

00 17

BOX:

420

FOLDER:

3880

DESCRIPTION:

Kearns, Patrick

DATE:

12/11/90



3880

0018

Witnesses;

William W. Wadsworth
Official Secretary

Counsel,

Filed

day of

1890

Pleas,

THE PEOPLE

vs.

Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 534, Penal Code].

Batrick Kearney

H. D.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

William W. Wadsworth

Foreman.

Dec 17/90

Charles H. 2nd

S. P. 3rd 9 m.
P. B. M.

0019

Police Court 1st District.

Affidavit—Larceny.

City and County } ss:
of New York,

of No. 145 7th Avenue Jersey City, Street, aged 29 years,
occupation Ditcher, being duly sworn,
deposes and says, that on the 5th day of December 1890 at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the night time, the following property, viz:

One open faced silver watch and
metal chain

Being together of the value of
Five 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 Patric Neamus (now known for the

reasons following to wit That about
the hour of 2 o'clock A.M. on the morning
of the afore said day deponent had said
property in the latter left hand vest
pocket of the vest he then had on, and
was going through West Street on his
way to take the ferry boat for Jersey
City when he met said deponent in
said street he asked him if he deponent
could take him to the ferry when said
deponent replied he could provided
deponent agreed that deponent and
deponent went into a saloon where
they attended deponent to two glasses

Subscribed and sworn to before me this

189

Police Justice

0020

after ^{and} together left said saloon and
 defendant in place of taking defendant
 to said Jerry took him in another direction
^{and} placed his hand in defendant's pocket
 and took said property therefrom and
 ran away with the same when
 deponent pursued defendant and caught
 hold of him ^{and} demanded said property
 said defendant struck deponent several
 violent blows about the face with his
 fists ^{and} deponent still holding onto said
 defendant when Thomas Mattony a police
 officer of the 2^d Precinct of Police came
 up and arrested said defendant and
 found said property inside of defendant's
 drawers which deponent fully identifies
 as being his ^{and} charges him with the
 larceny aforesaid

Subscribed before me 1870 } Christian Straile.
 this 8th Day of December 1870 }

A. J. White

Police Justice

0021

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Police Officer of No.

3d Avenue Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Christian Strieby
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of December 1888

Thomas Slattery
A. J. White
Police Justice.

0022

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty.
James H. Kearns
man

Taken before me this

day of

James H. Kearns
man

Police Justice.

0023

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.....

Rependant
Five ~~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 *Dec 8* 18*90* *H. J. White* Police Justice.

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

Dated.....18.....Police Justice.

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

Dated.....18.....Police Justice.

0024

Police Court---

1825
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Christian Strickland
House deception

1 *Patricia Strickland*

3

4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *December 8th 1890*

White Magistrate.

Slattery Officer.

3d Precinct.

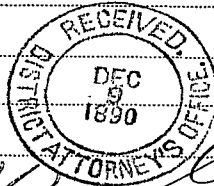
Witness *Thomas Slattery*

No. *3d Precinct* Street.

No. Street.

No. Street.

\$ *500* to answer *GA*



Carroll H. Pearson

0025

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, DISTRICT.

of No. 3d Greenwich Lane Street, aged 34 years,
occupation Police Officer being duly sworn deposes and says,
that on the 5th day of December 18890
at the City of New York, in the County of New York, he arrested

Patron Morris (now here) charged
with forcing from the person and the
complaint of Christian Strickly and
deponent has good and sufficient
reasons to believe that said Christian
Strickly will not appear at the next
court of General Sessions to prosecute
said Morris and deponent asks that
he be committed to the house of detention
in default of bail

Thomas Slattery

Sworn to before me, this

day

of December 1889

Police Justice

0026

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Patrick Kearns

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

Patrick Kearns
of the CRIME OF GRAND LARCENY in the *first* degree committed as follows:

The said

Patrick Kearns

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

*one watch of the value
of four dollars and one chain
of the value of one dollar*

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

John R. Fellows,
District Attorney.

0027

BOX:

420

FOLDER:

3880

DESCRIPTION:

Keenan, John

DATE:

12/09/90



3880

0028

Witnesses:

A. J. Godfrey
John Dale

Counsel,

Filed

day of

Dec 1890

Pleas,

W. J. Kelly - 16

181 THE PEOPLE
vs.
739 share R

John Keenan
H.D.

Robbery, 1st degree.
[Sections 224 and 225, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

William Van Horn
Foreman.

Jan 2 - Dec. 18, 1890

Ind and Corralled.

11 yrs 6 mos 10p

27 Dec 22

0029

CITY AND COUNTY }
OF NEW YORK, } ss.POLICE COURT, H DISTRICT.

Sworn to before me, this

of

Dec1886

day

W. J. McMahon
Police Justice

George H. Dale
 of No. the 22d Street Street, aged years,
 occupation Police Officer being duly sworn deposes and says
 that on the day of 1886
 at the City of New York in the County of New York,

Abel J. Godfrey (now here)
 is a material witness in
 certain Complaint against one
John Sheanon and there is good
 reason to believe that said
Godfrey will not appear at the
 next Court of General Sessions and
 testify; wherefore deponent prays
 that said Godfrey be committed to
 the House of Detention as a witness.

George H. Dale

0030

Police Court: 4 District.CITY AND COUNTY }
OF NEW YORK, } 58

of No 550 West 47th Street, Aged 39 Years
 Occupation Salesman being duly sworn, deposes and says, that on the
3 day of December 1898, at the 72 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
United States of the Amount and
value of five dollars (\$5.00) one
Pawtucket for a hat and vest and
one pocket knife all together

of the value of Five and 00/100 DOLLARS,
 the property of Complainant

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 Keenan (numbered) and
two others not yet arrested for
the reason that at about 11:55 PM
o'clock on said date while deponent
was on his way home and while on
the sidewalk on West 47th Street west of 18th
Avenue he was suddenly seized hold
of by the back of the neck, pulled then
down by two of said persons
and while lying prostrated upon
the sidewalk one of said persons
held deponent by the throat while
another one of said persons put

Sworn to before me, this

189

Police Justice

0032

CITY AND COUNTY }
OF NEW YORK, } ss.

aged

years, occupation

of No.

22 Prank Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

188

W. M. Mahon

Police Justice.

George H. Dale

0033

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

John Keenan being duly examined before the undersigned according to law, on the annexed charge; and being informed that it is *his* right to make a statement in relation to the charge against *him*; that the statement is designed to enable *him* if he 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 Keenan*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *No 739 Third Ave. One year*

Question. What is your business or profession?

Answer. *Bookkeeper*

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
John Keenan

Taken before me this

day of

1887

W. J. Madison

Police Justice.

0034

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 Keenan

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

Dated Dec 11 1890 W. H. McMahon Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

0035

BAILED.

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

Complainant committed
in default of \$100 bail
to the House of Detention
as a witness

Police Court---

1876 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Abel J. Godfrey
House of Detention

John Keenan

2

3

4

Dated

Dec 14 1876

McMahon

Magistrate.

Dea

Officer.

22

Precinct.

Witnesses

Call the officer

No.

Street.

No.

Street.

No.

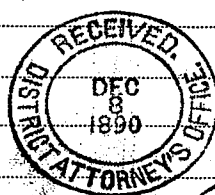
Street.

\$2500

to answer

Yes

Com



0036

THE PEOPLE

vs.

JOHN KEENAN .

COURT OF GENERAL SESSIONS, PART II.

BEFORE JUDGE FITZGERALD.

Thursday, December 18, 1890.

Asst. Dist. Atty. Bedford for the People.

Mr. Purdy for the Defendant..

Indictment for robbery in the first degree.

ABEL J. GODFREY sworn and examined.

I live 550 West 47th Street in this city, I have never been arrested for anything; on the night of December 3rd about half past eleven I was over on Tenth Avenue in a restaurant between 47th and 48th or 48th and 49th Streets; I left there about half past eleven alone and was going home, my home is 550 West 47th Street; I was on my way there and then three men came up from behind me and caught me on the back of the neck and knocked me down, I fell down; One of them held my legs and the others tried to hold my hands, put their hands over my mouth while the other man went through my pocket; they struck me on the back of the neck and knocked me down, I was lying on my side when they went through my pocket; one was holding my feet and the other was holding my hands and one went through my right hand watch pocket in my pants, I had about five dollars and a half in money and there was a knife and buttonhook in my pants pocket, a pawn ticket in my watch pocket for a coat and vest; they took all those things, this property belonged to me. I tried to hold on to one of them, the one that was going through my pockets, the other two ran away; I held on to the one whom is the prisoner at the bar, I am sure he is the one that went through my pockets. I fought

0037

the best I knew how till I got on my feet, I think the other two who got away must have seen the officer coming.

The Defendant then took me by the throat and commenced to push me over the iron railing, I was bent over backwards, it was a stoop railing. When I was lying prostrate on the ground I cried for help, I halloosed for police. I was not able to halloo when he had me by the throat bending me over the railing, I could make a little noise but not what anybody could hear. I halloosed for police and help while I was on the ground when one had me by the feet and the other had me by the hand and the prisoner was going through the pocket. The policeman came and arrested the Defendant, he was a stranger to me, I never to my knowledge had seen him before and the other men were strangers also. I have not seen my money since.

CROSS EXAMINED.

I am a cracker salesman, I was not working on the 3rd day of December, I went out that morning about half past eight and got my breakfast at 11th Avenue, I did not take my breakfast home at 550 West 47th Street; my wife is not there; I hire a room myself and take my meals out;

I could not tell you every place I went to after breakfast, I went up to 60th St. to see Mr. Lurog a butcher and I came back down to 47th St. to a saloon and kind of restaurant there; I got there I suppose near twelve or one o'clock; I suppose I had a drink there, I may have stayed there till four or five o'clock, a German keeps it, I could not tell you his name, I was reading the papers and playing pool with a young fellow named Lurog for drinks and cigars.

I went out and got ^{my} supper about five or half past

0038

five o'clock and went back to the saloon, I guess it must have been eight o'clock when I got there, I took my supper on Tenth Avenue, I could not tell you how many drinks I took before I went to supper, I always drank lager, I might have taken five or six or nine or ten, I could not tell you exactly. After supper when I got back I did not start to play pool again, I sat down and played a game of euchre, I did not take any drinks after supper, I played for ciagrs, I think I played until about ten o'clock and then left the saloon and went down to 11th Avenue just below 47th St. alone, I went into a saloon the third door from the corner and stayed there maybe twenty minutes, I did not drink there; I went down to see a friend of mine, I cannot think of his name, he is a friend of Mr. Lurog, a cousin; I thought they were going to have a raffle there that night for chickens. I saw him but I had no drink with him; then I went up to 10th Avenue to get an oyster stew. I do not know McFadden's saloon on 45th Street and 10th Avenue and do not recollect being there that night. I never saw the Defendant to my knowledge until I was seized that night. I was not with him before that drinking nor with any other man. I say that three men came up behind me and knocked me down, one of them knocked me down and they all three had hold of me after I was down, I could see them when they were at me, one of them had me by the legs, one by the hand and the third one went through my pockets, I hallooed and the other two men ran away and I held the Defendant, he had to stay, I had got up on my feet at this time; I held on to him until I had help from the officer, he was only a little way from me when the officer arrested him. I was

0039

not very drunk that night, I knew what I was doing all the time, I was somewhat under the influence of liquor, I went to the Station House and the next morning I was before Judge McMahon. I did not say in Court then that I did not know whether the Defendant robbed me or not. When I got to the Station House two men were brought in there but I could not recognize them, I did not see their faces so that I could recognize the men but I did recognize the Defendant, the other two men were not friends of mine. I was locked up and put down in the cell on a charge of intoxication. There was light on both sides of the street where the robbery occurred so that I could recognize the Defendant's face. When I was down I was on my side, they were trying to turn me over to get to the other pocket, the Defendant was on the side of me and I could see him but I could not see the faces of the other two men. I can positively swear that the man that I held on to was one of the three and that he was the man who actually took the five dollars out of my pocket. When I left home that morning I had about nine dollars, I took a ten dollar bill out of my trunk the night before, it was about six o'clock I guess; then I went up to Mr. Lurog's butcher shop and then went up to the stable with him and took care of his horse, I came down and went to bed; I had supper about five o'clock, after I took the ten dollars out of my trunk; I think it was thirty cents I paid for my supper; when I got up the next morning I examined my money and knew just what I had in my pocket, I had about nine dollars and a few cents, bills and silver were mingled together in my right hand trousers pocket, I went and got my breakfast which

0040

cost twenty-five cents and might have spent ten cents before I went to breakfast for a cocktail. I could not say whether or not I spent anything else till I got to this saloon; I don't know how many drinks I got stuck for but I guess for all of them; I might have paid two dollars or two and a half, I might have spent two or three dollars for drink; I could not swear how many drinks or cigars I had, I mean to say that I spent two or three dollars altogether that day. The last time I saw the money was when I paid for the oyster stew in the restaurant, I had then five dollars in bills and some silver in my pocket.

As soon as the policeman came up the man let go of my throat and he ran and the officer chased and arrested him

I could not say how far he ran before he was arrested.

When I left the saloon to go to the restaurant I am positive that I had my pawn ticket and the knife in my pocket, I knew I had them twenty-five minutes before I was knocked down and robbed. During that time nobody could have taken the pawn ticket and knife from me. The Defendant was not with me when the policeman arrested him, he was not out of my sight, he was starting on a run, he was on the same block, he jerked away as the policeman came, I saw the policeman coming; I could not say how far he was from me, he might have been as far away from me as from here to that railing; the Defendant was not out of my sight exactly, I could see the policeman, I saw him when he was fetching him back. I should say the policeman caught him when he was only five yards away from me. I have good sight and do not need to wear spectacles. I paid out money last at the oyster saloon and was robbed immediately

0041

after that. I am thirty-nine years old and never had to wear glasses. I stood right where I was when the Defendant started to run, I was walking towards the officer when he was bringing him back, he was arrested in the middle of the block between 47th and 48th Streets on Tenth Ave.

I would be surprised to know that he went around the avenue and that he was arrested in 46th Street in a hallway. The robbery was committed on the same block that I live on.

There was no other people on the block near where the prisoner was arrested, I think he was arrested in the middle of the street.

GEORGE H. DALE sworn and examined.

I am an officer of the 22nd precinct and was on duty on the 3rd of December about half past eleven o'clock at night on 47th Street and Tenth Avenue; my attention was attracted by cries for help, I was standing by the side door at the time when I heard the cry, I was inside a storm door, I opened it and jumped out, it was a liquor store on the corner of Tenth Avenue and 47th Street; I seen three men. I seen this man Keenan having hold of the man Godfrey by the throat and he had him bent across a rail and two other men were alongside of Keenan. I was about six feet away from them when I saw them and when they saw me two of them ran to Eleventh Avenue, Keenan ran to Tenth Avenue, I made a grab at him but just missed him when he started to run, he let go his hold of the complainant's throat, I ran and chased him; he ran across on the east side of Tenth Avenue and he ran back again towards the west side towards 46th Street, I called to him to stop

0042

and he would not do it, I fired twice after him and he ran down 46th Street and I after him and he ran into a hallway but the inside door was locked, he could only get in the vestibule and I got him in there, I brought him back and another officer had been there and had hold of the complainant, we brought him up to the station house, there Keenan told me who the other two were that were with him, he gave me their names, he told me that one of them was a man named John Bergen and he lived in 45th Street and the other one was George Klous, a fellow they called Gratz by nickname; I asked him who the others were and he told me; the Sergeant sent an officer and me out to look for them; we got Klous in a saloon that night about half past one o'clock and brought him to the station house; the Sergeant brought Keenan out and he refused to identify him, he said that was not the one that was with him and a bartender named William G afney picked up some letters belonging to Mr. Godfrey on the sidewalk, Judge McMahon showed the letters to Godfrey. I do not recollect what I said to the Defendant after firing the shots and catching him in the hallway; I took him out and brought him back to where the man was on the corner of 47th Street and Tenth Avenue; when I got to where the Complainant was there was another officer there, the complainant said that Keenan was one of the men who robbed him; Keenan said he was only leaving him out on the sidewalk. When we got to the station house Godfrey accused Keenan of robbing him, he claimed that Keenan and two others had knocked him down and robbed him. Keenan said they did not do anything of the kind, he was only lifting him up on the sidewalk. I had no

0043

further talk with Keenan after that. Where was that conversation? Right in the hall, taking him back, in the station house on the way back to the cell. I asked him who the other two fellows were who were with him and who ran away. He said, "I will tell you, one of them is John Bergen and he hangs around 45th Street and Tenth Avenue and the other one is George Klous, they call him Gratz for a nickname." I put the names down on paper and told the sergeant and he sent another officer and me out in citizens clothes to see if we could get them. I got this Klous and brought him into the station house and the sergeant called Keenan out to identify Klous and when Keenan was brought out he said no, that was not the one was with him and that was the Klous he told me about; Bergen was not shown to the complainant but Klous was and he could not identify him, he said he could only identify Keenan. It was in 46th Street in a passageway where I arrested the defendant but it was on 47th Street I saw him have the complainant by the throat. The complainant said the prisoner had robbed him and the prisoner said he was only helping him up. The first time I saw the prisoner was when he held the complainant bent over on the railing; as soon as I opened the door Keenan had Godfrey by the neck bent across the rail, his back over the rail and he had him by the throat; they all tried to vanish when I appeared. I cannot be mistaken about the identity of the prisoner, I was within six feet of him; he was searched at the station house and nothing was found on him.

CROSS EXAMINED.

I pursued the prisoner,

I did not follow the other men, the prisoner went

0044

down Tenth Avenue to 46th Street, the affair took place on 47th Street; he crossed the east side of Tenth Avenue and came back again to the 46th Street corner and turned down 46th Street. How far down 46th Street did he run?

Three-quarters of a block, pretty near down to 11th Avenue.

In the meantime where was the complainant? He was in the custody of Officer Newsome at the corner of 47th Street and Tenth Avenue. The complainant could not see me when placed the defendant under arrest, he did not see me making the arrest, the Defendant was out of his sight when I made the arrest; the complainant had been drinking but he was able to make his way home, he was under the influence of liquor somewhat, I was as sober as I am now and what I have testified to actually occurred.

JOHN KEENAN sworn and examined in his own behalf, testified:

I live at No. 739 Third Avenue and my mother has been living there for two years; I have been to Mansfield, Pa. with my uncle, I came to New York only four days before I got arrested. I came to spend the holidays with my mother. I have never been convicted of any offence. On the night of the 3rd of December I was going up 7th Avenue, I was down at 34th Street with a friend of mine, his name is Frank Joseph, I was going up Seventh Avenue and I happened to stop in a saloon corner of Seventh Avenue and 38th St.

I met this man the complainant, I had a slight acquaintance with him, I had seen him before I went away from New York; I met him in the saloon and he got shaking hands;

I do not suppose he recognized me but he shook hands with

0045

me anyway; we went up to the bar and he invited me to have a drink; then we came out of that saloon and we walked over to 8th Avenue and walked up to 39th Street going along 8th Avenue to 42nd Street; we got drinking a little more and this man was drinking whiskey every time; we went in very near all the saloons in 39th Street to 8th Avenue up to 42nd Street; we went through 42nd Street between Ninth and Tenth Avenue, he stepped in there and we got another drink, some sort of a dance house, we came out again and this man was pretty stupid drunk at this time, he was drinking whiskey all the time and I was drinking lager; we had a great many drinks, we were in almost every saloon; we met these other two men in McFadden's between 45th and 46th Street on Tenth Avenue; the two men were playing pool they came out and they got shaking hands with the complainant and he got fooling and he introduced me to them; he said, "this is my friend John Bergen", and Klous was the other man's name he told me. We went to 47th Street and he wanted to pull me in to play a game of euchre; I wanted to go home, I was pulling him down the street to fetch him home, there was a piece of ice and he slipped on it and fell down; just as he fell down he commenced saying, "I wont go I wont go", and this officer jumped out of the side door of the saloon and he had his club raised and I thought he wanted to strike me and I ran; the complainant was on the ground when the officer came up. The officer says the man was up on his feet and uou had him by the throat over the railing, how was that? No sir, he fell down himself, I was trying to pick him up, he was lying on the broad of his back on the ground; the three of us, the whole lot of

them ran and the officer arrested me. Did the officer bring those other two men to the station house afterwards? I do not know if they were the same men that was there; they did not look like them, three men came in the Station House, they did not look like the men that was with me that night. When you were before the Magistrate the next morning what did the Complainant say? They read the statement out to me and the two other men; we were charged with robbing this man; Judge McMahon asked the complainant if I was the man that robbed him? He said he could not say if I was the man. When I met the complainant at 34th St. it was a little after eight o'clock, I was with him for two or three hours I guess before this thing happened. Why did you run away when the officer came? I thought on account of being late at night and we were all hallooing and raising a disturbance that the officer would hit me with his club. I did not hear the officer call me to stop, I heard him fire two shots at me and I ran faster; I walked into the hallway to hide myself.

CROSS EXAMINED.

Was not this poor complainant hallooing for help while you had him down robbing him and two others were holding him? No sir, when he fell down he was hallooing, "I wont go with you." I did not have my hands on his throat, I had him by the arm and the other man had him by the other side. Officer Dale's testimony to the effect that he heard the cries of help and that he jumped out and saw two men standing near the complainant and that I had him over the rail by the throat, is not true. I tell this Jury that I was around with the complainant drinking in different saloons.

I was not as drunk as he was, I suppose I drank twenty lagers; the complainant was stupidly drunk.

GEORGE H. DALE recalled by Mr. Bedford.

The complainant was somewhat under the influence of liquor but he knew what he was about, he was not stupidly drunk, he walked to the station house without any effort on our part, I was as sober as I am this present moment; I fired twice and told the defendant to halt and he would not. When I was in the storm door I had been on police duty to arrest a man who lives at 502 West 47th Street who had been beating his wife three times; I did not arrest him because I was called out on this case.

ABEL J. GODFREY recalled by Mr. Bedford.

The prisoner at the bar says that he knew you and you knew him two years ago, is that so? No sir, I am positive I never saw the man before in my life; it is not true as he says that I visited several saloons and drank whiskey with him; I never spoke to that man, never drank with him and never saw him until he robbed me.

By Counsel: The officer says that this man was arrested on 46th Street away two-thirds down the block, you did not see him and could not have seen him when he was arrested, is that true? I do not know how that is, I thought he was arrested right there. I was not so drunk that night that I did not know what occurred, I have a pretty good memory of what I done that night, I think the officer is correct.

The Jury rendered a verdict of guilty of robbery in the first degree.
He was sent to the State Prison for eleven years and six months.

0049

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Keenan

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

John Keenan of the CRIME OF ROBBERY in the *first* degree, committed as follows:

The said

John Keenan

late of the City of New York, in the County of New York aforesaid, on the *third* day of *December* in the year of our Lord one thousand eight hundred and ~~eighty~~ *ninety*, in the ~~right~~ time of the said day, at the City and County aforesaid, with force and arms, in and upon one *Abel J. Godfrey* in the peace of the said People, then and there being, feloniously did make an assault, and promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of *five* dollar *s*; *one* promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *five* dollar *s*; *one* United States Gold Certificate, of the denomination and value of *five* dollar *s*; *one* United States Silver Certificate, of the denomination and value of *five* dollar *s*; *two* promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of *two* dollar *s* each; *two* promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *two* dollar *s* each; *two* United States Gold Certificates, of the denomination and value of *two* dollar *s* each; *two* United States Silver Certificates, of the denomination and value of *two* dollar *s* each; *three* promissory notes for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of *one* dollar each; *three* promissory notes for the payment of money of the kind commonly called Bank Notes, of the denomination and value of *one* dollar each; *three* United States Gold Certificates, of the denomination and value of *one* dollar each; *three* United States Silver Certificates, of the denomination and value of *one* dollar each;

divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of five dollars, one paper ticket of the value of fifty cents and one knife of the value of ten cents

of the goods, chattels and personal property of the said *Abel J. Godfrey* from the person of the said *Abel J. Godfrey* against the will, and by violence to the person of the said *Abel J. Godfrey* - then and there violently and feloniously did rob, steal, take and carry away,

he, the said John Keenan, being then and there aided by an accomplice actually present, whose name is to the Grand Jury aforesaid as yet 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.

John R. Fellows
District Attorney.

0050

BOX:

420

FOLDER:

3880

DESCRIPTION:

Kehoe, Thomas

DATE:

12/08/90



3880

Witnesses;

Officer McCarty

Counsel,

8

Filed

day of *Dec* 18 *90*

Pleads,

THE PEOPLE

vs.

R

Thomas Kahoe

Grand Larceny, Second Degree.
(From the Person.)
[Sections 828, 834 Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Alfred C. Kamm
Dec 9/90
Foreman.

James J. Harty
Dec 9/90
J. P. D. 43 mo
R.B.M.

0052

Police Court, 2 District.City and County } ss.
of New York,Thomas J. Mc Carthyof No. Central Office Detective Street, aged _____ years,
occupation Detective Sergeant being duly sworn, deposes and says,
that on the 2 day of December 1888, at the City of New
York, in the County of New York, Thomas Kehue (now

here) was in Sixth Avenue in the crowd of persons looking into the show window of R. H. Macy & Co. at the corner of West Fourteenth Street, and deponent observed the defendant acting suspiciously and standing very close to a lady in the crowd, and his hand was hidden in her clothing near her pocket; and defendant started away from the crowd and deponent immediately followed him and caught him looking at a pocket book ^{containing Sixty one Cents}. The defendant then and there admitted that he had stolen the said pocket book from a lady in the crowd, and

0053

Defendant, also admitted to defendant
in the presence of Detective George J.
Titus, that he the defendant was
hard up for money and was then
had stolen the said pocket book.
Defendant does not know the name
of the said lady, the owner of the
said pocket book. Defendant charges
defendant with the larceny of the
said property from the person of said
unknown lady.

Sworn to before me this 7 day

of December 1880

John J. Brown Thomas J. McBarth
Police Justice

Dated 1880 Police Justice

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

If there being no sufficient cause to believe the within named

Dated 1880 Police Justice

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

Dated 1880 Police Justice

Prison of the City of New York, until he give such bail.
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

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

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

1
2
3
4

Offence,

Dated

1880

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street.

\$

to answer

Sessions.

0054

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

Thomas Kehoe 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 Kehoe

Question. How old are you?

Answer.

20 years

Question. Where were you born?

Answer.

N.Y.

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

Answer.

My home

Question. What is your business or profession?

Answer.

Type writer

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

Answer.

I have nothing to say

Thomas Kehoe

Taken before me this

day of

1888

Police Justice.

0055

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.....

Thomas Kehoe

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 Dec 7 18890 John J. Hanna 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.

0056

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

Mos J. McCarthy
vs.
Thomas Kehoe

2
3
4

Lawrence
Offence
from the prison

Dated *Dec 9* 18*90*

Gorman Magistrate.

de Cathy & Titus Officer.

C. O. Precinct.

Witnesses *See J. Titus*

No. *C. O.* Street.

No. Street.

No. Street.

\$ *400* to answer *W.S.*

Cam *9th Nov*



0057

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 Kehoe

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

Thomas Kehoe
of the CRIME OF GRAND LARCENY in the second degree committed as follows:

The said Thomas Kehoe

late of the City of New York, in the County of New York aforesaid, on the second
day of December in the year of our Lord one thousand eight hundred and
ninety, in the day — time of the said day, at the City and County

aforesaid, with force and arms, one silver coin of the kind
called half dollars, of the value of fifty cents,
two silver coins of the kind called quarter
dollars of the value of twenty-five cents,
three silver coins of the kind called dimes
of the value of ten cents each, six nickel
coins of the kind called five cent pieces of
the value of five cents each, and eleven
coins of the kind called cents of the value
of one cent each, and one pocketbook
of the value of twenty-five cents

of the goods, chattels and personal property of one a certain woman whose
name is to the Grand Jury aforesaid unknown
on the person of the said woman
then and there being found, from the person of the said woman
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.

John R. Galloway
District Attorney

0058

BOX:

420

FOLDER:

3880

DESCRIPTION:

Kehoe, William

DATE:

12/17/90



3880

Witnesses:

[Signature]

*Dep't Sec'y
Ch. got a
the Court
of the Court
which has
about 100
party has*

Counsel,

Filed *17* day of *Dec* 189*0*
Pleas, *Not guilty*

THE PEOPLE

31 & 33
15 *Nov* 28.

William J. Kehoe

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code).

committed

JOHN R. FELLOWS,

District Attorney.

Part 3.
Mich 3.91 13907.

A True Bill

[Signature]

Foreman.

Part III March 3/91-
Pleas Ann'd 2 day-
105-

24/12 & Mrs. R. F.
Mich 3.91 13907

0060

Police Court 14 District.City and County { ss.:
of New York,

William Luman
of No. 410 East 17th Street, aged 20 years,
occupation Sign painter being duly sworn
deposes and says, that on the 29th day of August 1890 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by William
J. Kehoe, (now here) who pointed and
aimed a loaded revolving pistol
containing cartridges composed of
lead balls and powder, at deponent
and discharged said pistol one
of said lead balls striking
deponent and entering the right side
of deponent's body.
Said assault was committed

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 4 day
of December 1890

William Luman
W. W. Andnavor Police Justice.

0061

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW-YORK, ss.

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

Question. What is your name?

Answer. *William J. Kehoe*

Question. How old are you?

Answer. *31 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *157 East 33rd St. 1 month*

Question. What is your business or profession?

Answer. *Bar tender*

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 J. Kehoe*

Taken before me this

4

day of December 1892

W. J. Mahan

Police Justice.

0062

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 4th DISTRICT.

George Elliott
 of No. 321 Avenue A Street, aged 16 years,
 occupation Office Boy being duly sworn deposes and says,
 that on the 29th day of August 1890

at the City of New York, in the County of New York, at about the hour
 of 4.45 P.M. deponent was standing on the
 South-east corner of 17th Street and 1st Avenue,
 and deponent saw one, William Luman come
 out of the side door of premises No 288 - 1 Avenue
 opening on 17th Street closely followed by William J.
 Kehoe (now here) he, Kehoe, having a pistol
 in his hand and when said Luman was
 partly across 1st Avenue said Kehoe
 stood on the curb and feloniously pointed
 aimed and discharged the said pistol at the
 body of said Luman, the bullet so discharged

Sworn to before me, this

of _____ day

188

day

Police Justice

0063

piercing and wounding his, ~~Burns~~'s
body

Sworn to before me this
30 day of August 1890

George Elliott.

Charles McIntosh
Police Justice

George Elliott.

Police Court, District,

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFRIDA VIT.

ss.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

0064

CITY AND COUNTY
OF NEW YORK, ss.

POLICE COURT, 4 DISTRICT.

Sworn to before me, this

of

188

day

Police Justice

William Dugan
 of No. 357 East 20 Street, aged 18 years,
 occupation Chemist being duly sworn deposes and says,
 that on the 29 day of August 188

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

deposant at 9⁰⁰
 about the hour of 4.45 P.M. deponent was
 standing on the South-east corner of 17th
 Street and 1st Avenue and deponent saw
 one William Loman, come out of the side
 door of premises N^o 288 First Avenue opening
 into East 17th Street, and immediately afterwards
 William J. Kehoe (now here) came out of the
 same door and followed said Loman towards
 1st Avenue, he, Kehoe, having a pistol in his
 hand, and when, Loman, was partly across
 1st Avenue said Kehoe stood on the curb

0065

Sumner to before me this
26th day of January 1890
Charles J. Devlin
Police Justice

and did feloniously point, aim and discharge
the said pistol at his, Leman's, body, the
bullet so discharged piercing his Leman's
body. Deponent assisted said Leman
as far as Eighteenth Street where he, Leman,
fell down and was unable to walk further
and was then conveyed to Bellevue Hospital
in an Ambulance. William Duigan

Police Court, District,

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT.

ss.

Dated 188

Magistrate.

Officer.

Witness,

Disposition,

0066

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 4 DISTRICT.

Sworn to before me, this

188

day

Police Justice.

James Drigly
of ~~the~~ *18th Precinct* Police ~~Street~~, aged *44* years,
occupation: *Police Officer* being duly sworn deposes and says,
that on the *29th* day of *August* 188*8*

Deposant arrested
at the City of New York, in the County of New York, *William J. Kehoe (now here)* for the reason
that deposant was informed that he
deliberately ~~Kehoe~~ did ~~point~~ aim and discharge
and fire a revolving pistol loaded
with powder and ball at one, William
Luman, the bullet so discharged piercing
his, Luman's, body and inflicting such
wounds, as deposant believes and is
informed, as may prove fatal to his
Luman's life; that said Luman is now
confined in Bellevue Hospital under

0067

Committed without
bail to await removal
C.M. (M)
4 Sept 10 2 P.M.
do 13 9 a.m.

medical care and treatment and
unable to appear in Court, and deponent
therefore prays that said William J. Kehoe
may be held and committed to await
the result of the injuries and wounds
so inflicted on the body of said William
Kehoe

Sworn to before me this }
30 day of August 1890

James Dingley

Police Court, District,

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.
William J. Kehoe

Dated August 30 1890

James Dingley
Magistrate

George Dingley

George Dingley

Witness,
George Dingley

321 Avenue A

William Dingley

387 West 20th

The undersigned for

residing at this Court

will place on

deponent's case by

deponent's signature

Charles Dingley

4 Sept 3 9 a.m.

4 Sept 5 9 a.m.

4 Sept 8 9 a.m.

0068

Sec. 192.

4th District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Daniel F. McMahon a Police Justice
of the City of New York, charging William J. Kehoe Defendant with
the offence of assault

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

We William J. Kehoe Defendant of No. 212
East 33^d Street; by occupation a Bartender
and Joseph Boylston of No. 233 East 37th
Street, by occupation a Livery Stable Surety, hereby jointly and severally undertake
that the above named William J. Kehoe Defendant
shall personally appear before the said Justice, at the 4th District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Twenty
Hundred Dollars.

Taken and acknowledged before me, this 17th William J. Kehoe
day of September 1890 } Joseph Boylston
A. McMahon POLICE JUSTICE.

0069

CITY AND COUNTY }
OF NEW YORK, } ss.

Sworn to before me, this 17th
day of September, 1890
at New York, N.Y.
Justice.

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Forty free Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of house and lot of Land situate N^o 233 East 37th Street valued at \$11,000. encumbered \$3,000.

Joseph Boylston

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination.

Taken the day of 18

Justice.

0070

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

Dated Dec 4 18 90 W. T. McMahon Police Justice.

I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

Dated Dec 4 18 90 W. T. McMahon 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.....18.....Police Justice.

0071

See Order
Committed without bond
to await the result of inquest
4 Sept. 15. 2 P.M.
Do 17 2 P.M.
Nov. 20 2 P.M.

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court---

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Luman
410 East 17
William J. Kehoe

2

3

4

Dated

Aug 30

1890

McMahon

Magistrate.

Quigley

Officer.

Dr. G.D. Stewart
Bellevue Hospital

Precinct.

Witnesses

George Elliott

No.

321 - Avenue A

Street.

Am. Morgan

No.

357 - East

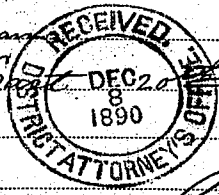
Street.

No.

to answer

Street.

Good bond to await the
result of inquest
4 Dec 4 2 P.M.
Bailed



0072

Beacon Sep 17/90

Mrs. Munaw is now
practically out of
danger. Of course
there still remains
the possibility of
abscess formation but
this is now extremely
remote.

Respectfully,

G. D. Stewart M.D.
Dental Surgeon

0073

Juan de
Murcia

0074

W. L. Luman
is still improving
a day or two more
and he will be out
of danger

G. D. Stewart

Bowie Hosp.
Sep 5 '90

0075

Judge Macmaster
4th District

0076

Department of Public Charities and Correction,
Bellevue Hospital,
WARDEN'S OFFICE.

JOHN FALLON,
Warden.

New York, Sep 13 1890

Mr. Luman is
improving but
not out of danger
G. L. Stewart

0077

Department of Public Charities and Correction,

Bellevue Hospital,

WARDEN'S OFFICE.

JOHN FALLON,
Warden.

New York,

Sept 10 1890

Spud Lums is
doing well and
not yet out of
danger

G. L. Stewart

0078

Yr. Luman
is improving
rapidly but is
not yet out of
danger.

G. D. Stewart
Bellevue Hospital
September 6 1890

0079

Presiding Justice

0080

The patient's condition
is improving very
rapidly. There are
one or two complications
which may still
arise. Should he
escape these he
will live.

Brom Hosp
Sept 4 98
J. L. Stewart

0081

Residing Magistrate
4th District Court

0082

much better than
what I find
anywhere else
and we are
very happy to
have you
with us
J. H. H. H.
J. H. H. H.

0083

The patient, ^{you}
Luman is doing
much better than
was first
anticipated.
and we are
beginning to
hope for his
recovery.

G. D. Stewart

0084

Receiving Magazine
Lt. J. M. M. Count

0085

William Luman is
in a very serious con-
dition and I still
despair of his life.
He however passed
a fairly good night.

W. Stewart
House Surgeon

Bellevue Hosp
Aug 31, 90

0086

STATE OF NEW YORK.
SENATE CHAMBER.



No: 258 Broadway.
New York City.

Albany Nov. 14. 1890.

People
- - -
Jansen.

Andrew D. Parker
My dear Sir:

Will
you be so kind as to give
this case your immediate
attention, if it will not in-
convenience you too much,
by placing it on a day calen-
-dar, and trying it. Mr
Jansen, my client is an old
inferior man and the charge
is worrying the life out of
him, and his friends bother
me. You will very much

0087

oblige,

most truly Yours,

George Langhem:

0088

R. I. COWEN & CO.,
MEN'S AND YOUTHS' CLOTHING,
9 EAST 4TH ST.

NEW YORK, March 11th 1891, -

Hon. Fredt. Smyth
Recorder County New York
My dear Sir,

I was surprised on reading the press of the plea of guilty of Manslaughter entered by William Kehoe, who was tried before you, and I deem it my duty as a Citizen to write you that this is a worthy case for the exercise of Clemency.

I have known this man for several years past, was a neighbor of mine till last April and can bear testimony that he is not vicious, but his crime was the undoubted result of being egged on by unendurable torment beyond endurance and then done.

0089

Control of himself.

His wife is a good hardworking woman and it will be a bitter blow to her to be parted from him.

I will be only too happy to appear before you to give what little testimony I can bearing on his character.

Hoping you will pardon the liberty I take in addressing you I am honored Sir

Respy Yours

Mark Cohen

744 East 37th St

P.S. Should you desire my appearance before you to testify in his behalf you can call me at any time excepting Monday Morning as I leave the City Saturdays to return Monday noon

0090

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William J. Kehoe

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

William J. Kehoe
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

William J. Kehoe

late of the City of New York, in the County of New York aforesaid, on the
29th day of *August*, in the year of our Lord
one thousand eight hundred and ~~eighty~~ *eighty-nine*, with force and arms, at the City and County
aforesaid, in and upon the body of one *William Luman*
in the peace of the said People then and there being, feloniously did make an assault and
to, at and against *him* the said *William Luman*
a certain pistol then and there loaded and charged with gunpowder and one leaden
bullet, which the said *William J. Kehoe*
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,
with intent *him* the said *William Luman*
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

William J. Kehoe
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

William J. Kehoe

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
the said *William Luman* in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and to, at and against *him* the said

William Luman
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,
which the said *William J. Kehoe*

in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully shoot off and discharge, 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.

JOHN R. FELLOWS,

District Attorney.

0091

BOX:

420

FOLDER:

3880

DESCRIPTION:

Keil, Gottfried H.

DATE:

12/02/90



3880

0092

Comptroller present & was sworn in
by the undersigned himself R.M.
& completed his crime within
24 hours.
Witnesses:

G. A. Barry

Officer Barry

Sent for Comptroller & Officer

Counsel, *D. D. Dec 1890*
Filed
Pleads,

THE PEOPLE

vs.

R

Gottfried H. Kerk

Grand Larceny, 1st degree
(Sections 528 and 587 of the Penal Code.)
MISAPPROPRIATION

JOHN R. FELLOWS,

District Attorney.

A True Bill.

William K. Kerk
Foreman.

Dec 2/90

Charles J. Barry

Sentence suspended
Dec 3/90

3

0093

Police Court 2 District.

Affidavit—Larceny.

City and County } ss.:
of New York, }of No. 205 East 9th Street, aged 45 years,
occupation Liquor being duly sworndeposes and says, that on the 15 day of November 1888 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

Good and
lawful money of the United
States to the amount and value of
eighty three dollars and ninety one
cents

\$83-91

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 Godfrey H. Keil

(now here) under the following circumstances:
The deponent was in deponent's
employment on said date as an
assistant porter, and as such
employee deponent was entrusted
as deponent is informed by the
banker Albert G. Baldwin now
deceased, with a bank note of the
denomination of one hundred dollars
for the purpose of paying a butcher
bill of sixteen dollars and nine
cents; and it was the duty of
the deponent to return the
said eighty three dollars and
ninety one cents change, and

Sworn to before me, this

188

day

Police Justice.

0094

Defendant is informed by the said
Albert E. Baldwin that the
defendant did not return the
said money but feloniously
appropriated the same to his
own use. Defendant asks that
defendant be held to answer the
said charge.

17

G. S. Berry

Subscribed before me this

day

Month

1890

John H. Norman

Police Justice.

0095

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 26 years, occupation Bar Tender of No. 205- East 9th

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

Sworn to before me, this 17
day of Mar 1888

Albert G. Balderni

John Furman
Police Justice.

0096

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

Gottfried H. Keil 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. *Gottfried H. Keil*

Question. How old are you?

Answer. *32 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *205 E. 9th - June 1893*

Question. What is your business or profession?

Answer. *Porter*

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

Answer. *I have nothing to say**Gottfried H. Keil*

Taken before me this

day of

1893

Police Justice

0097

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.....

Godfrey H. Keise
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 Mar 17 18820 John J. Hoffman 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.

0098

Police Court--- 2 1735 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Geo S. Berry
205 East 19th
Gabriel H. Keil

Offence

BAILED.

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated Nov 17 1890

Gorman Magistrate.

John Burns Officer.

Precinct.

Witnesses.....

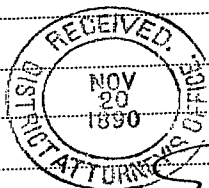
No. Street.

No. Street.

No. Street.

\$ 700 to answer.....

Can



0099

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Gottfried W. Keil

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

Gottfried W. Keil
of the CRIME OF *Grand* LARCENY, in the second degree committed
as follows:

The said

Gottfried W. Keil
late of the City of New York, in the County of New York aforesaid, on the
fifteenth day of *November* in the year of our Lord
one thousand eight hundred and *eighty-ninety*, at the City and County aforesaid, being
then and there the clerk and servant of *one George S. Berry*

and as such clerk and servant then and there having in his possession, custody and control
certain moneys, goods, chattels and personal property of the said

the true owner thereof, to wit:

*the sum of eighty-three
dollars and ninety-one cents in
money, lawful money of the United
States of America, and of the value
of eighty-three dollars and ninety-one cents:*

the said

Gottfried W. Keil afterwards, to wit:
on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,
did feloniously appropriate the said *sum of money* -

to his own use, with intent to deprive and defraud the said

George S. Berry
of the same, and of the use and benefit thereof; and the same moneys, goods, chattels and
personal property of the said *George S. Berry*

did then and there and thereby feloniously steal, 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.

JOHN R. FELLOWS,
District Attorney.

0100

BOX:

420

FOLDER:

3880

DESCRIPTION:

Keller, Frederick

DATE:

12/12/90



3880

0101

Witnesses:
Frank Keller

Counsel, 12 Dec 1890
Filed
Pleads,

THE PEOPLE
vs. F
Fredrick Keller
Grand Larceny Second degree
[Sections 528, 529, 530, Penal Code]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. J. K. Lunsford
Dec 15/90 Foreman.
James D. Galt
Gen. Wm. D. Bell

0102

Police Court—

District.

Affidavit—Larceny.

City and County
of New York, ss.

of No.

Occupation

deposes and says, that on the

in the County of

of deponent, in the

Henry Fischer

Street, aged 44 years,

being duly sworn

December 1890 at the City of New York

was feloniously taken, stolen and carried away from the possession
and thereafter brought into the County
of New York
the following property viz:

One overcoat one pair of
kid gloves. and one match
box together of the value of
fifty dollars (\$50.00)

the property of

Robert C. Kauffman and
in deponent's care and custody.

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 Frederick Keller (now here)

from the fact that the said deponent
was in deponent's Hotel in Astoria Long
Island City. and left said Hotel at
about the hour of 6 o'clock P.M. said
date, and at about 11 o'clock P.M.
said date said property was discovered
missing from said Hotel. and at
the hour of 11.25 o'clock A.M. December
8th deponent found this defendant
at the corner of St Nicholas Avenue
and 113th St New York City with the said
property in his possession. Wherefore
deponent charges the said defendant
with feloniously taking stealing and

Subscribed and sworn to before me this 8th day of December 1890 at the City of New York

Police Justice

Carrying away said property from
 defendant's Hotel in Long Island City
 Queens County and bringing said
 stolen property in the City and County
 of New York.

Sworn to before me } Henry C. Fischer.
 this 8th day of Dec 1890 }

C. W. Mead

Police Justice

0 104

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss.

Frederick Keller

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

Question. What is your name?

Answer.

Frederick Keller

Question. How old are you?

Answer.

40 years old

Question. Where were you born?

Answer.

Germany

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

Answer.

St Nicholas Av & 110th St 17th

Question. What is your business or profession?

Answer.

Gardener

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

F. Keller

Taken before me this

day of

Dec

1894

John M. ...

Police Justice.

0 105

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

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

Dated, Dec 5 1891 James J. [Signature] Police Justice.

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

Dated, _____ 189 _____ Police Justice.

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

Dated, _____ 189 _____ Police Justice.

0106

Police Court, 5-1830 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Harry Fischer
Astoria R. I.
vs.
Rudrick Keller

Offense, "Larceny"

2
3
4

BAILED,

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

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

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

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

Dated, *Dec 8* 1890

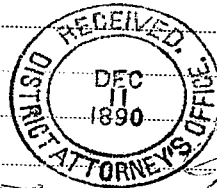
Meade Magistrate.
Christopher Rabbitt Officer.
312 Precinct.

Witnesses.....
No.....Street.

No.....Street.

No.....Street.

\$ *1500* to answer.....



Ch *h*

0 107

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Frederick Keller

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

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

The said *Frederick Keller*

late of the City of New York, in the County of New York aforesaid, on the *seventh*
day of *December* in the year of our Lord one thousand eight hundred and *ninety*,
_____, at the City and County aforesaid, with force and arms,

*one overcoat of the value
of forty-five dollars, one
pair of gloves of the value of
one dollar and one match
box of the value of two dollars*

of the goods, chattels and personal property of one *Robert C. Kaemmerer*

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

SECOND COUNT—

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

Frederick Keller

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

The said

Frederick Keller,

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

one overcoat of the value of forty-five dollars, one pair of gloves of the value of one dollar and one match-box of the value of two dollars,

of the goods, chattels and personal property of one *Robert C. Kaemmerer*

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

Robert C. Kaemmerer

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

Frederick Keller

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

JOHN R. FELLOWS,
District Attorney.

0109

BOX:

420

FOLDER:

3880

DESCRIPTION:

Kelly, Edward

DATE:

12/11/90



3880

Witnesses:

John Murphy
Officer

Counsel,

Filed

Pleads

11 Dec 90

24th Street, THE PEOPLE

Edward Kelly
24th Street, 2nd deg.

H. D.

Robbery, [Sections 224 and 228, Penal Code].
degree.

JOHN R. FELLOWS,
District Attorney.

A True Bill.

William K. Pennington
Foreman.

Part 2 - Dec. 14, 1890
Dead Grand Larceny 2^d deg.

Ed. R. et al. Dec. 22

0110

0111

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

Sworn to before me, this

of December 1889

day

James J. Griffin
of No. 141 Broadway Street, aged 36 years,
occupation Police Officer being duly sworn deposes and says,
that on the 7th day of December 1889
at the City of New York, in the County of New York, he arrested

David Kelly (maunder) and the coun-
seils of John Murphy charging him
with Robbery, and deponent has good
and sufficient reasons to believe
that the said John Murphy will not
appear at the trial of said Kelly to prose-
cute him and as deponent and
wears that he be committed to the house
of detention as such witnesses

James J. Griffin

Police Justice.

0112

Police Court-- District.

CITY AND COUNTY }
OF NEW YORK, } ss

John Murphy
of No. 44 East Broadway Street, Aged 24 Years
Occupation... being duly sworn, deposes and says, that on the
7th day of December 1889 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
United States consisting of
Paper notes and coins, silver and
copper coins together

of the value of Eight Dollars DOLLARS,
the property of Dependent

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

Edward Kelly (prisoner) and two other
persons unknown to deponent, and
such as are as yet unarrested and who
were acting in concert with each
other for the reasons following to wit
That about the hour of 10 o'clock P.M. on
the morning of the aforesaid day de-
ponent had sold property in his freight
house and returned to the room
where he had an office and was in a room
(commonly known as a box) in the
palace 44 East Broadway with a
woman when said unknown persons

Subscribed and sworn to before me this 18th day of December 1889
Police Justice

0113

who are as yet not arrested, and defendant came into said side room (or box) and said numerous persons took hold of defendant and beat him with their clenched fists - and beat him while said defendant took the said property from his person and ran away; Defendant caused said defendant to be arrested and charges him and fully identifies him as the person who took said money from his person while acting in connection with above named persons who are as yet not arrested and he therefore charges him with the Robbery aforesaid

Subscribed before me this 14th day of December 1888
John Murphy

Police Justice

Dated 1888 Police Justice.

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

There being no sufficient cause to believe the within named

Dated 1888 Police Justice.

I have admitted the above named

Dated 1888 Police Justice.

of the City of New York, until he give such bail.

Hundred Dollars and be committed to the Warden and Keeper of the City Prison

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

committed, and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—ROBBERY.

1
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

0114

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

1 1/4 District Police Court.

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

Question. What is your name?

Answer. *Edward Keely*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *United States*

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

Answer. *24 Hamilton Street, 4 years*

Question. What is your business or profession?

Answer. *Shoe dress*

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 Keely

Taken before me this

day of *Sept* 1884

Police Justice

0115

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
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 Dec 2 1892 Police Justice.

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

Dated.....18.....Police Justice.

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

Dated.....18.....Police Justice.

0116

Mr Amos. S. S. S. S.
Hawley & S. S. S.
M. S. S. S. S. S. S.
Church -

Police Court---

1823
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Murphy
vs. S. S. S. S.
Edward S. S. S.

Offence

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

to answer



POOR QUALITY
ORIGINAL

My General Sessions:

The People & C
Agst
Edward Kelly

City & County of New York S.S:
Richard Kelly
of No. 24 Hamilton Street this city
being duly sworn says: that
the defendant above named
is his son - that he has always
lived home with me - with
the exception of a few months
when he was employed on
the Erie Canal between Albany
and Buffalo: that the defendant
has never been arrested or convicted
of any crime, and that he has
always been a perfectly good
boy up to the present charge
against him: he was employed
all of one summer the winter and
part of the following summer
for Messrs: Hawley & Hooper
wholesale Confectioners in Mulberry
Street this city as truck driver -
sworn to before me
this 22nd day December 1890

Notary Public
New York Co

Richard Kelly

N.Y. General Sessions

The People v.
Agost.

Edward Kelly

Affidavit - Character

Jacob Berlinger
Atty. Genl.
23 Chambers St.
N.Y.C.

0118

POOR QUALITY
ORIGINAL

0119

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 Kelly

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

Edward Kelly
of the CRIME OF ROBBERY in the *first* degree, committed as follows:

The said *Edward Kelly*

late of the City of New York, in the County of New York aforesaid, on the *seventh*
day of *December* in the year of our Lord one thousand eight
hundred and ~~eighty-ninety~~, in the ~~right~~-time of the said day, at the City and
County aforesaid, with force and arms, in and upon one *John Murphy*
in the peace of the said People, then and there being, feloniously did make an assault, and

*the sum of eight dollars in
money, lawful money of the
United States and of the value
of eight dollars*

of the goods, chattels and personal property of the said *John Murphy*
from the person of the said *John Murphy* against the will,
and by violence to the person of the said *John Murphy*
then and there violently and feloniously did rob, steal, take and carry away,
he, the said *Edward Kelly* being then
and there aided by ~~an~~ accomplices
actually present, whose names are to
the Grand Jury aforesaid as yet 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.

John R. Tellow,
District Attorney.

0 120

BOX:

420

FOLDER:

3880

DESCRIPTION:

Avery, Joseph

DATE:

12/15/90



3880

0121

BOX:

420

FOLDER:

3880

DESCRIPTION:

Kelly, James

DATE:

12/15/90



3880

0122

Witnesses:

John C. [unclear]

Counsel,

Filed

15th day of Dec, 1890

Pleads,

Agony-76

THE PEOPLE

vs.

I

James Kelly

and I

Joseph Strong

Grand Larceny, second Degree.
(From the Person.)
[Sections 528, 531 and 34, Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John C. [unclear]
Jury 2-10cc. 22, 1890. Foreman.
Both tried and acquitted

0123

Police Court, District.

City and County } ss.
of New York,

of No. 6th Precinct Thomas J. Crystal Street, aged _____ years,

occupation Police detective being duly sworn, deposes and says,

that on the 29 day of November 1890, at the City of New

York, in the County of New York, he arrested James

Kelly and Joseph Avery (both now here) for assaulting an unknown

person, with intent to steal as Pick pockets, ^{on Chrystie Street between Grand & Broome St} for the reasons following to wit

Deponent saw defendant, Avery push said unknown person against said Kelly who placed his hands upon the bodily clothing then worn by said unknown person, with intent to steal as a Pick pocket. The both defendants walked away together

sworn to before me

this 30th day of November 1890

de & sworn

Police Justice

0124

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Joseph Avery

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

Jersey City, N.J.

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

Answer.

127 Chrystie Street One month

Question. What is your business or profession?

Answer.

Butcher

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 a trial by jury
Joseph Avery*

Taken before me this

*3d*day of *March* 189*4**cc B B my*

Police Justice.

0125

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

James Kelly

Question. How old are you?

Answer.

25 years

Question. Where were you born?

Answer.

U.S.

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

Answer.

9 Bowery - 2 weeks

Question. What is your business or profession?

Answer.

Hack Driver

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

Answer.

*I am not guilty
and demand a trial by Jury
James Kelly*

Taken before me this

30

day of *November* 189*9*

City of New York

Police Justice.

0 126

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

Defendants.

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

Dated *Dec. 2* 18 *90* *A. J. White* Police Justice.

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

Dated..... 18..... Police Justice.

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

Dated..... 18..... Police Justice.

0127

5th & Main 2
10. G. M.

4 2.30. sec. 2/90.

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

*Residing Magistrate
in my chambers will please receive
and determine the within case*

*and I am
J. J. [Signature]*

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas Crystal
James Kelly
Joseph Army

3
4

1890
Offence
Violence to person

Dated *Nov 30* 18*90*

Parr Magistrate.

Crystal Officer.

6 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

to answer *Yes*



0128

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Kelly and
Joseph Avery

The Grand Jury of the City and County of New York, by this indictment, accuse
~~James Kelly and Joseph Avery of the crime of~~
~~attempting to commit~~
of the CRIME OF GRAND LARCENY in the second degree committed as follows:

The said James Kelly and Joseph Avery, both

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

~~drivers goods, chattels and~~
~~personal property, (a more particular description~~
~~whereof is to the Grand Jury aforesaid~~
~~intention) of the value of ten dollars.~~

of the goods, chattels and personal property of ~~one~~ ^{a certain person whose}
~~name is to the Grand Jury aforesaid~~ ^{name is to the Grand Jury aforesaid}
~~on the person of the said~~ ^{intention,}
then and there being found, from the person of the said person, —
~~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.

John R. Kellogg,
District Attorney

0 129

BOX:

420

FOLDER:

3880

DESCRIPTION:

Kelly, Peter

DATE:

12/16/90



3880

0130

Witnesses;
Joe Brown
Officer Murphy

#177

Counsel,
Filed 16 day of Dec 1890
Pleads,

THE PEOPLE

vs.

Peter Kelly

PETIT LARCENY

[Sections 528, 529, V & 33 Penal Code]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Stephen Henderson
Dec 17/90 Foreman.
James Dwyer
Genl & Adm RM

0131

Police Court—2 District.City and County } ss.:
of New York,of No. 501 South Avenue George Boren Street, aged 42 years,
occupation Clerkdeposes and says, that the Shaw case in front of Store in 501 South Avenue
in the City and County aforesaid, the said being a Shaw case for
Exhibiting good and wares
and which was occupied by deponent as such
and in which there was at the time a human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking
a plate of glass in said Shaw
case with a wooden crutchon the 11 day of December 1890 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:A quantity of human hair of
the value of Seven dollarsthe property of Elizabeth Boren deponents Wife
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
Peter Kelly (an here)for the reasons following, to wit: That deponent is informed by
William H. Murphy, an officer attached
to the 19th Precinct Police that he heard
that the noise of glass breaking and
he ran to where the noise came from
and found said defendant with said
property in his possession

SWORN TO BEFORE ME

THIS 11 DAY OF Dec 1890.Do
POLICE JUSTICE.Geo Boren

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 44 years, occupation officer of No. 1

aged 19 1/2 years, occupation Prisoner of No. 1911
Prisoner Street, being duly sworn deposes and swears that

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this.

day of.

188

Police Justice.

0133

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

2 District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

23 years

Question. Where were you born?

Answer.

N.Y.

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

Answer.

50 W 30 St. 2 mos

Question. What is your business or profession?

Answer.

Bronze mayer

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 having
the property in my
possession — Another
man broke the glass
and
also escaped

Peter R. Kelly

Taken before me this
day of DECEMBER, 1890

P. J. Kelly
Police Justice.

0134

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 Dymond

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

Dated DECEMBER 11 1890 James C. Sullivan Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

2

0 136

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Peter Kelly

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

Peter Kelly

of the CRIME OF PETIT LARCENY committed as follows:

The said

Peter Kelly

late of the City of New York, in the County of New York aforesaid, on the *seventh*
day of *December* in the year of our Lord one thousand eight hundred and
~~eighty-ninety~~, at the City and County aforesaid, with force and arms,

*a quantity of human hair, (a more
particular description whereof is to
the Grand Jury aforesaid unknown)
of the value of seven dollars*

of the goods, chattels and personal property of one

Elizabeth Bowen

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

SECOND COUNT---

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

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

The said *Peter Kelly*

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,

*a quantity of human hair, (a
more particular description
whereof is to the Grand Jury afore-
said unknown) of the value of
seven dollars*

of the goods, chattels and personal property of one *Elizabeth Bowen*

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

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

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

JOHN R. FELLOWS,
District Attorney.

0138

BOX:

420

FOLDER:

3880

DESCRIPTION:

Kelly, Thomas

DATE:

12/02/90



3880

0139

POOR QUALITY
ORIGINAL

Witnesses:

H. Gallagher
L. B. Bore
Officer Hunt

Louis Dubois, whose
evidence is irreconcilable
with the People is out of
the State and his
testimony cannot be
produced.

I am advised that
upon a full and thorough
examination into the
case the Police have
come to the conclusion
that the defendant is
not guilty of this
offense, and that his
arrest and indictment
were due to mistaken
identification by the
witness Dubois.

Under these circumstances
the ends of justice
require that this
indictment should be
dismissed.

John W. B. McCoe
District Atty

Counsel,

Filed

day of

1890

Pleads,

THE PEOPLE

vs.

Thomas Kelly
alias

Charles Irving

12th St. Court
April 14
1890

JOHN R. FELLOWS,

District Attorney.

A TRUE BILL.

Which the Foreman.

Feb 24/91

Indictment

Dismissed

Grand Jury, 2nd District
[Second offense]
[Sec. 528, 531, 683, Penal Code]

0140

2 DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

agst.

Nov 2
Thomas Kelly

Examination had Nov 26 18880
Before Daniel O Rully Police Justice.

I, W. L. Armbryst Stenographer of the 2 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 Louis Du Bois

as taken by me on the above examination before said Justice.

Dated Nov 26 18880 W. L. Armbryst
Stenographer.

Police Justice.

0141

POLICE COURT,
SECOND DISTRICT,
W. L. ORMSBY, JR.
STENOGRAPHER.

The People vs.
Hugh Gallagher

v
Thomas Kelly

Examined Before Judge O'Reilly
Nov 26

For defendant Daniel E. Finn

Louis Du Bois the complaining
witness being duly sworn and
cross examined on his complaint
affidavit before and says: -

Q. What is your business there - you
are one of the brother?

A. Yes.

Q. What time was this man there?

A. Half past eleven a.m.

Q. Who found out the money was
gone?

A. Brother Joseph (complainant H. Gallagher)
I told him when he came in
that this man had been there

2 When did you tell him that.

A. About 12 o'clock when he came home to dinner.

2. Did you tell him before he found his money was lost?

A No: he said his money is lost

2 What time did he come home?

A At 12 o'clock, He went up to his desk and said the money was gone.

2 Was there any other people there

A Nobody called that morning but this man.

2 You were present when this man called?

A Yes.

2 What did he say?

A He said "Good morning" I said "Good Morning" He said "Brother Joseph sent me to examine the waste paper and gas paper so I brought him in and let him go over the done and he was there twenty minutes."

When he came back he said there was only one wife to be freed and he would send his man around in the afternoon.

2 Do you not know that there is a plumber that does the work of that house?

A Yes.

2 He was not there?

A Not on that day.

2 He has been doing the work right along?

A Yes. He has done a good deal of work there.

2 You knew this man was not that plumber?

A Yes.

2 When was he there before this man?

A About a year I think.

2 Were you in the habit of letting strange men go through the house?

A That was the first time. I let him in because he said

brother Joseph sent him. I supposed he knew him and let him in the house.

Q When was you informed that his name picture was in the Gallery?

A The same day. He was arrested. I was at the station house.

Q You knew his picture

A Yes I knew it when I saw it

Q You identified his picture as that of the man who came to the house.

A Yes

Q Are you positive that he is the man?

A He came down stairs - and he said good bye.

Q Were there pipes to be fixed?

A Yes.

Q You knew the man that was in the habit of fixing it.

A Yes.

Q You knew that Brother Joseph was to send a man to fix it?

A. Yes. This man said that Brother Joseph sent a man to fix the pipe. I knew there was a pipe broken. This man said he was sent to look at it and that he would send his man in the afternoon.

2. He said he would send a man at 10 o'clock.

A. Yes. Send one in the afternoon.

2. He is not the man who usually fixes the pipes?

A. No; he never did.

2. When you went to the station house with Detective Hunt did you look at the pictures?

A. I did.

2. How many did you look over?

A. He showed me the last table and the instant I looked at it I saw it was his picture.

Q Were you assisted in any way in looking for it?

A No.

Q After he was arrested you saw him in the station house?

A Yes.

Q How was this man dressed?

A In blue clothes. - He had a black mustache. His pants suit & coat were blue.

Q What did he tell you?

A He told me he would send a man in the afternoon.

Q You presumed that he was a bona fide member?

A I thought he was the bona

Q You knew that was another member all the time whenever they wanted one?

A I knew that before - he might have changed.

Q You did not know that Father Joseph had made a change?

0147

A No Sw.

Sworn to before me this 26 day
 of March 1890

James C. Beckley
 Police Justice

Thomas Kelly being duly
 sworn and examined in his
 own behalf deposes and says:
 I do not know anything about
 this I do not know where the
 main place is. If he tells me
 where his place is and what
 time it was I can tell. I
 know nothing about it - I
 am not guilty.

Sworn to before me this 26 day
 of March 1890

James C. Beckley
 Police Justice

0148

Police Court

District.

Affidavit—Larceny.

City and County } ss:
of New York,

Hugh Gallagher

of No. 26 Grove

Street, aged 42 years,

occupation Teacher

being duly sworn,

deposes and says, that on the 10th day of November 1890 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property, viz:

a pocket book

containing about one hundred
dollars in United States money

\$ 100—

the property of The Christian Brother and
then in deponent's care

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen and
carried away by Thomas Kelly (now here) underthe following circumstances. The said
property was kept in a desk at No
26 Grove St. the residence of the Teacher
of St. Joseph's school. Deponent
missed the said property on the
10th day of November 1890 about the
hour of 12.30 o'clock p.m., and
deponent is informed by Louis

Sworn to before me, this

189

Police Justice

0149

due Bois, now here that on said date, about the hour of 11.30 O'clock P.M. the defendant came to the house where the said money was kept, and gained access thereto on the pretense that deponent had sent him to examine the papers in the house, and on said pretense the defendant went about the house for twenty minutes and had an opportunity to take said property. Deponent is informed by Detective Hunt of the 9th Precinct that defendant is a well known convict and his picture is in the Rogers Gallery. Deponent did not authorize defendant to go to said premises and deponent now charges defendant with said larceny for the reason that the defendant and no other person had access to said property to steal it.

Hugh Gallagher

Sworn to before me this 26 day
November 1890
D. J. C. Reilly
Police Justice

0150

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 26 years, occupation Cook of No. 26 Stone

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

Sworn to before me, this 26 day of November 1892 } Louis Du Bois
mark

Do J. C. H. H. H.
Police Justice.

0 15 1

CITY AND COUNTY }
OF NEW YORK, } ss.

Patrick J. Hunt

aged _____ years, occupation Deputy of No.

9th Street Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of _____

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

Sworn to before me, this 26
day of Mar 1898 } Patrick J. Hunt

Doyle C. Sullivan
Police Justice.

0152

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Thomas Kelly

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. N. J.

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

Answer. 146 Canal Street 6 months

Question. What is your business or profession?

Answer. Compositor

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
Thomas Kelly

Thomas Kelly

Taken before me this

day of

May
1898

Police Justice.

0 153

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.....

Thomas Kelly

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

Dated *Nov 26* 188*0* *Do J. C. Kelly* 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.

0154

BAILED,

No. 1, by John M. Murray
Residence 12 St. Lukes Place Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

Police Court---

1782 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Hugh Gallagher
26 Grove
Thomas Kelly

2

3

4

Offence

Dated Nov 26 18820

O. Rully

Magistrate.

Hunt & Burleigh

Officer.

902

Precinct.

Witnesses Louis Van Boie

James Heart Academy, Westchester

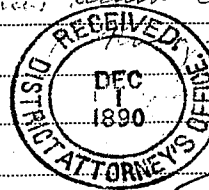
No. 26 Grove Street.

Sub. duces: deputy clerk of

No. _____ Street.

No. _____ Street.

\$ 15.00 to answer.



C. J. ...

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 Kelly
otherwise called
Charles Irving

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

Indictment accuse *Thomas Kelly, otherwise called*
Charles Irving

of the crime of *Grand Larceny in the second degree*
as a SECOND OFFENSE, committed as follows:

Heretofore, to wit: at a court of ~~General Sessions of the Peace~~, holden in and
for the City and County of ~~New York~~, at the ~~City Hall~~, in the said City of New York,
King's County, in the said County of Kings,
on the *Twenty seventh* day of *April*, in
the year of our Lord, one thousand eight hundred and *eighty five*,

before the Honorable *Henry A. Moore, County Judge of the*
said County of Kings, and *James Savage, Justice*,
and *William Shedd, Justice*, of the said County of *Kings*,
and Justices of the said Court, the said *Thomas Kelly otherwise*
called Charles Irving,
by the name and description of *Charles Irving*,

was in due form of law convicted of *a felony*

to wit: *Grand Larceny in the second degree*
upon a certain indictment then and there in the said Court depending against *him*

the said *Thomas Kelly, otherwise called Charles Irving*, by the
name and description of *Charles Irving*

as aforesaid,

for that *he*

~~then~~

late of the

0 156

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

Twenty fourth day of June in the

year aforesaid, at the City of Brooklyn in the City and

County aforesaid, with force and arms,

did feloniously steal, take
and carry away one watch of the value
of fifty dollars, one chain of the value of
twenty dollars, the property of one Charles
H. Sumner.

0157

And Thereupon, upon the conviction aforesaid, it was considered by the said Court of General Sessions of the Peace, and ordered and adjudged that the said Thomas Kelly, otherwise called Charles Dunning, by the name and description of Charles Dunning as aforesaid, for the felony and grand larceny whereof he was so convicted as aforesaid, be imprisoned in the New York State Reformatory at Elmira, New York at hard labor for the term of to be dealt with according to law, as by the record thereof doth more fully and at large appear.

And the said Thomas Kelly, otherwise called Charles Dunning, late of the City of New York, in the County of New York aforesaid, having been so as aforesaid convicted of the felony and grand larceny in the second degree, in manner aforesaid, afterwards, to wit: on the Tenth day of November, in the year of our Lord one thousand eight hundred and ninety at the City and County aforesaid, with force

and arms, ~~time of the same day,~~ divers promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the payment of and of the value of one hundred

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

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

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

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of ten dollars, and one pocket

watch of the value of one dollar, of the

goods, chattels and personal property of one
 John F. Gallagher, then and there residing and,
 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.

John F. Gallagher,

Defendant.

0159

BOX:

420

FOLDER:

3880

DESCRIPTION:

Kelly, Thomas

DATE:

12/16/90



3880

0160

def's real name is Thomas Kelly

Witnesses:

John J. Sullivan
Officer Harris

#16
Counsel,
Filed 16 day of Dec 1890
Pleads, 11th

THE PEOPLE

vs.

Thomas Kelly

John R. Fellows
District Attorney

JOHN R. FELLOWS,
District Attorney.

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

A True Bill.

John R. Fellows
Foreman.

Dec 17/90

Henry Dayley
S.P. 3 4/15

Dec 19/90

19

0161

Police Court—

District

City and County } ss.:
of New York,

of No.

occupation

deposes and says, that the premises No.

Street, aged 43 years,

being duly sworn

in the City and County aforesaid the said being a

the store floor of

and which was occupied by deponent as a clothing store

and in which there was at the time ^{no} human being, by name

were BURGLARIOUSLY entered by means of forcibly

opening a
lock, leading to the door
leading to said store

on the 10 day of

Dec 1888

in the day

time, and the

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

A quantity of clothing
of the value of
Ninety 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

Thomas Kelly (now here)

for the reasons following, to wit:

Deponent says—said property
was in said premises, and de-
ponent is informed by Officer Thomas
Morris of the 11th Precinct, that at
about 5 PM. of said date said
officer arrested defendant on Orchard
Street, defendant having in his
possession a quantity of wearing
apparel, which property was

Defendant admitted. Said Officer he had
taken from deponents premises, which
premises defendant also admitted to
said officer he had forcibly entered.
Deponent further says - when he
left his store during the afternoon of
said date, he securely locked the
door leading to said store, and further
says that the property found
in defendant's possession by said Officer
as aforesaid, deponent identifies as being
his property.

Wherefore, deponent charges de-
fendant with burglariously entering his
premises, and stealing and
carrying away said property from
his possession.
Sworn to before me, J. Harris man
this 11th day of ~~October~~ ^{November} 1888
[Signature]
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 _____ 1888 _____ Police Justice.
I have admitted the above named _____
to bail to answer by the undertaking hereto annexed. _____ 1888 _____ Police Justice.
There being no sufficient cause to believe the within named _____
guilty of the offence mentioned, I order he to be discharged. _____ 1888 _____ Police Justice.
Dated _____ 1888 _____

Police Court, _____ District,	
THE PEOPLE, &c., on the complaint of	
vs.	
Offence—BURGLARY.	
1	
2	
3	
4	
Dated _____ 1888	Magistrate.
	Officer.
	Clerk.
Witnesses.	
No. _____	Street, _____
No. _____	Street, _____
No. _____	Street, _____
to answer General Sessions.	

0 163

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation _____

11 7 1936 _____ of No. _____

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

11 Dec 1936 } Thomas J Morris

Police Justice.

0164

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

3 District Police Court.

Thomas Kelly

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

Question. What is your name?

Answer.

Thomas Kelly

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

United States

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

Answer.

52 Sherriff St - 5 years

Question. What is your business or profession?

Answer.

Printer

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

Answer.

I am not guilty.
Thomas Kelly

Taken before me this 11th day of May 1906

Police Justice

0 165

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

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

Dated *Dec 11* 18 *90* *Reffert* Police Justice.

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

Dated..... 18 Police Justice.

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

Dated..... 18 Police Justice.

0 166

Police Court--- 3 --- District. 1830

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Morris Feldman
3- vs. Suffolk St.
Thomas Kelly

Officer
M. J. Kelly

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated Dec 11-1890

Duffy Magistrate.

Thomas J. Morris Officer.

11 Precinct.

Witnesses Paid Officer

No. offr Cohen Street.

11 Precinct.

No. _____ Street.

No. _____ Street.

\$ 1000



G. J. Kelly
& Com. for the
District

0 167

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 Kelly

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

Thomas Kelly

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

The said

Thomas Kelly

late of the *Thirteenth* Ward of the City of New York, in the County of New York
aforesaid, on the *ten*th day of *December* in the year of our Lord one
thousand eight hundred and *eighty-ninety*, with force and arms, in the
day - time of the same day, at the Ward, City and County aforesaid, the
~~dwelling house of one~~ *a certain building to wit:*

the store of one Harris Feldman

there situate, feloniously and burglariously did break into and enter, with intent to
commit some crime therein, to wit: with intent, the goods, chattels and personal property
of the said *Harris Feldman, in the*
said store ~~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.

SECOND COUNT—

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

Thomas Kelly

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

The said *Thomas Kelly*

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

divers articles of clothing and wearing apparel of a number and description to the Grand Jury aforesaid unknown, of the value of ninety dollars

of the goods, chattels, and personal property of one *Harris Feldman*
store *Harris Feldman*
 in the dwelling house of the said

there situate, then and there being found, from 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.

0169

THIRD COUNT.

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

Thomas Kelly

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

The said

Thomas Kelly

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

divers articles of clothing and wearing apparel, of a number and description to the Grand Jury aforesaid unknown, of the value of ninety dollars

of the goods, chattels and personal property of

Harris Feldman

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

Harris Feldman

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

Thomas Kelly

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

JOHN R. FELLOWS,

District Attorney.