

0187

BOX:

13

FOLDER:

161

DESCRIPTION:

Kehoe, John

DATE:

05/26/80



161

WILL 349 June 1850

Filed 26 day of May 1850

Pleads *Not Guilty (2)*

THE PEOPLE,

vs.

*27 of 1850
116 of 1850*

2

John Kehre

2

Joseph Brown

John Kehre & Joseph Brown

BENJ. K. PHELPS,

District Attorney.

*Part for June 7, 1850
Both plead Guilty 3 days.
A True Bill. S. P. Devoe appears. Each.*

(Mary C. Cady)

Foreman.

0189

Police Court, Fifth District.

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

John Ross
of *23rd Police Precinct* Street,
of the City of New York, being duly sworn, deposes and says, that on the *27th* day
of *April* 18*90* in the City of New York, in the County of New York, at *on*
the west side of Second Avenue about twenty five feet
south of 100th Street,

Patrick Kelly
did then and there sell, and caused, suffered and permitted to be sold, under his direction and authority, strong and
spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk
in the house or premises aforesaid, contrary to and in violation of law.

WHEREFORE, deponent prays that said *Patrick Kelly*
may be ~~assaulted and~~ dealt with according to law.

Sworn to before me, this *27th* day }
of *April* 18*90* } *John Ross*
John A. Hammen POLICE JUSTICE.

0190

189

Police Court, Fifth District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

John Rose 406

23

vs.

Patrick Kelly
31. St.

Violation Excise Law

Dated 27th day of April 1880

C. R. Hammer Magistrate.

12

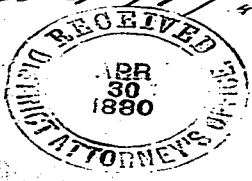
Rose 23. Officer.

Witness,

Bailed \$ 100 to Ans. *L.S.*

By *Dominick O'Reilly*

208 East 119th Street.



Out of General Sessions

The People vs

Patrick Kelly

City and County of New York: ss

Dominick O'Reilly, being duly sworn, deposes and says, that he resides at 208 East 119th St., and that he went bail for the defendant named above, indicted for selling liquor without a license. ~~that~~ Soon after his (the defendant's) arrest, the defendant gave up his position as bar-tender, and is not now and has not been since in the liquor business.

Sworn to before me this

20th day of May 1880

Edward H. Donnyoff

Notary Public

N.Y.C.

Dominic O'Reilly

0192

Court of General Sessions

=

The People vs

vs

Patrick Kelly

~~~~~

Appt. of

Domnick Reilly

=

0193

**CORRECTION**

0194

BOX:

13

FOLDER:

161

DESCRIPTION:

Brown, Joseph

DATE:

05/26/80



161



0195

BOX:

13

FOLDER:

161

DESCRIPTION:

Kehoe, John

DATE:

05/26/80



161

349 June 1971

Filed 26 day of May 1850

Plends

Wm. Gault (2)

THE PEOPLE.

218.

11/18/86  
24 Mulberry

John Kehre

Rebekah Brown

BENJ. K. PHILPS.

*District Attorney.*

Put in June 7, 1888  
Both plead Guilty 3 days.  
A TRUE BILL S. P. Two years' Sol.

Both plead Guilty 3 days.

A True Bill. S. P. Two n'p'ea... Each.

*Harriet Martineau*

*Foreman,*

0197

Writ 349 June 1st 1850

Filed 26 day of May 1850

Pleads *Not Guilty (2)*

THE PEOPLE,

vs.

*at 11 o'clock*

*John Kehre*

*John Kehre*

*at 11 o'clock*

BENJ. K. PHELPS,

District Attorney.

*Part for June 7, 1850  
Part to be paid July 3 day  
A True Bill. S. P. Livingston. Each.*

*(Signed) Charles*

Foreman.

0198

**TORN PAGE(S)**



0199

the  
Hon. Prof. K. Phelps.  
District Attorney.

0200

**POOR QUALITY  
ORIGINAL  
DOCUMENT(S)**

0201

New York City  
To the Hon. Judge K. D. Phillips  
May 23, 1880

District Attorney

Dear Sir:

I write to you at the suggestion of kind friends who are interesting themselves in my behalf, believing that if I give you a simple and truthful statement of my case, you will not allow an innocent man to be confined in prison.

Appreciating the fact that your time is valuable I will endeavor to be as concise in my statements as the facts of the case will permit.

0202

16

trouble I have suffered  
 as much - I beg that  
 you will see the justice  
 of not prolonging any  
 suffering and visiting  
 upon me punishment  
 I do not deserve.

The most tender attri-  
 bute which God has given  
 to man is the power  
 to be merciful to his  
 fellow man. I trust  
 you will deem me worthy  
 of your merciful consid-  
 eration and so forgiv-  
 ing. I subscribe myself  
 your humble obedient servant

Horace W. Henry

P.S.

Please excuse materials  
 I have used in



0203

12

I had no companion  
or friend with me at the  
time of my arrest. For  
in fact I had not been  
walking even during  
the whole day with a  
single person.

I believe that I have  
now given you every de-  
tail. I can assure you  
that this is the simple  
truth, every statement  
contained herein will  
can be verified upon  
investigation.

I have had a great  
deal of trouble during  
the past 18 months. I  
lost my child my wife  
was confined to her bed  
for seven months and  
what with sickness and

0204

11

I can simply state the  
fact that I am innocent  
and pray that you will  
not let me suffer in  
prison. I would state  
further that at my ex-  
amination before Justice  
Mann - the reporter  
left the court room  
before the examination  
was concluded - thinking  
that I would not be held,  
and making no note of  
it. Mr. Grier, the keeper  
of the State prison who  
was present during the  
examination immediately  
expressed his conviction  
of my innocence - upon  
my being consigned to  
his care.

0205

**CORRECTION**

0206

New York City.  
To the: May 23, 1880  
Hon. Ruf. K. Phelps,  
District Attorney,  
Dear Sir:

I write to you at the suggestion of friends who are interesting themselves in my behalf, believing that if I give you a simple and truthful statement of my case, you will not allow an innocent man to be confined in prison.

Appreciating the fact that your time is valuable I will endeavor to be as concise in my statement as the facts of the case will permit.



0207

13

1<sup>st</sup> My name is Horace  
Watson Kelsey. I am twenty  
six years of age a resident  
of the City of New York.  
I am an editor by pro-  
fession. I established  
and edited a paper in  
this city - the following  
are a few of the names  
of parties who have done  
business with me in con-  
nection with my paper  
and with whom I have  
had financial transactions.  
Colgate & Co. (young Mr. Colgate)  
Johnson & Co. - Hale & Co. - Paul  
& Co. - Schuyler Hartley & Graham  
Maiden Lane (Mrs. Schuyler will  
remember me) I could give  
many others - I have never  
been associated for any

0208

come before. I do not  
propose to be inaccurate.  
I have made mistakes in  
my life, but have always  
striven for the best.

2<sup>nd</sup> I was arrested at about  
4 P.M. on Saturday May 15<sup>th</sup>  
charged with stealing a  
boys watch. The circum-  
stances of the case are  
these. I will first give  
you a statement of my  
movements on that day.

I left my house in 35<sup>th</sup> St  
between 5<sup>th</sup> & 6<sup>th</sup> aves. at about  
10 A.M. I then walked  
from there to 3<sup>rd</sup> ave near  
43<sup>rd</sup> to a shoemaker where  
I am in the habit of having  
work done and mended.  
While he put a patch upon  
my shoe which had broken  
as I was about leaving the

0209

house in the morning. (14)  
I left the shoe market at  
about 15 mins. of 12 m.  
and rode in a 3 $\frac{1}{2}$  ave car  
from there to the Post Office  
for my mail. It was then  
about 12:30 P.M. I walked  
from there to the office  
of Mrs. Rhule at 14 Murray  
St. and conversed for  
some ~~minutes~~ <sup>time</sup> with a gentle-  
man there regarding a  
new scientific animal which  
they have for sale. It was  
about 15 mins. after 2 when  
I left 14 Murray St. I then  
walked from there to  
Central Park. I had been  
suffering very much from  
neuralgia all day, a  
disease for which I am  
subject, and for which  
I can only find relief

02 10

5-

by violent exercise walking or running - exercise tending to circulate the blood freely and thereby affords relief.

I entered the Park at the Fifth ave. entrance and walked through the Park toward the entrance at 6 ave and 61<sup>st</sup>. thinking to board an elevated R.R. train at 34<sup>th</sup> ave. & and return to the P.O. for I was expecting some letters and was anxious to ascertain if they had arrived by the afternoon mail. In passing through the park I was attracted by a great many people passing in and out of the house where the apes are

0211

(6)  
confined, which house is  
situated near the entrance  
at 5 ave & 61 st. upon enter-  
ing the place I found  
that it was literally packed  
with people and the stench  
from the animals terrific.  
I turned quickly and  
left. I could not have  
been in the place more than  
1 minute. I walked  
from there to the entrance  
of the Park at 61 st & 5 ave.  
At this time the my head  
was paining me dreadfully.  
so I thought I would take  
a run - which I did from  
the entrance of the park  
to 4 ave & 62 st. where  
I stopped running. While  
running I casually noticed



02 12

a policeman one of the  
mounted squad walking  
toward me through 61st  
(I think) leading his horse.  
I paid no particular  
attention to him but con-  
tinued running toward  
him and did not cease  
running until after I  
had passed him and  
had arrived at the point  
before mentioned - I suppose  
about four minutes elapsed  
between the time of my  
noticing the policeman  
and the next event which  
proved to be a terrible  
fate for me. After having  
ceased running and while  
walking through 62nd st.  
some one touched me  
on the shoulder. I turned

0213

8

expecting to see some one  
who knew me instead  
I was confronted by a  
policeman. who without  
much ceremony informed  
me that he wanted me.  
Of course I was very nat-  
urally startled not  
having the slightest knowl-  
edge of having done any  
thing whatsoever to cause  
my arrest. however I  
accompanied the police-  
man back toward the  
park. when we were met  
a crowd of boys. the  
policeman spoke to me  
of them and said is this  
the man who took your  
watch. Yes said the boy.  
How do you me said

02 14

9

the policeman. The boy answered - A man near the entrance to the park said so. ~~that~~ (This fact was not brought out upon the subsequent examination at the 57<sup>th</sup> St. Court next morning) Of course I denied the charge but in spite of my protestations I went back to the 57<sup>th</sup> St. station house where I was searched even to emptying me to take off my clothes. Nothing was found upon me but what was my own property, but the boy persisted in his charge he was crying and very much excited, so I was kept at the station house

02 15

(10)

all night. The next morning  
I was taken before Justice  
Blamires by three boys  
the one boy and multiplied  
to three - the eldest of them  
I should judge being about  
12 years of age - they all  
persisted in the charge  
that I had taken the watch.  
I gave the same statement  
as I have given you -  
my wife and a civil  
lawyer who has since  
cases of mine - were in  
court to vouch for my  
respectability - but all  
in vain. I was committed  
under \$500 bail for trial -  
an innocent man as  
God is my witness, and  
I have been confined here  
since.

02 16

11

I can simply state the fact that I am innocent and pray that you will not let me suffer in prison. I would state further that at my examination before Justice T. L. L. - the recorder left the court room before the examination was concluded - thinking that I would not be held and making no note of it. One Governor the keeper of the 67 at prison who was present during the examination immediately expressed his conviction of my innocence - upon my being consigned to his care.



0217

(12)  
I had no companion  
or friend with me at the  
time of my arrest. For  
in fact I had not been  
walking even during  
the whole day with a  
single person.

I believe that I have  
now given you every de-  
tail. I can assure you  
that this is the simple  
truth, every statement  
contained herein will  
can be verified upon  
investigation.

I have had a great  
deal of trouble during  
the past 18 months.

Lost my child my wife  
was confined to her bed  
for seven months and  
what with sickness and

02 18

(13)

trouble I have suffered  
as much - I beg that  
you will see the justice  
of not prolonging my  
suffering and reacting  
upon my friends here.  
I do not deserve.

The most tender attri-  
bute which God has given  
to man is the power  
to be merciful to his  
fellow man. I trust  
you will deem me worthy  
of your merciful consid-  
eration and so for-  
giving. I subscribe myself  
your humble & devoted servant.

Horace W. Harvey

P.S.

Please excuse materials  
I have used in

0219

Police Office, First District.

City and County  
of New York,

ss:

of No.

deposes and says, that the premises No.

Street.

13 Forsyth Street, being duly sworn,  
a room in  
afresaid  
Ward, in the City and County aforesaid, the said being a dwelling  
and which was occupied by deponent as a dwelling by deponent  
and her family was BURGLARIOUSLY

entered by means

of prying and forcing back  
an iron bolt or fastening affixed to the  
inside of a door leading from the hallway into said dwelling  
on the night of the 19<sup>th</sup> day of May 1880  
and the following property, feloniously taken, stolen and carried away, viz.:

Wearing apparel consisting of two  
Shawls, three jackets, two woollen  
skirts, one silk skirt, one over-skirt  
and one white frockcoat, in all  
of the value of twenty five dollars

the property of

deponent

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

John Kehoe and Joseph Brown  
acting in concert together

for the reasons following, to wit:

That deponent secured  
said door by affixing the iron bolt  
into a socket on the inside  
about ten o'clock P.M. on said night  
that when deponent awoke about  
two hours later, he found the  
door open and the aforesaid property  
was missing. That deponent is

informed by Officer Sims that he  
 saw said property in the possession  
 of the prisoner Kehoe in Baxter  
 Street and afterwards found it in  
 a hallway off said street where  
 he saw the prisoner Kehoe bring it  
 And further that he saw the prisoner  
 Brown stand on the opposite side  
 of the street acting as a lookout  
 or spy at the time said Kehoe was  
 secreting or putting away said property  
 And saw him cross the street and  
 speak with said Kehoe when he Brown  
 returned and again stood on the opposite  
 side as if watching to warn said  
 Kehoe of the approach of an officer  
 all of which deponent verily believes  
 to be true.

Flora <sup>his</sup> Leubeck  
 mark

City and County,  
 of New York ss John Sims  
 of the 14<sup>th</sup> Precinct being sworn says  
 that he saw the prisoner Kehoe with a  
 bundle under his arm go into a hallway  
 in Baxter Street and saw the prisoner Brown  
 standing on the opposite side as if watching  
 And saw said Brown cross the street and  
 speak to said Kehoe. That subsequently  
 deponent found the bundle in said hallway  
 and complaint identifying as the clothing  
 taken from the possession of Kehoe on April 1<sup>st</sup> 1878  
 John Sims

Examine to determine this  
 day of February 1878  
 John Sims  
 (Deponent)

Examine to determine this  
 day of February 1878  
 John Sims  
 (Deponent)

0221

Police Court—First District.

CITY AND COUNTY  
OF NEW YORK.

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

Question. What is your name?

Answer. *John Kehoe*

Question. How old are you?

Answer. *24. Years*

Question. Where were you born?

Answer. *Ireland*

Question. Where do you live?

Answer. *No home*

Question. What is your occupation?

Answer. *Carpenter*

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

Answer. *I am not guilty*

*John Kehoe*

*Taken before me, this*

*day of*

*1899*

Police Justice.



0222

Police Court—First District.

CITY AND COUNTY } ss.  
OF NEW YORK.

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

Question. What is your name?

Answer.

*Joseph Brown*

Question. How old are you?

Answer.

*27 years*

Question. Where were you born?

Answer.

*N. S.*

Question. Where do you live?

Answer.

*Broth St.*

Question. What is your occupation?

Answer.

*Plumber.*

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

Answer.

*I am not guilty.*  
*Joseph Brown*  
*Ward*

Subscribed before me this

day of

1897

Notary Public,  
New York City.

0223

COUNSEL FOR COMPLAINANT.

COUNSEL FOR DEFENDANT.

Police Court—First District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*John Cleaveland*

*vs.*  
*13 7th St. N.*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

*John Cleaveland*

CITY AND COUNTY } ss.  
OF NEW YORK,

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

That *John Kehoe and Joseph Brown each*

late of the *Tenth* Ward of the City of New York, in the County of  
New York, aforesaid,  
on the *Americush* day of *May* in the year  
of our Lord one thousand eight hundred and *seventy eight*  
with force and arms, about the hour of *ten* o'clock in the *night* time  
of the same day, at the Ward, City and County aforesaid, the Dwelling-house of  
*Flora Lembeck*

there situate, feloniously and burglariously did break into and enter by means of  
*forcibly breaking the lock of an outer door*  
*of said dwelling house*  
whilst there was then and there some human being to wit, one *Flora Lem-*  
*beck* within the said dwelling-house *by* the said

*John Kehoe and Joseph Brown*  
then and there intending to commit some crime therein, to wit, the goods, chattels, and  
personal property of *Flora Lembeck*

in the said dwelling-house then and there being, then and  
there feloniously and burglariously to steal, take, and carry away, against the form of  
the Statute in such case made and provided, and against the peace of the People of the  
State of New York and their dignity.

And the jurors aforesaid, upon their oath aforesaid, do further present: That  
afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County  
aforesaid, about the hour of *ten* o'clock in the *night* time of said day,  
the said *John Kehoe and Joseph Brown each*

late of the Ward, City, and County aforesaid,  
*Two shawls of the value of five dollars each -*  
*Three jackets of the value of one dollar each -*  
*Two skirts of the value of one dollar each -*  
*One other skirt of the value of five dollars -*  
*One overcoat of the value of five dollars -*  
*One petticoat of the value of five dollars -*  
of the goods, chattels, and personal property of

*Flora Lembeck* in the said dwelling-house of one  
*Flora Lembeck*, then and there being found  
in the dwelling-house aforesaid, then and there feloniously did steal, take, and carry  
away, against the form of the Statute in such case made and provided, and against  
the peace of the People of the State of New York and their dignity.

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

BENJAMIN K. PHELPS, District Attorney.

0225

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

That the said

*John Kehoe and Joseph Brown*  
*each*

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

*Two shawls of the value of five dollars each -*  
*Three jackets of the value of one dollar each -*  
*Two skirts of the value of one dollar each -*  
*One other skirt of the value of five dollars -*  
*One overskirt of the value of five dollars -*  
*One petticoat of the value of five dollars -*

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

*Flora Leubeck*

by a certain person or persons to the Jurors aforesaid unknown, then lately before feloniously stolen of the said

*Flora Leubeck*

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

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

BENJAMIN K. PHELPS, District Attorney.

0226

BOX:

13

FOLDER:

161

DESCRIPTION:

Kearney, Patrick

DATE:

05/26/80



161



0227

Timothy Madden -

146. Moravia St

Capt Madden -

9th Prec

Officer Delko

" Flannigan

9th Prec

368

460

Filed 26 day of May 1880  
Pleads

THE PEOPLE

vs.

Patrick Kearney

112 & 3 ch

no papers or affidavit  
returned with this

Felonious Assault and Battery.

BENJ. K. PHELPS,

District Attorney.

Cornell Aug 9/01

A True Bill.

any of May 1/01

Pleads guilty on

officer Flannigan

any 15/01 9th Prec

another measure

7.14.6 49 13 1/2

FD 10

Foreman.

CITY AND COUNTY } ss.  
OF NEW YORK,

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

That Patrick Kearney —

late of the City of New York, in the County of New York, aforesaid, on the  
Seventeenth — day of April — in the year of our Lord  
one thousand eight hundred and Eighty — with force and arms, at the City and  
County aforesaid, in and upon the body of Timothy Madden —  
in the peace of the said people then and there being, feloniously did make an assault  
and him the said Timothy Madden —  
with a certain axe  
which the said Patrick Kearney —

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 Timothy Madden —  
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 Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day and in the year aforesaid, at the City and County  
aforesaid, the said Patrick Kearney Timothy Madden —  
with force and arms, in and upon the body of the said Timothy Madden —  
then and there being, wilfully and feloniously did make an  
assault and him the said Timothy Madden —  
with a certain axe which the said Patrick Kearney —

in his right hand, then and there  
had and held, the same being then and there a sharp, dangerous weapon, wilfully  
and feloniously, and without justifiable and excusable cause, did then and there beat,  
strike, stab, cut, and wound, with intent to then and there wilfully and feloniously  
do bodily harm unto him the said Timothy Madden —  
against the form of the Statute in such case made and provided, and against the  
peace of the People of the State of New York and their dignity.

#### THIRD COUNT.

And the Jurors aforesaid, upon their Oath aforesaid, do further present : That  
afterwards, to wit, on the day and in the year aforesaid, at the City and County afore-  
said, the said Patrick Kearney Timothy Madden —  
with force and arms, in and upon the body of Timothy Madden —  
in the peace of the said people then and there being, feloniously, did make another  
assault and him the said Timothy Madden —  
with a certain axe  
which the said Patrick Kearney —

in his right  
hand then and there had and held, wilfully and feloniously did beat, strike, stab, cut,  
and wound, the same being such means and force as was likely to produce the death  
of him the said Timothy Madden with intent him the

DEPARTMENT OF PUBLIC CHARITIES AND CORRECTION.

Office of CITY PRISON,

Corner of Franklin and Centre Streets,

JAMES FINN,  
WARDEN.

New York, Aug 14 1881

Dear Sir

I have  
closely examined Patrick  
Heaney. He is perfectly  
rational in his acts and  
conversation. He is a  
man of simple mind  
though not insane, he  
is one that can be easily  
led or influenced by others

Respectfully yours  
Wm L Hardy M.D

BENJ. K. PHELPS, DISTRICT ATTORNEY.

Timothy Madden -  
146. W. 11th St

Cap. Madden -  
92th St

Officer. Pello  
" " " " " " " "  
J. H. Pello

Filed 26 day of May 1880  
Pleads

THE PEOPLE

Felonious Assault and Battery.

Patrick Kearney

no papers or other work  
with him  
returned

BENJ. K. PHELPS,  
District Attorney.

Case  
Aug 9/81

A TRUE BILL.

Aug 15/81  
Pleads guilty on  
Hoyman.  
Officer Pello  
Aug 15/81 9th Prec.  
Timothy Madden  
7.14.6 W. 11th St  
P.L.

said *Anthony Madden* 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.

**FOURTH COUNT.**

And the Jurors aforesaid, upon their Oath aforesaid, do further present: That afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, the said Patience Kearney &c.

with force and arms, in and upon the body of the said *Anthony Madden*  
then and there being, wilfully and feloniously, did make another assault and *him*  
the said *Anthony Madden* with a certain *axe* — which the said  
*James Kearney*  
in *his* right hand then and there had and held, the same being then and there  
a deadly weapon, wilfully and feloniously did then and there beat, strike, stab,  
cut and wound, with intent to then and there wilfully and feloniously maim *him*  
the said *Anthony Madden* — 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.

**BENJ. K. PHELPS, District Attorney.**

Very truly  
yours

146. *Illustratio* 22

Cap. Miller

92/1220

Steven Ballo

11. *Thymus*

12/20/2004

368

76

Filed  
Plends

Filed 26 day of May 1880

# THE PEOPLE

Robert Kearney

112466  
No papers or other work  
to turn in with him

### Felonious Assault and Battery

BENT. K. PHELPS,

Ernest  
Campbell  
District Attorney.

# A True Bill.

Am. Soc. for the Adv. of Sci.

Be ready quickly and <sup>strongly</sup> to respond.

*Worm & Laminaria*  
Aug 15/87 9<sup>th</sup> Grade

Amethystine Murex

July 6, 1861



0231

**BOX:**

13

**FOLDER:**

161

**DESCRIPTION:**

Kelly, Patrick

**DATE:**

05/18/80



161

0232

**Police Court, Fifth District.**

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

of the 23<sup>d</sup> Police Precinct Street,  
of the City of New York, being duly sworn, deposes and says, that on the 27<sup>th</sup> day  
of April 1880 in the City of New York, in the County of New York, at on  
the west side of Second Avenue about twenty feet  
south of 100<sup>th</sup> Street. Patrick Kelly

did then and there sell, and caused, suffered and permitted to be sold, under his direction and authority, strong and  
spirituous liquors, wines, ale and beer, being intoxicating liquors, in quantities less than five gallons at a time, to be drunk  
in the house or premises aforesaid, contrary to and in violation of law.

WHEREFORE, deponent prays that said  
may be ~~accounted and~~ dealt with according to law.

Sworn to before me, this 27<sup>th</sup> day  
of April 1880 }

John Ross

John A. Mammey

POLICE JUSTICE.



0233

189

Police Court, Fifth District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

John Rose 406

23 vs.

Patrick Kelly

31. St.

Violation Excise Law

Dated 27 day of April 1890

C. A. Hammer Magistrate.

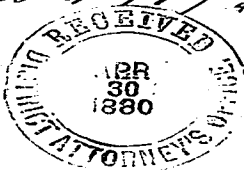
12 Rose 23. Officer.

Witness,

Bailed \$ 100 to Ans. G.S.

By Dominick O'Reilly

208 East 119<sup>th</sup> Street.



Court of General Sessions

The People vs.  
Patrick Kelly

City and County of New York: ss

Dominick O'Reilly, being duly sworn, deposes and says, that he resides at 208 East 119th St., and that he went bail for the defendant named above, indicted for selling liquor without a license. ~~that~~ Soon after his (the defendant's) arrest, the defendant gave up his position as bar-tender, and is not now and has not been since in the liquor business.

Sworn to before me this  
20th day of May 1880 } Dominic O'Reilly  
Edward H. Donnyrpe  
Notary Public  
N.Y.C.

0235

Court of General Sessions

=

The People vs

vs

Patrick Kelly

~~~~~

Appt. of

Dominick Reilly

=

0236

CITY AND COUNTY } ss.:
OF NEW YORK,

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

That

Patrick Kelly

late of the *twelfth* Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty-seventh* day of *April* in the year
of our Lord one thousand eight hundred and eighty *—*, at the Ward,
City and County aforesaid, certain strong and spirituous liquors, and certain wines, to
wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of
whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of
beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the
jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one
time, to one

John Ross

; without having a
license therefor, as required by law, contrary to the form of the statute in such case made
and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further
present. THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly
licensed according to law to sell spirituous liquors and wines on the day
and in the year aforesaid, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with
force and arms, certain strong and spirituous liquors and certain wines, to wit: One
gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one
gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one
gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors
aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

BENJ. K. PHELPS, District Attorney.

0237

BOX:

13

FOLDER:

161

DESCRIPTION:

Kenney, Horace

DATE:

05/25/80



161

7
 This bill was presented
 by the grand jury as
 the present information
 we by mistake, the
 intention of the jury
 being to be a decision
 and they have read
 very carefully the
 complaint and with
 the leave of the Court
 desire to enter a bill
 against before this
 indictment
 May 26th 1880
 Dist Attorney

Counsel,

Filed 25 day of May 1880

Pleads

THE PEOPLE

vs.

I

James W. Kenney

INDICTMENT.
 Larceny from the person.

BENJ. K. PHELPS,

May 26th 1880 District Attorney.

John Kenney entered
 A TRUE BILL.
 (See endorsement)

Wm. J. Kelly

Foreman.

Has now signed bill
 returned by minutes
 We advise Henry Kenney
 get him a copy, it was not
 returned at the time when
 we took him to the
 prison
 May 26th 1880

0238

0239

4 District Police Court—

CITY AND COUNTY
OF NEW YORK,of No. *399, Bloomfield* Street,
being duly sworn, deposes and saith, that on theat the *Central Park* *15th* day of *May* 188*8*
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, *and from the person of deponent.*

the following property viz.:

*One Nickel plated Watch of the
value of Six dollars and a half dollars*the property of *Deponent*_____, and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken,
stolen and carried away by *Norace M. Kenney**(now here). For the following reasons
to wit. That the said watch was
in a pocket of a vest then and there
worn on the person of deponent as a
part of deponent's daily clothing, that
deponent was at the "Monkey House"
in the Central Park when deponent
felt a motion at his vest pocket
and on looking saw the hand of said*

Police District

Subscribed before me this _____ day of _____ 1888

0240

Kenny as he Kenny was taking the
said watch from the chain to which it
was attached. That said Kenny then ran
away. That defendant gave the alarm
and started in pursuit. That said Kenny
was arrested while running away.
Submitted before me this 16th of Paul Penckle
day of May 1880
State. Kansas Police Justice

4 DISTRICT POLICE COURT.
THE PEOPLE, &c.,
ON THE COMPLAINT OF
Paul Penckle
vs.
Grace W. Kenny
DATED May 16th 1880
AFFIDAVIT—Larceny.

Hammer
MAGISTRATE.
Blackwell
OFFICER.
M. S.

WITNESSES:
George. Blackwell
Mountain Square
Arthur Blackwell
78. Sherman Ave. Jersey City, N.J.
Ernest. Hester
155. 7th St. Hoboken
x 1500 S. Ocean

0241

Police Court, Fourth District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *Harace W. Kenny*

Question. How old are you?

Answer. *26 years of age*

Question. Where were you born?

Answer. *Pennsylvania*

Question. Where do you live?

Answer. *43 W. 35th Street*

Question. What is your occupation?

Answer. *Editor*

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

Answer. *I am not guilty. My first knowledge of the case came from my case. I was arrested in 62nd St. bet. Lexington & 4th Avenue*

H. W. Kenny

Taken before me this

16 day of Mar, 1888

John A. Moore
Police Justice.

0242

E. Ludwig
454. Broome St.

Police Court, Fourth District.

RECOGNIZANCE TO TESTIFY.

CITY AND COUNTY }
OF NEW YORK. } ss.

the

day of

BE IT REMEMBERED, That on
in the year of our Lord 1880

of No.

and

of No.

16th
May
Paul Ruchl
399. Bloomfield
Charles A Ruchl
399. Bloomfield

Hoboken
Street, in the city of New York,

Hoboken
Street, in the said City,

personally came before the undersigned, one of the Police Justices in and for the City of New York, and acknowledged themselves to owe to the PEOPLE of the STATE OF NEW YORK, that is to say: the said

the sum of

and the said

the sum of

separately, of good and lawful money of the State of New York, to be levied and made of their respective goods and chattels, lands and tenements, to the use of said People, if default shall be made in the condition following, viz.:

The Condition of this Recognizance is such, That if the person, first above recognized, shall personally appear, at the next COURT OF ~~SESSIONS~~ *Special* SESSIONS of the Peace, to be holden in and for the City and County of New York, and then and there *Testify* and give such evidence, in behalf of the people of the State of New York, as he may know, concerning an Offence or ~~Misdemeanor~~, said to have been lately committed in the City of New York, aforesaid by

Horace W. Kenney

And do not Depart thence, without leave of the Court, then this Recognizance to be void, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

Paul Ruchl

Paul Ruchl
Paul Ruchl
Police Justice.

0243

CITY AND COUNTY }
OF NEW YORK. } ss.

the within-named Bail, being duly sworn, says that he is a
said City, and is worth

over and above the amount of all his debts and liabilities; and that his property consists of

house *Hundred Dollars,*
house
holder furniture contained in house
No 369, Bloomfield Street Hoboken

A. D. [Signature]

New York Special Sessions.

THE PEOPLE, &c.,

vs.

RECOGNIZANCE TO TESTIFY.

Magistrate.

186

day of

Filed

0244

Police Court—Fourth District.

THE PEOPLE &c.
vs. THE COMPLAINT OF

Paula Buckell
399 Blount St. S. W.

Harold H. Hume

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

No. 5, by

Residence,

No. 6, by

Residence,

1880

Dated

Magistrate.

Officer.

Clerk.

WITNESSES

Officer Bucknell.

Arthur Bucknell
Mountain Squad

W. H. Sherman
Jersey City, N. J.

Ernest Hepler
155 St. Nicholas

1500 St. Andrew
Received in District Atty's Office, *Conn.*

0245

CITY AND COUNTY } ss.
OF NEW YORK,

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

That *Horace W. Kenney*

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

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

*One watch of the value of six dollars
and fifty cents*

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

BENJ. K. PHELPS, District Attorney.

0246

BOX:

13

FOLDER:

161

DESCRIPTION:

Kessler, Jacob

DATE:

05/13/80



161

0247

Third District Police Court.

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

George F. Arfken
of No. 10 Precinct Police Street,
of the City of New York, being duly sworn, deposes and says, that on the 24th
day of April 1880, at the City of New York, in the County of New York,
at No. 63 Stanton Street,
Jacob Kessler

did sell, or caused, suffered or permitted to be sold, or exposed for sale, under his direction or authority,
strong or spirituous liquors or wines, to be drunk in his house or premises aforesaid, in quantities less than
five gallons at a time, contrary to and in violation of the Excise Laws of the State of New York, entitled
"An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857.

Sworn to before me, this 24
day of April 1880

Police Justice

0248

108

Police Court—Third District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George T. Arfken
10

vs.

Jacob Kessler

MISDEMEANOR.
Violation Excise Laws.

Dated the 24 day of April 1880

17 *Samuel* Magistrate.
Arfken 10 Officers.

Witness

Bailed \$ *1.00* to Ans., G.S.

By *Philip Stauffer*
530 W 57 Street.

Court of General Sessions

The People
 vs
 Jacob Kessler } on Indictment
 for violation Excise
 Law -

City and County
 of New York } ss

Jacob Kessler being
 duly sworn deposes and says that
 is the defendant in the above matter
 that deponent had been without
 a license of the sale of beer for
 the period of four weeks,

That deponent's business did
 not amount enough to pay
 his expenses, deponent being
^{previously to}
~~at~~ the time of his arrest con-
 fined to his bed by sickness,

That on the day of his said
 arrest for said violation this
 deponent sold said business
 to one Charles Shotte. That
 since said sale deponent has
 been unwell & unable to attend
 to any business whatever and
 is without any means of carrying
 on any business of any kind ~~what~~
~~ever~~

Jacob Kessler

Sworn to before me

this 14th day of May 1880

Charles E. Murphy

Notary Public in and for the City of New York

0250

COURT OF GENERAL SESSIONS, Part *III*

THE PEOPLE

vs.

For

INDICTMENT

Jacob Kessler

To

M Philip Shafer

No. 530 West 57

Street.

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *Friday* the *14* day of *May* instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

BENJAMIN K. PHELPS,

District Attorney.

Philip Shafer
530 West 57th

Agree May 14/80

This is to certify that Mr.
Philip Shafer is suffering
from Lumbago and that
he is unable to perform his

Work. Joseph Anderson M.D.
522 West 57th

0251

0252

CITY AND COUNTY } ss.:
OF NEW YORK,

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

That

Jacob Keeler

late of the *seventeenth* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty fourth* day of *April* in the year of our Lord one thousand eight hundred and eighty *at the Ward, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor, to the jurors aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to one*

George F. Arfkan

; without having a license therefor, as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

~~SECOND COUNT.—And the Jurors aforesaid, upon their Oath aforesaid, do further present. THAT the said~~

~~late of the Ward, City, and County aforesaid, then and there being a person duly licensed according to law to sell spirituous liquors and wines on the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the jurors aforesaid unknown, unlawfully did sell, as a beverage, to one~~

~~contrary to 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.~~

BENJ. K. PHELPS, District Attorney.

0253

BOX:

13

FOLDER:

161

DESCRIPTION:

King, James R.

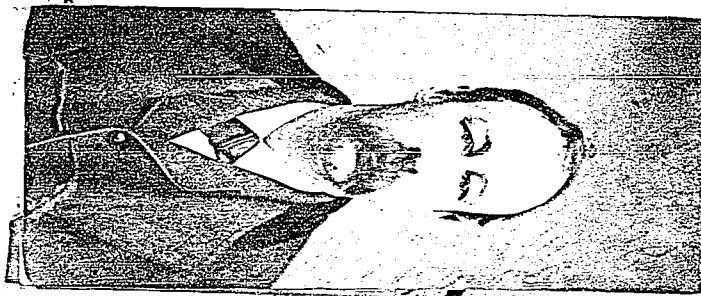
DATE:

05/06/80



161

0254



Day of Trial

Counsel

Filed 6 day of May 1888

Pleads

THE PEOPLE

vs.

James R. King
No 8 & 2 1/2 Regt. Eng.
Alas

Robert H. Maxwell

BENJ. K. PHELPS,

District Attorney.

A True Bill.

Wm. J. Cady
Foreman.

Part No. 1, 1888

No 1 pleads 2 counts

S.P. three years.

0255

WHEELER & HOWES,

—DEALERS IN—

J. M. WHEELER,
WBL T. HOWES.

COAL,

BUILDING MATERIALS AND FERTILIZERS,

EAST END CENTER BRIDGE.

Bridgeport, Conn., March 20th 1880

Mr Chas. Miller

Dear Sir: Yours of 19th Inst. received

We are sorry we are not able to be of assistance to you in ferreting out the rascal that passed the enclosed checks. It is a forgery throughout. We do not do business at the 1st National Bank. Your checks do not have our name printed on the end. The writing and signature are in no ways an imitation of ours. The name W. E. Seely cashier is correct. As he is the cashier of that bank but the signature is nothing in resemblance to his, we have shown the check to him & also to our bank as as to put them on their guard. The same trick was played on Mr D. M. Read a Dry Good dealer of this city some three weeks since (The man represented himself from Ditchfield I think & bought carpets &c & ordered them shipped there gave them check on 1st Nat Bank of Ditchfield & it was certified to in that same way as yours the stamp corresponding exactly & the stamp used to prevent alteration of figures was evidently the same one used as on your check & the description they give of the party corresponds with yours with the exception that they describe him as a sickly looking man. We are sorry we cannot be of assistance to you in the matter as it would be a source of satisfaction to ourselves to see the fellow get his just deserts. If you succeed in finding out the party we can do every thing to help make his punishment more agreeable. Call on us we remain your truly

Wheeler & Howes

0256

POLICE COURT—SECOND DISTRICT.

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

Charles Miller
of 96 and 98 East Houston Street, being duly sworn, deposes
and says that on the 18 day of March 1880
at the City of New York, in the County of New York,

Robert H. Maxson alias
Jama R. King (now here) did unlawfully and felon-
iously utter and endorse the an-
noted, printed and written instrument
and signed by name of Robert H. Maxson
and false token, the same purporting
to be a Check drawn on the First
National Bank of Bridgeport Connec-
ticut for the sum of One Hundred
and Twenty Five dollars signed
by Wheeler and Hornes payable to
the order of R. H. Maxson and en-
dorsed by the said defendant, and
whereby F. Krutina was defraud-
ed of the sum of Forty Eight dol-
lars under the following circumstances
That on the said date said defend-
ant purchased from said deponent
the Book Keeper for said Krutina
a quantity of Household Furniture
amounting to Seventy Seven dollars
and gave deponent the said check
in payment for said property and
in deponent's presence endorsed the
said check saying the said check
was good and would be paid on
presentation at said Bank. Deponent
believing said representation to be true
accepted said check and gave said

0257

The said sum of Forty Eight dollars
 Deponent forwarded said Check for
 collection and was informed by
 Messrs. Wheeler and Barnes of Bridgeport
 that said Check was presented at the
 said Bank and were there told that
 the same was forged. That said
 firm also pronounced the signature
 to said Check false and fraudulent
 Deponent Charges that the said defend-
 ant uttered and endorsed said Check
 with the intent to cheat and defraud
 the said owner as aforesaid

Chas. Miller

Sworn to before me this
 2nd day of May 1880

J. H. Wilbrett
 Police Justice

POLICE COURT, - SECOND DISTRICT.

THE PEOPLE, &c.,
 ON THE COMPLAINT OF

Charles Miller

~~Robert H. Morgan~~
 James D. Kane

Dated May 2 1880

Witness
 J. H. Wilbrett Justice

Upon Foreclosing Officers
 L. C. Peil
 Com. Off

Committed in default of \$ / Treasury.

Bailed by

No. Street.

0258

Police Court—Second District.

CITY AND COUNTY OF NEW YORK, ss.

James R. King being duly examined before the undersigned, according to law, on the annexed charge; and being informed that he is at liberty to refuse to answer any question that may be put to him, states as follows, viz.:

Question.—What is your name?

Answer.—

James R. King

Question.—How old are you?

Answer.—

35 years

Question.—Where were you born?

Answer.—

Manhattan

Question.—Where do you live?

Answer.—

New York

Question.—What is your occupation?

Answer.—

Agent

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

Answer.—

I am not guilty

J. R. King

Taken before me, this

day of

May

189

Police Justice.

0259

Form 14
Police Court—Second District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles Miller
96 + 98 E Houston
Sts.

James R. Vint
Offence, _____

Dated May 2 1880

W. L. Barrett
Magistrate.

Conseccution and Sheriff's
bring picture of 82 Rogers fellow
Clerk.

Witnesses
Moses Whaler, & others

No. _____
Arrested at _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

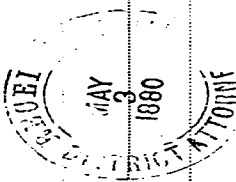
No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____



\$1000 to answer Committed

Received in Dist. Atty's Office

Gen. Secy

Leam

BAILED,

No. 1, by _____

Residence _____

No. 2, by _____

Residence _____

No. 3, by _____

Residence _____

No. 4, by _____

Residence _____

0260

J. M. WHEELER,
WAL. T. HOWES.

WHEELER & HOWES,

—DEALERS IN—

COAL,

BUILDING MATERIALS AND FERTILIZERS,

EAST END CENTER BRIDGE.

Bridgeport, Conn., May 1st 1880

Chas Miller

Dear Sir: Please excuse our
not replying to your letter of 3rd inst. sooner.
It will give us pleasure to assist in
any way we can to give the fellow his
just deserts. Please give us notice when
wanted & will attend to it.

We remain Yours Respy

Wheeler & Howes

0261

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

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

That

*James R. King otherwise called Robert
H. Massin -*

late of the First Ward of the City of New York, in the County of New York, afore-
said on the *sixteenth* day of *March* in the year of our Lord
one thousand eight hundred and ~~eighty~~ *eighty* with force and arms, at the Ward,
City, and County aforesaid, feloniously did falsely make, forge, and counterfeit, and
cause and procure to be falsely made, forged and counterfeited, and willingly act and
assist in the false making, forging and counterfeiting a certain instrument and writing
to wit an order for the payment of money of the
kind commonly called a Bank check

which said false, forged and counterfeited *Bank check*
is as follows, that is to say:

No. 301 Bridgeport, Conn. March 16th 1880

First National Bank.

*Pay to the order of F. H. Mayson,
one Hundred and Twenty - five Dollars
\$ 125 /⁰⁰ Wheeler & Howes*

with intent to injure and defraud *"The First National Bank" of
Bridgeport, in the state of Connecticut. Frederick
Knutson, John Wheeler and William Howes*

and divers other persons; to the jurors aforesaid unknown
against the form of the statute in such case made and provided, and against the peace
of the People of the State of New York and their dignity

Wheeler & Howes.

0262

And the Jurors aforesaid, upon their Oath aforesaid, do further present :

THAT the said *James R King otherwise called Robert Maxson* —

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and falsely did utter and publish as true, with intent to injure and defraud the said *"The First National Bank of Bridgeport in the State of Connecticut, Frederick Krutina" John Wheeler, William Howe,*

and divers other persons, to the jurors aforesaid unknown, a certain false, forged, and counterfeited instrument and writing. *to wit, an order for the payment of money of the kind commonly called a Bank check* —

which said last-mentioned false, forged and counterfeited *Bank check* — is as follows, that is to say :

No. 301 Bridgeport, Conn. March 16th 1880

First National Bank,

*Pay to the order of J. H. Mapson
one Hundred and Twenty-five Dollars.
\$125/00
Wheeler & Howe*

the said *James R. King otherwise called Robert Maxson* —

at the same time *he* so uttered and published the last-mentioned false, forged, and counterfeited *Bank check* —

as aforesaid, then and there well knowing the same to be false, forged and counterfeited, 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.

BENJ. K. PHELPS, District Attorney.

Wheeler & Howe

0263

and against the peace of the People of the State of New York and their dignity.

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

CITY AND COUNTY }
OF NEW YORK, } ss.

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

That *James R. King* otherwise called *Robert H. Maxson*
late of the First Ward of the City of New York, in the County of New York, aforesaid
on the *sixteenth* day of *March* in the year of our Lord
one thousand eight hundred and ~~eighty~~ *eighty*, at the Ward, City and County
aforesaid, with force and arms, on the day and year last aforesaid, with intent feloniously to cheat and defraud one *Frederick Krutina*
did then and there feloniously, unlawfully, knowingly, and designedly, falsely pretend and represent to *Charles Miller who was then and there the Book Keeper and servant of the said Frederick Krutina*
that, a certain instrument and writing, to wit, an order for the payment of money, of the kind known as a *Bank check*, which the said *James R. King* otherwise called *Robert H. Maxson* then and there presented and delivered to the said *Charles Miller* and which said *Bank check* is in the words and figures following, that is to say:—

No. 301 Bridgeport, Conn. March 16th 1880

First National Bank.

Pay to the order of F. H. Maxson.
One Hundred and Twenty-five Dollars.

\$125/00

Wheeler & Howes

was a good and valid order for the payment of *One hundred and twenty five dollars* in money, and of the value of *One hundred and twenty five dollars*; and that a sum of *One hundred and twenty five dollars* in money belonging to the said *Wheeler and Howes* was then in the possession of *First National Bank* of *Bridgeport, Connecticut* and that said sum of money was then payable and could be paid by the said *First National Bank* of *Bridgeport, Connecticut* on the credit and account of the said *Wheeler and Howes* whenever an order in writing, signed by the said *Wheeler and Howes* authorizing the said *First National Bank* of *Bridgeport, Connecticut* to make such payment should be presented at the place of business of the said *First National Bank* of *Bridgeport, Connecticut* and that a certain *Bank check* in the proper handwriting of said *James R. King* otherwise called *Robert H. Maxson* and which said *Bank check* was addressed to the said *First National Bank* of *Bridgeport, Connecticut* at the place of business of the said *First National Bank* of *Bridgeport, Connecticut* and which said *Bank check*

Wheeler & Howes.

purported to be an order upon the said First National Bank of Bridgeport
to pay to the said Wheeler and Howes and to any
endorsee of the said Wheeler and Howes the sum
of one hundred and twenty five dollars in money,

was a valuable security, to wit, an order for the payment of one hundred
and twenty five dollars in money, and of the value of

one hundred and twenty five dollars
And that the said endorsement of the said Bank check, which is as follows
that is to say, R. H. Maxson, and which is the said James R. King otherwise
called Robert H. Maxson, and then indorsed with the signature R. H. Maxson
was the true and correct signature of and the correct name of him the said James R. King
And the said Charles Miller

then and there believing the said false pretences and representations

so made as aforesaid by the said James R. King otherwise called Robert Maxson —
and being deceived thereby, was induced, by reason of false pretences and representa-

tions, so made as aforesaid, to deliver, and did then and there deliver to the said
James R. King otherwise called Robert H. Maxson, Brokers articles
of household furniture, a description of which is to them
known and known and can not nor be given of the
value of twenty seven dollars, and a certain sum of
money to wit, the sum of forty eight dollars in money
and of the value of forty eight dollars —

of the proper moneys, valuable things, goods, chattels, personal property and effects
of the said Frederick Krutina

and the said James R. King otherwise called Robert H. Maxson did then

and there designedly receive and obtain the said sum of money to wit, the sum of
forty eight dollars in money and of the value of forty eight dollars
and Brokers articles of household furniture, a description of which
is to them known and known and can not nor be given of the value of twenty seven dollars
of the said Charles Miller

of the proper moneys, valuable things, goods, chattels, personal property and effects

of the said Frederick Krutina by means

of the false pretences and representations aforesaid, and with intent feloniously to cheat

and defraud the said Frederick Krutina
of the same.

Whereas, in truth and in fact, the said Bank check

which the said James R. King otherwise called Robert H. Maxson then and there

presented and delivered to the said Charles Miller

was not a good and valid order for the payment of one hundred and twenty
five dollars in money, nor was the same a good and valid order

for the payment of any sum of money whatever.

And Whereas, in truth and in fact, there was not then and there the sum of
one hundred and twenty five dollars in money belonging to the
said Wheeler and Howes in the possession

of the said First National Bank of Bridgeport Connecticut
nor was there then and there any sum of money whatsoever belonging to the said

Wheeler and Howes in the possession

of said First National Bank of Bridgeport Connecticut

And Whereas, in fact and in truth, the said sum of money was not then payable and could not be paid by said *First National Bank of Bridgeport Connecticut* on the credit and account of the said *Wheeler and Horner*

whenever an order in writing signed by the said *Wheeler and Horner*, authorizing such payment to be made should be presented at the place of business of the said *First National Bank of Bridgeport Connecticut*, nor would the said *First National Bank of Bridgeport Connecticut* pay any sum of money whatsoever upon such order so signed by the said *Wheeler and Horner* as aforesaid.

And Whereas, in truth and in fact, the said *Bank Check* in the proper handwriting of the said *James R King otherwise called Robert A. Martin* was not an order to pay to the said *Wheeler and Horner* or any endorsee of the said *Wheeler and Horner* the sum of *one hundred and twenty five dollars* in money, nor was the same a valuable security, of the value of *one hundred*

and twenty five dollars in money, nor was it of any value whatever; and whereas in truth and in fact the said *Bank Check* was not a true and correct signature of him the said *Robert A. Martin* but was then and there false, forged, copied and falsified and was written by the said *James R King* with intent to defraud

And Whereas, in fact and in truth, the pretences and representations so made as aforesaid, by the said *James R King otherwise called Robert A. Martin* to the said *Charles Miller* was and were in all respects utterly false and untrue, to wit, on the day and year last aforesaid, at the Ward, City, and County aforesaid.

And Whereas, in fact and in truth the said *James R King otherwise called Robert A. Martin* well knew the said pretences and representations so by him made as aforesaid to the said *Charles Miller* to be utterly false and untrue at the time of making the same.

And so the Jurors aforesaid, upon their oath aforesaid, do say, that the said *James R King otherwise called Robert A. Martin* by means of the false pretences and representations aforesaid, on the day and year last aforesaid, at the Ward, City, and County aforesaid, feloniously, unlawfully, falsely, knowingly and designedly, did receive and obtain from the said *Charles Miller* a certain sum of money, to wit, the sum of *Forty Eight dollars in money and of the value of Forty Eight dollars - and Owino articles of household furniture of a description to the jurors unknown, and which can not now be given* ~~in money~~ of the value of *seventy seven dollars*

of the proper moneys, valuable things, goods, chattels, personal property, and effects of the said *Fredrick Schuler* with intent feloniously to cheat and defraud him of the same, 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.

BENJ. K. PHELPS, District Attorney.

0266

BOX:

13

FOLDER:

161

DESCRIPTION:

Kleewitz, George

DATE:

05/11/80



161

0267

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

Police Court--First District.

John W. Dermott

of No. 55 Rose ^{5th} _{4th} Street, being duly sworn, deposes
and says, that on the May day of 18 80
at the 4th Ward of the City of New York, in the
County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent, by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money of the issue
of the Government of the United States
consisting of thirty five pennies

of the value of thirty five cents ^{Dollars}
the property of deponent's father William W. Dermott

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

George Kleeertz (now here)
from the fact that while deponent was standing
in New Chamber street in said city said
George Kleeertz knocked deponent
down and with force and violence
and against the will of deponent
forcibly took from the left hand
pocket of the jacket then worn by
deponent on his person the above
described money

John W. Dermott

Sworn to before me this

May

6th

18 80

day

Police Justice.

0268

Police Court--First District.

CITY AND COUNTY }
OF NEW YORK. } ss.

George Klewitz being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that he was at
liberty to refuse to answer any question that may be put to him, states as follows,
viz:

Question. What is your name?

Answer. *George Klewitz*

Question. How old are you?

Answer. *13 years*

Question. Where were you born?

Answer. *N. Y.*

Question. Where do you live?

Answer. *2 Cherry St.*

Question. What is your occupation?

Answer. *Strapper*

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

Answer. *Not guilty*
George Klewitz

Taken before me this

day of

18

Police Justice.

0269

Police Court--First District.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

John Westmont
55 Ross St
George Kleenitz

BAILED:

No. 1, by

Residence,

No. 2, by

Residence,

No. 3, by

Residence,

No. 4, by

Residence,

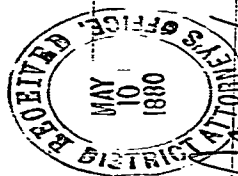
No. 5, by

Residence,

No. 6, by

Residence,

AFFIDAVIT--ROBBERY.



Dated

May 6 1880

Judge

Allyn

Meer

W. H. Reever

Witness:

500

To collect

at

General

Sealona

Received at Dist. Atty's office

6.00

COUNSEL FOR COMPLAINANT.

Name,

Address,

COUNSEL FOR DEFENDANT.

Name,

Address,

0270

CITY AND COUNTY } ss.
OF NEW YORK, }

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

That

George Kleewitz

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the *fourth* day of *May* in the year of our Lord
one thousand eight hundred and ~~eighty~~ *eighty* at the Ward, City and County
aforesaid, with force and arms, in and upon one *John Mc Dermott*
in the peace of the said People then and there being, feloniously did make an assault and

*Twenty five coins of the kind called pennies,
of the value of one cent each*

of the goods, chattels, and personal property of the said *William Mc Dermott*
from the person of said *John Mc Dermott* and against
the will and by violence to the person of the said *John Mc Dermott*
then and there violently and feloniously did rob, 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.

Benjamin K. Phelps
District Attorney

0271

BOX:

13

FOLDER:

161

DESCRIPTION:

Koszynski, Isaac

DATE:

05/28/80



161

0272

383

Day of Trial,

Counsel,

Filed 28 day of May, 1880

Pleads *For Gaudin, Jr.*

THE PEOPLE *P*
vs.
Isaac Kozzinsky
alias
Charles Stephens

BURGLARY-THIRD DEGREE-AND
RECEIVING STOLEN GOODS.

BENJ. K. PHELPS,

District Attorney

A True Bill.

E. H. H. H. H. H.

Foreman.
Franklin 1880

Spencer H. H. H.

0273

Police Office. Third District.

City and County } ss.:
of New York, }No. of 102 Hoexter Street, being duly sworn,deposes and says, that the premises No. 102 Hoexter Street firstfloor 8th Ward. in the City and County aforesaid, the said being a Factoryand which was occupied by deponent as a Manufactory of Artificialflowers. were **BURGLARIOUSLY**entered by means of forcing open the rear
middle of said Factory.on the day of the 23 day of May 1880,

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

One Hundred gross Artificial
flowers. of the value of Two Dollars
per gross. in all of the value of
Two Hundred Dollars.

the property of

Deponent.

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen and carried away byIsaac Kaszynski and Leopold Isaac.
not present.

for the reasons following, to-wit:

That deponent was informed
that said Kaszynski forced open the
rear middle of said factory and
entered therein. and that said Isaac.
was in the yard whistling.
Deponent further says that he
found one bouquet of flowers at the
 soda water stand of said Isaac.
while said Isaac was in possession
of said stand.Louis Kaszynski

Officer before me.
This 25 May 1880.
Maximilian [Signature]
Officer of Police

City & County of New York. Blanche Oliver of No. 102 Wooster Street. being sworn says: that between 6 & 7 o'clock on the morning of May 23, 1880 - she saw Isaac Kozynski. now present. open the window and enter the factory. No. 2 Wooster Street. first floor -

From before me this 25 May 1880. } Blanche Oliver

Mercer Thompson
Police Justice

City & County of New York. Amelia Fortner of 104 Wooster Street. being sworn says: that on Sunday May 23, 1880. between 6 & 7 o'clock in the morning she saw Rebbold Isaacs. now present. in the yard of the aforesaid premises. and heard him whistling.

From before me this 25 May 1880.

Mercer Thompson
Police Justice

Amelia Fortner

0275

Form 115.

POLICE COURT--THIRD DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Offence, BURGLARY.

DAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Street

Street

Street

1880

Magistrate.

Officer.

Clerk.

Street

Street

Street

Street

Street

Street

Street

Street

Street

Street

Street

Street

Street

Street

Street

Street

0276

Police Court—Third District.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question.—What is your name?

Answer.—Leopold Saacs.

Question.—How old are you?

Answer.—Nineteen years.

Question.—Where were you born?

Answer.—In Germany.

Question.—Where do you live?

Answer.—35 Kester Street.

Question.—What is your occupation?

Answer.—I work on a soda water stand.

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

charge here preferred against you?

Answer.—I know nothing about it.

Saack Koszynski was selling flowers
in front of my stand, and he gave me
what I had. To make a bouquet
for my soda water stand.

Leopold Saacs

Taken before me, this

25 day of March 1880.

Police Justice.

0277

Police Court—Third District.

CITY AND COUNTY
OF NEW YORK } ss.

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

Question.—What is your name?

Answer.—*Charles Stephens* is the name
I go by.

Question.—How old are you?

Answer.—*Nineteen years.*

Question.—Where were you born?

Answer.—*In New York.*

Question.—Where do you live?

Answer.—*In Chatham St.*

Question.—What is your occupation?

Answer.—*A Common Laborer.*

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

Answer.—*I don't know anything
about it.*

Charlie Stephens

Taken before me, this

23 day of May
1867

Police Justice.

0278

CITY AND COUNTY } ss.
OF NEW YORK, }

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

That

Isaac Koszynski otherwise
called Charles Stephens

late of the *Eighth* Ward of the City of New York, in the County of
New York, aforesaid, on the *twenty third* day of *May* in the
year of our Lord one thousand eight hundred and ~~seventy~~ *Eighty* with force and
arms, at the Ward, City and County aforesaid, the *factory* of

Louis Koszynski

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

Louis Koszynski

then and there therein being, then and there feloniously and burglariously to steal, take
and carry away, and

Fourteen thousand four hundred
flowers of the kind called
artificial flowers of the
value of one cent each

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

Louis Koszynski
factory

so kept as aforesaid in the said *factory* then and there being, then
and there feloniously did steal, take and carry away, against the form of the Statute in
such case made and provided, and against the peace of the People of the State of New
York, and their dignity.

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

*Isaac Koszynski otherwise
called Charles Stephens*

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

*Fourteen thousand and four hundred
flowers (of the kind called
artificial flowers) of the
value of one cent each*

of the goods, chattels and personal property of

Louis Koszynski

by a certain person or persons, to the Jurors aforesaid unknown, then lately before
feloniously stolen of the said

Louis Koszynski

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

*Isaac Koszynski otherwise
called Charles Stephens*

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

BENJ. K. PHELPS, District Attorney.