme Court
City and County
of New York.

Maria C. Broschart
against
Charles Koch

At a Special Term of
the Supreme Court held
in the Court House in the
City of New York this 16th
day of April 1880.

Present The Hon. Charles Donohue Justice.

On reading and filing the annexed
stipulation of the attorneys for the
parties to this action, It is Ordered:
That Isaac J. Maccube, Esq., be, and he
same is hereby appointed a Referee
herein to hear, try, and determine
this action and all the issues therein

C. Donohue
J. c.

Supreme Court

Maria C. Broschark
Against
Charles Rock

It is hereby stipulated and
agreed by and between the parties
to this action that the same be
referred, the Court to appoint
Referee, to hear and determine
this action and all the issues
therein.

Dated October 31st 1879

Chas. D. Evans
Atty for Deft

William H. Mundy
Attorney for Plaintiff

Supreme Court

Maria C. Proctor
vs

Charles Koch

~~~~~  
Stimulation (Aug)

Order To Refer.

Have you drawn the  
indictment up in the

People vs Koch.

W. H. Mundy



Charles Kircher, 21 38, 8<sup>th</sup> Ave  
Indeck Beuchler was in Ludlow St  
Jail. ~~he was~~ Koch gave me  
\$800. with which I got Beuchler  
out of Ludlow. I took Beuchler's  
note for \$825. payable 60 days  
9 mos from date, and carried  
it to Koch, and endorsed it  
when Koch. I then brought  
Beuchler to Koch saloon & Koch  
showed him the note, in Nov  
1872. 10<sup>th</sup> of February 1873.

Koch wanted to borrow \$600  
from me on the 11<sup>th</sup> I gave  
him my wife's check for \$600 -  
and he endorsed the note to  
the order of my wife Eugene E  
Kircher. on or about the

2 of August - 1873 when the note  
was about due my wife  
endorsed the note in blank  
and I deposited ~~in~~ her endie-  
in the Bank. note was protested  
and I took it up.

I went up to Mrs Broschart and she  
agreed to buy the note. On the 6<sup>th</sup>  
of Jan 1874. she gave me \$175 - on  
an ackd note.



on 6<sup>th</sup> of Jan 1875, she paid  
the balance of the note i.e. 840  
in money & balance in bond  
\$500.

In the latter part of Jan 1875. Koch  
told me that a woman had been  
there and bought Buehler's note  
which he had endorsed and that  
he had told her that he had  
endorsed the note and it was all  
right. he said she had told  
him her name but he had  
forgotten it, but he would describe  
her and I would know her,  
on the 9<sup>th</sup> of October 1877  
in the evening I went with  
Brochant to his saloon 180  
Prince St. I introduced him to  
Mrs Brochant - he said he knew  
her he had met her before we  
all time sat down at a table  
Mr Koch ordered beer I went  
out and had a talk with him  
in the yard about my own affairs  
when we came in I told him  
Mrs Brochant had the note with  
her, he then put his hand



in his pocket and paid her two  
silver half dollars - we remained  
about half an hour - Mrs  
Broschart gave him her card  
& her circular as a midwife  
he said he would come up  
soon and pay the note. Mrs Koch  
was also present.

Afterwards Jan 19 or 24 ± 26<sup>th</sup>  
of Jan 1878. Mr Koch succeed-  
ed Mrs Broschart on a  
reflexion bond. in the court-  
room in the 6<sup>th</sup> district court -  
he then met Mrs Broschart - called  
her by name & shook hands with  
her. Mr Chute, 229 Broadway  
Anne S. Lerch (OOD. 2<sup>nd</sup> av, & Mrs  
Broschart & myself - were present at  
court room.

I was present & heard Koch  
testify before referee. and the  
printed report is correct as to  
his testimony.



~~at~~

Mrs Broschart

after paying the  
last sum of money ~~being \$840~~  
\$40, bring \$340 in all, this  
was, in Jan or Feb 1878, I  
went to Koch's saloon 180 Prince  
St. in the afternoon -

and repeats all the statements  
by Kircher relating to her  
and to her business in the  
company of Koch



District Attorney's Office.

THE PEOPLE,

vs. *Monday's*  
*17th Aug*

Charles Koch,

I have examined the  
witnesses and the  
testimony on the  
trial. I do not  
consider the  
witnesses very  
credible on either  
side. There was  
unquestionably  
perjury on the trial  
but it is not by any  
means certain  
that it was confined  
within brief-  
Dec 13<sup>th</sup> 1881.

Chas A. Brown



Chas Martineau

for paper

Bennett Building

---

W.H. Mundy

for envelope

176 Broadway

---



Defence

Supreme Court

Westchester County-----

Maria C. Broschart

Against

Charles Koch

-----  
New York Nov. 19th 1880.

App'ees. William H. Mundy Esq, for plaintiff.

Charles Matthews Esq, for Defendant .

Charles Koch the defendant, being duly sworn, examined by  
Mr. Matthews, says:

I am, the defendant in this Action.

Q. ( Witness is asked by Counsel to look at Ex. A. the note)  
and state when you first saw it, in whose hands, and what  
occurred at the time.

A. Mr. Kicher came to me in my saloon, and asked me if I  
would loan him some money, on this note, I told him I aint  
got any money to lend- then he said what shall I do then,  
I put your name on the note, all we can do, you have to put  
your name on it, and I done so.

Q. Did he state why? Objected to - objection overruled.

A. I'd have to assign it <sup>over</sup> to somebody else <sup>there</sup> ~~that~~ <sup>Ex</sup> is all I  
know about it .

Q. Did you put your name down?

A. I put my name down certainly.

Q. Did you loan any money on that note to him?

A. No Sir:

Q. Did you ever have that note in your possession except at  
this interview of which you have spoken when you put your  
name down on it.

A. No Si r.

Q. When did you first see that note.? after you put your n  
ame on it.

A. I <sup>saw</sup> the note in Mr. Mundy's office after the commence -  
ment of this suit.

Q. Did you ever see the plaintiff in this <sup>Action</sup> ~~suit~~, Mrs, Brosch-  
art at any time in your saloon?

A. No Sir.

Q. Did Mrs Broschart ever ask you anything in reference to  
this note?

A. No Sir.



Q. Did you ever have any conversation with her anywhere in reference to this note?

A. No Sir.

Q. When to the best of your recollection was the first time you saw the ~~plaintiff~~ *deft*?

A. In this office.

Q. Did ever pay ~~pay~~ *after* Mrs. Broshart \$5.00 on account of this note or for any purpose?

A. No Sir.

Q. Did ~~ever~~ *you* promise to see her and square up the rest of the note?

A. No sir, I did not see her.

Q. Did you ever request Chas. Kircher, to write the words on the back of this note "pay to Chas. Koch the value of for value rec'd Chas. Kircher."

A. No Sir.

Q. Did you on the 10th Feb. 1873, ask Kircher to loan you \$600?

A. NO Sir.

Q. Did he on the 11th Feb. bring you his wife's check for \$600.00 and did you give him this note, Ex. A. as security?

A. No Sir:

Q. Did Kircher ever loan you \$7000 in cash?

A. No Sir.

Direct examination of witness closes reserving a right to ask his witness some other questions at a future time.

Cross-examined by Mr. Mundy.

Q. Where were you born?

~~Objected to by~~ *deft* ~~deft's Counsel. Objection overruled, Exception~~ *u*

A. Germany.

Q. What was your business there?

A. It is admitted that the ~~defendant~~ *deft* was a soldier in the German army. That he deserted therefrom, that he concealed himself in a vessel and came to this country and that afterwards when discovered he paid his passage and not before.

Q. Have you ever been arrested?

A. Yes Sir.

It is admitted that the ~~defendant~~ *deft* was twice arrested for selling beer on Sunday. That he was once indicted on a charge of defrauding the Gas Company - that he was tried on that charge and the Jury disagreed, and that a Nolle process was entered therein.

Q. Have you ever been in prison?

A. No Sir.



Q. Did you testify in a suit brought by Christopher Haugagst you for money loaned (some \$900) that he stole that money from you and did you afterwards sign a paper stating in substance that he never stole that money from you? -

Witness admits (after an explanation by counsel as to the case referred to, ) that he signed some such paper for the purpose of exonerating Haug that he may get a situation.

Q. In an another suit brought by Christ. Haug, <sup>ack</sup> against you for the recovery of \$900 odd did you testify that he stole the money and was that your defence? --

A. That was so.

Q. And you signed the paper you speak of after that suit?

A. I did.

Q? Now, which was true, your testimony under oath or that paper?

A. My testimony.

Q, by deft's Counsel? Was that \$900 suit tried?

A. Yes ~~and~~ I was beaten.

Q, And you still say that Haug stole that money?

Objection by dfet's counsel. Objection sustained. Exception.

Q. Did you not in proceedings Supplementary to execution in the case of Norwood VS, Kircher wherein you were examined as a third party, testify, that there was a good and valuable consideration for the assignment of a certain mortgage of \$4000 therein mentioned, and afterwards testify in the suit of Kircher against yourself, that there was no consideration whatever for that mortgage?

Objection by deft's counsel on the ground that it is immaterial, irrelevant, and that it was covered by Sec. 1260 *of the Code*.

The Referee reserves his decision until next sitting.

*Dec 14 Referee decides to sustain objection. Plaintiff excepts.*

Q. Did you ever give Mr. Kircher a check for \$300?

A. Yes I did .

Q. How many?

A. I could not tell how many, I have given him a good many - checks.

Q. How many \$300 checks?

Objected to as immaterial, as to how many \$300-  
Objection overruled. Exception.

A. I dont know.

Q. More than one ?

A. I dont know sir.



Q. One? ---

A. I think one.

Q. When?

A. I dont know I cant tell.

Q. Did you not give him a check for \$ 300 on Nov. 22d 1872, a check on the People's Bank?

A. I could'nt tell the date when it was,

Q. Was it on the People's Bank.

A. It was.

Q. Do you remember the month and day of month that Mr. Kircher talked with you about this note?

A. No Sir.

Q. Did he not give you such a check on the day that he gave you this note ?

A. He did'nt give me the note.

Q. Do you swear you never had possession of that note ?

A. I never had possession of that note.

Q. DO you remember this \$300 dollar check you speak of.?

A. I know I gave a \$300 check.

Q. What was it for, how came you to give it to him?

A. I dont know .

Q. Did 'nt Mr. Kircher put his name on the back of that check and did'nt you put underneath it the word "correct", or did'nt he write the word "correct" and you sign it .?

A. I cant tell that.

Q. And did'nt you afterwards have to go to the Bank with him to enable him to get the money on that check:

A. I dont recollect it.

Q. Do you remember anything about the transaction testified to about Buechler when he was in jail?

A. No Sir.

Q. When did you first hear about this buechler transaction, that has been testified to, Did you not hear the witness Kircher testify before this Referee about Buechler going to being in jail this going to you for \$300.

A. I dont recollect.



Q. When did you first hear of this Buechler transaction ?

A. I first heard from Mr. Evans that Buechler sued Kircher for a big sum of money, and when Evans told me that Kircher had a note of Buechler, and Mr. Evans then told me he would not have much to do with Kircher.

Q. How long ago was this ?

A. Well that must be two or three years.

Q. And you never knew until that time ?

A. I knew, the time I signed my name on it.

Q. Did not Mr. Buechler come into your saloon and tell you about his getting these three hundred dollars?

A. No Sir.

Q. He never told you so ?

A. Not that I know of.

Q. And you never told him that you had the note in your possession ?

A. No Sir.

Q. Did you not collect \$600 on the check of that amount drawn by Eugene E. Kircher on the Germania Bank. Feb. 11th 1873 ?

A. Not that I know

Q. Did not you deposit this check in the People's Bank?

A. No Sir

Ref. adjourned to----- Nov. 27. 1880 at 11 o'clock AM

Isaac J. Maccabe  
Referee

New York Nov. 27 1880.

Reference adjourned at request  
of Deft by Plaintiff Consenting  
to Dec. 3. 1880 at 2 o'clock PM.

Isaac J. Maccabe  
Referee

New York Dec 3 1880

Reference adjourned at request of Deft  
by Reft Consenting to Dec. 10/80  
at 2 o'clock PM.

Isaac J. Maccabe  
Referee

New York Dec 10 1880

Reference adj. at request of Deft  
by Deft Consenting to Dec. 14 1880 at 2 o'clock PM.

Isaac J. Maccabe  
Referee



~~New York~~ ~~Dec 14<sup>th</sup> 1880~~ ~~Appearances for Plaintiff Mr H Mundy Esq~~  
~~Dec 14<sup>th</sup> 1880~~ ~~" " " " Defendant Charles Mathews Esq~~  
Dec 14 1880 The cross-examination of the deft Charles Rock.

Dec 14 1880 was then proceeded with, &

By Mr. Mundy

Q Mr. Rock you testified you never saw Mrs Broochart until you saw her here at the trial.

A I say so.

Q Is that just as true as anything else you have sworn to

A Yes sir.

Q Did you tell anyone in this room that Mr Broochart and Kercher and you were in your saloon drinking beer

A No sir.

Q Do you remember when Mrs Broochart was examined here.

A Yes sir. I was and heard the testimony.

Q Was not that D Evans not along side of you when she was examined <sup>here</sup>.

A No.

Q Did not Mr Evans ask you whether that testimony of Mrs Broochart was true.

A No sir. Not to my knowledge he never asked <sup>me</sup> that question nor anything like it.



Q Could you not know it if he did.  
A. I can't recollect, that he ever asked me such a question as that.  
I could know it if he did.

Q Did you not tell Mr Evans that a portion of Mr Broschart's testimony was not true but that it was true that she Purcher and you were together in your saloon and drank beer, or words to that effect in substance.

A. No sir. Not to my knowledge.

Q You have been sued by your son and wife. Objected by deft's Counsel as immaterial and irrelevant. Offert. Overruled.  
Ex. by deft.

A Yes sir. My son recovered judgment. Not my wife.

Q Do you now swear that you never saw Mrs Broschart until you saw her here at this trial.

A I do.

Q And that she was never in your saloon.

A. Not to my knowledge.

Q Did you never give or pay Mr Purcher \$300. ever.

A. May be I did.

Q About the time this note was made did you not give him \$300.

A. I don't know.

Q Did you not give him a check on the People's Bank no Nov 2. 1872 for \$300.



A.

No Sir, Not to my knowledge I was not present when the check was paid.

March 11<sup>th</sup> 1881

Charles Rock the deft recalled in answer to Counsel.

You want on that Bond at the request of Richter in place of Mrs Broschart  
A. When I went up to go on that Bond Mrs Broschart was not there. I never in my life that I know of spoke to or shook hands with Mrs Broschart the plaintiff.

Crop & Co.

What the witnesses testified in that respect was untrue

Sworn to before me

Charles Rock

this 11 day of March 1881

Isaac J. Maccabe  
Referee

M. J. J.

Appointed  
16<sup>th</sup> day of April 1880.

Nov 19 1880  
" 27 1880  
Dec. 3 1880  
" 10 1880  
" 14  
March 11 1881.



Supreme Court  
Westchester County  
Maria C. Broocham

against

Charles Koch

Copy

Koch's Testimony

WILLIAM H. MUNDY,

Attorney for Plaintiff.

No. 176 BROADWAY,

NEW YORK.

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

Dated, N. Y., 18

To

Attorney.

PATHFINDER JOB PRINT, 101 MAIDEN LANE.

April 25-1881



**POOR QUALITY  
ORIGINAL  
DOCUMENT(S)**



Police Court  
Fifth District  
City and County of New York

-----  
The People

Against

Charles Koch  
-----

City and County  
of New York SS:

Maria C. Broschart, being duly sworn deposes and says: That she resides at No. 2138 3rd Avenue, city and County aforesaid.

That she is the plaintiff in a civil action in the Supreme Court of this State against Charles Koch, who also resides in said City.

The action was brought on a promissory note, made by <sup>Frederick</sup>~~Charles~~ Buechler, for \$525.00 which said note the said Charles Koch endorsed. Deponent being the owner of said note, sued said Koch as endorser. The case was referred to Isaac J.

Maccabe, by consent to hear and determine the same. On the trial of said action <sup>on the 19 day of November 1880 at the City & County of New York</sup> before said Maccabe, the said Charles Koch, having first been duly sworn as required by law falsely and willfully and corruptly testified under oath, that he never saw deponent until he saw her before said Referee, in the year 1880, when in truth and in fact he saw deponent in his saloon, in Prince Street, in this City, in the winter of 1875, and talked with deponent, and offered her wine.

Deponent then and there told him that she was purchasing a note, made by Frederick Buechler, and endorsed by him, in amount \$525.00, and asked him if the note was all right, and he said "yes" it is all right", and offered deponent a chair and a glass of wine.

On October 9th 1877, deponent again saw him, said Koch, in his saloon in Prince Street, <sup>180</sup> and talked with him, and drank a glass of beer with him. He paid deponent \$5.00 on account of said Note, and promised to pay the balance.

He well knew deponent and called her by name.

In 1878 deponent again saw said Koch, in the District Court, in 4th Avenue, near 28th Street, this City. He came there to take deponent's place as surity on an undertaking, in a replevin suit brought by Charles Benz, against Henry Elias. He talked with deponent, said "how do you do Mrs. Broschart", and shook hands with deponent, and talked with her in the presence of Anna G. Lerch of 1008 2nd Ave, and J. H. Clute, an attorney at law, of 229 Broadway, and others.

Said Koch well knew deponent and had known her for years, when he so falsely and corruptly testified as aforesaid.

Said Koch before said Referee also denied under oath the payment of the \$5.00 aforementioned, and contradicted point blank the testimony of deponent.

The matter thus falsely, willfully, and corruptly sworn to was material to the issue because plaintiff claimed to hold



said Koch as endorser, because of his promise to pay the said note after it became due, and because he had paid \$5.00 in furtherance of said agreement, and because deponent had parted with her money and other consideration in purchasing said note, on the strength of such promise by said Koch. The Referee reported in favor of deponent and against said Koch, finding that said Koch did promise to pay said note after it became due, and did actually pay \$5.00 thereon as sworn to by deponent, all of which said Koch denied under oath as stated.

Wherefore, deponent prays that a Warrant may issue against said Koch, to the end that he may be arrested and dealt with according to law.

Sworn to before me this

~~12th day of June 1881~~  
1<sup>st</sup> day of June 1881

*J. W. [Signature]*  
Police Justice

*Maria C Broschant*



Witnesses

Anna G. Lerch No 1008, 2nd Ave

J. H. Clute Office No 229 Bldg

Christopher T. Haug 74 Third Street and Ave

Charles Kucher No 2138 Third Ave

Maria C. Benschmidt

Police Court  
Fifth District  
City and County of  
New York

The People

against

Charles Rock

Affidavit

WILLIAM H. MUNDY,

Attorney for

No. 176 BROADWAY,

NEW YORK.

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

Dated, N. Y., 18

To

Attorney.

PATHFINDER JOB PRINT, 101 MAIDEN LANE.



City and County of New York.

Charles Kircher, of 2088  
Third Avenue, being duly sworn  
says - That he was present at  
the hearing of this case  
before the Referee Isaac J.  
Maxwell, Esquire and heard  
Charles Koch swear that  
he did not know Maria C.  
Broschart and had never  
seen her before the time  
of said hearing before the  
said Referee and that he  
had never had the note  
named in said case in his  
Koch's possession and had  
not paid said Mr. Broschart  
five dollars on said note, -  
When in Court and in fact  
deponent was present on the  
9<sup>th</sup> day of October 1877 in his  
Koch's saloon at 180 Prince  
Street, and saw him shake  
hands with said Mr. Broschart  
and give her five dollars  
in part payment of the note  
in question and heard him



say to her that he would  
go up to her home and  
return the balance of said  
note. That pursuant to said  
9<sup>th</sup> day of October 1877 deponent  
saw said note in the hands  
of said Rock.

Charles Kircher.

Sworn before me this  
31 day of May 1887

J. B. Smith

Police Justice



CITY AND COUNTY }  
OF NEW YORK, } ss.

*Charles Koch* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that he was at  
liberty to answer, or not, all or any questions put to him, states as follows, viz:

Question. What is your name?

Answer. *Charles Koch*

Question. How old are you?

Answer. *51 Years of age*

Question. Where were you born?

Answer. *Germany*

Question. Where do you live?

Answer. *127 Thompson Street*

Question. What is your occupation?

Answer. *None*

Question. Have you anything to say, and if so, what,—relative to the charge here  
preferred against you?

Answer. *I am not guilty of the charge. I want  
further examination and desire to give  
trial —*

*Charles Koch*

Taken before me, this *2nd*

day of *June* 18*87*

*J. J. Whitcomb*

Police Justice.



Bill Mew  
POLICE COURT—FIFTH DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Maria C. Porchak  
2138 3rd Ave

vs.

Charles Koch



Dated June 1st 1891

Kilbeth Magistrate.

Bennett Officer.

Clerk.

(v) Joe J. McCabe  
Charles Kocher  
Witnesses, 2138 3rd Ave

Joe McCabe  
229 Broadway  
Christopher F. Newq  
74 3d St.  
Anna L. Lerch  
1008 72nd Ave  
1008 72nd Ave

Bailed

Received in Dist. Att'y's Office.

BAILED.

No. 1, by Louis Kersand  
Residence, 136 Sullivan St

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,



70211  
Hollis 1  
Supreme Court  
Westchester County

W. H. Hasbrouck & Co., Law Stationers and Printers, 61 Nassau St., N. Y.

Maria C. Brochart

Plaintiff

against

Charles Loch

Defendant

Summons.

To the above named Defendant

**You are hereby summoned**

to answer the complaint in this action, and to serve a copy of your answer on the Plaintiff's Attorney within twenty days after the service of this summons, exclusive of the day of service, and in case of your failure to appear, or answer, Judgment will be taken against you by default, for the relief demanded in the complaint.

Dated ~~August 10~~ August 15 1878

William H. Mundy Plaintiff's Attorney

~~Attest~~

Office, and Post Office Address

No. 176 Broadway Street

New York



3

Supreme Court  
County of Winchester

Maria C. Brechler-  
Plaintiff  
Against  
Charles Koch  
Defendant

Complaint on Promissory Note, Payee  
or Bearer against Maker.

4

The complaint of the above named plaintiff respectfully shows to this Court that one Frederick Brechler, at the City of New-York made his Promissory note, bearing date on the 22 day of November in the year one thousand eight hundred and seventy two where-  
by he promised to pay nine months after the date thereof to the order of Charles Wicher Five hundred and twenty five Dollars with interest at the rate of seven per cent from date for value received and delivered said note to said Wicher, who subsequently endorsed the same over to defendant for value, who for value endorsed the same over to Eugene E. Wicher, who endorsed the same over to this Plaintiff for value, and plaintiff is now the owner of the same. That said note was protested for non-payment on the 25th day of August 1873, and notice of such protest duly served on the said Wichers and

5



6

Stock, the fees therefor being one and 30/100 dollars.

That the said Frederick Buchler, Charles Stiercher and Eugenie Stiercher, and neither of them has paid said note or any part thereof.

That the said defendant has not paid the said note nor any part thereof.

That the said amount with interest and costs is justly due and payable to the plaintiff.

7

Wherefore, the said plaintiff demands judgment against the said defendant for the sum of Five hundred and twenty five dollars, principal, with interest from the 22<sup>nd</sup> day of November 1872 together with all protest fees, costs, disbursements, and expenses of this action.

William H. Mundy, Plaintiff's att'y

8

City and County of New York ss:

Maria C. Broschart plaintiff in this action, being duly sworn says, that the foregoing Complaint is true of her own knowledge, except as to the matters therein stated to be alleged on information and belief, and as to those matters she believes it to be true.

Sworn to before me this }  
23<sup>rd</sup> day of August 1878 }

Maria C. Broschart

J. M. Chute

Notary Public  
N.Y. Co.



Supreme Court  
Natchua County

Maria C. Brockhart

Against

Charles Lock

Immunity Complaint

William H. Mundy  
Plaintiff's atty  
176 Broadway  
New York



THE JURORS OF THE PEOPLE OF THE STATE OF NEW YORK,  
in and for the body of the City and County of New York,  
upon their Oath, present:

That prior to, and on the nineteenth day of November in the year of our Lord one thousand eight hundred and eighty, and at and during all the <sup>lawfully</sup> times hereinafter mentioned, there was depending at the City and County of New York aforesaid, in the Supreme Court of the State of New York a certain suit, cause and action in which one Maria C. Broschart was the plaintiff, and one Charles Koch was the defendant, and which said suit, cause and action was brought by her the said Maria C. Broschart against him the said Charles Koch to recover a judgment upon a certain promissory note made by one Frederick Buechler for five hundred and twenty five dollars, and upon which said note, he the said Charles Koch was claimed and alleged to be an endorser and to be liable to her the said Maria C. Broschart as such endorser, and that thereafter and prior to the said nineteenth day of November <sup>in the year of our Lord</sup> one thousand eight hundred and eighty, issue was duly and regularly joined



in the aforesaid suit, cause and action  
by and between her the Said  
Maria C. Broschart, as such plaintiff  
as aforesaid, and him the Said  
Charles Koch as such defendant  
as aforesaid, and the Said issue  
so joined as aforesaid and  
the aforesaid suit, cause and action  
were prior to the Said nineteenth day  
of November in the year of our Lord  
one thousand eight hundred and eighty  
duly and regularly referred to  
one Isaac J. Maccabe who was  
then and there an attorney and  
Counsellor at law duly authorized,  
admitted and licensed to practice  
as such in the Courts of the State  
of New York, as Referee to hear, try,  
determine and decide the said suit,  
cause and action and all the issues therein.

And the jurors aforesaid,  
upon their oath aforesaid,  
do further present,  
that the said suit, cause and action came on  
to be tried in due form of law at the City  
and County of New York aforesaid by and before  
the said Isaac J. Maccabe as such Referee



as aforesaid and was duly tried by him  
the said Isaac J. Maccabe as such  
Referee as aforesaid, and that upon  
such trial, at the City and County of  
New York aforesaid, on the said nineteenth  
day of November in the year of our Lord,  
one thousand eight hundred and eighty,  
personally appeared before the said  
Isaac J. Maccabe as such Referee, as  
aforesaid, the said Charles Koch as  
a witness on behalf of him the said  
Charles Koch, and he the said Charles Koch,  
was then and there duly sworn by  
and took his corporal oath before  
the said Isaac J. Maccabe, as such  
Referee as aforesaid, to speak the truth,  
the whole truth and nothing but the truth,  
touching the matters in such issue  
so joined as aforesaid in the aforesaid  
Supt. Cause and action (he the said  
Isaac J. Maccabe as such Referee as  
aforesaid having then and there  
sufficient and competent power and  
authority to administer the said oath  
to him the said Charles Koch in that behalf),  
and that, then and there, the following  
amongst other things in substance and  
effect, became and were material matters, that is to say



Whether he the said Charles Koch had  
ever seen her the said Maria C. Broschart  
~~before he saw her~~ <sup>that said Maria C. Broschart,</sup>  
present at and on the aforesaid trial  
of the said suit, cause and action  
before the said Isaac J. Maccabe  
as such Referee as aforesaid in  
the year of our Lord one thousand  
eight hundred and eighty:  
Whether he the said Charles Koch  
had ever paid to her the said  
Maria C. Broschart five dollars on  
account of the said note in regard  
to which the aforesaid suit, Cause  
and action was brought as aforesaid  
and promised to pay any balance or  
any money on account of said note.

And the jurors aforesaid,  
upon their oath aforesaid,  
<sup>do</sup> further present,  
that the said Charles Koch so being duly  
sworn as aforesaid and being then  
and there, lawfully required to depose  
the truth in the said suit, Cause and  
action and on and in the issue so joined  
therein as aforesaid, at and upon  
such trial as aforesaid before him  
the said Isaac J. Maccabe as such Referee



as aforesaid, at the City and County  
aforesaid on the said nineteenth day  
of November in the year of our Lord,  
one thousand eight hundred and eighty,  
wickedly, wilfully, falsely, feloniously  
and corruptly upon his oath aforesaid  
did say, swear, make oath, testify and  
depone amongst other things, in  
substance and to the effect following,  
that is to say:  
That he the said Charles Hoch had  
never seen the said Maria C. Broschart  
before he saw her the said  
Maria C. Broschart present on  
this reference (That he the said  
Charles Hoch had never seen the said  
Maria C. Broschart before he saw her  
the said Maria C. Broschart present, at  
and upon the aforesaid trial of the said  
suit, Cause and action before the said  
Isaac J. Maccabe, as such Referee as  
aforesaid in the year <sup>of our Lord</sup> one thousand  
eight hundred and eighty (meaning thereby)  
That he the said Charles Hoch never paid  
to her the said Maria C. Broschart  
five dollars on account of  
the note sued on herein



(That he the said Charles Koch never paid to her the said Maria C. Broschart five dollars on account of the said note in regard to which the aforesaid suit, cause and action was brought as aforesaid meaning thereby)

That he the said Charles Koch never promised the said Maria C. Broschart to pay any balance or any money on account of said note.

Whereas, in truth and in fact, he the said Charles Koch had at divers times seen her the said Maria C. Broschart <sup>prior to having seen her the said Maria C. Broschart</sup> at and on the aforesaid trial of the said suit, cause and action before the said Isaac J. Maccabe as such Referee as aforesaid, to wit, in the winter of the year one thousand eight hundred and seventy five, at the place of business of him the said Charles Koch situate at and known as number one hundred and eighty Prince Street in the City and County aforesaid when and where he the said Charles Koch talked with her the said Maria C. Broschart; on the ninth day of October <sup>in the year</sup> one thousand eight hundred and seventy seven at



the aforesaid place of business of him  
the said Charles Hoch, when and where,  
he the said Charles Hoch talked with  
her the said Maria C. Broschart;  
in the year one thousand eight hundred  
and seventy eight at the Court House and Room  
of the District Court in the City of  
New York of and for the Sixth Judicial  
District then situated in Fourth Avenue  
near Twenty eighth Street in the City  
and County aforesaid, when and where,  
he the said Charles Hoch talked with her  
the said Maria C. Broschart, all which  
he the said Charles Hoch, then and there,  
well knew:

Whereas, in truth and in fact, he the said  
Charles Hoch on the said ninth day of October  
<sup>in the year</sup> one thousand eight hundred and seventy seven, at  
the aforesaid place of business of him the said Charles Hoch  
paid to her the said Maria C. Broschart Five dollars  
on account of said note, in regard to which  
the aforesaid suit, cause and action  
was brought as aforesaid, as he the said  
Charles Hoch, then and there, well knew:

Whereas in truth and in fact, the said Charles Hoch has  
frequently promised her the said Maria C. Broschart to pay her  
the said Maria C. Broschart a balance and money due  
account of said note as he the said Charles Hoch,  
then and there, well knew.



And so the jurors aforesaid upon  
their oath aforesaid do say  
that he the said Charles Koch  
on the said nineteenth day of  
November in the year of  
our Lord one thousand eight  
hundred and eighty at  
the City and County aforesaid  
before the said Isaac J. Maccabe  
as such Referee as aforesaid  
(he the said Isaac J. Maccabe as  
such Referee as aforesaid having  
then and there sufficient and  
competent power and authority  
to administer the said oath  
to him the said Charles Koch  
in that behalf) of his  
own ~~accord~~ and accord feloniously,  
wilfully, wickedly, maliciously  
and corruptly did commit  
wilful and corrupt perjury  
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.

Daniel G. Rollins  
District Attorney.