

0655

BOX:

453

FOLDER:

4173

DESCRIPTION:

Keefe, William

DATE:

10/22/91



4173

POOR QUALITY
ORIGINAL

0656

Witnesses:

Ed Sullivan
Miss D. Friedman

Counsel,

Filed *22* day of *Oct* 189*1*

Pleads,

THE PEOPLE

vs.

William Keefe

Second Degree
Grand Larceny,
[Sections 528, 534, 535
Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

[Signature]
Foreman.

[Signature]
[Signature]
[Signature]

[Signature] - P.M.

POOR QUALITY
ORIGINAL

0657

(1305)

Police Court— District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 343 Manhattan Avenue Street, aged 30 years,
occupation Electric typewriter being duly sworn,
deposes and says, that on the 1st day of October 1899 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

One overcoat, One Frock Coat
and pair of diamond cuff
Buttons, One neck tie, and
diamond Stud

Being in all together of the value of

Two hundred Dollars
(\$ 200)

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 William Keefe (proach)

for the reasons following to wit:
That on said day said overcoat
and said frock coat were hanging
on a rack in a room 18 Rabel
Street, and said necktie and diamond
stud and said cuff buttons were in
the outside pocket of the said
overcoat, and deponent missed
said property and he is informed
by Cornelius J. Sullivan a police
officer of the 4th precinct police
that he saw said deponent in
city hall going having said coats
in his possession acting in a suspicious

Sworn to before me, this day
of 189

Police Justice

POOR QUALITY
ORIGINAL

0658

manner. And when said Sullivan
approached him said defendant
threw away said coat. And saw And
said Sullivan arrested said defendant
and found the aforesaid property
in the over coat pocket which he
deponent fully identifies as being
his together with the said coat
and he therefore charges said defen-
dant with the larceny aforesaid

Subscribed before me
this 15th day of October 1899 } Mr. R. Brinkman
Do J. C. Brinkman }
Notary Public

POOR QUALITY
ORIGINAL

0659

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 34 years, occupation Police Officer of No.

4th Avenue Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Max R. Bruckman

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

Sworn to before me, this

day of

188

15 October 188 Conradus J. Sullivan

Do J. C. R. Sullivan

Police Justice.

POOR QUALITY
ORIGINAL

0660

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Taken before me this

day of October 1889

Police Justice.

POOR QUALITY
ORIGINAL

0661

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____

Police Court---

District.

1330

THE PEOPLE &c.,
ON THE COMPLAINT OF

John D. [Signature]
373 Manhattan Ave
William [Signature]
Offence

Dated *October 15 1891*

Deputy Magistrate.

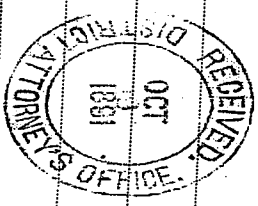
Alvan [Signature] Officer.

4 Precinct.

Witnesses _____

No. _____ Street _____

No. _____ Street _____



No. _____ Street _____

\$1500 to answer _____

Can [Signature]

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

Defendant and
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 *October 15 1891* *[Signature]* 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 h to be discharged.

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0662

505

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 Keepe

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

William Keepe

of the CRIME OF GRAND LARCENY IN THE

second

DEGREE, committed

as follows:

The said

William Keepe

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

*one overcoat of the value of
forty dollars, one coat of the value
of thirty dollars, one pair of
cuff-buttons of the value of thirty
dollars, one stud of the value
of one hundred dollars, and one
neck-tie of the value of one
dollar*

of the goods, chattels and personal property of one

Max R. Brinkman

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

William Keefe

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

The said

William Keefe

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 dollars, one coat of the value of thirty dollars, one pair of cuff buttons of the value of thirty dollars, one stud of the value of one hundred dollars, and one necktie of the value of one dollar

of the goods, chattels and personal property of one

Max R. Brinkman

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

Max R. Brinkman

unlawfully and unjustly did feloniously receive and have; the said

William Keefe

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

DE LANCEY NICOLL,

District Attorney.

0664

BOX:

453

FOLDER:

4173

DESCRIPTION:

Kegalo, Michael

DATE:

10/29/91



4173

0665

POOR QUALITY
ORIGINAL

Witnesses:

Pietro Pisalano

Counsel,

Filed,

Pleads,

189

THE PEOPLE

vs.

Michael Hegals

H. D.

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

DE LANCEY NICOLL,

District Attorney.

Part 3. Nov 30. 1897
A TRUE BILL.
Indictment

Aggravated

Foreman

Nov 19 1897

Nov 30 1897

Nov 13 1897

Nov 25 1897

Nov 27 1897

POOR QUALITY
ORIGINAL

0666

Police Court—14 District.

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

Pietro Pisalano
of No. 440 79 James Street, aged 35 years,
occupation Organ Grinder being duly sworn
deposes and says, that on the 23 day of October 1887 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

Michael Regala (murderer)
who evilfully cut deponent
about the neck with a
razor which he held in his
hand

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

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

Sworn to before me, this 23 day
of October 1887

Pietro Pisalano
deponent
Police Justice.

POOR QUALITY
ORIGINAL

0667

Sec. 193-200

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
Michael Negale
his

Taken before me this

Day of

Police Justice.

POOR QUALITY
ORIGINAL

0668

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____

Police Court... District...

1344

THE PEOPLE, &
ON THE COMPLAINT

John J. Casano
George W. Casano
Michael J. Casano

1
2
3
4
Offence _____

Date *October 23* 1891

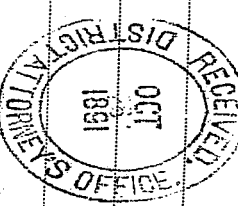
Alvin Magistrate
Cooke Officer
H Precinct

Witnesses

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____



Law Attorney
Howe by *Oct 24 91*
Samuel

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

Defendant
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *1000* 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 *Oct 23* 1891 *[Signature]* 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.

POOR QUALITY
ORIGINAL

0669

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, DISTRICT.

of No. 4th Precinct Street, aged _____ years,
occupation Police officer being duly sworn deposes and says,
that on the 23d day of October 1889

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

Michael Regals (now where on the
complaint of Pietro Passalano
charging him with Felicious assault
and defendant has good and sufficient
reasons to believe said Passalano
will not appear at the next court
of general sessions and he asks that
he be committed to the House of
Detention

Fred A. Coombs

Sworn to before me, this

of October 1889

73 day

Police Justice.

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Michael Regalo

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

The said Michael Regalo
late of the City of New York, in the County of New York aforesaid, on the 22nd
day of October in the year of our Lord one thousand eight hundred and
ninety-one, with force and arms, at the City and County aforesaid, in and upon
the body of one Pietro Pissalano in the peace of the said People
then and there being, feloniously did make an assault and him the said
Pietro Pissalano with a certain razor

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

with intent him the said Pietro Pissalano
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
Michael Regalo
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said Michael Regalo
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
Pietro Pissalano in the peace of the said
People then and there being, feloniously did wilfully and wrongfully make another assault,
and him the said Pietro Pissalano
with a certain razor

which the said Michael Regalo
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 strike, beat, cut, stab and wound, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and their
dignity.

De Lancey Nicoll
District Attorney.

0671

BOX:

453

FOLDER:

4173

DESCRIPTION:

Kelly, Cornelius

DATE:

10/22/91



4173

POOR QUALITY
ORIGINAL

0672

Witnesses:

Wm. Kearney

Chas. Kearney

Wm. Kearney

Wm. Kearney

Wm. Kearney

Counsel,

Filed 22nd day of Oct 1891

Pleads, *July 23*

THE PEOPLE

vs.

Cornelius Kelly

Burglary in the Third Degree.
[Section 498, Penal Code.]

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

James H. [unclear]

Foreman.

Wm. [unclear]

Wm. [unclear]

and [unclear] [unclear]

2. H. H. [unclear]

12/1/91

47

The People
vs
Carmelino Kelly { Court of General Sessions. Part I
 { Before Recorder Smyth. November 10. 1891
Indictment for attempt at burglary in the third degree.
Owen Kivlan, sworn and examined, testified.
I live at 305 East Seventeenth street and I am
a collector and employed at 1136 Second Avenue
I was in charge of the store 1136 Second Avenue
on the 14th of October. I locked up the store that
night at eight o'clock; it is a double door. I
locked it first with a key, a stock lock
and then an iron or metal padlock. I went
home, and the next morning I opened the
door about a quarter past seven and found
the padlock gone and the hasp removed, and
two marks like a "jimmy" as if the two doors
had been pressed open. There was tea, coffee
and sugars principally in the place and
valued at a couple of thousand dollars. The
premises are in the nineteenth ward. I have
seen the lock since in the possession of
officer Scheuing at the apt. Knive Police Court.
The lock now shown me is the one that I placed
upon the door the night I locked up the store.
Michael J. Keane, sworn and examined.
testified. I am an officer attached to the 25th
precinct. I was in the neighborhood of Sixtieth
Street and Second Avenue on the night of Oct.
14th about 12.20. My attention was attracted to
1136 Second Avenue. I saw the defendant Kelly.

In passing I heard a noise at the door. I thought it was kind of unusual at the time for the place to be open or the occupant to be closing up, as I knew he used to close earlier. I waited a minute. I seen they were working on the door, the prisoner at the bar and Michael Maren, who was tried the other day. They had the officer on post located. I was in citizens clothes, and every once in a while they would come up to the curbstone to see where the officer was, and after a while the officer started to go down towards where they were - Officer Scheuing. When the officer came down where I was I jumped on the car track. There was a car approaching at the time. I told him to jump on the car to head them off, for they were trying to break in the door of the store 136 Second Avenue. He done so. I followed him down. Kelly ran one way and the other person the other. I followed Kelly and brought him back and gave him up to Officer Scheuing who was there on post at the time. I saw this prisoner, Kelly at the door of this store. I saw him go from the door out to the street and go back to the door again two or three times while I was watching. There was a street lamp

right opposite the door on the other side, and also an electric light on the corner. There was a reflection shining on the door from the electric light as well as from the street lamp. How far is 1136 from the corner? It is about twenty five feet from Sixtieth st. Is it Sixtieth street the light is located on? On Fifty Ninth street there is a street lamp right opposite on the other side beside the lamp on the corner. There is a street lamp on the same side as the store is? Yes on the corner of Sixtieth street. And the electric light is on the same side? On the opposite side in Fifty Ninth street. When you arrested Kelly and handed him over to Officer Scheuring did you go back to the premises? Yes, took him back past the door, examined the door, and found the lock had been broken open. That was plain to be seen? Yes, I could see it from the street lamp. Have you seen that lock before today. (showing lock to witness) Yes sir. Where did you get it? That was got in the hallway by an officer the next morning; he took it to the Court in Fifty Seventh street. It was handed you by an officer? Yes. What was the officer's name? Wade; it was on his post. Was it identified by Kivlin as the lock which

belonged to his door? Yes sir. That was not in that door when you went there? No sir.

Cross Examined. You were standing across the street from this place you say? Yes sir. What hour? About 12.30. You heard you say a noise at this door, you looked across the street, and you say you saw ~~that~~ young man there? Yes sir. You say he came out to the curb and then went back? Yes sir. Why didn't you cross right over and arrest these two young men? I was giving them time enough to get inside, which they would no doubt have done if the officer on post — you waited there and wanted to give them a chance to go in? Yes. You say another officer came along and these men went away? Yes sir. Which way did they go? Towards Fifty Ninth street. What did you do? I told the officer. What did you do then? I followed them down and the officer headed them off. The officer got on the car. I followed them on the same side, they were on the east side of the Avenue. Where was this young man when you arrested him? Running towards Third Avenue and Fifty Ninth street. Did you arrest him right opposite a restaurant? No sir. Did you strike him? Yes I did; no doubt if I did

not do it he would have got away. Did you have any conversation with him? No sir. Why didn't you ask him what he was doing there? I took him back to the officer and Officer Scheuring took him passed the place. He said he did not do it. The officer searched him in the station house. Do you know this young man? Yes, I have known him three or four years. Do you know anything against his character? I know him to be arrested a couple of times for disorderly conduct. John A. Scheuring, sworn and examined. I am an officer attached to the 25th precinct. I was in the neighborhood of 1136 Second Avenue on the night of the 14th of October. I saw the defendant in the neighborhood of that place that night. I first saw Officer Keane on Second Avenue between 60th and 61st streets and had a conversation with him. I jumped on a Second Avenue car and rode down to 58th St. and jumped off the car there. There were two men came down the avenue at the time. So I walked up the avenue and met those two men. I was within six or eight feet of them. Cornelius Kelly and Michael Warren. I was in uniform. They started to run

I was on post. Michael Warren ran one way, down towards Fifty Eighth St. and Kelly ran towards Fifty Ninth St.. I ran after Michael Warren and he escaped. I did not get him at that time, he ran into a hallway. I lost all trace of him there. That was the prisoner was tried the other day. Kelly was brought back to me by Officer Keane. I brought him up to the station house. Before we went up to the station house Officer Keane told me in the presence of Kelly they were trying to get into the door of Anderson's Tea store 1136 Second Avenue. On the way up to the station house both of us stopped in front of the store and examined the door. We found the door had been tampered with. There had been marks of an instrument wedged into the door way where they pried off some wood. There was a catch where there had been a padlock on to it; it dropped straight down like; there was a padlock on the door at the time. Officer Wade relieved me in the morning; he is not in Court. I do not think he has been subpoenaed. I was in the Police Court the next morning and Officer Wade was there he

brought that lock down and gave it to me. I charged the prisoner in the police court with having broken into the place, and he said he knew nothing at all about it. I arrested the prisoner Warren a week afterwards. I had seen the prisoner Kelly several times before. I knew him personally. His character is not of the very best. I would not say it is very bad. I have never known him to be convicted of anything only for petty offenses, such as disorderly conduct, and he was wanted two months ago for felonious assault. Cornelius Kelly, sworn and examined in his own behalf, testified. I live at 324 East Sixty Third St. with my father. I recollect the night I was arrested. I was at a meeting that night in Sixty Third street and met a friend named Larry Curry and he asked me where there was a restaurant. I told him there was one in Fifty Eighth St. I said, If you will wait till the meeting is over I will be going down for something to eat myself. So he waited and we walked down Second Avenue and never stopped on the way going down until we reached the restaurant. When we reached the restaurant this officer jumped off the

car and hit me over the head. I did not know what it was for and I ran; and Officer Keane caught me and he fetched me up the next block and said I burglarized the place. I did not know anything at all about it. This Warren who was convicted I did not know him at all. Larry Curry, the man I met, I used to eat with him. I don't know where he lives; it is in Yorkville somewhere. Have you been in jail since your arrest? Yes sir. You have not been out on bail? No sir. Where had you been that night? In a meeting in Sixty Third Street. What kind of a meeting was it? An election meeting. It was held in Sixty Third Street between First and Second Avenues. It was a political meeting, and among the speakers was Assistant District Attorney Mc Intyre. I was not in at the beginning of the meeting; it ended at about a quarter to twelve o'clock. It was a little after twelve o'clock when I was arrested. The officer is mistaken when he says it was about twenty minutes past twelve o'clock. The jury rendered a verdict of guilty of an attempt at burglary in the third degree. The defendant was remanded for sentence.

**POOR QUALITY
ORIGINAL**

0681

Testimony in the
case of
Cornelius Kelly

Filed Oct 1891

POOR QUALITY
ORIGINAL

0682

Police Court— 4 District.

City and County } ss.:
of New York,

Owen Kivlan
of No. 1136 2nd Avenue Street, aged 34 years,
occupation Clerk being duly sworn

deposes and says, that the premises No. 1136 2nd Avenue Street, 21 Ward

in the City and County aforesaid the said being a dwelling the store
floor of which

~~and which was occupied by deponent as a~~ Thomas Anderson as a sea store
~~and in which there was at the time a human being, by name~~

~~were~~ attempted to be **BURGLARIOUSLY** entered by means of forcibly inserting a
burglar's tool or other instrument between
the door and an iron cross bar and tearing
off the pad lock used in fastening said door

on the 17th day of October 1899 in the night time, ~~while~~
~~the property feloniously taken, stolen and carried away, viz:~~

with intent to commit some crime
therein

39 & 60 St

~~the property of~~

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~~ attempted to be committed for the purpose aforesaid

Cornelius Kelly (now here) and an
unknown man

for the reasons following, to wit: that on the previous evening
deponent securely locked and fastened
the door and windows leading into
said premises and a large quantity
of merchandise was therein. Deponent
has since found the pad lock broken
off and removed and the door bearing
marks that some instrument has been
forcibly used to break it. Deponent is

POOR QUALITY
ORIGINAL

0583

informed by John A. Shering (now here)
a police officer, that at about at about
the hour of one o'clock a.m. on said
day he was ~~patrolling~~ said Avenue which
is his post and saw the defendant
and the unknown man loitering about said
premises and arrested them but they escaped
Depositor is further informed by Officer Michael
J. Keane, (now here) that he saw the defendants
and the unknown man at said door and
heard the breaking of of the fastenings and
upon their escaping from Officer Shering
he pursued the defendant and arrested
him

Sworn to before me 3 Owen Kiernan
this 17th October, 1891 3
[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
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1888
There being no sufficient cause to believe the within named
guilty of the offence mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District

THE PEOPLE, &c.,
on the complaint of

vs.

1
2
3
4

Offence—BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witness.

No.

Street.

No.

Street.

No.

Street.

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0684

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 29 years, occupation Police Officer of No. 25

Police officer Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Owen Kivilan

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

Sworn to before me, this

day of

October 17 1897

Michael J. Keane

[Signature]

Police Justice.

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 30 years, occupation Police officer of No. 25

Prentiss Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Owen Kivilan

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

Sworn to before me, this

day of

October 17 1897

John A. Schenning

[Signature]

Police Justice.

POOR QUALITY
ORIGINAL

0685

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK,

4 District Police Court.

Cornelius 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. *Cornelius Kelly*

Question. How old are you?

Answer. *19 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *East 63rd Street; 2 months*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I am not guilty*
Cornelius Kelly
mark

Taken before me this *17*

James C. [illegible]

Police Justice.

POOR QUALITY
ORIGINAL

0585

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____

Police Court-
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward Kuitlan
1136 2nd Ave

Bernardus Kelly

1
2
3
4
Offence *Adultery*
Burglary

Dated *Oct 17* 1891

Murray Magistrate.

Seleming Officer.

25 Precinct.

Witnesses

Officer
No. *Michael & Ave* Street.

No. *Michael & Ave* Street.

No. *Michael & Ave* Street.

No. *Michael & Ave* Street.



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

defendant

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

Dated *Oct 17* 1889 *Kennedy* 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.

POOR QUALITY
ORIGINAL

0687

483

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

THE PEOPLE OF THE STATE OF NEW YORK

against

Cornelius Kelly

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

Cornelius Kelly
of attempting to commit the crime
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said

Cornelius Kelly
late of the 21st Ward of the City of New York, in the County of New York aforesaid, on the
seventeenth day of *October* in the year of our Lord one
thousand eight hundred and ninety- *one* in the *night*-time of the same day, at the
Ward, City and County aforesaid, a certain building there situate, to wit, the *store* of
one *Thomas Anderson*

attempt to
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 *Thomas*
Anderson in the said *store*
then and there being, then and there feloniously and burglariously to steal, take and carry away,
against the form of the statute in such case made and provided, and against the peace of the
People of the State of New York and their dignity.

He Lancelotti Nicoll,
District Attorney

0688

BOX:

453

FOLDER:

4173

DESCRIPTION:

Kennedy, Thomas

DATE:

10/19/91



4173

POOR QUALITY
ORIGINAL

0609

Witnesses:

Off Superior

*The evidence in this
Case will not warrant
a conviction as the same Thomas Kennedy
of Criminal intent is
wholly and entirely
lacking and amounting
that the debt was but
an employee under a
brother with no intent
to violate the law I
recommend that the
indictment be dismissed*

*Hampshire County
A. W. Carr
April 28/92*

Counsel,

Filed

189

Pleas,

19 Oct

THE PEOPLE

vs.

Thomas Kennedy

County to Annals
(Sect. 655 - same case)

DE LANCEY NICOLL,

District Attorney.

For John G. R. R. R.
of the 1st County, and others

A TRUE BILL.

De Lancey Nicoll

Sept 22/92

Foreman.

Indictment

Dismissed

COURT OF GENERAL SESSIONS,
CITY AND COUNTY OF NEW YORK, ss:

P E O P L E

against

THOMAS KENNEDY.

CITY AND COUNTY OF NEW YORK, ss:

THOMAS KENNEDY, being duly sworn, deposes and says: I reside at No. 303 Mulberry Street, in said City of New York; am now and for seven months now last past have been a car driver for the Third Avenue Railroad Company. I am twenty six years of age and for ten years now last past have driven, ridden and taken care of horses and am familiar with their proper care, use and management.

On or about September 3rd, 1891, between five and six o'clock in the afternoon, as I was driving down Third Avenue in said New York City, two horses attached to a car belonging to said Third Avenue Railroad Company and when at or near Twenty-second Street, I was stopped by one Daniel Seymour, said to be an officer of the American Society for Prevention of Cruelty to Animals, taken into his custody and ordered, without being given any reason for such conduct, to unhitch said horses from said car, which I immediately did. He then ordered me to drive said horses to the stable of said Society on said Twenty second Street near Fourth Avenue, which I also did, where said horses were taken from me and I

**POOR QUALITY
ORIGINAL**

0691

2

was then taken by said Seymour to a Police Station on said Twenty second Street, where I was incarcerated until about nine o'clock in the morning of the next day when I gave bail and was released.

At the time of said arrest I had driven said horses from the car-station of said Third Avenue Railroad Company at Third Avenue and Sixty-fifth Street, where they had been harnessed for and assigned to me about twenty minutes prior to said arrest. I hitched them on to said car without examining them and drove them South on said Third Avenue until I reached Twenty-second Street as aforesaid. Said horses travelled from said 65th Street to said Twenty second Street easily and naturally without my urging them, and were in a proper and fit condition for the work I called on them to do. The car they drew was not over-crowded, nor said horses overdriven and my treatment of them was in no respect cruel nor did I subject them to any torture or torment. I drove them carefully and in a manner proportioned to their condition, which was proper and fit for the work I called upon them to do. When I reached the stable of said Society on Twenty second Street, as aforesaid, I noticed for the first time two small dry scabs on the shoulder of one of the horses, but they were not touched or chafed by the harness or collar of said horse, did not interfere with his movements and it was not cruel to drive said horse with said scabs. I did not select said horses nor did I have any voice or choice in their

POOR QUALITY
ORIGINAL

0692

3

selection when they were harnessed and assigned to me as aforesaid about twenty minutes before said arrest.

If there was any vital or important physical defect in the condition or character of said horses while under my charge as aforesaid, I was ignorant of it.

I have never in my life been arrested before or since.

Subscribed and sworn to before
me this 30th day of November, 1891.

Thomas. Kennedy
B. D. Washburn
Notary Public, 20th
of the County of
New York.

POOR QUALITY
ORIGINAL

0693

NOTICE OF ENTRY.

—
Please to take notice that the within
is a copy of

this day duly entered and filed herein
in the office of the Clerk of

of New York.

Dated New York, 189

HOADLY, LAUTERBACH & JOHNSON,
Attorneys for

To

Court of General Sessions

People

v.

Thomas Kennedy.

Original

Affidavit of Thomas Kennedy

HOADLY, LAUTERBACH & JOHNSON,
Attorneys for Deft.

120 BROADWAY,

NEW YORK CITY

Due service of a copy of within is hereby admitted.

DATED,

To

189

COURT OF GENERAL SESSIONS,
CITY AND COUNTY OF NEW YORK, S. S.

PEOPLE

Against
THOMAS KENNEDY

CITY AND COUNTY OF NEW YORK, S. S.

JOHN STEWART, being duly sworn deposes and says; I reside at No. 211 East 58th Street in said New York City, and am now and for twenty-six years now immediately last past have been an inspector of the Third Avenue Railroad Company of said New York City. On or about September 3, 1891, I appeared before Hon. Judge McMahon in the Police Court of said City of New York for the Fourth District, in behalf of one Thomas Kennedy a car driver and employee of said Third Avenue Railroad Company, said Kennedy having been arrested by one Daniel Seymour, an officer of the American Society for Prevention of Cruelty to Animals, on a complaint charging said Kennedy with cruelty to animals, in that he, the said Kennedy while having the care and custody of a certain horse car belonging to said Third Avenue Railroad Company, did cruelly torture a horse or horses attached to the same by compelling them to pull the same. After said Seymour had given his testimony as to what said cruelty consisted of, to wit, in driving a horse having a scab or gall on his shoulder, I demanded a trial by jury and an appeal to said Court of General Sessions, giving as a

POOR QUALITY
ORIGINAL

0695

reason therefor that said charge of cruelty was malicious, spiteful and uncalled for and that said defendant Kennedy was ignorant of any gall or scab on said horse or horses, at the time of said alleged cruelty, as he Kennedy was only a driver and had not harnessed or hitched up said horses to said car, and had had no chance to see any scab or gall on said horse or horses. I further said in my experience of twenty-five years I had never known a horse-car driver to be tried at said Court of General Sessions for cruelty to animals and that I believed the present charge was so petty that the District Attorney's office of said County would not waste its time in considering it. Said Seymour thereupon energetically replied that he would himself see that this case was tried in said Court of General Sessions.

I have read the copy of said Seymour's affidavit hereto annexed and marked "Exhibit A" and it is untrue as therein stated that I then said or ever said that I had had a half a dozen cases in the last six years in the Court of General Sessions that had never come to trial, or that I said anything at the hearing before said Judge McMahon that conveyed or tended to convey the meaning that the appeal of this case would prevent its coming to trial other than from the pettiness, injustice and evident malice of the charge above mentioned.

Subscribed and sworn to
before me, this 27th day
of November, 1891.

[Signature]

B. D. Washburn
Notary Public, 20th
of the County of New York.

COURT OF GENERAL SESSIONS,
City and County of New York, ss:

PEOPLE

*

VS.

*

THOMAS KENNEDY.

*

City and County of New York, ss:

STEPHEN F. REYNOLDS, beingnduly sworn, deposes and says: I reside at No. 1037 Third Avenue, in said New York City, am now and for five years now immediately last past have been an Inspector of the Third Avenue Railroad Company of said New York City. On or about September 3d, 1891, I was present in the Police Court of said City of New York for the Fourth District before Hon. Judge McMahon, when one Daniel Seymour, an officer of the American Society ~~of~~ for Prevention of Cruelty to Animals preferred a charge of cruelty to animals against one Thomas Kennedy, a car driver and employee of said Third Avenue Railroad Company. Said Kennedy was represented by one John Stewart an Inspector of said Third Avenue Railroad Company. I heard all that transpired before said Hon. Judge McMahon, relating to said charge of cruelty, and after said Seymour had given his testimony as to the charge of cruelty which consisted mainly in driving a horse or horses having a scab or gall on his shoulder, said Stewart demanded a trial by jury and an appeal to the Court of General Sessions, giving as a reason therefor that said charge of cruelty was malic-

ious, spiteful and uncalled for, Said ~~Rx~~ Stewart further said that in his experience of twenty five years he had never known a horse car driver to be tried in said Court of General Sessions for cruelty to Animals and that he believed that the present charge was so petty that the District Attorney's office of said County would not waste its time in considering it. Said Seymour thereupon energetically replied that he would himself see that this case was tried in said Court of General Sessions. I have read the copy of said Seymour's affidavit hereto annexed marked Exhibit "A" and it is untrue as therein stated that said Stewart asserted at said hearing that he (Stewart) had had a dozen cases in the last six years in said Court of General Sessions that had never come to trial.

Your deponent further says that said Stewart said nothing at the hearing before said Judge McMahon that conveyed or tended to convey the meaning that the appeal in this case would prevent its coming to trial in said Court of General Sessions other than from the pettiness injustice and evident malice of the charge above mentioned.

I have also read said Stewart's affidavit hereto annexed and his statements therein contained as to what transpired before said Judge McMahon are true.

Subscribed and sworn to before
me this 28th day of November, 1891.

B. D. Washburn
Notary Public, 202
of the County of New York.

Stephen J. Reynolds

Exhibit "A"

State and County of New York.

Daniel Seymour, being duly sworn, deposes and says, that he is an officer of the American Society for the Prevention of Cruelty to Animals and that on the third day of September, 1891, he arraigned one Thomas Kennedy a driver for the Third Avenue Horse Railway Company, before Police Justice McMahon, in the Fourth District Police Court, and charged him with Cruelty to Animals.

The said Thomas Kennedy was represented by one Stewart, a counsel or employee, of the said Third Avenue Horse Railway Company, that said Stewart elected to have the trial in the Court of General Sessions. When asked by Justice McMahon why he wanted the case to go to the General Sessions he had ~~half a dozen cases~~ Stewart replies, that he had half a dozen cases there in the last six years that have never been called for trial, and that if the case was taken to the Court of Special Sessions it would come up.

Sworn to before me this
5th day of September, 1891.

(Signed)
Daniel Seymour

C. H. Haykinson,

Notary Public,

N.Y.Co.

POOR QUALITY
ORIGINAL

0699

NOTICE OF ENTRY.

—
Please to take notice that the within
is a copy of

this day duly entered and filed herein
in the office of the Clerk of

of New York.

Dated New York, 189

HOADLY, LAUTERBACH & JOHNSON,
Attorneys for

To

Thomas Kennedy
Original

Affidavits of John
Stewart & S. H. Reynolds

HOADLY, LAUTERBACH & JOHNSON,
Attorneys for Dept.

120 BROADWAY,

NEW YORK CITY

Due service of a copy of within is hereby admitted.

DATED,

To,

189

POOR QUALITY
ORIGINAL

0700



JOHN F. HAINES,
PRESIDENT.

*The American Society for the
Prevention of Cruelty to Animals.*

Headquarters 100 East 23rd Street.

New York, Oct 23 1891

*Hon: De Saugy Nicoll
District Attorney.*

Dear Sir: Enclosed herewith please find short brief which explain themselves. The witnesses were summoned & appeared before the Grand Jury on the 19th inst.

Respectfully Yours

J. F. Haines

President

*Put here
with letter*

St. W

POOR QUALITY
ORIGINAL

0701

THE PEOPLE

VS

THOMAS KENNEDY

CASE.

Defendant was arrested September 3rd. 1891 for driving a horse to 3rd. Ave. Surface Passenger Car, while said horse was at the time lame, and sore on breast unprotected from collar; also in a weak and feeble condition.

WITNESSES for the PEOPLE.

DANIEL SEYMOUR

~~J. H. HARRISON~~

Wm. G. SMART.

WITNESSES can testify

As to the physical condition of the animal at the time of the arrest of the defendant.

All of the above witnesses are Officers of the Society and have had long experience with horses.

THE AMERICAN SOCIETY FOR THE
PREVENTION OF CRUELTY TO ANIMALS

POOR QUALITY
ORIGINAL

0702

THE PEOPLE

vs.

DAVID POLLOCK.

...CASE...

Defendant was arrested August 6th. 1891, for driving a team of horses attached to a 3rd. Ave. Surface Passenger Car, while said horses were at the time in a weak, lame and sore condition and unfit for work.

...WITNESSES...

for the PEOPLE.

JOHN H. GAY.

~~DAVID POLLOCK~~
~~DAVID POLLOCK~~

Wm. G. SMART.

What WITNESSES can testify to.

As to the physical condition of the animals at the time of arrest of defendant.

All of the above witnesses are Officers of the Society and have had long experience with horses.

THE AMERICAN SOCIETY FOR THE
PROTECTION OF CRUELTY TO ANIMALS

POOR QUALITY
ORIGINAL

0703

and have had long experience with horses.

All of the above witnesses are members of the Society

as to the physical condition of the subject at the time of arrest

and the fact of his being a horse.

*The People
vs
John H. Kennedy*

and the people.

...WITNESSES...

work.

more or the time in a week. John and some connection with the horse
purses attached to a big value. Defendant was a horse and some horses

Defendant was sentenced under the law for a term of

...CV. 11...

DAVID BOITCOCK

THE PEOPLE

POOR QUALITY
ORIGINAL

0704

No. 1.

408

District Attorney's Office.

PEOPLE

vs.

Kennedy

Cruelty
to
Animals

Informing Her atty. that
upon arraignment in
Police Court the N.Y.
S.R.C. representative
had the case sent to
General Sessions for
the reason that the Co.
had half a dozen
cases there, and they
never come to trial

No request is made for
an early trial, but that
is the object of this
letter

POOR QUALITY
ORIGINAL

0705



JOHN P. HAINES,
PRESIDENT.

*The American Society for the
Prevention of Cruelty to Animals.*

Headquarters, 100 East 22nd Street.

New York, Sep't 4th - 91 - 189

Hon Delancey Nicoll,

District Attorney, of the County of New York.

New York City.

Dear Sir:

You will find herewith enclosed a sworn affidavit made by an officer of this Society, which explains itself.

Officer Seymour arrested the defendant, Kennedy, for driving a team of sore, and lame horses, while attached to a Third Avenue Railway horse car.

Offences coming under Title-16- of the Penal Code, are misdemeanors, and should be tried before the Special Session Justices.

Believing that the tax payers of the County should not be put to the ^{expense} of trying such offences, ^{in the higher courts} this Society makes no request to committing magistrates to send such cases to any of the Courts of General Sessions.

The papers in the Kennedy case, have no doubt ere this, reached your office.

Yours very truly

President.

POOR QUALITY
ORIGINAL

0706

STATE and COUNTY }
of
NEW YORK.

DANIEL SEYMOUR, being duly sworn, deposes says, that he is an officer of The American Society for the Prevention of Cruelty to Animals, and that on the third day of September-1891-he arraigned one, THOMAS KENNEDY, a driver for the Third Avenue Horse Railway Company, before Police Justice McMahon, in the Fourth District Police Court, and charged him with Cruelty to Animals.

The said THOMAS KENNEDY was represented by one, STEWART, a counsel or employee of the said Third Avenue Horse Railway Company, that said STEWART elected to have the trial in the Court of General Sessions. When asked by Justice McMahon, why he wanted the case to go to the General Sessions Court, he STEWART replied, that, "he had half a dozen cases there in the last six years that have never been called for trial, and that if the case was taken to the Court of Special Sessions, it would come up"

Sworn to before me this

5th day of September-1891.

C. H. Hankinson
Notary Public
N.Y.C.

POOR QUALITY
ORIGINAL

070.7

STATE and COUNTY
of
NEW YORK.

NEW YORK SEP 4th-91

DANIEL SEYMOUR, being duly sworn, deposes, and says, that he is an officer of The American Society for the Prevention of cruelty to Animals, and that on the third day of September-1891, he arraigned one, THOMAS KENNEDY, A driver for the Third Avenue Horse Railway Company, before Police Justice Mc Mahon in the Fourth District Police Court, and charged with Cruelty to Animals. The said THOMAS KENNEDY was represented by one, STEWART, a counsel or employee of the said Third Avenue Horse Railway Company, that said STEWART elected to have the trial in the Court of General Sessions. When asked by Justice McMahon, why he wanted the case to go to the General Sessions Court? he, STEWART, replied, that, "he had half a dozen cases there in the last six years that have never been called for trial, and that if the case was taken to the Court of Special Sessions, it would come up."

Sworn to before me
this 4th day of September 1891.

C. H. Hankinson
Notary Public

N.Y.C.

Daniel Seymour

0708

4th District Police Court.

and wilfully and cruelly torture
two certain living animals to
wit two horses which then and
there were harnessed and attached
to a street passenger car, by com-
pelling said horses to pull and
drag said car upon and through
divers streets and highways of
said city while the said horses
were lame sore weak and
feeble and suffering in their
bodies and limbs, and causing
thereby to said living animals
unjustifiable physical pain
and suffering in violation
of the form of the statute
in such case made and
provided.

the said _____
Thomas. Kennedy

Sworn to before me this

day of

Daniel Seymour

Police Justice.

POOR QUALITY
ORIGINAL

0709

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.....18..... 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 h to be discharged.

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

Police Court — 4th District.

THE PEOPLE &c.,

ON THE COMPLAINT OF

James Seymour

against

Thomas Kennedy



Dated.....1891

Magistrate,

Officer,

John P. Haines

A. S. P. C. A.

WITNESSES:

JOHN P. HAINES, No. 100 E. 22d Street.

J. G. Smart

No. 100 E. 22nd Street.

No. Street.

No. Street.

No. Street.

\$ to answer.

POOR QUALITY
ORIGINAL

0710

(1885)

Sec. 198—200.

4

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas Kennedy 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.

Thomas Kennedy

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

United States

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

Answer.

303 Mulberry St. 4 mo

Question. What is your business or profession?

Answer.

Driver

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

Answer.

*I am not guilty, if held—
I demand a trial by jury.*

Thomas. Kennedy

Taken before me this

4th

day of *June* 1891

W. J. Mahoney

Police Justice.

POOR QUALITY
ORIGINAL

0711

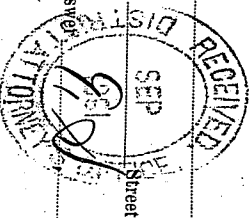
BAIL BY
Stephen J. Reynolds
Residence *11037 3rd Ave* Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court-- *4th* District.

THE PEOPLE, &c.,
OF THE COMPLAIN OF

David Seymour
11037 3rd Ave
Stevens *Stevens*

Office *Cruelty to animals*
Dated *Sept 4th* 188*9*
McMacken Magistrate.
Stephen J. Reynolds Precinct.
Witnesses *John G. Shaw*
No. *100 E 22nd* Street.
No. *100 E 22nd* Street.
No. _____ Street.
to answer *100*
Paula



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

defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *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 *Sept 4th* 188*9* *W. D. Morrison* Police Justice.

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

Dated *Sept 4th* 188*9* *W. D. Morrison* 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.

POOR QUALITY
ORIGINAL

0712

(532)

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Kennedy

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Thomas Kennedy*

of the crime of

torturing animals, —

committed as follows:

The said

Thomas Kennedy

late of the City of New York, in the County of New York aforesaid, on the
third day of *September* in the year of our Lord one thousand
eight hundred and ninety- *one* at the City and County aforesaid,
having the care and custody of a certain
horse car, and of two lame, sore, weak
and feeble horses harnessed and attached
thereto, unlawfully and cruelly did torture

the said horses, by then and there cruelly compelling them to pull and draw the said car for a great distance, while lame, sore, weak and feeble as aforesaid, and unable to draw the same without great physical pain and suffering, and thereby did then and there unlawfully cause great and unjustifiable physical pain and suffering to the said horses; against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

De Lancey Nicoll,
District Attorney.

0714

BOX:

453

FOLDER:

4173

DESCRIPTION:

King, Michael

DATE:

10/08/91



4173

0715

off Gallagher

Counsel, *8th* day of *April*
Filed

day of

Pleads, *Warrantly* 9

us.

9-

Michael King

DE LANCEY NICOLL,

District Attorney.

Row-I Oct. 27. 91 Bet. Park 3. Nov 6/91.

TRIE BILL. 11-7-1903

PROCEED DIRECTLY TO THE
 DEPARTMENT OF THE ARMY
 WASHINGTON, D. C.

Foreman.

no 680
Parl. 3. Nov 11/9
dependant discharges
dis verbal recognition

POOR QUALITY
ORIGINAL

0716

Sec. 198—200.

CITY AND COUNTY } ss.
OF NEW YORK, }

2 District Police Court.

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

Question. What is your name?

Answer. Michael King

Question. How old are you?

Answer. 24 Years

Question. Where were you born?

Answer. New York

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

Answer. No 301 W 43 St and Three Years

Question. What is your business or profession?

Answer. Brass Worker

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 Gully

his
Michael X King
mark

Taken before me this

28

John S. Kelly

Police Justice.

POOR QUALITY
ORIGINAL

0717

BAILED,
No. 1, by
Residence Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

Police Court District.

1264

THE PEOPLE, &c.,

vs. THE COMPANY OF

Wm. J. Hallahan

Michael Henry

2
3
4

*Assault
felony*

September 28 91

*Magistrate
Hallahan*

*Witness
Wm. J. Hallahan*

*No. 229 West 89
Street
Officer Ed W. Leonard*

*No. 111 Charles Street
Officer Michael Petrusi*

*No. 22 Charles Street
Officer Michael Petrusi*

\$7500

to answer

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

guilty thereof I order that he be held to answer the same and he be admitted to bail in the sum of *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 *September 28* 18*91* *John S. Keef* 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.

POOR QUALITY
ORIGINAL

0718

Police Court—2 District.

CITY AND COUNTY } ss,
OF NEW YORK.

William J. Gallagher
of No. 204 Princeton Street, aged 27 years,
occupation Police Officer

being duly sworn, deposes and says, that
on the 27 day of September 1888 at the City of New York,

in the County of New York, While in discharge of his duty as a Police Officer
he was violently ASSAULTED and BEATEN by Michael King (now
here) - who struck deponent a blow on the head
with his clenched fist. Knocking him down on
the sidewalk, and while down kicked him about
the body, and took hold of and bit deponent's finger
with his mouth - and threatened to kill deponent
without any justification on the part of the said assailant.

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

Sworn to before me, this

day of September 1888

William J. Gallagher
John S. Keefe Police Justice.

0719

My General friends
The People of
Michael Keig
City and County of New York ss }
I, John Sheffler
being duly sworn according to
law do depose and say:
I made at No 510
West 24th St. this City and I
was at a say party.
I know Michael Keig the
defendant & I know Police Officer
Gallagher the complainant
On one Sunday about
5 months ago. I was in the
Company of the defendant
& was standing near Corner of 24th
& 9th Ave. & saw 2 policemen
come in one direction, I went
towards Gallagher & he went for
Keig & took after him & when
I was near 9th Ave. I heard
a pistol shot, but I did
not stop to find out who
fired it.
The defendant subsequently

POOR QUALITY
ORIGINAL

0720

informed me that it was Robin
M. Gallagher who fired
the shot at him
Sworn before me this } Robert Sheffer
10 day of November 1971 }
Wm. Emory
Notary Public
Calif. Co

My General Services
The People
Michael King

City & County of New York ss
I, Louis Stach
being duly sworn do depose
to say:

I am foreman of the
Mitchell Vance Company
bronze foundry 24 Street and
10th Ave in this City.

I know Michael King
the defendant herein.

He came to work in
my foundry under my super-
vision on Sept 18th 1891 and
worked for 2 days.

He remained away and
I did not employ him any
more.

Signed to verify me this 10th day of September 1891
Louis Stach
Notary Public
N.Y.C.

POOR QUALITY
ORIGINAL

0722

^{sent}
My General Services
= The Carpenter

Michael King

=
Affairs

=
Mrs. & General
Carpenter

—

POOR QUALITY
ORIGINAL

0723

Police Department of the City of New York.

Precinct No. 20

New York, Nov. 27th. 1891

James P. Lavenport Esq.,
Deputy Clerk cc.

Dear Sir:-

Herewith I send you
the affidavits in case of Pelaple
vs. King, loaned to me by
Judge Fitzgerald.

Thanking you for
past courtesies, I remain

Very Respectfully
Adam H. Cross
Captain

POOR QUALITY
ORIGINAL

0724

Dear Sir

Yours Honor

May I kindly ask you to
look over these few lines.
In regards to Officer Gallagher
Statement. That he was laid
up in Hospital 12 days.
He arrested my Son on Sunday
That same week. He had
him self reported dangerously
ill. I went the next Sunday
to his house 8 days from he
arrested my Son. I inquired
for him. A lady informed
me Officer Gallagher was out-
and his Wife and child. I then
Went to his Father's. He told
me there was nothing the

POOR QUALITY
ORIGINAL

0725

matter with him But he
was every day able for
duty But was taking a
vacation at present How
Your Honor if you call.

That 12 days in Hospital
I think it is very unjust

Your Honor the reason Officer
Cary has those officers down
on my son is because he
did not have a fistbook
to raise his position. They
are after him every time they
see him and they will
do anything with him.

Sincerely hope you will
kindly look to his case
and give him justice as
you have done so far.

Respt Wm King

POOR QUALITY
ORIGINAL

0726

Court of General Sessions of the Peace

491

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael King

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

Michael King

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

The said

Michael King

late of the City of New York, in the County of New York aforesaid, on the *Twenty-seventh*
day of *September* in the year of our Lord one thousand eight hundred and
ninety *one*, at the City and County aforesaid, in and upon the body of one *William*
J. Gallagher in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *him* the said *William J. Gallagher*
did then and there unlawfully beat, wound and illtreat, against the form of the statute in such case
made and provided, and against the peace of the People of the State of New York and their dignity.

DE LANCEY NICOLL,

District Attorney.

0727

BOX:

453

FOLDER:

4173

DESCRIPTION:

Koblentz, Max

DATE:

10/28/91



4173

POOR QUALITY
ORIGINAL

0728

Witnesses:

Max Raterdy

Shire & Kerkens

Max Raterdy
Counsel,
700 Grand St.
Filed 28 day of Oct 1891
Pleads, *Argued* 29

THE PEOPLE

vs.

Max Koblenz

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

Read & Court
DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

De Lancey Nicoll
Foreman.

Part 3. Nov. 16. 1891

Read & Acquitted -

3-7/81

THE PEOPLE

COURT OF GENERAL SESSIONS, PART III.

vs.

MAX KOBLENTZ.

BEFORE JUDGE FITZGERALD.

Monday, November 16, 1891.

Asst. Dist. Att'y. Townsend for the People.

Mr. Rosenthal for the Defendant.

Indictment for grand larceny in the second degree.

MAX RATSKY, sworn and examined by Mr. Townsend.

- Q. What is your name? A. Max Ratsky.
- Q. Where do you live? A. I live, my house No. 260 Cherry Street and I keep a shop at 236 Cherry Street.
- Q. That is where your place of business is? A. Yes sir.
- Q. It was there on the 24th of October, last month?
- A. Yes sir, that was Saturday.
- Q. Was that store on the ground floor, on the first floor of this building? A. On the top floor.
- Q. How many flights up? A. Five flights.
- Q. What did you have in that store? A. Pants.
- Q. How many pairs of pants altogether? A. Altogether it was about one hundred and sixty-four pair.
- Q. Where were you on the 24th of October? A. I was in the synagogue, in the church.
- Q. This was Saturday, your Sunday? A. Yes sir.
- By the Court. Q. What time did you go to the synagogue?
- A. I went about half past eight.
- Q. In the morning? A. Yes sir.
- Q. At the time that you left did you leave these one hundred and sixty-four pairs of pants in the place behind you?

A. I came back near eleven o'clock.

Q. You went out at half past eight and came back at eleven o'clock?

A. Yes sir.

Q. When you went out at half past eight were all these pantaloons on the fifth floor there in Cherry Street?

A. Yes sir.

Q. What did you find when you came back?

A. I came home and one of the workmen said, "do you know somebody stole pants from your shop?" And I went up there.

Objected to.

By Mr. Townsend. Q. Did you miss the pants? (No answer.)

By the Court. Q. You came back, you saw your workmen, did you see your workman?

A. I went right upstairs in my house.

Q. Did you have a talk with anybody?

A. I did not talk with anybody, I found one of the workmen.

Q. You spoke to him, didn't you?

A. He spoke to me.

Q. After he spoke to you did you look around?

A. Yes sir, I looked in the shop.

Q. Did you miss any of your property when you looked around?

A. I did not find the fourteen pair of pants.

Q. You missed fourteen pairs of pants?

A. Yes sir.

Q. What was the value of those fourteen pairs?

A. They were worth four dollars apiece.

By Mr. Townsend. Q. How much is that altogether, fifty-six dollars?

A. Yes sir.

Q. What did you do when you found the pants were missing?

A. I went down stairs and this man says ---- I was awfully surprised.

Q. You went down and you saw somebody, did you?

A. Yes sir.

Q. Whom did you see?

A. I saw this workman.

By the court Q. What is the name of the workman that you saw?

A. Davis.

By Mr. Townsend. Q. What did you do then after you saw him?

A. I jumped right in the shop and I counted the pants.

Q. Well, what did you find?

A. I did not find the four-

teen pair of pants.

Q. Then what did you do?

A. After I walked in the

street and he says. this man says -- ----

Objected to.

Q. Whom did you meet?

A. The man says to me, "the

janitor - ----

Q. You met the janitor?

A. Yes sir, --- I did not

meet the janitor; this man says to me, "the janitor caught the thief."

Q. Did you see the janitor that afternoon?

A. I saw him

in the place where he left the pants, No. 143 East Broadway.

Q. You went up to 143 East Broadway?

A. Yes sir.

Q. Whom did you see at 143 East Broadway?

A. I saw the

pants and I saw the janitor.

Q. How many pairs of pants did you see?

A. Fourteen pair.

Q. Where were they, what part of the building were they?

A. No. 143 East Broadway.

Q. In the basement?

A. No sir, in the second floor

back.

Q. Do you know who lived there?

A. I did not know before.

Q. Do you know who lives there now?

A. Yes sir, I

know now Mr. Zawilskie.

Q. Who else?

A. I do not know.

Q. Tell where these pants were in what room, on what floor?

A. On the second floor in the back.

- Q. Were they in a bundle? A. Yes sir, it was in a bundle.
- Q. How large a bundle did it make? A. Not very large.
- Q. Describe to the Jury? A. It was about this size. (Showing).
- Q. Was it wrapped up in paper? A. No, wrapped up in a linen wrapper.
- Q. Did you open the wrapper? A. No sir.
- Q. What did you do then? A. I went right in the Station House in Madison Street, I ran right in the Station House in Madison Street.
- Q. Before that did you look what was in the bundle? A. I looked at it, pants, yes sir, because they were wrapped altogether in the middle.
- Q. You opened the bundle? A. I did not open the bundle.
- Q. Did you see what was in the bundle? A. Yes sir.
- Q. What did you see in the bundle? A. I saw the pants.
- Q. How many pairs of pants? A. I did not count them, the policeman came.
- Q. Whose pants were they that you saw there? A. Pants from Broadway.
- Q. Were they yours? A. No sir, they were not my pants, they were in my possession because I am a tailor.
- Q. They were pants that you had left in your store? A. Yes sir, in my shop.
- Q. In your shop? A. Yes sir.
- Q. You went up to the Station House then? A. Yes sir.
- Q. When did you see the defendant at the bar, when did you see

him next?

A. I did not see him until the next day.

Q. Where did you see him then?

A. Then I saw him because

the janitor says --

Q. Where did you see him?

A. I saw him in the Station

House, that is all I saw.

Q. You saw this man in the Station House the next day?

A. Yes sir.

Q. You made a charge against this man, did you?

A. I did not

charge him only from information from the janitor.

Q. You signed something in the Station House, signed the com-

plaint?

A. I signed the complaint and I told

them what the janitor said.

By the Court. Q. You signed that in the Police Court?

A. In Essex Market.

By Mr. Townsend. Q. Had you ever seen this man before, the defend-

ant?

A. A week ago he used to work in my shop.

Q. He used to work in your shop?

A. Yes sir.

Q. How long had he worked for you?

A. Two weeks.

Q. What time did he work, when did he leave you, what month do you recollect?

A. About one week before he stole

the things.

Q. One week before the 24th of October?

A. Yes sir.

Q. When did you see the pants again after seeing them in East

Broadway, when did you next see them?

A. I did not

see any more.

By the Court. Q. Did you see them in the Station House?

A. In the Station House I saw them the same day.

Q. The same pants you saw in East Broadway?

A. Yes sir.

Q. Were they counted?

A. The policeman counted them.

Q. How many pairs?

A. Fourteen.

Q. Were they the fourteen that were in your place that morning?

A. Yes sir.

Q. You were making them for some house on Broadway, they were in your care and custody?

A. Yes sir, the pants were from three places, one six, another four and the third place four pair again.

By Mr. Townsend. Q. What mark did they have that enabled you to tell they belonged to you and had been in your possession?

A. Because the officer was there -----

By the Court. Q. How long did the defendant work for you, how long did that man work for you?

A. Two weeks.

CROSS EXAMINED.

By Counsel. Q. Did you pay him his wages?

A. Yes sir.

Q. How much did you pay him?

A. I do not know how much I paid him, nine dollars, I am not sure, I do not know for sure.

Q. Did you owe him any money don't know how much.

A. I guess I owed him, I

Q. How much do you owe him?

A. A dollar and some change, I don't know how much.

Q. It may be six dollars?

A. No sir.

Q. You say you don't know how much; you do not remember how much money you owe him?

A. Because it was an old balance, eleven dollars and some change and he took nine dollars; he gave him a check for this money.

Q. Who gave him a check

A. My cousin.

Q. What kind of a check?

A. Money.

Q. On a bank?

A. Yes sir.

Q. Have you got that check here?

A. No sir, the check is

in the bank.

Q. You are a positive it is a check for nine dollars?

A. No sir, I am not positive because I do not know, sure, he knows it better than I.

Q. If Koblentz, the defendant, were to testify that you owe him six dollars would that be an untruth? A. No sir, I do not owe him six dollars.

Q. If he were to so testify, would he be telling an untruth?

A. What is that?

Q. If Koblentz were to take the stand and swear that you owe him six dollars would it be an untruth on his part?

A. No sir, I know sure I do not owe him six dollars, a dollar or two dollars.

Q. Is your cousin here? A. No sir, because I am sick two days.

Q. You had good hearing in the Police Court, you heard well there? A. Yes sir.

Q. Have you been sick since then, since you were in the Police Court a few days ago?

Objected to.

Q. You say you went to the synagogue in the morning?

A. Yes sir.

Q. What time? A. Half past eight A.

Q. You returned when? A. Nearly eleven.

Q. Did you go up to your place of business after your return from the synagogue? A. In the shop?

Q. Yes sir? A. Yes sir.

Q. Where is your shop? A. 236 Cherry Street.

Q. And the first thing you did was to count the pants in the shop? A. The first thing, yes sir.

- Q. Do you do business on Jewish holidays? A. No sir, I do not do nothing in business, sometimes I count them.
- Q. How many pair of pants did you count altogether?
- A. One hundred and sixty-four pair.
- Q. And how many were there there before you went to the synagogue?
- A. I know one hundred and sixty-four pair was in the shop.
- Q. And were there one hundred and sixty-four pair after you returned from the synagogue?
- A. No sir, one hundred and fifty.
- Q. Now were these your pants or did they belong to any other people?
- A. They belonged to three people in Broadway.
- Q. State their names.
- A. Meyer & Andrews in Bleecker Street, Lord & Co. in Crosby Street and Fisher & Wilanskie in Broadway.
- Q. Will you state how many pair of pants of those in your shop belonged to Meyer & Andrews?
- A. Meyer & Andrews, four pair.
- Q. How many belonged to Lord & Co.?
- A. Six pair.
- Q. How many to Fisher & Wilanskie?
- A. Four.
- Q. How many of the hundred and fifty pair belonged to Meyer & Andrews?
- A. About ten pair.
- Q. How many to Lord & Co.?
- A. I do not know now.
- Q. How many to Fisher & Wilanskie?
- A. That is another lot.
- Q. You do not know that either?
- A. No sir, that was another lot more.
- Q. Did you examine these fourteen pair of pants which were taken from your shop as you claim, the bundle which contained the

fourteen pair of pants, you say? A. I saw them in East Broadway.

Q. Did you examine them there at 143 East Broadway?

A. Yes sir.

Q. You examined them? A. The policeman examined them, the pants.

Q. Did you count them? A. The policeman counted them and I saw him.

Q. You were present when the policeman counted them?

A. Yes sir.

Q. How many did he count? A. Fourteen pair.

Q. And had they marks on them at the time so that you could distinguish how many belonged to Meyer & Andrews and how many to Lord & Co. and how many to Fisher & Wilanskie, had they marks on them, tickets, labels? A. I do not know tickets were on the pants only I had the same pants in the shop and just now I am short of the same pants, you can ask in the houses, that is all.

Q. So that all you know about this case is what the janitor told you? A. What the janitor told me.

Q. Is the janitor in Court?

No answer.

By the Court. Q. What is the name of the janitor? A. Lechner.

By Counsel. Q. He is the janitor of the premises at 236 Cherry St. A. Yes sir.

Q. Whose house is that? A. I do not know.

Q. Are you the owner or are you the landlord of that house 236 Cherry Street? A. I never saw him.

By the Court. Q. Do you own that house in Cherry Street, is it yours? A. It aint mine.

SHIRE LECHNER, sworn and examined.

By Mr. Townsend. Q. What is your business? A. Janitor.

Q. Janitor of what building. 236 Cherry Street?

A. I am janitor in 64 Rutgers Street and I am janitor in 236 Cherry Street.

Q. Do you know the complaining witness, the witness who was just now on the witness chair? before you, Ratsky? A. Ratsky, I know him, he is the boss of that shop.

Q. ~~And he is on the top~~ And he has a shop in your building 236 Cherry Street? A. Yes sir.

Q. On what floor is the shop? A. The top floor.

Q. It is a tailor shop? A. A tailor shop.

Q. How long have you been janitor there? A. I am over a year.

Q. Can you recollect Saturday, the 24th of October, you remember that Saturday, do you? A. Yes sir. Saturday morning.

Q. And where were you? A. I live in 64 Rutgers Street but my windows look into Cherry Street.

Q. You are back of Cherry Street? A. I have got windows in Cherry Street and I looked down and I saw a man carrying a bundle and he went on Rutgers Street.

Q. Where was this man when you first saw him?

A. I could not say, he was a big man.

Q. Where was he? A. In the street.

Q. What part of the street? A. Right at the corner of Cherry and Rutgers Streets.

Q. He was on the corner of Cherry and Rutgers Streets?

A. And he was going quick with a bundle.

Q. He had a bundle? A. Yes sir.

Q. What time of day? A. Saturday in the morning.

By the Court. Q. What time? A. I think about ten o'clock, it might be a quarter of an hour more.

By Mr. Townsend. Q. What did you do when you saw this man with the bundle? A. I came quick down from upstairs because I live on the first floor, I walked down quick and I walked after him and he was going quicker than me and I go after him in Madison Street, I found him in Madison Street.

Q. How near did you get to him before you got to Madison Street?

A. I walked after him.

Q. How close did you get to him, how near? A. Well, there was about two blocks, still I go quicker than him.

Q. You overtook him, you caught up to him? A. Yes sir.

Q. Where were you when you got up to him, what street?

A. I live in Rutgers Street.

Q. What street did you catch him in? A. Madison Street.

Q. Is that man here that had the bundle, is he here now?

A. I could not say.

Q. Do you see him now? A. I see him now.

Q. Where is he, is that the man? A. I know him, he worked in the shop.

Q. Is he the man that had the bundle? A. I could not say because he was so high, so strong, so everything, I did not look in his face very easy, he was going quicker than me and I go after him.

Q. How near did you get, how close up to him did you get?

A. I got near, he was going in the front and I go in the back, maybe so far (showing).

Q. As near as I am to you, did you get as near as that?

A. Yes sir.

Q. And at that time when you were as near ^{him} as I am to you did you see that he had a bundle?

A. Yes sir, I saw it.

Q. How did he carry the bundle?

A. Right here (showing).

Q. Right on his shoulder?

A. Right on his shoulder.

Q. And you saw what was in the bundle?

A. I saw pants.

Q. You saw pants?

A. Yes sir.

Q. What did you do then?

A. He was going and I asked him to stop and he did not stop.

Q. What did you say to him?

A. I says, "who give you the pants"; I could not say it is that man.

Q. You said that to the man that you saw with the bundle?

A. To the man I saw with the bundle, I asked him, "who gave you the pants".

Counsel: I move to strike out any conversation had between the witness and that man.

The Court: I sustain the objection.

By Mr. Townsend. Q. What did you do with the bundle?

A. I asked him, "where do you carry that bundle to".

Objected to.

Q. What did he do with the bundle?

A. He was going two flights up in East Broadway, 143. the first time and he knocked first on the door and he asked some child was in there -----

Objected to.

Q. Then what did he do?

A. He asked that girl ----

Q. What did he do, he rapped at the door, what did he do then?

A. He was going in the house and the child showed him in the next door and I kept quiet and heard what he was

talking because I saw that it was not right he carried Saturday morning the pants, and I heard he asked that girl ---
Objected to.

Q. What did he do then, what did you see him do?

A. He asked that girl, he leave the pants, he leave down the pants; I asked that girl, "do you know that man?" She says, "no" . (Objected to. Objection sustained.)
I walked after him.

Q. Then what did he do when he left the pants down?

A. I asked that girl, "do you know him." and the girl (Objected to) I did not see nobody after he was going quick down, I could not catch him.

Q. Where was he when you last saw him with the bundle?

A. The door was open and there was a chair near the door, the girl was sweeping the house, and he left down the pants and he says ----- Objected to.

Q. What number was this? A. 143 East Broadway.

Q. You saw him in 143 East Broadway with a bundle, did you?

A. Yes sir.

Q. On what floor, the second floor? A. On the second floor.

Q. How near were you to him when you were in the house and saw him? A. So near (showing) .

Q. As near as that to him? . Yes sir.

Q. Is that the man, look at that man, the defendant?

A. I could not say, I know him, he was working in the shop.

By the Court. Q. Is that the man that you saw at that time?

A. Maybe he is here.

Counsel: I object, the witness has already testified ----

The Court: Objection overruled.

Counsel: Note an exception.

Witness: Maybe it is him, I could not say.

By the Court Q. Can you say now that that is the man?

A. I could not say he is here.

By Mr. Townsend. Q. You could not say whether that was the man or not?

A. No, because -----

Q. Then what did you do? A. Then I go down quick down stairs and I look for that man, I could not find nobody.

Q. Looking after the man? A. After the man that left the pants.

Q. You went after the man? A. Yes sir, I go quick, maybe I catch him, I saw it was not right, and I could not find anybody.

Q. Where did you go then? A. I go afterwards upstairs and I counted the pants, I saw what kind of pants and I looked at the pants; I am a janitor in that place and I know everybody what kind of business he works at, I know every tailor, I looked and I find out they belonged to Mr. Ratsky; I did not see Mr. Ratsky first, I go to his wife first when I come from East Broadway where he lived.

Q. Then where did you go? A. I go with his wife to the place where the pants was, his wife, not with him, he was going after maybe more than an hour.

Q. Then what did you do? A. Well, I find, I asked that lady, "are these your pants?" She said, "yes", she go quick in the shop, she say that the pants belong to her.

Q. Did you ever see this man before? A. I saw him before, he worked in the shop.

Q. He worked in the shop of Max Ratsky, did he? A. Yes sir.

Q. How often had you seen him? A. I go two or three times in the day in every shop, I have got twenty shops in there.

By the Court. Q. How often did you see this man?

By Mr. Townsend. Q. How often do you see him a day? A. We have got twenty shops and three hundred people and I saw him in the shop.

Q. Well then after you called on Max Ratsky's wife and went around there, what did you do then? A. I told her --
Objected to.

Counsel: I have nothing to ask the witness.

HENRY HERLICH, sworn and examined.

By Mr. Townsend. Q. What is your business? A. Police officer of the 7th precinct.

Q. Did you arrest the defendant? A. No sir.

Q. What do you know about this case, Officer.

A. I was on house duty on the 24th about half past nine and the complainant, Mr. Ratsky, came in and said some pants got stolen.

Objected to.

Q. What did you do then after talking to Max Ratsky?

A. I was ordered by the sergeant to go down to 143 East Broadway and investigate the case.

By the Court. Q. Did you go down? A. I did.

Q. Go on A. When I got up on the second floor I saw a lot of pants there on the sofa, and the complainant was

there and others; I said, "are these your pants?"

Objected to.

By Mr. Townsend. Q. You went and did what, after your conversation with the complainant what did you do? A. I asked him if these were his pants, I asked him who left them pants here.

Q. Where did you go? A. I took the pants and brought them to the Station House.

Q. You went down to 143 East Broadway, did you? A. Yes sir.

Q. Where did you go in the building? A. On the second floor in the rear.

Q. What did you find there? A. I found the pants on the sofa.

Q. You found a bundle, did you? A. Yes sir.

Q. And what was in the bundle? A. Fourteen pair of pants.

Q. And who was with them? A. The complainant was there and the gentleman that just left the chair and there were several ladies and the man that keeps the room.

Q. And the complainant identified the pants, did he, as his? A. Yes sir.

Q. Then what did you do, Officer? A. I took the pantaloons to the Station House and explained it to the Sergeant and I told him I investigated the case.

Objected to.

By the Court. Q. When did you first see the defendant?

A. I see him just now.

By Mr. Townsend. Q. What further did you do? A. I told the Sergeant ----- Objected to .

Q. That is all you know? A. That is all I know, I don't know anything about it.

JAMES HAGGERTY, sworn and examined.

By Mr. Townsend. Q. What is your occupation? A. Police officer

Q. What precinct? A. Seventh precinct.

Q. Did you arrest the defendant? A. I did.

Q. And where did you arrest him? A. At No. 21 Allen Street.

Q. And at what time of day did you arrest him?

A. Between half past eight and nine o'clock on the 25th of October.

Q. Which was Sunday? A. Yes sir. Sunday.

Q. And where was he at the time, Officer? A. He was in bed.

Q. Was anybody else in bed with him? A. No, himself.

Q. And do you know his name? A. I do not.

Q. Now who was with you Officer, at the time that you arrested him?

A. Officer Stapleton and the janitor Shire Lechner and the owner of the goods.

Q. Now what did Lechner, the janitor, say to him or you in his (the defendant's) presence?

A. He said, "that is the man that had the pants."

Q. He said to you that he was the man pointing to the defendant at the bar?

A. Lying in bed, that he was the man that had the pants.

Q. What else did he say, what more? A. Nothing further that I remember.

Q. What did you do then, Officer? A. I arrested the defendant.

Q. What did the defendant say? A. Well, he began to tell about some troubles that they had there between some of the operators and the boss --- labor troubles, money

troubles, and that there had been another robbery of the same description about a week before, he told us the man's name. I forget it now, that he lived in Brooklyn, that they had a warrant for him.

By the Court. Q. What did the defendant say when he said that was the man? A. He denied it.

By Mr. Townsend. Q. In what words, do you remember the words that he used? A. No, I do not exactly.

Q. He just denied that he was the man? A. Just made a denial.

Q. Was that all that was said Officer, that you can recollect?

A. Yes sir I don't know that there was any other conversation took place.

Q. And then where did you go? A. We went to the Station House and from there to the Essex Market Court.

Q. Taking whom? A. Taking the defendant and the complainant and the witness with us.

Q. And then he was charged there? A. Charged there with the larceny of these fourteen pair of pants.

Counsel: I have no questions.

THOMAS STAPLETON, sworn and examined.

By Mr. Townsend Q. You are an officer of the seventh precinct?

A. Yes sir.

Q. Can you recollect the 25th of October? A. I do, sir.

Q. Sunday morning? A. I do.

Q. Where were you that morning? A. I was in company with Officer Haggerty and went to No. 21 Allen Street and

arrested the defendant at the bar in company with the janitor.

Q. In company with the janitor?

A. Yes sir.

Q. The witness who testified this morning?

A. Yes sir.

Q. And where was the defendant?

A. He was in bed with

another young man at the time.

Q. What was said by the janitor to the defendant or you in the presence of the janitor?

A. The janitor pointed

him out saying, "that is the man that stole the pants."

Q. And what, if anything, did the defendant say?

A. He said he was mistaken that he did not, he denied it; I took him to the Station House and the Essex Market Court.

Q. You went with the other officer?

A. With the other

officer to the Essex Market Court.

Q. When you got up to the Essex Market Court, what if anything, did the janitor say to this man then or in his presence?

A. Well, he complained against him, he made a complaint against him and signed it.

Q. Then the complaint was entered against him by Max Ratsky?

A. Exactly, yes sir.

Q. And did the janitor identify him then?

A. He did.

Q. What did he say?

A. He signed the complaint, the complaint was read to him, he signed it.

Q. I mean the janitor?

A. Yes, the janitor.

Q. Did he identify the man as the man -----

Objected to.

Q. What did he say about the identity of the man?

A. He said that was the man that stole the pants.

Objected to. Objection overruled. Exception.

Q. What did the janitor do or say then at the Station House?

A. He identified the defendant as the man he had the conversation with with a bundle of pants in Madison Street and walked with him three and a half blocks.

Q. He said he walked with him three blocks and a half and he was the man?

A. Yes sir.

Q. Then what did you do?

A. Well, we took him and arrested him on his identification.

Q. I mean what became of him then, locked up was he?

A. He was committed for trial.

CROSS EXAMINED by Counsel.

Q. Officer Stapleton, when you got to 143 East Broadway there was quite a large company of men and women gathered there, were there not?

A. No.

Q. In the room?

A. There was some people in the room, yes sir.

Q. Now did not the occupants of the room at 143 East Broadway say, pointing to the defendant at the bar, "this is not the man"?

A. They said they thought he was not the man.

Q. Did you arrest him with or without a warrant?

A. Without a warrant.

Mr. Townsend: That is the case, if your Honor please, for the people.

The Court: Let the janitor take the witness chair.

SHIRE LECHNER, recalled by the Court.

- Q. Is that your signature (paper shown)? A. Yes sir.
- Q. Were you sworn to that when you signed it? A. No, I did not swear but I asked Mr Ratsky, "what is that"? and he told me.
- Q. You signed that? A. I signed it, I could not read it, I asked -----
- Q. Do you know what you swore to? A. I did not swear nothing in the Court.
- Q. This is the complaint in the Police Court, I am going to read it to you. "Max Ratsky, No. 238 Cherry Street, tailor," do you understand me?

Witness: Yes sir.

The Court: (Continuing to read.) "Being duly sworn, deposes and says that on the 24th day of October, 1891, at the city of New York in the County of New York, was feloniously taken, stolen and carried away from the possession of the deponent in the daytime the following property: fourteen pair of pantaloons valued at fifty-six dollars, the property of deponent, and that this deponent has probable cause to suspect and does suspect that the said property was feloniously stolen, taken and carried away by Max Koblentz for the reasons following, to wit. " listen to this, "that said property was in deponent's place of business at 238 Cherry Street and deponent is informed by Shire Lechner", is not that your name?

A. Yes sir.

- Q. Do you understand me? A. I understand but I do not understand everything.

Q. Do you understand now what I am reading, "deponent is informed"?

A. What do you mean, deponent?

Q. That means Ratsky is informed by Shire Lechner, you are Lechner.

A. What does informed mean?

Q. Do you know what inform is?

A. I do not know.

Q. Of number 84 Rutgers Street, do you know that?

A. Yes sir.

Q. "That he saw the defendant walking through Rutgers Street"?

A. I saw him.

Q. "With a bundle of pantaloons in his possession," did you see somebody going through Rutgers Street with a bundle of pantaloons?

A. No, I could not say.

Q. Did you say in the Police Court that he was the person?

A. In the Police Court they told me to swear; I told him it looked like him, maybe it is him and maybe not but I could not swear.

Q. Do you remember going to the house in the morning?

A. Which house?

Q. Where the defendant was in bed Sunday morning?

A. Yes sir.

Q. Did you go there that morning?

A. Yes sir.

Q. Did you tell the officers that that was the man?

A. He was in the bed and another boy and the officer asked me which one do you know? I says, "that boy."

Q. Did you say that he was the man that you saw with the trousers?

A. I did not say that, excuse me.

The Court: Now Mr. Townsend, what do you ask on this evidence?

Mr. Townsend: I think if your Honor please, that it is a case that ought to be submitted to the Jury.

The Court: What is there against this defendant?

Mr. Townsend: The identification in part by the janitor who is a

witness here. I think the officer's testimony both of them goes to show ----

The Court: But you lose sight of the fact that Lechner swears now that he can't identify this man and he says that what he did tell was that he saw a man going through the streets with pantaloons. He did not identify this man. How can the Jury guess that he was the man.

Mr. Townsend: I think that the Jury have a right to take into consideration the fact who the witness is and the fact that he is not familiar with our language and all that, and that he really did at that time say from all the circumstances connected with the identification what is sworn to by the officers.

The Court: And that he has committed perjury now.

Mr. Townsend: No sir, not that he committed perjury but he gives you his best impression and it is a matter for the Jury to determine whether the man is identified or not.

The Court: But you have got to prove your case by evidence. If this man committed perjury, if he testified at the time that this was the man and now falsely swears that he is not the man, his evidence is utterly unreliable and ought not to be submitted to the Jury for their consideration. If at the time he made the statement to the officers that the person was somebody that had been employed for some time previous by the complainant and that he did not identify him as the person going through the streets with the pantaloons, there is nothing for the Jury to do but to acquit in this case. Gentlemen of the Jury, you will acquit the defendant.

The Jury rendered a verdict of not guilty.

0752

229

NEW YORK TELEPHONE & TELEGRAPH CO.

CONFIDENTIAL
THE FBI HAS BEEN ADVISED THAT THE ABOVE NAMED INDIVIDUALS ARE CURRENTLY IN THE UNITED STATES AND ARE BEING MONITORED BY THE FBI.
THE FBI IS CURRENTLY CONDUCTING AN INVESTIGATION INTO THE MATTER AND WILL ADVISE YOU OF ANY DEVELOPMENTS.
YOUR COOPERATION IN THIS MATTER IS APPRECIATED.

CONFIDENTIAL

~~CONFIDENTIAL~~

Max Kobert
 filed

[illegible]

Septiminy in the
care of
Mary Koblenz

filed Oct.

1681

2010

POOR QUALITY
ORIGINAL

0753

Police Court—

3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 236 Cherry Street, aged 26 years,
occupation Sailor

deposes and says, that on the 24 day of October 1899 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:

Fourteen pair of Pants
Valued at Fifty six dollars
(\$56⁰⁰)

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 May Koblenz (now here)

for the reasons following to wit:
The said property was in deponent's
place of business at no 236 Cherry Street.
Deponent is informed by Shire Lechner
of no 64 Rutgers Slip, that he saw the
defendant walking through Rutgers Street
with a bundle ^{of pants} in his possession.
Said Lechner accompanied the defendant
through Rutgers St. to East Broadway
to no 143 East Broadway, where the
defendant left the said bundle and
ran away. Deponent further swears
that he has since seen the property
& left by the defendant at no 143.

Sworn to before me this
18 day

Police Justice

POOR QUALITY
ORIGINAL

0754

East Broadway and fully identified it
as his property was *Max B. Kay*

Sworn to before me
this 25-day of Oct 1891

John Ryan
Police Justice

POOR QUALITY
ORIGINAL

0755

CITY AND COUNTY }
OF NEW YORK, } ss.

Shire Lechner
aged *48* years, occupation *Janitor* of No. *64 Rutgers Slip* Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of *Max Ratzky*
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this *25* day of *October* 189*9*, } *Sara Lechner*

John Ryan
Police Justice.

POOR QUALITY
ORIGINAL

0756

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY
OF NEW YORK.

May Koblenz

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

Question. What is your name?

Answer. *May Koblenz*

Question. How old are you?

Answer. *22 yrs*

Question. Where were you born?

Answer. *Russia*

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

Answer. *21 Allen St 8 months*

Question. What is your business or profession?

Answer. *Sailor*

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*

May Koblenz

Taken before me this *22d*
day of *Dec* 189*7*
J. M. H. Quinn
Police Justice.

POOR QUALITY
ORIGINAL

0757

BAILED,
No. 1, by Paul of Mules
Residence 95 Clinton Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Max Katz
236 Broadway
May Kodens

Offence Larceny Felony

Dated

Oct 25 1891

Ryan Magistrate.

August + Stephen Officer.

Witness

Officer Bertich

No.

7 Precinct

Witness

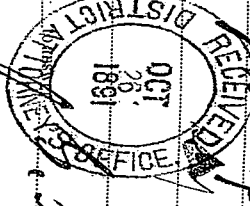
Shirley Sechner

No.

64 Precinct

No.

500



DM

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
with 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 _____ 18 _____ 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.

POOR QUALITY
ORIGINAL

0758

505

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

THE PEOPLE OF THE STATE OF NEW YORK
against

Max Koblentz

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

Max Koblentz

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

The said

Max Koblentz

late of the City of New York, in the County of New York aforesaid, on the *24th*
day of *October* in the year of our Lord one thousand eight hundred and
ninety-*one*, at the City and County aforesaid, with force and arms,

*fourteen pair of trousers
of the value of four dollars
each pair*

of the goods, chattels and personal property of one

Max Ragzky

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.

POOR QUALITY
ORIGINAL

0759

SECOND COUNT—

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

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

The said

Max Koblentz
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,

*fourteen pair of trousers of
the value of four dollars
each pair*

of the goods, chattels and personal property of one

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

unlawfully and unjustly did feloniously receive and have; the said

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

DE LANCEY NICOLL,

District Attorney.

0760

BOX:

453

FOLDER:

4173

DESCRIPTION:

Kong, William

DATE:

10/15/91



4173

POOR QUALITY
ORIGINAL

0761

Witnesses:

Off Price

Counsel,

Filed, day of 189

Pleads,

THE PEOPLE

vs.

William Hong
May 20/92 - Part 2.
On motion of District Attorney
indictment returned

Jan. 18/91

DE LANCEY NICOLL

District Attorney

A TRUE BILL.

James C. Blum

Foreman.

W. L. D. May 10/92
J. H. S.

after an interview
with Officer Price
I do not believe
a connection could
be obtained

I am sure that
this prediction
be dismissed

May 20/92 J. H. S.
A.D.A.

GAMING HOUSE, Etc.
[Sections 848, 844 and 885, Penal Code.]

POOR QUALITY
ORIGINAL

0762

Police Court--

1st District.

of

upon his oath complains that

at premises No.

32 Pell Street, in the City and County of New York, unlawfully keeps and maintains a Gambling House, and knowingly permits divers, idle, disorderly and evil disposed persons to resort there, to gamble and play at cards and games of chance for money, in violation of the law, and to the common nuisance of the People of the State of New York.

Deponent further says that in said premises, on the 5th day of

August 1888 said William Hong did unlawfully and feloniously deal the game called Faro, and did there within the space of twenty-four hours win from deponent

at said game, and that within said premises are exhibited, kept and used by

William Hong Faro and other gambling tables, checks, cards, devices and apparatus, for the purpose of gambling, the discovery of which would tend to establish the truth of the charge herein made.

Sworn to before me, this

day of

August 1888

POLICE JUSTICE

POOR QUALITY
ORIGINAL

0763

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *William Hong*

Question. How old are you?

Answer. *56 years*

Question. Where were you born?

Answer. *China*

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

Answer. *37 full street 2 years*

Question. What is your business or profession?

Answer. *Sign maker*

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 Hong
Witness

Taken before me this

day of August 1897

Do Police Justice.

POOR QUALITY
ORIGINAL

0764

BAILED
No. 1, by Sam King
Residence 28 E 34th St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court---

District.

1050

THE PEOPLE, &c.
ON THE COMPLAINT OF

Henry H. Price

Sam King

Offence

Smuggling

Date

Aug 6 1891

Magistrate.

Officer.

93 A Precinct.

Witnesses.

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 500 to answer

A. H. Jones

Committee
of the
Board

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 Aug 6 1891 Do J. C. B. R. R. Police Justice.

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

Dated Aug 6 1891 Do J. C. B. R. R. 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.

POOR QUALITY
ORIGINAL

0765

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

459

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

William Kong

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

William Kong

(Sec. 343, Penal Code.) of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING, committed as follows:

The said

William Kong

late of the *Sixth* Ward of the City of New York, in the County of New York aforesaid,
on the *fifth* day of *August* in the year of our Lord one thousand
eight hundred and ninety-*one*, and on divers other days and times as well before as after,
to the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and
arms, unlawfully did keep a certain room, in a certain building there situate, to be used for gambling,
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. (Sec. 344, Penal Code.)

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

William Kong

of the CRIME OF ALLOWING A ROOM, ESTABLISHMENT, TABLE AND APPARATUS TO
BE USED FOR GAMBLING PURPOSES, committed as follows:

The said

William Kong

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
and on said other days and times, at the Ward, City and County aforesaid, a certain room in a

POOR QUALITY
ORIGINAL

0766

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

459

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

William Kong

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

William Kong

(Sec. 343, Penal Code.) of the CRIME OF KEEPING A ROOM TO BE USED FOR GAMBLING, committed as follows:

The said

William Kong

late of the *Sixth* Ward of the City of New York, in the County of New York aforesaid,
on the *fifth* day of *August* in the year of our Lord one thousand
eight hundred and ninety-*one*, and on divers other days and times as well before as after,
to the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and
arms, unlawfully did keep a certain room, in a certain building there situate, to be used for gambling,
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. (Sec. 344, Penal Code.)

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

William Kong

of the CRIME OF ALLOWING A ROOM, ESTABLISHMENT, TABLE AND APPARATUS TO
BE USED FOR GAMBLING PURPOSES, committed as follows:

The said

William Kong

late of the Ward, City and County aforesaid, afterwards, to wit: On the day and in the year aforesaid,
and on said other days and times, at the Ward, City and County aforesaid, a certain room in a

0767

BOX:

453

FOLDER:

4173

DESCRIPTION:

Kratky, Victor

DATE:

10/15/91



4173

POOR QUALITY
ORIGINAL

0768

Counsel,
Filed 15 day of Oct 189
Pleads,

THE PEOPLE
vs.
Victor Kravky

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

[Signature]
Foreman.
[Signature]
[Signature]
[Signature]

[Handwritten notes]
Off Waller

POOR QUALITY
ORIGINAL

0769

Counsel,
Filed
Pleads,

189

Grand Larceny, Second Degree,
[Sections 529, 531, Penal Code.]

THE PEOPLE

vs.

Victor Krathky

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Foreman.

Witnesses:

Arthur H. Payne
Off Wall

POOR QUALITY
ORIGINAL

0770

Police Court—17 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 37 East 74th Street, aged 32 years,
occupation domestic

deposes and says, that on the 9th day of October 189 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 gold watch and a gold
chain to which chain was
appended, a gold german coin
all of said property of the value
of about
Thirty (30) Dollars

the property of Ellen Colquitt, of No. 37 East
74th Street, in care and charge 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 Victor Kratky (nowhere) for the

reasons following, to wit:

Deponent says—defendant was in the employ
of a butcher who supplied the house with
meat, and at about 10 30 am of said date
defendant called for the purpose of getting
an order for meat, and that said property
was on a table in a room where deponent
left defendant, while she ascertained
what meat was wanted.

Deponent further says—after de-
fendant's departure, deponent discovered
the loss of said property, and reported
the occurrence to the 21st Precinct
Police Station.

Sworn to before me, this
18
day
Police Justice.

Deponent further says: she is informed by Officers Miller and Stephenson of the 2nd Precinct that they arrested defendant on Oct 10th, that defendant admitted to said officers, that he had stolen said property and concealed the same in a water closet at No. 1479 Avenue A, that said officers recovered said property from the place designated by defendant and which deponent identified in said Officers presence as the missing property.

Wherefore, deponent charges defendant, with feloniously taking, stealing, and carrying away said property from deponents possession, Subscribed before me this 11th day of Oct 1891

Harris McFague

W. W. Whitman

Police Officer.

0772

Police Justice.

POOR QUALITY
ORIGINAL

0773

(1835)

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK }

4 District Police Court.

Victor Krathy 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.

Victor Krathy

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

United States

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

Answer.

No. 1479 Ave A 2 months

Question. What is your business or profession?

Answer.

butcher boy

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 at present.

Victor Krathy

Taken before me this

11th

day of

1897

Michael

Police Justice.

POOR QUALITY
ORIGINAL

0774

BAILED,
No. 1, by _____
Residence _____
Street _____
No. 2, by _____
Residence _____
Street _____
No. 3, by _____
Residence _____
Street _____
No. 4, by _____
Residence _____
Street _____

Police Court --- 4th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Amie H. Chapman
Victor H. Harty

2 _____
3 _____
4 _____

Offence *Grand Larceny*

Dated *October 11 1891*

M. Mahan
and W. Miller
Stephens

Officer.

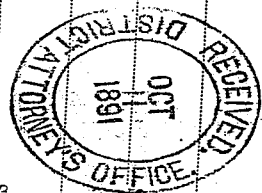
Witnesses *David Offense*

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

\$ *1000* to answer



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

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

Dated *October 11 1891* *W. Mahan* 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.

POOR QUALITY
ORIGINAL

0775

505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Victor Kratky

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

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

The said

Victor Kratky

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

*one watch of the value of twenty
dollars, one chain of the value of
ten dollars, and one gold coin of
the value of five dollars*

of the goods, chattels and personal property of one *Ellen Colquitt*

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

De Lancey Nicoll
District Attorney

0776

BOX:

453

FOLDER:

4173

DESCRIPTION:

Kuhn, Frederick H.

DATE:

10/29/91



4173

POOR QUALITY
ORIGINAL

0777

Counsel,
Filed 1891
Pleads, *John J. Do*

THE PEOPLE
2nd 10-1891
Grand Larceny,
[Sections 225, 226,
Penal Code.]

Fredrick H. Kuhn

DE LANCEY NICOLL,
District Attorney.

A TRUE BILL.

Robert W. Kuhn

Foreman,
Park 3. Anzures

Pleads, *Attorney*

2 yrs Pen

Witnesses:
Julia T. Kuhn

Off. Present

POOR QUALITY
ORIGINAL

0778

Police Court—3—District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 224 East 18th Street, aged 39 years,
Mamie Kuhn
occupation being duly sworn

deposes and says, that on the 24 day of Oct 1897 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property, viz:

One pair of Diamond Earrings one
Diamond pin and one ladies gold
watch together of the value of about
Three Hundred and fifty dollars
the property of deponent

the property of

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 Kuhn (Hodkins)

from the fact that deponent missed
said property from a Bonfire drawer in the
dining room in said premises there was
not any other person in the house except
deponent and the defendant Deponent further
says that she is informed by Officer
Michael Bissett of the 14th Precinct Police
that he found the aforesaid ladies watch
in the defendant's possession here shown in
Court and identified by deponent as a part
of said property said Officer also found in
the defendant's possession two pawn tickets
which defendant admitted represented a portion
of said property Julia T. Kuhn

Sworn to before me this

18 day

Police Justice.

POOR QUALITY
ORIGINAL

0779

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 19 years, occupation Police Officer of No. 1
Grand Police Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Julia Kuhn
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this

day of

25
Oct 1899

Michael Bisset

John Ryan

Police Justice.

POOR QUALITY
ORIGINAL

0780

Sec: 198-200.

CITY AND COUNTY } ss.
OF NEW YORK, }

3
District Police Court.

Frederick Kuhn 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 Kuhn*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *10 W 4th St 10 E 4th St 8 Months*

Question. What is your business or profession?

Answer. *Book Keeper*

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

Answer. *I am not guilty*

Frederick Kuhn

Taken before me this
day of *Dec* 190*7*
John J. [Signature]

Police Justice.

POOR QUALITY
ORIGINAL

0781

BAILED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

Police Court

District

THE PEOPLE, &c.
ON THE COMPLAINT OF

Julia C. Kinn
224 E 12th St
Frederick Kinn

1
2
3
4

Offence

Larceny

Dated

Oct 28 1891

Michael C. Kinn
Officer

Witness

Julia C. Kinn
Prisoner

No.

Street

No.

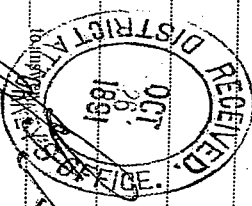
Street

No.

Street

No.

Street



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

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 *Oct 28 1891* *John Ryan* 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 offense within mentioned. I order he to be discharged.

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0782

505

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 H. Kuhn

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

Frederick H. Kuhn

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

The said

Frederick H. Kuhn

late of the City of New York, in the County of New York aforesaid, on the *24th* day of *October* in the year of our Lord one thousand eight hundred and ninety-*one*, at the City and County aforesaid, with force and arms,

two earrings of the value of seventy-five dollars each, one pin of the value of one hundred dollars and fifty dollars and one watch of the value of fifty dollars

of the goods, chattels and personal property of one

Julia T. Kuhn

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.

POOR QUALITY
ORIGINAL

0783

SECOND COUNT—

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

Frederick W. Kuhn
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:
The said *Frederick W. Kuhn*

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,

two earrings of the value of seventy-five dollars each, one pin of the value of one hundred and fifty dollars, and one watch of the value of fifty dollars

of the goods, chattels and personal property of one

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

Julia T. Kuhn
unlawfully and unjustly did feloniously receive and have; the said

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

DE LANCEY NICOLL,

District Attorney.

0784

BOX:

453

FOLDER:

4173

DESCRIPTION:

Kupfer, Emil C.

DATE:

10/01/91



4173

0785

M. Kupper

2 no pin for

POOR QUALITY
ORIGINAL

0785

Police Court

District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No.

occupation

deposes and says, that on the

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 of the amount and
value of thirty five dollars

the property of

has a probable cause to suspect and does suspect, that the said property was feloniously taken, stolen,
and carried away by

from the fact that deponent left said
apartments at about the hour of three
o'clock P.M. on said date and left the
defendant's son in charge of said
apartments and at that time said money
was in a trunk in a bed room in said
apartments and on the following day deponent
missed said money from said trunk and
the defendant admitted and confessed to deponent
in the presence of deponent's son Peter Kupper
that he had taken said and carried away
said described amount of money

Emil Kupper

Sworn to before me, this
day

of
1891
Police Justice.

POOR QUALITY
ORIGINAL

0787

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 22 years, occupation Artist of No. 138 East 3rd Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Mama Kupper
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 24

day of Sept 1890,

Peter Kupper
A. Kitch
Police Justice.

POOR QUALITY
ORIGINAL

0788

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

3

District Police Court.

Emile C. Kupper 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.

Emile C. Kupper

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

Germany

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

Answer.

157 East 3rd St 2 years

Question. What is your business or profession?

Answer.

Barber

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
Emile C. Kupper.

Taken before me this

day of

Sept 18 1907

Police Justice.

J. J. McNamee

POOR QUALITY
ORIGINAL

0789

BAILED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

Police Court...

District

92nd 1259

THE PEOPLE, &c,
ON THE COMPLAINT OF

Alvin Karpis
157 E. 3rd St.

Emile G. Ruffin

1
2
3
4

Offence *Carrying a Dangerous Weapon*

Dated

Sept 24

No.

189

Witnesses

John J. Dachs
Magistrate

No.

14

Witnesses

John J. Dachs
Magistrate

No.

189

No.

189

No.

189

No.

189

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *200* Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.

Dated *Sept 24* 18*91* *John J. Dachs* 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.

POOR QUALITY
ORIGINAL

0790

BAILED,
No. 1, by _____
Residence _____ Street _____
No. 2, by _____
Residence _____ Street _____
No. 3, by _____
Residence _____ Street _____
No. 4, by _____
Residence _____ Street _____

Police Court...

District

1259

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William H. H. H.
157 E. 3rd St.

1. Emil C. H. H.

2. _____
3. _____
4. _____

Offence

Dated

Sept 24 1891

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

No. _____

Street _____

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 _____ 1891 _____ 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.

POOR QUALITY
ORIGINAL

0791

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3rd DISTRICT

of No. 14th Precinct, Street, aged 31 years,
occupation... Police Commissioner sworn deposes and says
that on the 27th day of Sept 1891
at the City of New York, in the County of New York

Emile C. Kupper (you
here) was charged by
Peter Kupper with Grand
Larceny, and Defendant
asked that Defendant be
held till Defendant
can get the necessary
incriminating evidence

John J. Sachs

Sworn to before me this 27th day of Sept 1891
John J. Sachs
Police Justice.

POOR QUALITY
ORIGINAL

0792

Police Court-- *3* 349 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Emile C. Krupfer

Dated

Sept 24 1891

Magistrate.

Officer.

Witness,

Disposition,

570 Ex Sept 24 2 PM

AFFIDAVIT.

Carney

*Magistrate presiding
at the 3rd Dist Police
Court in my absence
will please hear and
determine the within case
John Ryan
Police Justice*

POOR QUALITY
ORIGINAL

0793

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

THE PEOPLE OF THE STATE OF NEW YORK,
against

Emil C. Kupper

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Emil C. Kupper* —

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

The said

Emil C. Kupper

late of the City of New York in the County of New York aforesaid, on the *21st* day of
September in the year of our Lord one thousand eight hundred and ninety-*one*
at the City and County aforesaid, with force and arms, in the *day*—time of said 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 *thirty-five*

dollars; divers other promissory notes for the payment of money, being then and there due and un-
satisfied (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 *thirty-five*

dollars; divers United States Silver Certificates, of a number and denomination to the Grand Jury
aforesaid unknown, of the value of *thirty-five*

dollars; divers United States Gold Certificates, of a number and denomination to the Grand Jury
aforesaid unknown, of the value of *thirty-five*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid unknown, of
the value of *thirty-five dollars*

of the goods, chattels and personal property of one

Minna Kupper
then and there being found,

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

DE LANCEY NICOLL,
District Attorney.

0795

**END OF
BOX**