0196

BOX:
188
FOLDER:
1905
DESCRIPTION:
Kennedy, David

DATE:
09/23/85

1905

210 indicted

Witnesses:

Counsel, S M Kelly

Filed 23 day of Sept 1885

Pleads, Not Guilty 24

THE PEOPLE

vs.

Grand Larceny, 1st Degree.
(From the Person.)
[Sections 528, 53 0, — Penal Code].

Pl 19. 7 Ins
174. 7 Ins
admitting prior
bad lives

P

David Hammond

RANDOLPH B. MARTINE,
District Attorney.

No 210 Dr Oct 5/85
plead G L 24/5

A True Bill,
State Reformatory Elmira.
Chas H. Hassell

Foreman.

Cor. 5

0198

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

David Kennedy

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

David Kennedy

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

The said David Kennedy

late of the First Ward of the City of New York, in the County of New York aforesaid, on the ninth day of September, in the year of our Lord one thousand eight hundred and eighty-five, in the night time of the said day, at the Ward, City and County aforesaid, with force and arms,

one watch of the value of one hundred

and forty dollars,

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

Randolph W. Strahan
District Attorney

0199

BAILED,

No. 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street.

No. 4, by _____ Residence _____ Street.

Police Court— 2 — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Samuel Mahoney No. 3 W. 32nd St.

1 David Ohannesby

2 Kullen Norris

3 Hatten Glass

4

Offence Larceny from the person in daytime

Dated Sept. 10 188 5

S. O. Reilly Magistrate.

Carey Officer.

29 Precinct.

Witnesses

No. Dominick Agnoli Street.

Norris & Glass.

No. Th. K. Kruse Street.

No. Street.

$ 1500 each to answer G S

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 Ayindanis

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Fifteen 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 Sept. 10 188 5. Samuel O'Reilly *Police Justice.*

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

Dated _____ 188 . _____ *Police Justice.*

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

Dated _____ 188 . _____ *Police Justice.*

Sec. 198—200. 2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer Hellen Norris

Question. How old are you?

Answer 21 years

Question. Where were you born?

Answer. Scotland

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

Answer. 251 W 17th St 2 weeks

Question What is your business or profession?

Answer Hat trimmer

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. Olumedy spoke to Kate Glass who was in my company and she Him and there introduced me to him and we three walked down 23d Street and Complainant came along with two colored women which he left. as we were coming Humedy walked up to Complainant and spoke to him and placed his arm in Complainants arm and he said Complainant said "Hello George" and stood and talked when Complainant missed his watch and Olumedy and Kate Glass ran away together

Helen Norris

Taken before me this 10 day of Sept 1885

Police Justice.

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question What is your name?

Answer Olaline Glass

Question. How old are you?

Answer 32 years

Question. Where were you born?

Answer. Ireland

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

Answer. 207 W 26th St 2 weeks

Question What is your business or profession?

Answer Labeling Cans

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. ~~The Complainant~~ Kennedy walked two blocks with me and Hellen Norris and stood talking and the Complainant was standing on 7th avenue and 23d when Kennedy took the watch from Complainants pocket and ran away. did I ran after two blocks to make him give the watch back

Olaline her X mark Glass

Taken before me this 10 day of Sept 188 9

Daniel McCullough Police Justice.

Sec. 198—200.

_____ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

David 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 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 David Kennedy

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. 174 7th Ave 16 years

Question What is your business or profession?

Answer. Bill poster

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

David Kennedy

Taken before me this 19

day of Sept 188 }

Samuel C. Millis *Police Justice.*

0203

Police Court— 2 District. **Affidavit—Larceny.**

City and County of New York, } ss.:

James Mahoney

of No. 203 W 22d Street, aged 49 years,

occupation Engineer being duly sworn

deposes and says, that on the 9th day of September 1885 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: person

One gold watch of the value of one hundred and forty dollars

the property of deponent.

~~Sworn to before me, this~~

~~day of~~ ~~188~~

~~Police Justice.~~

and that this deponent has a probable cause to suspect, and does suspect, that the said property was felonionsly taken, stolen, and carried away by David Kennedy, Hellen Norris and Katie Glass (all colored) that about the hour of 2 a. M on said date deponent was walking along 7th avenue and 23d Street in said City when he spoke to said Kennedy "How are you George" thinking that he said Kennedy was an acquaintance ~~when~~ that immediately said Kennedy unung the ring of said watch that was ~~at~~ attached to a chain and contained in the pocket of the vest then and there worn by deponent and ran away and said Hellen Norris and Katie Glass who were in his company at the time said

Kennedy took said property & ran away in company with said Kennedy

James his + mark Mahoney

Sworn to before me
this 10" day of Sept 1885
Danl O'Reilly Police Justice

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

Dated ______ 188 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

Police Court, ______ District.

THE PEOPLE, &c.,
on the complaint of

vs.

1 ______
2 ______
3 ______
4 ______

Offence—LARCENY.

Dated ______ 188
______ Magistrate.
______ Officer.
______ Clerk.

Witnesses, ______
No. ______ Street,
No. ______ Street,
No. ______ Street,
$ ______ to answer ______ Sessions.

Second District Police Court.

James Mahoney

vs.

David Kennedy
Helen Morris
Kate Glass
Larceny

STENOGRAPHER'S TRANSCRIPT.

Sept 10th 1885

BEFORE HON.

Daniel O'Reilly

Police Justice.

E. J. Tracey

Official Stenographer.

0206

STENOGRAPHER'S MINUTES.

Second District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

James Mahoney

vs.

David Kennedy
Ellen Morris
Kate Glass

BEFORE HON

Damien O'Reilly

POLICE JUSTICE,

Apr 10th 1885

APPEARANCES: { *For the People,* .....
For the Defence, ...

..... 188

INDEX.

WITNESSES.	Direct Ex.	Cross Ex.	Re-Direct.	Re-Cross.
James Mahoney		1 & 3		
David Kennedy	4	4		

M J O'Reilly

Official Stenographer.

0207

District Police Court.

THE PEOPLE,
ON COMPLAINT OF
James Mahoney
agst.
1) David Kennedy
2) Ellen Morris
3) Katie Glass

Examination had Sept 10th 1895
Before Hon David O'Reilly Police Justice.

I, M. J. Tracy Stenographer of the District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of James Mahoney, David Kennedy as taken by me on the above examination before said Justice.

Dated Sept 10 1895

M. J. Tracy
Stenographer.

J. Henry Ford
Police Justice.

0208

New York Sept 10th 1885

Second District Police Court
Hon Daniel O'Reilly - Presiding

James Mahoney
vs
David Kennedy
Hellen Morris
Katie Glass

} Larceny from the person, in the night time

James Mahon being duly sworn and cross examined deposes and says,

Ques When was your watch taken?

Ans About 7" or near 23rd St.

Ques How were you doing there?

Ans Going home.

Ques Was anyone with you?

Ans Nobody.

Ques Was there not two colored women with you?

2

Ans No Sir.

Ques Was there one colored woman speaking to you?

Ans Yes Sir, as I were passed them, I said "good evening", I did not stop.

Ques Was not that just before you say this gentleman?

Ans I am sure.

Ques What kind of a watch was it?

Ans Gold 18 cert.

Ques Did you see these two ladies?

Ans Yes Sir. I thought he was a friend of mine and I said "Hellow George". I was alone. on the side next the street.

2

Ques Did you look to see if you had your watch when the ladies were near you?

Ans Yes Sir, when I found my watch, Kennedy and Yates ran away up "P" St and got hold of Helen Morris. I was coming home from the Lodge

Sworn to before me this 10th day of Sept 1885

Police Justice

0211

H

David Kennedy, in his own behalf, being duly sworn deposes and says, I was never arrested before, I do not know this man. On the morning of the 9th I had come from Tony Pastor's Theatre. I came from there about half past one o'clock and came down 7th Av. to a cigar store. Three two girls passed me and said are you going to bear. He had a drink and went through 23rd St. Going by this man, he was with two women. He came up to me, and while we were standing there he said his watch was gone. I did not want to be caught in this thing.

Sworn to before me
this 10th day of Sept 1885

H. Police Justice

0212

BOX:
188
FOLDER:
1905
DESCRIPTION:
Kennedy, Thomas

DATE:
09/17/85

1905

02:13

BOX:
188
FOLDER:
1905
DESCRIPTION:
Gillen, Michael

DATE:
09/17/85

1905

Witnesses:

1. J. M. Brady

Counsel,

Filed 17 day of Sept 1885

Pleads Nonguilty (68)

THE PEOPLE

vs.

Thomas Kennedy P

and

Michael Sullivan P

Grand Larceny 2nd degree

[Sections 528, 531, 534, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

No 146 Tr Sept 25/85

A True Bill. Both indictment quashed

Chas H. Hassell

Foreman.

Sept 25th

5.00

0215

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Kennedy
and
Michael Fitzsimmons

The Grand Jury of the City and County of New York, by this indictment, accuse Thomas Kennedy and Michael Fitzsimmons of the Crime of Attempting to commit ~~of~~ the CRIME OF GRAND LARCENY IN THE Second DEGREE, committed as follows:

The said Thomas Kennedy and Michael Fitzsimmons, each

late of the First Ward of the City of New York, in the County of New York aforesaid on the Ninth ——— day of September in the year of our Lord one thousand eight hundred and eighty-five ——, at the Ward, City and County aforesaid, with force and arms,

one coat of the value of five dollars, of the goods, chattels and personal property of one John Rotthaus, six other coats of the value of five dollars each, of the goods, chattels and personal property of a certain person or persons to the Grand Jury aforesaid unknown, and seven coats of the value of five dollars each, ———

of the goods, chattels and personal property of one James Ryan,

then and there being ~~found,~~ then and there feloniously did attempt 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.

Randolph B Martine
District Attorney

0216

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Kennedy
and
Michael Fiffen

The Grand Jury of the City and County of New York, by this indictment, accuse Thomas Kennedy and Michael Fiffen of the crime of attempting to commit ~~of~~ the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said Thomas Kennedy and Michael Fiffen, each

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

one coat of the value of five dollars, of the goods, chattels and personal property of one Rothschild, six other coats of the value of five dollars each, of the goods, chattels and personal property of a certain person or persons to the Grand Jury aforesaid unknown, and seven coats of the value of five dollars each,

of the goods, chattels and personal property of one James P. Dan,

then and there being ~~found,~~ then and there feloniously did attempt 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.

Randolph B. Martine
District Attorney

02 17

BAILED,

No. 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street.

No. 4, by _____ Residence _____ Street.

Police Court 9th District.

THE PEOPLE, &c., ON THE COMPLAINT OF

Michael Gilson

Offence Grand Larceny

Dated 188 9

Magistrate. Officer. Precinct.

Witnesses Geo. McCleary No. 619 6th Ave Street.

No. _____ Street. No. _____ Street.

No. _____ Street. No. _____ Street.

$ 1000 to answer

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named Michael Gilson 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 _____ 188 . _____ Police Justice.

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

Dated _____ 188 . _____ Police Justice.

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

Dated _____ 188 . _____ Police Justice.

0218

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Michael Gillon 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 Michael Gillon

Question. How old are you?

Answer 47 years of age

Question. Where were you born?

Answer. Ireland

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

Answer. 80 Houston St 6 years

Question What is your business or profession?

Answer Laborer.

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

Answer. I am not guilty

his
Michael X Gillon
mark

Taken before me this _____ day of _____ 188 _____

_____ Police Justice.

0219

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer Thomas Kennedy

Question. How old are you?

Answer 21 Years of Age

Question. Where were you born?

Answer. United States

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

Answer. 404 Pearl 30" (1 Years)

Question What is your business or profession?

Answer Laborer

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

Answer. I am not guilty

his
Thomas X Kennedy
mark

Taken before me this
day of 188 ,

Police Justice.

0220

CITY AND COUNTY
OF NEW YORK, } ss.

George H. McLean

aged 21 years, occupation Clerk of No.

619 Sixth Av ~~Street~~, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of James O'Brien

and that the facts stated therein on information of deponent are true of deponents' own

knowledge.

Sworn to before me, this 4

day of Sept 1883 } Geo. H. McLean

Sam'l C. Ruff

Police Justice.

0221

Police Court— 2 District.

Affidavit—Larceny.

City and County of New York, } ss.:

James Polan

of No. 663 Sixth Avenue Street, aged 29 years, occupation Book keeper being duly sworn deposes and says, that on the 6 day of September 188 at the City of New York, in the County of New York, was attempted to be feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

Seven cloth coats of the value of thirty five dollars

the property of John Callahan and others in the care and charge of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was attempted to be feloniously taken, stolen, and carried away by Thomas Kennedy & Michael Gillen That deponent is informed by George McLean that he saw said defendants enter the stable No 76 West 36th Street in said City together and go to the closet containing said property

Deponent says that said defendants had no right in said premises and and charges them with going in said premises with the felonious intent to steal said property

James Polan

Sworn to before me, this day of September 188 9

Lawrence Callaghan

Police Justice.

0222

BOX:
188
FOLDER:
1905
DESCRIPTION:
Kenney, Michael

DATE:
09/21/85

1905

Witnesses:

Counsel,

Filed 21 day of Sept 1885

Pleads Not Guilty

THE PEOPLE

vs.

B

Michael Hennessy

Complainant

Not found

Assault in the Second Degree.
(Section 218, Penal Code.)

RANDOLPH B. MARTINE,
District Attorney.

No 1974

A True Bill.

Chas H. Hassell
Foreman.

This Indictment is over six years old - Complaint cannot be found vide within affidavit - I ask that Deft be discharged on his own recognizance

Part 2 Dec 19, 1892
On motion of Dist Attorney deft. discharged on his own recognizance

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Hennessy

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

— Michael Hennessy —

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

The said Michael Hennessy,

late of the City and County of New York, on the twenty-first day of August —, in the year of our Lord one thousand eight hundred and eighty-five, with force and arms, at the City and County aforesaid, in and upon one

— Giuseppe Siciarro —

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault; and the said Michael Hennessy

with a certain sharp instrument to the Grand Jury aforesaid unknown which he the said

— Michael Hennessy —

in his right hand then and there had and held, the same being then and there an instrument likely to produce grievous bodily harm, him, the said Giuseppe Siciarro, then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, 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.

Randolph B Martine
District Attorney

0225

BAILED,

No. 1, by John Conly Street.

Residence 143 Mott Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court 1st **District.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF Charles Ahrens

vs. West Broadway

Michael Kenny

Offence Assault & Battery

2	
3	
4	

Dated Sept 18 188 5

Benjamin Hall Magistrate

Patrick McGann Officer.

_____ Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street,

No. 93 Elizabeth Street,

$ _____ to answer

Charles

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 Sept 18 188 5 John Hurley *Police Justice.*

I have admitted the above-named Michael Kenny

to bail to answer by the undertaking hereto annexed.

Dated Sept 18 188 5 John Hurley *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.*

0226

Sec. 198—200.

1st ..... District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

Michael Kenney 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 Michael Kenney

Question. How old are you?

Answer 29 years

Question. Where were you born?

Answer. U.S.

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

Answer. 56 West Broadway N.Y. City One year

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

Michael Kenney

Taken before me this ..... *day of* ..... 188 }

..... *Police Justice.*

Police Court— 1st District.

City and County of New York, } ss.:

Giuseppe Fibiasso

of No. 50 West Broadway Street, aged 18 years, occupation Junk dealer being duly sworn deposes and says, that on 31 day of August 1885 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Michael Kenny (unknown) who cut and stabbed deponent in the back, with some sharp instrument he held in his hand

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

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

Sworn to before me, this 1 day of September 1885. } Giuseppe Fibio

John J. Gorman Police Justice.

0228

PART 2.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.

☞ If this Subpœna is disobeyed, an attachment will immediately issue

☞ Bring this Subpœna with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace,

The People of the State of New York,

To Giuseppe Tibaiso

of No. 50. F. B-way. Street.

Not found Moved away

GREETING:

WE COMMAND YOU, That, all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the Sessions Building, in the Park of the said City, on the day of May instant, at the hour of eleven in the forenoon of the same day, to testify the truth, and give evidence in our behalf, against

Michael Kenny

in a case of Felony whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

Witness, Hon. FREDERICK SMYTH, Recorder, of our said City, at the City Hall, in our said City, the first Monday of May in the year of our Lord, 1880.

RANDOLPH B. MARTINE, *District Attorney.*

Court of General Sessions.

THE PEOPLE, *on the Complaint of*

vs.

Michael Feeney

Offence:

~~JOHN R. FELLOWS,~~ DeLancey Nicoll

District Attorney.

Affidavit of

Cornelius Leary

Subpœna Server.

Failure to Find Witness.

0229

0230

Court of General Sessions.

PART II.

THE COURT ROOM IS IN THE THIRD STORY AND FRONTING THE PARK.

If this Subpœna is disobeyed an attachment will immediately issue.

Bring this Subpœna with you, and give it to the officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA FOR A WITNESS TO ATTEND THE GENERAL SESSIONS OF THE PEACE. 1702

In the Name of the People of the State of New York.

To Giuseppe Libonasso owned food grocery

of No. 50 W. Broadway closed Kingsbury

YOU ARE COMMANDED to appear before the Court of General Sessions of the Peace in and for the City and County of New York, at the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 17 day of MAY. 1892 at the hour of 11 in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

Michael Kenny

Dated at the City of New York, the first Monday of MAY. in the year of our Lord 189 2

DE LANCEY NICOLL, *District Attorney.*

0231

Court of General Sessions.

PEOPLE

vs.

Henry

ity of New York, ss:

Cornelius Leary being duly

and says: I reside at No. 27 North Moore

ity of New York. I am a Subpœna server in the office of the District Attorney of the

ty of New York. On the 18th day of May 1892,

I called at 30 West Broadway

the alleged Residence of Guiseppe Tibuasso

the complainant herein, to serve him with the annexed subpœna, and was informed by the Proprietor of the house that the said Complainant had moved (5) five years ago and his whereabouts is unknown & also inquired in neighborhood and could learn nothing further of his whereabouts

Sworn to before me, this 19th day 1892

Cornelius Leary
Subpœna Server.

Robert Grant
Notary Public N.Y. Co No 162

0232

BOX:
188
FOLDER:
1905
DESCRIPTION:
Kenny, Thomas

DATE:
09/15/85

1905

0233

BOX:
188
FOLDER:
1905
DESCRIPTION:
McNally, William

DATE:
09/15/85

1905

Witnesses:

Why not indicted?

1. Hutchison
2. Fidlow
No. 1, 74, 76 Mov 5P

Counsel,

Filed 15 day of Sept. 1885

Pleads, Arraigned (16)

Oct 14/85 THE PEOPLE

1. Grand Larceny
2. Robbery 2. degree

vs.

58 7 yrs State Prison
Dec 2/85 30. 4 4 I

24 7 & C Rockwood

and

28. 4
I

William McNally

Robbery, First Degree

[Sections 224 and 228, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

I 2 Nov 24/85
71 2 Mid Acquitted

No 102

A True Bill.

Nov 13 1885

Chas R. Hance

Foreman

This case tried
Tried today —

0236

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Hanny
and
William McNally

The Grand Jury of the City and County of New York, by this indictment, accuse Thomas Hanny and William McNally

of the CRIME OF Robbery in the first degree,

committed as follows:

The said Thomas Hanny and William McNally, each

late of the 19th Ward of the City of New York, in the County of New York aforesaid, on the sixteenth day of August, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, with force and arms, in and upon one Hermann Seller, then and there being feloniously did make an assault, and one half barrel of beer, of the value of nine dollars, of the goods, chattels and personal property of one George Rindger, in the presence of the said Hermann Seller, against the will and by violence to the person of the said Hermann Seller, then and there violently and feloniously did rob, steal, take and carry away; each of them the said Thomas Hanny and William McNally being then and there aided by an accomplice actually present, to wit, by one John White) against the form of the Statute in

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

Second Count.

And the Grand Jury aforesaid, by this indictment further accuse the said Thomas Kenny and William McNally of the crime of Robbery in the first degree, committed as follows:

The said Thomas Kenny and William McNally, each late of the Ward, City and County aforesaid, after=wards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, with force and arms, in and upon one Hermann Seller, then and there being, feloniously did make an assault, and one half brand of beer, of the value of nine dollars, of the goods, chattels and personal property of one George Ringler, in the presence of the said Hermann Seller, against his will, and by means of putting from the said Hermann Seller in fear of some im=mediate injury to his person, then and there feloniously and violently did rob steal, take and carry away, each of

then the said Thomas Kenny and William McNally being then and there aided by an accomplice actually present, to wit: by one John White) 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.

Randolph B. Martine,
District Attorney.

0239

Police Court— 1 — District. 956

THE PEOPLE, &c.,

ON THE COMPLAINT OF

1. Thomas Kelly 294 E. 93
2. John White
3. Thomas Kenny
4. William McKally

Offence Robbery.

BAILED,

No. 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street.

No. 4, by _____ Residence _____ Street.

Dated August 18 188/

Thos. Reed Magistrate

Thos. Reed Officer.

Jas. Leary 23 Precinct.

Witnesses Jas. Leary

No. 23 Oliver St. Street.

Robert Gunther

No. 20 Oliver St. Street.

Charles Jensen

No. 158 Madison Street.

$ 500 to answer

Comp

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named John White, Thomas Kenny & William McKally

guilty thereof, I order that ~~the~~ 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 August 18 188/ — *Police Justice.*

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ *Police Justice.*

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ *Police Justice.*

0240

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss

District Police Court.

William McNally 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. William McNally

Question. How old are you?

Answer. 26 years

Question. Where were you born?

Answer. Brooklyn

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

Answer. Eastern Boulevard & 88th 4 months

Question What is your business or profession?

Answer. Watchman

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

William McNally

Taken before me this 18 *day of* August 1886

Police Justice.

0241

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer Thomas Kenny

Question. How old are you?

Answer. 24 Years

Question. Where were you born?

Answer. New York

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

Answer. Eastern Boulevard & 76th Street

Question What is your business or profession?

Answer. Brick handler

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

Thos Kenney

Taken before me this 16 *day of* August 188[illegible]

Police Justice.

0242

Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss

District Police Court.

John White 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. John White

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. England

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

Answer. 76 Street 1st Ave 2 years

Question. What is your business or profession?

Answer. Brick layer

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

Answer. I am not guilty

his
John + White
mark

Taken before me this 8 *day of* March 1884

Police Justice.

Police Court 8 District.

CITY AND COUNTY OF NEW YORK, } ss.

Herman Seller

of No 204 East 92d Street 47 Yean-Freman

being duly sworn, deposeth and saith, that on the 16th day of August 188 1, at the 12th 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 half Barrel of Beer

of the value of Nine DOLLARS,

the property of Geiger Kniffler & Company, and in deponents care and charge

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away, by force and violence as aforesaid by John White, Thomas Kenny, and William McNally (all now here) and Ten other persons unknown to deponent and not yet arrested, from the said Third Ave or about the hour of Three O'clock P.M. on said date deponent was driving a team of horses attached to a Wagon containing a number of Barrels of Beer through East 79th Street when East Ryer. that the said White seized hold of deponents horses by the head. That the said Kenny in company with a number

Sworn before me, this day of 188

POLICE JUSTICE.

Said unknown persons jumped upon deponents wagon, that the said McNally in company with several unknown persons stood along side of deponents wagon having sticks and other missils in their hands — That the said defendants and each of them did then and there threaten deponents with personal violence, that the said Renny Reizel took of said property and in deponents attempting to prevent the said Renny from taking said property from the wagon the said unknown persons then and there a number of times struck at deponents

Sworn to before me, Hermann Siller
this 18 day of August 1869
W. E. Rude
Police Justice

Police Court—District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

vs.

AFFIDAVIT—ROBBERY.

Dated 188

Magistrate.

Officer.

Witnesses:

0245

BOX:
188
FOLDER:
1905
DESCRIPTION:
Kiernan, Thomas F.

DATE:
09/14/85

1905

Witnesses:

Counsel,

Filed 14 day of Sept 1885

Pleads, Acquitted

THE PEOPLE

vs.

P

Thomas T. Kiernan

ASSAULT IN THE THIRD DEGREE.

(Section 219, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

No. 56

A True Bill.

Chas H. Hasnel

Sept 21/85.

Foreman

Prisoner Acquitted.

0247

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas F. Sherman

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

Thomas F. Sherman

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

The said Thomas F. Sherman;

late of the First Ward of the City of New York, in the County of New York aforesaid, on the 31st day of August, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid, in and upon the body of one John Holloway, in the peace of the said people then and there being, with force and arms, unlawfully did make an assault and fall upon the said John Holloway, did then and there unlawfully beat, wound and illtreat, to the great damage of the said John Holloway, 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.

RANDOLPH B. MARTINE,

District Attorney.

0248

Police Court— 4th District.

CITY AND COUNTY OF NEW YORK, } ss.

of ~~No.~~ Old Pier 20. North River ~~Street~~, aged 61 years, John Halloway

occupation Truckman being duly sworn, deposes and says, that

on the 31st day of August 1885 at the City of New York,

in the County of New York,

he was violently **ASSAULTED** and **BEATEN** by Thomas Kiernan (now here) who kicked deponent on his private parts with his (Defendants) foot

without any justification on the part of the said assailant

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

Sworn to before me, this 31st day of August 1885 } John Halloway

[illegible] Police Justice

POOR QUALITY ORIGINALS

0249

BAILED,

No. 1, by _____ Residence _____ Street.

No. 2, by _____ Residence _____ Street.

No. 3, by _____ Residence _____ Street

No 4, by _____ Residence _____ Street.

Police Court— 4th 916 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

1. Ethel Gallowry 20 Pen st off ninth Ave
2. Thomas F Kiernan

3 _____

4 _____

Offence Assault & Battery

Dated August 31st 1885

H. G. White Magistrate.

P. Conner Officer.

21st Precinct.

Witnesses Thomas Ranck No. 347 East 32 Street.

Annie Schlemann No. 1 East 32d Street.

No. _____ Street.

$500 to answer

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named 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 August 31st 1885. _____ Police Justice.

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

Dated _____ 188 . _____ Police Justice.

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

Dated _____ 188 . _____ Police Justice.

Sec. 198—200.

4th District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer Thomas F Kiernan

Question. How old are you?

Answer 32 years

Question. Where were you born?

Answer. New York

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

Answer. 491. 1st ave 5 years

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 and demand trial by Jury

his
Thomas F Kiernan
mark

Taken before me this 1st day of August 1885

Police Justice.

0251

BOX:
188
FOLDER:
1905
DESCRIPTION:
King, Edward

DATE:
09/29/85

1905

Witnesses:

Counsel,

Filed 29 day of Sept 1882

Pleads Not guilty (30)

THE PEOPLE

vs.

Edward King

ASSAULT IN THE FIRST DEGREE, Etc.
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.

No 306 Brooklyn 85
Pleads Assault 3d
Pen: One year.

A True Bill.

Chas N. Harnell

Oct. 12

Foreman.

0253

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 Shiel

The Grand Jury of the City and County of New York, by this indictment, accuse Edward Shiel of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said Edward Shiel late of the City of New York, in the County of New York aforesaid, on the twentieth day of September, in the year of our Lord one thousand eight hundred and eighty-five, with force of arms, at the City and County aforesaid, in and upon the body of one Michael Ryan, in the peace of the said People then and there being, feloniously did make an assault and him the said Michael Ryan with a certain knife

which the said Edward Shiel in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound,

with intent him the said Michael Ryan thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

And the Grand Jury aforesaid, by this indictment, further accuse the said Edward Shiel of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Edward Shiel late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one Michael Ryan in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and him the said Michael Ryan

with a certain knife

which he the said Edward Shiel in his right hand then and there had and held, the same being an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound, 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.

Randolph B. Martine
District Attorney

0254

OWENS & CO.,
COAL AND WOOD.
MAIN DEPOT AND YARD,
47th Street and East River,
204 & 206 East 45th Street,
156 & 158 East 57th Street, and
Cor. 56th Street and Madison Avenue.

New York, Oct 3 1885

Sir!

Edward King has been in the employment of Owens & Co., over one (1) year as driver, and during that time he has worked steadily. I have always found him honest, sober and industrious, and regret very much the trouble, he has gotten into,—

John C. Fogarty

Bookeeper
Main Yard
Owens & Co.

0255

BAILED,

No. 1, by _____ Street.
Residence _____

No. 2, by _____ Street.
Residence _____

No. 3, by _____ Street.
Residence _____

No 4, by _____ Street.
Residence _____

Police Court— 1022 —— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Michael Burns
329 E. 84
1 Edward Reis
2
3
4

Offence Pol. assault

Dated Sept 24 188 5

Sergeant Magistrate.
Officer.
Precinct.

Witnesses
No. _____ Street.
No. _____ Street.

No. _____ Street.
$ _____ to answer

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Seven *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 Sept 24 188 5 *Police Justice.*

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

Dated _____ 188 . _____ *Police Justice.*

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

Dated _____ 188 . _____ *Police Justice.*

0256

Sec. 198—200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer Edward King

Question. How old are you?

Answer 21 years

Question. Where were you born?

Answer. New York

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

Answer. 401 East 56 Street 8 months

Question What is your business or profession?

Answer Laborer

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

Answer. I am not guilty

Edward King

Taken before me this 27th *day of* November *188*6

Police Justice.

Police Court— 4 District.

City and County of New York, } ss.:

Michael Curry

of No. 329 East 47 Street, aged 24 years,

occupation Laborer being duly sworn

deposes and says, that on the 20 day of September 1885 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Edward Kirg (Colored)

who cut and stabbed deponent

in the breast, left arm, and left hip with a knife he held in his hand

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

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

Sworn to before me, this 24 day of September 1885. } Michael Curry his Mark

John J. Brennan Police Justice.

0258

BOX:
188
FOLDER:
1905
DESCRIPTION:
Klein, Herman

DATE:
09/18/85

1905

Witnesses:

D. B. Osborne

Counsel,

Filed 8 day of Sept 188/

Pleads Not guilty (2)

THE PEOPLE

vs.

B.

Herman Klein

Assault in the Second Degree.
(Section 218, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

No 180

A True Bill.

Chas H. Haswell

Foreman.

April 7/86

Tried & Acquitted

0260

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Herman Klein

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

Herman Klein

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

The said Herman,

late of the City and County of New York, on the first day of September, in the year of our Lord one thousand eight hundred and eighty five, with force and arms, at the City and County aforesaid, in and upon one

Morris Klein

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault; and the said Herman,

with a certain knife which he the said Herman

in his right hand then and there had and held, the same being then and there an instrument likely to produce grievous bodily harm, him, the said Morris, then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, 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 Herman Klein

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

The said Herman Klein,

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

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault: and the said Herman, him the said Morris,

with a certain knife

which he the said Morris

in his right hand then and there had and held, in and upon the chest and body of him the said Morris,

then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrongfully inflict grievous bodily harm upon the said Morris to the great damage of the said Morris,

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.

RANDOLPH B. MARTINE,
District Attorney.

0262

BAILED,

No. 1, by Herman Klein Street.

Residence 134 Willett Street.

No. 2, by 230 W. 50 St.

Residence Street.

No. 3, by Street.

Residence Street.

No. 4, by

Residence Street.

Police Court 3d District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Klein
134 Willett
Herman Klein

1 2 3 4

Offence Felonious Assault

Dated Sept. 3 188 5

Solon B. Smith Magistrate

Henry Ler Officer.

13 Precinct.

Witnesses Theo Klein

No. 134 Willett Street.

Walter Gregorietch

No. 134 Willett Street,

No. Street,

No. Street,

$ 500 to answer

Bailed by deposit with City Chamberlain.

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 Herman Klein *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 Sept. 3 188 5 Solon B. Smith *Police Justice.*

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ *Police Justice.*

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ *Police Justice.*

0263

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

POLICE COURT, 3 DISTRICT.

Charles Haneslen

of ~~No.~~ Eleventh Precinct Police Street, being duly sworn, deposes and says,

that on the 31st day of August 188 5

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

Herman Klein (now here) who was found by deponent in a room at 134 Willett street where Morris Klein was then suffering from two stab wounds which he, the said Morris Klein then and there, and in the presence of the said defendant, informed deponent had been inflicted by the said Herman Klein. The said Morris Klein is unable to appear in court. Deponent

Sworn to before me this day of 188

Police Justice.

0264

therefore pray that the said Herman Klein may be committed to await the result of the said injuries to the said ~~Herman~~ Morris Klein.

Sworn to before me this 1st day of September 1885
H. M. Patterson
Police Justice

Charles Haeussler

AFFIDAVIT.

Justice Hausser

4/165 3d DISTRICT.

POLICE COURT—

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Charles Haeussler
vs.
Herman Klein

Dated Amsterdam 1st 1885

Patterson Magistrate.

Hassler 11 Officer.

Witness, Fritz Smith

Disposition Discharged on payment of costs 3 P.M.

0265

Sec. 198—200.

34 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

Herman Klein 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. Herman Klein

Question. How old are you?

Answer 21 years

Question. Where were you born?

Answer. Germany

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

Answer. 134 Willett street

Question What is your business or profession?

Answer. Peddler

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

Answer. I am not guilty. The complainant knocked me down with a chair I had the knife in my hand and he was cut but I did not intend to cut him
Herman Klein

Taken before me this 5 day of 189

Police Justice.

0266

Police Court— 34 District.

City and County of New York, } ss.:

Morris Klein

of No. 134 Willett Street, aged 31 years,

occupation Carpenter being duly sworn

deposes and says, that on the 1 day of Sept. 1885 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Herman Klein (name true) who wilfully and feloniously stabbed this deponent forward, once in the chest and once in the leg with a small pocket knife in consequence the defendant there and there held in his hand

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

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

Sworn to before me, this 3d day of September 1885. } M. Klein

Solon B Smith Police Justice.

0267

BOX:
188
FOLDER:
1905
DESCRIPTION:
Knapp, Herman

DATE:
09/17/85

1905

Counsel, EEP

Filed 17. day of Sept 1885

Pleads Not Guilty 18.

THE PEOPLE

vs.

B

Hermann Knapp

May 5/93

Bail Discharged

ASSAULT IN THE FIRST DEGREE, Etc.

(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

No 138 *District Attorney.*

Chas H. Hamill

Complainant

A True Bill.

does not desire to make any complaint

Curran

POOR QUALITY ORIGINALS

0298

Counsel, EEP

Filed 17. day of Sept 1885

Pleads Not Guilty 18.

THE PEOPLE

vs.

B

Herrington Knapp

May 5/93

Bail Discharged

ASSAULT IN THE FIRST DEGREE, Etc.
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,
District Attorney.

No 138

Chas H. Hanell

Complainant

A True Bill.

Witness

This Indictment was found in 1885 — complainant was counter to make a complaint — There is a withdrawal made years ago in this case — after search made, the whereabouts of complainant is unknown — the affidavit &c. states — I ask that the defendant be discharged on his own recognizance

March 29 1893

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Hermann Knapp

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

— Hermann Knapp —

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

The said Hermann Knapp,

late of the City of New York, in the County of New York aforesaid, on the Sixty first day of August, — in the year of our Lord one thousand eight hundred and eighty-five, with force of arms, at the City and County aforesaid, in and upon the body of one Annie Mulvey, — in the peace of the said People then and there being, feloniously did make an assault and then the said Annie Mulvey, — with a certain knife —

which the said Hermann Knapp — in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound.

with intent then — the said Annie Mulvey, — thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

— Hermann Knapp —

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

The said Hermann Knapp,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one Annie Mulvey, — in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and then the said Annie Mulvey, —

with a certain knife —

which then the said Hermann Knapp — in his — right hand then and there had and held, the same being a — instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound, 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.

Randolph B. Martine,
District Attorney.

0271

BAILED,

No. 1, by Thomas Burns

Residence 16 Rutgers St. Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

$1500 Bail for Ex until 2 PM Sept 10th 1885 against Smith 11/4/85

Police Court— 1st District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas Hughes 32 Gotham

1 Thomas Burns

2

3

4

Offence Felonious Assault & Battery

Dated Sept 9 1885

Magistrate

McCormack Officer.

Court Precinct.

Witnesses

No. Street.

No. Street.

No. Street,

$ to answer

Sept 10 1885 11 2 PM

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* Zero *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 Sept 9 188 5 John J Gorman *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

0272

Sec. 151.

1st District Police Court.

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. GREETING:

Whereas, Complaint in writing, ~~and upon~~ oath, has been made before the undersigned, one of the *Police Justices* for the City of New York, by Annie Nyglen of No. 32 Division Street, that on the 31st day of August 1885 at the City of New York, in the County of New York,

and feloniously he was violently **Assaulted** and **Beaten** by Herman Knapp who lives with wife at Knapp

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said *Sheriff, Marshals and Policemen,* and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 1st 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 2nd *day of* September 1885

John J. Brennan POLICE JUSTICE.

POLICE COURT, ____ **DISTRICT.**

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Annie Nyglen

vs.

Herman Knapp

Warrant—A. & B.

Dated Sept 2 1885

Brennan *Magistrate.*

McCormick *Officer.*

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

McCormick *Officer.*

Dated Sept 8 1885

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, 4 Thirty

Native of Ger

Age, 30

Sex

Complexion,

Color W

Profession, Engineer

Married No

Single,

Read, No

Write, No

To Fourth Street

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question. What is your name?

Answer. Herman Knapp

Question. How old are you?

Answer. 30 years

Question. Where were you born?

Answer. Germany

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

Answer. 75 Smith, 1 week

Question What is your business or profession?

Answer. Bar Keeper

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

Herman Knapp

Taken before me this 9 *day of* [illegible] 188[illegible]

[illegible]

Police Justice.

0274

Police Court— 1st District.

City and County of New York, } ss.:

Annie Myers

of No. 32 Division Street, aged 36 years, occupation Saloon Keeper being duly sworn deposes and says, that on the 31st day of August 1885 at the City of New York, in the County of New York, Corner Pell Street & Bowery he was violently and feloniously ASSAULTED and BEATEN by Herman Knapp who did then and there cut deponent on the left breast with a knife cutting through deponents wearing apparel and into her body.

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

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

Sworn to before me, this 2nd *day of* September 1885. } Annie Myers

John J. Gorman *Police Justice.*

0275

Police Court, 1st District.

THE PEOPLE, &c.,
on the complaint of
Emuele Mazzeo
Herman Kopp

Offence—Felonious Assault & Battery

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

Dated Sept. 2 1 188

Magistrate.

Officer.

Clerk.

Witnesses,

No. Street,

No. Street,

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 undertaking hereto annexed.

Dated _____ 188 . _____ *Police Justice.*

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

Dated _____ 188 . _____ *Police Justice.*

0276

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS
Hellman Knapp } Assault & Bat

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

I know the defendant for many years - I keep a quiet Saloon employing female waiters on Ludlow St. Brooklyn.
Defendant and another person came in my Saloon about 1 o'clock on the night I complain of, partly drunk, he had a mordy dispute, some hard names being called by both defendant and myself, when I threw a flower pot at defendant, which struck him I was very much excited and in a great passion, - Defendant then cut me slightly on the left breast, merely scraping the skin I was very much incensed at the defendant at the time of injury not have made the complaint, I now say after cool reflection, that I am sorry I have done so, and ask that defendant be discharged

Anna Mylinski

Nathan Lauer

Court of General Sessions.

THE PEOPLE, *on the Complaint of*

vs.

Herman Knapp

Offence:

~~JOHN R. FELLOWS,~~

E. Lancey Nicoll *District Attorney.*

Affidavit of

Jas. H. Shannon

Subpœna Server.

Failure to Find Witness.

Court of General Sessions.

THE PEOPLE

vs.

Herman Knapp

City and County of New York, ss: Jos H. Shannon being duly sworn, deposes and says: I reside at No. 217 Mulberry Street, in the City of New York. I am a Subpœna server in the office of the District Attorney of the City and County of New York. On the 27th day of Feby 1893 I called at 23 Division Street the alleged residence of Annie Myhus the complainant herein, to serve her with the annexed subpœna, and was informed by the landlady of house that no one of the name of Annie Myhus lived there & that they knew nothing of her.

Sworn to before me, this 28th day of February 1893

John J. Buckley
Com. of Deeds N.Y. Co.

Jos H. Shannon
Subpœna Server.

0279

DIRECTIONS.

☞ The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

☞ When you arrive at the witness room, hand this Subpœna to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

2072

SUBPŒNA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

In the Name of the People of the State of New York. Ask to see Mr. Bedford

At 11½ o'clock A. M.

To Annie Myles

of No. 33 Division Street

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the 28th day of Feby. 1893 at the hour of 10½ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against Herman Knapp

Dated at the City of New York, the first Monday of in the year of our Lord 1893

DE LANCEY NICOLL, *District Attorney.*

The Grand Jury calls witnesses in whatever order its Foreman pleases. The Foreman knows best for the public good. If you wait patiently on the day of attendance until your turn comes, it may save you waiting hereafter.

If it is very inconvenient for you to attend on the day designated, let the District Attorney's Officer or Clerk *in the witness room* know this at an early moment.

If you do not obey this Subpœna, or do not explain your absence, the Court will enforce your attendance by attachment, and fine you.

If you are ill when served, send timely notice of that fact to the District Attorney.

If other witnesses in this case are called, *and another case taken up*, you may know—unless otherwise advised—that the Grand Jury do not care to examine you; and you may then retire, *mentioning your withdrawal to the officer or clerk.*

If the Grand Jury adjourn, and you have not been called without explanation, inquire of the Chief Clerk in the District Attorney's office, if you are wanted again and when.

Not Found
Commissioner and
not called upon
and Dist. Attorney
over Thursday in the
forenoon

0281

BOX:
188
FOLDER:
1905
DESCRIPTION:
Kober, Theodore

DATE:
09/30/85

1905

The complainant having recommended the deft. to clemency and having with my consent made full restitution I recommend that this Indictment be dismissed –
N.Y. Jany 14, 1886
Randolph B. Martine
District attorney

Sampter & Allatzek
320 Bdwy

Counsel,

Filed 30 day of Sept 1885

Pleads Not guilty

THE PEOPLE

vs.

Theodore Schwab

Grand Larceny, degree.

Jany 14/86.
Indictment dismissed

RANDOLPH B. MARTINE,

JOHN WOOD,

District Attorney.

No 315

A True Bill.

Chas H. Harnell

Foreman

Dis - on Rec
of Dany Lee Court
Jany 14/86 FJ

Withdrawn

POOR QUALITY ORIGINALS

2820

0283

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Theodore Fisher

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

of the crime of GRAND LARCENY, in the second degree, committed as follows:

The said Theodore Fisher,

$200.- late of the First Ward of the City of New York, in the County of New York, aforesaid, on the Twentieth day of June in the year of our Lord one thousand eight hundred and eighty-three, at the Ward, City and County aforesaid, with force and arms, three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one thousand dollars, and of the value of one thousand dollars each: three promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five hundred dollars, and of the value of five hundred dollars each: twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one hundred dollars, and of the value of one hundred dollars each: thirty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of fifty dollars, and of the value of fifty dollars each: fifty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each: sixty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each: eighty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each: ninety promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of three dollars, and of the value of three dollars each: one hundred promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each: one hundred and twenty promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one hundred dollars: one promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of fifty dollars: two promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each: three promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each: ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of three dollars each: fifteen promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of two dollars each: thirty promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of one dollar each: bank bills of banks to the jurors aforesaid unknown, and of a number and denomination to the jurors aforesaid unknown, of the value of one thousand dollars. Two gold coins (of the kind usually known as double eagles), of the value of twenty dollars each: three gold coins (of the kind usually known as eagles), of the value of ten dollars each: six gold coins (of the kind usually known as half eagles), of the value of five dollars each: fifteen gold coins (of the kind usually known as quarter eagles), of the value of two dollars and fifty cents each: ten gold coins (of the kind usually known as three dollar pieces), of the value of three dollars each: thirty gold coins (of the kind usually known as dollar pieces), of the value of one dollar each: gold coin of the denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of one thousand dollars. Sixty silver coins (of the kind usually known as dollars), of the value of one dollar each: sixty silver coins (of the kind usually known as half dollars), of the value of fifty cents each: one hundred and fifty silver coins (of the kind usually known as quarter dollars), of the value of twenty-five cents each: three hundred silver coins (of the kind usually called dimes), of the value of ten cents each: six hundred silver coins (of the kind usually known as half dimes), of the value of five cents each: one thousand silver coins (of the kind known as three cent pieces), of the value of three cents each: silver coin of a denomination to the jurors unknown, and a more particular description whereof cannot be given, of the value of fifty dollars. Three thousand coins (of the kind known as cents), of the value of one cent each, five hundred coins (of the kind known as two cents), of the value of two cents each,

of the goods, chattels, and personal property of one Abraham H. Sandthwanger, 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.

RANDOLPH B. MARTINE,
~~JOHN McKEON,~~ District Attorney

0284

BAILED,

No. 1, by Bernhard Burbaum

Residence 804 Third Ave. Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court 1 District. 1034

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Abram Leuchtwangerin

36 yrs. White

Theodore Kober

2 _____

3 _____

4 _____

Offence Grand Larceny

Dated Sept 28 1885

J. Murray Magistrate

James Handy Officer.

15th Precinct.

Witnesses _____

No. _____ Street.

_____

No. _____ Street,

_____

No. _____ Street,

$1000 to answer _____

(Com)

SEP 29 1885

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 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 _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

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

Dated _____ 188 _____ *Police Justice.*

0285

Sec. 198—300.

1st District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question. What is your name?

Answer. Theodore Rober

Question. How old are you?

Answer. 53 Years

Question. Where were you born?

Answer. Germany

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

Answer. 460 Hudson Street

Question What is your business or profession?

Answer. Book Keeper

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 of the charge

Theo. Rober

Taken before me this 1st *day of* May 188 8

Henry Vanderpoel *Police Justice.*

Police Court— First District. Affidavit—Larceny.

City and County of New York, } ss.:

Abram H. Leuchtwanger

of No. 86 White Street, aged 39 years,

occupation Merchant, being duly sworn

deposes and says, that on the 13 day of July 1885 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

Two hundred dollars lawful money of the United States

the property of deponent and his Copartner Frank James

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 George J. Cober Now here in the Manner following — to wit — That at said time the defendant was in deponents employment as a bookkeeper and as such was in the habit of receiving moneys and checques representing moneys for merchandize delivered by deponent to divers persons doing business in this City That on the day in question he received a checque from one Casper Ingemann & Co for the sum of five hundred and ninety-five dollars and eighteen cents for goods which deponent delivered to said firm — That the defendant in a cash book kept by him entered and

Sworn to before me this 20 day of July 1885

Police Justice

recorded the Amount of the aforesaid Checque as being Three hundred and Ninety five Dollars and Eighteen Cents thus leaving a Margin between the actual Amount represented by the checque and the Amount entered by him on the cash book of two hundred Dollars which the defendant by false and fraudulent entries and figures on said book feloniously took stole and withheld from deponent who here produces in Court the said Book in which appears the entries and figures of the defendant in the said transaction and which the defendant admits was done by him with intent to deceive deponent and enable him to take and carry away the aforesaid property —

Sworn to before me this
28th day of Sep 1883 } Abraham H. [illegible]
Henry Murray Police Justice

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

Dated ______ 188 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

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

Dated ______ 188 ______ Police Justice.

Police Court, ______ District.

THE PEOPLE, &c.,
on the complaint of

1 ______
vs.
2 ______
3 ______
4 ______

Offence—LARCENY.

Dated ______ 188

______ Magistrate.

______ Officer.

______ Clerk.

Witnesses, ______

No. ______ Street,

No. ______ Street,

No. ______ Street,

$ ______ to answer ______ Sessions.

Law Offices of
Squier & Pitzek
320 & 322 Broadway,
ROOMS 35, 36 and 37.
TELEPHONE NASSAU 473.

New York, Nov 12th 1885

Hon Randolph B Martine

My dear Sir

I have had no opportunity to thank you at your office for your kindness on that occasion that I called upon you so early that I did not feel justified in intruding upon you but I trust you will excuse me for troubling you with this.

A man by the name of Theodore Robinson (colored) stands indicted for a felony following his employers while in their employ as a bookkeeper. He is an old man over 54 years old, the sole support of his wife and children and has a clean record except the charge against him. I have interested myself in his behalf and know all the facts connected. I have seen relatives of Robinson and they will raise $500 and give the same to the complainants in full restitution for their loss and I have seen them and they are willing to accept the money and withdraw the charge with your permission

They have not demanded nor
intimated upon any specific sum
but I have offered them the money
on behalf of Kober and prevailed
upon them to accept it on my
promise & thus that I would
lay the matter before you and
get your consent. The complainants
are very respectable merchants &
do not care to violate the law
nor impede the course of justice
In my humble judgment the ends
of justice would be best subserved
in this case by giving the young
old infant a chance to support
the family and by future Campbell
to wipe out the evil consequences of his
life & this in that view of the matter
that the complainants have consented
to withdraw their charge and it is
upon that plea that I ask your
to give your consents. The complainants
are ready and willing to corroborate
officially & satisfactorily my assertions
Please do have the kindness to let me
know whether my prayer for relief
will be granted and please don't
regard me as impertinent in having
addressed you as above as I am not
acting for a fee but trying to aid in an act of mercy

Very Respy J M Worley Olazek

District Attorney's Office.

PEOPLE

vs.

Theodore Kober

G.L.

Let complt sign statement for withdrawal — RB. M.
Nov 17/85

DISTRICT ATTORNEY'S OFFICE,

New York, Dec 10th 1885

Hon Randolph B Martine

Dear Sir

Last month you gave me permission to call your attention, during the December term, to the matter of The People v Kober. You also asked me to inform you that the papers were locked up in your desk. I can produce the complainant and prisoner at any time you designate. When shall I arrange to close the matter before Judge Gildersleeve, as you suggested?

Resp Yours MWarley Platzek

New York General Sessions.

PEOPLE ON MY COMPLAINT,
VERSUS
Theodore Lober.

Chas Lattemy

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. The defendant is ~~an~~ aged 53 years. Good man in my employ for four years before the commission of the offence above charged. Any had no reason to complain of him. — He has a family who are respectable — they will suffer if the law is permitted to take its course — Defendant agrees to make restitution and I am satisfied he will do so where he has had time — I ask therefore that leniency may be extended to the defendant.

Abraham H. Feuchtwanger

Witness John Ryan

Court of General Sessions
City & County of New York

The People &c
against
Theodore Kober

Indictment for Grand Larceny

This is to certify that the defendant Theodore Kober has made full restitution to us as directed by Hon Randolph B Martine in the above entitled matter, and that we believe he has repented of his past misdeeds and bids fair to again become a useful member of society for which reasons we pray for indulgence on his behalf

Dated New York January 13th 1886

Respectfully yours
James
per A V Feuchtwanger

City & County of New York ss

Abr V Feuchtwanger being duly sworn says: he is a member of the firm of Feuchtwanger & James the complainants in the above matter and that he subscribed the foregoing certificate on behalf of his firm being duly authorized so to do and that the facts therein set forth are true

Sworn to before me this 13th day of January 1886
William F Lansdorf
Notary Public N.Y. Co

A V Feuchtwanger

0294

BOX:
188
FOLDER:
1905
DESCRIPTION:
Koeing, Charles

DATE:
09/23/85

1905

Witnesses:

It appearing by the within affidavit that it is impossible to secure the attendance of William Fisher *a material and necessary witness for the People and without whose evidence a conviction cannot be had. I therefore respectfully recommend that the defendant herein* Charles Koenig *be discharged on his own recognizance, that his bail be drop from further liability.*

N. Y., March 21 *1887.*

Vernon M. Davis
Deputy District Attorney.

Counsel,

Filed 23 day of Sept 188

Pleads Not guilty

THE PEOPLE

vs.

B

Charles Koenig

Complt. & Off. notified

ASSAULT IN THE FIRST DEGREE; Etc.
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.

No 228

A True Bill.

Chas. W. Hassell

Foreman.

May 7th 1887

~~Date~~ June Term

Part ~~III~~ Mahoney

Bail discharged

0296

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Hoerning

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

Charles Hoerning

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

The said Charles Hoerning

late of the City of New York, in the County of New York aforesaid, on the Ninth day of September, in the year of our Lord one thousand eight hundred and eighty-five, with force of arms, at the City and County aforesaid, in and upon the body of one William Bischer, in the peace of the said People then and there being, feloniously did make an assault and him the said William Bischer with a certain knife

which the said Charles Hoerning in his right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound

with intent him the said William Bischer, thereby then and there feloniously and wilfully to kill, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

SECOND COUNT:

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

Charles Hoerning

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

The said Charles Hoerning

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of one William Bischer in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault, and him the said William Bischer,

with a certain knife

which he the said Charles Hoerning in his right hand then and there had and held, the same being a instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound, 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.

Randolph W. Martine,
District Attorney.

0297

District Attorney's Office.

PEOPLE

vs.

Charles Kearney

Assault

Mr Davis.
Dismiss on order
recd.
[illegible]

0298

BAILED,

No. 1, by Charles Prusenthal

Residence 69 - Ave B Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court 3d District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Fisher

64 2 Ave.

Charles Konig

2

3

4

Offence Assault

Dated September 6 188

Solon B Smith Magistrate

Charles Duffy Officer.

No. 25 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 500 to answer

Bailed

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

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 September 6 188 Solon B Smith *Police Justice.*

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 188 _____ *Police Justice.*

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ *Police Justice.*

0299

Sec. 198—200.

3d District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer. Charles Koenig

Question. How old are you?

Answer 23 years

Question. Where were you born?

Answer. Germany

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

Answer. 252 West 28th Street 3 weeks

Question What is your business or profession?

Answer. Labor

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 done it in self defence

Charle Koenig

Taken before me this 6th *day of* September *1898*

Police Justice.

0300

Police Court— 3d District.

City and County of New York, } ss.:

William Fisher

of No. 419 Fifth Street, aged 22 years,

occupation Butcher being duly sworn

deposes and says, that on the 6th day of September 188 7 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Charles Koenig (Nowlier) who did wilfully and feloniously cut and stab deponent with a knife on the face

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

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

Sworn to before me, this 6th day of September 188 7. } William Fisher

Solon B Smith Police Justice.

0301

PART III.

THE COURT ROOM IS IN THE THIRD STORY.

If this Subpœna is disobeyed, an attachment will immediately issue.
Bring this Subpœna with you, and give it to the Officer at the Court Room Door that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

Not known Here

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

25

The People of the State of New York,

To Off Duty

of No. ..... Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the County Court House, in the Park of the said City, on the 21 day of March instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against

Charles Koenig

in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of March, in the year of our Lord 1887.

RANDOLPH B. MARTINE, *District Attorney*

Court of General Sessions.

THE PEOPLE, on the Complaint of
Wm. Fisher

vs.

Chas Koenig

Offense: Assault

RANDOLPH B. MARTINE,
District Attorney.

Affidavit of
Charles J. Lyons
Subpœna Server.

Failure to Find Witness.

2969

0303

PART III.

THE COURT ROOM IS IN THE THIRD STORY.

If this Subpœna is disobeyed, an attachment will immediately issue.

Bring this Subpœna with you, and give it to the Officer at the Court Room Door that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPŒNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To William Fisher

of No. 64 2d Ave Street,

GREETING:

WE COMMAND YOU, That all business and excuses ceasing, you *appear* in your proper person, before the Court of General Sessions of the Peace, to be holden in and for the City and County of New York, at the County Court House, in the Park of the said City, on the 21 day of March instant, at the hour of Eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf against Charles Koening in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH. Recorder of our said City, at the City Hall in our said City, the first Monday of *March*, in the year of our Lord 1887.

RANDOLPH B. MARTINE, *District Attorney*

Wm Fisher

GLUED PAGE

0304

called on for trial, and no reason
nquire in the District Attorney's
y save time.
in, and you prefer another day,
ct Attorney, in the Court.
send timely word to the District

timony than was produced before
ct which you think material was
ase state the same to the District
tants.

York, } ss.

nd says he

in is a copy, upon

on the day of

Notary Public
N. Y. Co.

vs.

Charles Koenig

City and County of New York, ss.: Charles J. Lyons being duly sworn, deposes and says: I reside at No. 656 E. 6 Ave Street, in the City of New York. I am a subpœna server in the office of the District Attorney of the City and County of New York. On the 16th day of March 188), I called at No. 64 - 2d Avenue

the alleged residence of William Fisher

the complainant herein, to serve him with the annexed subpœna, and was informed by the servant girl that the said Fisher had left there about one year ago, and she was informed had gone to Kentucky. That she has not seen or heard of him since, and does not know where he is. I also inquired of the lady of the house with the same result.

I have made diligent inquiry among the neighbors but could gain no information as to the present whereabouts of the said Wm. Fisher

Sworn to before me, this 19 day of March 188)

Rudolph L. Schaef
COMMISSIONER OF DEEDS,
N. Y. CITY & COUNTY.

Chas. J. Lyons
Subpœna Server.