

06 12

BOX:

67

FOLDER:

753

DESCRIPTION:

Keating, Philip

DATE:

05/10/82



753

Richard

Counsel, *W. G. R.*

Filed 10 day of May 1882

Pleads *Not guilty (u)*

THE PEOPLE

vs. *R.*

INDICTMENT.
LARCENY.

Philip Keating

John McArthur
JOHN C. ROBERTS
DISTRICT ATTORNEY

District Attorney.

A True Bill.

Wm. H. H. H.
Wm. H. H. H.
Foreman.

May 15. 1882

Spind & Co. Secretaries

06 14

Court of General Sessions of the Peace of
the City and County of New York.

THE PEOPLE OF THE STATE OF
NEW YORK,

Philip Keating against
The Grand Jury of the City and County of New York by this indictment accuse

committed as follows:
The said

Philip Keating
of the crime of *larceny*
Philip Keating

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

*Quers promissory notes for the pay-
ment of money of the kind commonly
called United States Treasury
notes of a number and denomination
to the Grand Jury aforesaid unknown
and of the value of fifteen dollars
Quers promissory notes for the pay-
ment of money of the kind commonly
called bank notes of a number and
denomination to the Grand Jury
aforesaid unknown and of the value
of fifteen dollars*

of the goods, chattels, and personal property of one

Matthew Towner

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

Benjamin K. Phelps
BENJ. K. PHELPS, District Attorney.

06 16

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK } ss.

1st District Police Court.

Philip Keating being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is his U 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 U 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 of the charge
Philip Keating

Taken before me this

day of

188

Joseph C. Quinn
Police Justice.

06 17

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

POLICE COURT, 1st

DISTRICT.

of No.

Castle Garden

Street, being duly sworn, deposes and

says that on the

1st

day of

May

1882

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

Philip Keating

now present did by means of false pretense & representation obtain from deponent good and lawful money to the amount of fifteen dollars in the manner following. Viz. That he met this deponent who is a stranger in this City on Pier 33 North River and inquired if there was a boat leaving this afternoon for Boston. That deponent answered yes & said that he was going to Boston on the boat. That defendant then said that he had come from Boston to meet a friend & that he would return with him on the same boat. That he then induced deponent to go with him for the purpose he said of helping the defendant with some parcels or luggage to the boat & that while deponent was in company of the defendant they met a third person whom he knew & who said to the defendant that the goods which he had bought was by him the third person sent to the boat & that he wanted the money for them. That the defendant then produced what purported to be checks & saying

0618

that he had no change until he got a check cashed asked deponent if had any money he would loan him until that time & that he would repay him when he reached the boat. That deponent wholly relying on the truth of his statement gave him said amount & has since discovered that his statements & representations in relation to coming from Boston and returning by the boat were false and made with the intent and purpose of cheating & defrauding deponent he well knowing at the time that such statements were false deceptive and untrue

Chatt J. J. J.

Sworn to before me this
2nd day of May 1882

Hugh Gardner Police Justice

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness,

Disposition,

06 19

BOX:

67

FOLDER:

753

DESCRIPTION:

Keely, John

DATE:

05/19/82



753

WITNESSES.

Day of Trial,

Counsel, P. M.

Filed 19 day of May 1882

Pleads Not Guilty

THE PEOPLE

vs.

John Keely

vs. 2 cases

JOHN McKEON,

District Attorney.

22 May 29. 1882

Pleaded Guilty P. M.

A True Bill.

John Keely

Foreman.

Goods Pen 1882
fine - \$1

149

0620

0621

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Keely

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

John Keely

of the CRIME OF GRAND LARCENY, committed as follows:

The said

John Keely

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

Divers Silver Coins of the United States
of America of a number and denomination
to the Grand Jury aforesaid unknown
and a more particular description
whereof cannot now be given of
the value of seventeen dollars and
divers Silver Coins of the Kingdom
of Great Britain and Ireland of a number
and denomination to the Grand Jury
aforesaid unknown and a more particular
description whereof cannot now be given
of value of eighteen dollars

of the goods, chattels and personal property of one

John A. Apelt

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

John McKee
District Attorney

0622

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

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

The said

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

of the goods, chattels and personal property of the said

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

unlawfully, unjustly did feloniously receive and have, the said

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

JOHN McKEON, District Attorney.

0623

FORM 10.

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

Sworn before me, this
11th day of May

of No. *332* *Bleecker* Street, being duly sworn, deposes and says,
that on the *8th* day of *May* 188*2* at the City of

New York, in the County of New York, *he saw John Keely, now here,*
Enter the above premises and run into the
back room pretending to be looking for
a dog.

David Carl

day }
1882 }
Police Justice.

0624

FORM 10.2

Police Court — Second District.

AFFIDAVIT.

THE PEOPLE, &c.
ON THE COMPLAINT OF

vs.

Dated,

188

Justice.

Officer.

Witness,

0625

BAILED,

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

Sec. 208, 209, 210 & 212.

Police Court- 29 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. E. Calk

332 Blake

John Keely

Offence, Grand Larceny

Dated May 11th 1882

Stord Magistrate.

Magistrate Officer,

Clerk.

Witnesses. David Carl

No. 332 Bleeker Street,

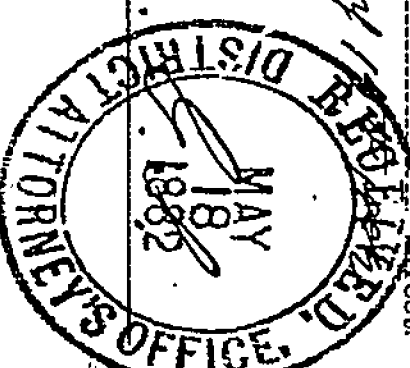
Nette Morris

No. 334 Bleeker Street,

No. _____ Street,

Wm. E. Calk

3.0.0.0



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

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

Dated May 11th 1882

J. H. Murphy Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0626

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

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

Question. What is your name?

Answer. *John Keely*

Question. How old are you?

Answer. *30 Years.*

Question. Where were you born?

Answer. *New York.*

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

Answer. *130 West 19 Street*

Question. What is your business or profession?

Answer. *Shoe 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 -*

Taken before me, this *11th*

day of *May* 188*8*

John Keely
Police Justice.

0627

2 mil D

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK, ss

OF NEW YORK,

of No. 302-Black

Street,

Edwin

being duly sworn, deposes and says, that on the 8th day of May 1883

at the Above Premises _____ City of New York,
in the County of New York _____

in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the Nighttime

of deponent, in the nighttime
the following:

the following property, viz:

Good and lawful money of
the United States Consisting of Notes or Bills
of divers denominations and values. Together
of the value of Thirty dollars.

the property of

Repent

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

John Keely (Now here)

Two other men not yet arrested from the fact that at or about the hour of Eighth Octo

P.M. on the 8th day of May 1882. The said Reel,

Came into Clemons' store and said that

This dog had ran into Deponech's back room

and the said Keely went into Dependent's room

Followed by deponents the said Reels

dropped down and pretended to work

under deponents: Gen. Leonard Turner

0628

around and found one of said unknown men standing in the door of deponent's room leading to deponent's store. Deponent then requested the said Reely to leave her room. When deponent heard a signal from the store, the said Reely and unknown ~~man~~ man immediately ran out of deponent's premises. Deponent then went to the counter and discovered that the said money had been taken stolen and carried away from a drawer of the counter of said store. Deponent therefore charges that the said Reely and two unknown men acted in concert with each other and committed the said larceny.

Srown & Beznine } Mrs. Mary E. Earl.
 This 11th day of May 1882 }
 J. Henry Ford Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

vs.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0629

Sec. 208, 209, 210 & 212.

Police Court

District

428

THE PEOPLE, &c.,

ON THE COMPLAINT OF

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated

May 13th 1882

1882

Offence,

Guilty Harney

Magistrate.

Officer.

Clerk.

Witnesses

No.

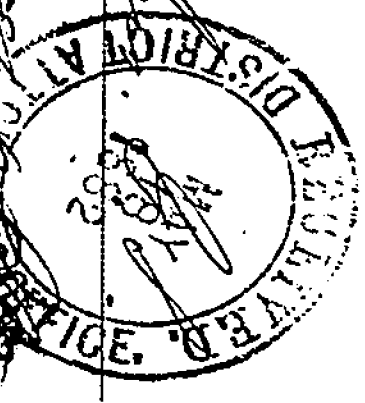
Street,

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 admitted to bail in the sum of ten Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated May 13th 1882.

Police Justice.

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

Dated 188

Police Justice.

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

Dated 188

Police Justice.

0630

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

2nd DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

John Keely

Question. How old are you?

Answer.

30 years

Question. Where were you born?

Answer.

United States

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

Answer.

130 West 19th Street

Question. What is your business or profession?

Answer.

Sinema Rev

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.

Not Guilty

Taken before me, this 12th
day of May 1882

John Keely

J. Henry Brown Police Justice.

City and County of New York ss.:-

John A. Apelt }
vs. } Grand Jurors
John Keely }

The above named Com-
-plainant being duly sworn and
examined deposes and says, as
follows:

Q What is your name, age,
residence and business?

A John A. Apelt. age 49. Residence
N: 391 West Street and by occupation
a Keeper of a cigar store.

Cross examined by C. A. Gledy
Esq. Counsel for the defendant.

Q When did you last count your
money before you say you lost it?

A Between 10 and 11 o'clock the night
before, when I closed the store.

Q Who was present in the store.

A Nobody. I was alone.

Q How much money did you count

A I counted seven hundred dollars and
thirty cents in American silver and
four pounds in English silver.

Q When was the next time when

0632

you saw the money?

A Five minutes before it was taken.

Q Where did you see it?

A Where I put it the night before, the American silver was in an cigar box and the english silver right next to it in a linen bag.

Q Do you sleep in that store?

A Sometimes - I did not sleep there that night - there was no one slept in the store that night.

Q What time did you open the store in the morning?

A About half past five.

Q Was you alone then?

A Yes

Q What kind of American silver was it that you counted?

A Trade dollars, halves, quarters and ten cents pieces.

Q How many trade dollars?

A I don't in particular know

Q How many half dollars?

A I don't know

Q How many quarter dollars?

A I don't know

Q How long was the man in the store that you say took the money?

A About one half a minute.

2 Are you in the habit of leaving your money in that store every night?

A No.

2 Do you live up stairs with your family?

A I live up stairs with a family. I board.

2 Do the parties you board with have access to the store?

A No.

2 Do you hire any one to attend store for you?

A Yes, when I am away.

2 Was that man in your store on last ~~Saturday~~^{Friday} night?

A He was - he went home at 9 o'clock.

2 What time did he get to the store on Saturday morning?

A About a quarter of an hour after this was done.

2 How much money did you find on the sidewalk after this was over?

A Seventeen dollars and thirty cents.

2 Whereabouts on the sidewalk?

A Right in front of the door.

Q Understand you that this thing took but a moment?

A Yes

Q You never saw this man before?

A No, not that I remember.

Q Are you positive that he is the man?

A Yes

Q When did you see the man the next time after he took your money?

A In this court, the day before yesterday.

Q You saw Keely, the prisoner, whom you say took your property but for a moment on that occasion?

A Yes but a moment - (it was demonstrated in court by the complainant and the use of a watch that the time occupied was thirteen (13) seconds.)

Q Did the man that took your money have any other whiskers than he has now, a mustache?

A Only a mustache, no other whiskers
By the Court. You saw his full face

A Yes

Q Did you see him drop the box?

A Yes.

Sworn to before me this } John A. Galt
13th day of May 1881. }
J. Henry Ford Police Justice.

0635

Seem District Police Court.

Affidavit—Larceny.

CITY AND COUNTY
OF NEW YORK,

of No. *391 West*

Street, *Seem dealer.*

being duly sworn, deposes and says, that on the

6th

day of

May

188*2*

at the

Premises No 391 West Street

City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession

of deponent, *in the daytime*

the following property, viz:

Good and lawful money of the United States issue consisting of Silver Coins of divers denominations and values together of the value of Seventeen dollars. And Silver Coin of the Realm of Great Brittain of divers denominations and values together of the value of Eighteen dollars. All being of the value of Thirty five dollars.

the property of *deponent.*

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

John Kelly (Howhue) and two other men unknown to deponent, and not yet arrested from the fact that at or about the hour of Six O'clock A.M. on the first day of May 1882. One of the said unknown men came into deponent's store and said to deponent that there was a man cutting deponent's window ash outside. Deponent went out side and saw the other unknown man acting as though cutting on the window

Last deponent said to said unknown
 man what are you doing here when the
 said unknown man made no reply
 to deponent. Deponent then turned around
 to enter the store when the said unknown
 man came into the store said to deponent
 drive him away meaning the man who
 was at deponent's window and seized
 hold of deponent by the arm and attempted
 to detain deponent from entering the store
 Deponent then pulled himself away and
 on reaching the store door met the said
 Kelly coming out having in his possession
 the said money which was in a cigar box
 and bag which the said Kelly had taken
 stolen and carried away from a drawer
 of the counter in said premises. The said
 Kelly dropped a portion of said money
 on the sidewalk and ran away in company
 with the said unknown men.

Given to be true me. { John A. Appelt.
 This 15th day of May 1882

J. Henry Ford
 Police Justice

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFIDAVIT - Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

WITNESSES.

Day of Trial,

Counsel,

Filed 19 day of

May 1882

Pleads

not guilty

THE PEOPLE

vs.

P.

John Keely

(2 leaves)

JOHN McKEON,

21 May 19
District Attorney.

Wm. A. Adick

A True Bill.

James J. Stevens

Foreman.

only a 1/2 May 20/82
W. H. H. H.

150

0637

0638

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

John Keely

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

John Keely

of the CRIME OF GRAND LARCENY, committed as follows :

The said

John Keely

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

*Divers promissory notes for the payment of money
of the kind commonly called United States treasury
notes the same being then and there due and
unsatisfied a more particular description whereof
is to the Grand Jury aforesaid unknown of the value
of thirty dollars and divers promissory notes for
the payment of money of the kind commonly called
bank notes the same being then and there due
and unsatisfied a more particular description
whereof is to the Grand Jury aforesaid unknown
of the value of thirty dollars*

of the goods, chattels and personal property of one

Mary E. Earl

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

John McKeon
District Attorney

0639

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

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

The said

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

of the goods, chattels and personal property of the said

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

unlawfully, unjustly did feloniously receive and have, the said

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

JOHN McKEON, District Attorney.

Second District Police CourtFriday Aug 12th 1882

Mar. E. Carr, the complainant being sworn
testified as follows:

Cross Examination by Mr. Goldsby

Q. Where do you reside?

A. At No. 332 Mercer Street.

Q. You are the owner of a bakery there?

A. Yes sir.

Q. When did you put this money in the drawer that you say was taken?

A. It was received during the day.

Q. When did you count it last before the
May 10th?

A. I never count it until I take it
out at night.

Q. Then you didn't count it at all?

A. I counted it at 4 o'clock and I
had thirty five dollars (\$35.) in the
drawer.

Q. From 4 o'clock in the afternoon
until 8 o'clock at night, did you
take any money out of the drawer
for household expenses or for

any surprise at all?

A. No sir.

Q. Who was present when you counted the money at 4 o'clock?

A. No one.

Q. Now many bills did you have in the drawer at that time - at 4 o'clock?

A. I had two two dollar bills and the rest in one dollar bills.

Q. Did you have any small change at all?

A. Yes sir, some silver.

Q. Now many one dollar bills did you have at 4 o'clock.

A. I had ten or twelve one dollar bills.

Q. Now much silver coin did you have?

A. I don't remember now.

Q. & do you have five dollars in silver?

A. Yes sir, more than that.

Q. Did you have ten dollars?

A. No sir.

Q. Now many pennies did you have?

A. About a dollars worth?

Q. Did you have eight dollars at 4 o'clock?

when you counted the money - I mean
eight dollars in silver?

A. Yes sir.

Q. Did you have six dollars?

A. Yes sir.

Q. Did you have seven dollars?

A. I don't say.

Q. You had between six and eight dollars,
in silver when you counted it?

A. Yes sir.

Q. Did you have any pennies?

A. About a dollar in pennies.

Q. That was all the money you had,
when you counted it?

A. Yes sir.

Q. That was 4 o'clock in the after-
noon?

A. Yes sir.

Q. From 4 o'clock until I were now in
after 4 o'clock?

A. Yes sir.

Q. And had taken no money out of the
drawer for anything?

A. Yes sir.

Q. Now at all from 4 to 8 o'clock?

A. Yes sir.

Q. You say when you counted it
that 4 o'clock there was thirty-five

dollars there?

A. Yes sir, something in that neighborhood.

Q. You saw there was an unknown man in your store while you and the prisoner were in your back room looking for the dog?

A. Yes sir.

Q. Was a signal given by a man in your store?

A. Yes sir.

Q. In what part of the store?

A. In the front of the store.

Q. Near the door?

A. Yes sir.

Q. At the time the signal was given was there more than one man in your store?

A. There were two men.

Q. The signal was given by another man in the store, one of the two men besides the prisoner, while the prisoner was in the back room with you?

A. Yes sir.

Q. There were two men in your premises besides the prisoner?

A. Yes sir.

Q. And one of those two men understand you to say gave the signal?

- Q. Yes sir.
- Q. Did you see either of them go behind the Counter?
- A. No sir.
- Q. Did you see them run out together immediately after the whistle?
- A. Yes sir.
- Q. Did the prisoner walk or run out?
- A. He walked out.
- Q. Is he go out when you told him to?
- A. No sir.
- Q. How many times did you tell him to go out?
- A. Several times.
- Q. Did he run out?
- A. No sir, I have already told you he walked out.
- Q. The other two men run out?
- A. I didn't see the one who gave the signal.
- Q. You don't know who gave the signal?
- A. No sir.
- Q. You say that the prisoner came into your store saying he had lost his dog and ran in your back room,

pretending to look for his dog - you followed him in there and on turning around you saw you saw another man in your store, and while you were conversing with this prisoner and telling him to leave your place, you heard a signal given by somebody, you didn't see and immediately the man in the store ran out and the prisoner followed him?

Q. Yes sir.

Q. After both had left, what was the first thing you did?

A. I went behind the counter, the drawer was open and the bills were gone, there was ten dollars in silver left in the drawer besides the bills left.

Q. Did anybody else attend store besides you?

A. No sir.

Q. Was nobody else access to the drawer?

A. No sir.

Q. Didn't you allow your boy to go behind the counter?

A. No sir.

Q. Was there a light in the back room?

A. No sir.

Q. It was dark there then?

- A. There is a partition a half partition dividing the store from this room, it extends part of the way from the floor to the wall and the light from the store makes it light in the back room.
- Q. When did you first notify the police of the robbery?
- A. Immediately - two or three minutes.
- Q. When was the first time you saw this man after you say he had been in your store?
- A. At the station house.
- Q. Where abouts in the station house did you see him?
- A. Standing on a line with some other prisoners.
- Q. How many other prisoners?
- A. Three or four.
- Q. About the same size as he?
- A. No sir, some were thinner and some were not so tall as he.
- Q. Did you pick him out from among the other prisoners without any suggestion at all from anybody?
- A. Yes sir.
- Q. Without any conversation at all, with anybody?

A. Yes sir

Q. You are positive this is the man who was in your back room?

A. Yes sir.

Q. Have you ever been mistaken in identifying any person?

A. I never had any occasion to identify anybody before.

Q. In your experience as a lady, has it well occurred to you that you saw some body in the street that you imagined that you knew and subsequently discovered that you were mistaken?

A. Never

Q. Have you been talking to anybody about this case since the arrest of the prisoners?

A. Yes sir, people coming in the store have talked with me about it.

Q. Now near eight o'clock was it when the prisoners came into your store?

A. It was about fifteen minutes past 8.

Q. From 8 to 8 o'clock P.M. what do your receipts amount to?

A. Can't say.

Q. Were there five dollars?

A. Yes sir.

Q. Were they more than five dollars?

A. I couldn't say.

Q. What are your own receipts from H & S clock. P.M.?

A. I never separate the amounts taken in different parts of the day, I don't know what they are.

Q. Are you certain they amounted to five dollars?

A. Yes sir.

Q. What day of the week was it that this alleged robbery took place?

A. Monday.

Q. You will not say that you sold them H & S clock from H & S clock P.M.?

A. No sir.

Q. Was your son in the place at the time?

A. Yes sir, he was in bed - he was sick with malarial fever.

Q. Is he healthy when he is attacked with malarial fever - irrational?

A. No sir.

Witness Wm. W. J. Earl.

Subscribed to before me

this 12th day of March 1912

J. H. H. H. H.
John H. H.

I and Carl a witness for the prosecution
being sworn testified as follows.

Examination by Mr. Solley:

Q. How old are you?

A. Eleven (11) years.

Q. Do you go to Sunday School?

A. Yes.

Q. Did you ever take an oath before in
Court?

A. No sir.

Q. Do you know what the effect of
taking a false oath would be?

A. No sir.

Q. Would because of that you would
then die if you didn't tell the truth?

A. Then don't get nervous, they go to
hell.

Q. Do you understand what to do
when you're told an untrue story?

A. I would go to hell.

Q. When was your last birthday when
this alleged robbery took place?

A. I was my bed in the back room.

Q. Was there any light in the room?

A. No sir.

Q. Did you see anybody come in that

room?

A. Yes sir.

Q. Who?

A. The man there (pointing to the prisoner) he stood in the room and looked under the bed, another man stood by the door.

Q. Did you get a chance to look who the other man was?

A. No sir.

Q. Did he bend and look under the bed?

A. Yes sir.

Q. Was it dark in the room?

A. No sir.

Q. Did you ever see him from that time until now?

A. Yes sir, at the Station-house.

Q. Where was he when you saw him at the Station-house?

A. In the room there.

Q. Now name men who were there besides him?

A. There were two others.

Q. Was detective Dick in the room at the Station-house?

A. Yes sir.

Q. Were the other two men dressed in

uniform?

A. No sir.

Q. Were the other two men besides being taller than this man - the prisoner?

A. Yes sir, a little.

Q. You went with your mamma to the Station-house?

A. No sir, I went after her.

Q. When your mamma said "Karin" is the man?

A. No sir, she was not there. ^{She has already recognized him.} ~~She has already recognized him.~~

Q. When you went to look for your mother you didn't know whether your mother recognized the prisoner or not?

A. No sir, I didn't.

Q. You only knew she did when she told you afterwards that she did?

A. Yes sir, after I came home from the Station-house.

Q. How did you come to recognize the man?

A. By his face and ^{height} ~~build~~.

Q. What else?

A. And his moustache.

Q. Didn't you see in the Station-house that you didn't know whether it was the man or not?

A. No, I did not.

Q. When spoke to, was first when you went in to look at the prisoner in the Station house?

A. M^r. Doyle asked me to pick out the man.

Q. And you did?

A. Yes sir.

Q. And you said

John Q. Carr, for the person whom was then referred, being already known to you as follows.

Cross Examination (Continued) by M^r. Foley.

Q. What time was it that this alleged robbery occurred?

A. At 8 o'clock in the evening - about that time.

Q. At 8 o'clock did you count the money in the drawer?

A. Yes sir.

Q. How much was in it when you counted it?

A. From thirty to thirty-five dollars.

Q. How much money did you take in after that - Can you tell?

I believe it before me
 June 12th 1883
 J. H. H. H. H.
 J. H. H. H. H.

Q. Perhaps fifteen dollars.

Q. I think more or less than \$5 that was taken away?

A. About \$5. Thirty-five dollars.

Q. You are sure there was more than thirty dollars?

A. Yes sir.

Examined by Judge Ford.

Q. How much money was in the drawer when you counted it, at 4 o'clock that afternoon?

A. There was about thirty-five dollars.

Q. From that time when you counted the money until 8 o'clock can you tell how much money you took in?

A. No sir, not exactly.

Q. Can't you tell about how much you averaged from 4 o'clock till 8?

A. Well about fifteen dollars from 4 o'clock until 8 o'clock would be a fair average.

Q. Are you sure there was as much as ten dollars taken in between 4 and 8 o'clock P.M. in your store?

A. Yes sir.

- Q. After the occurrence when you went and counted the money, how much was left in the drawer? how much did you find there?
- A. About ten dollars.
- Q. You are satisfied there was thirty-five dollars taken?
- A. Yes.

Cross Examination Continued by Mr. Golden.

- Q. When you counted this money at 11 o'clock how many bills did you have?
- A. I can't say. I know I had two two dollar bills.
- Q. Didn't you swear a little while ago that you had from ten to twelve one dollar bills?
- A. I don't know exactly how many I had, I had from ten to twelve one dollar bills.
- Q. Didn't you also say that you had from six to 8 dollars in silver?
- A. I can't say exactly.
- Q. Didn't you swear that you didn't know how much silver you had?
- A. I didn't know exactly how much

silence I had and I would not there-
 you swear to any specified or particular
 amount, when I took the money on 4,
 there was ten dollars left.

Q. On Monday the day of the occurrence
 was it five dollars or fifteen dollars
 you took in from 4 o'clock until 5 P.M.,
 you told the judge it was fifteen
 dollars.

A. It was about \$15 as I told him.

Q. Where is your store?

A. No 335. Colchester Street.

Q. What are your average receipts a
 day?

A. From forty to forty-five dollars.

Q. The heavier part of the receipts is
 from the morning until 5 o'clock
 in the afternoon or is not?

A. In the morning until eleven o'clock
 and from 4 till 9 P.M.

Q. Can you positively swear when you
 took in on that day from 4 to 5
 o'clock P.M.?

A. I can't.

Mrs. Mary J. Earl.

M^r. Todd counsel for the defence here
 moves to amend the complaint and make

Subscribed to before me
 this 12th of July at New York

John W. Smith
 John J. Smith

0656

originals of the same but to the
make and of the same and the
for a while has been taken.

John David

0657

BOX:

67

FOLDER:

753

DESCRIPTION:

Keller, Adam

DATE:

05/29/82



753

0658

Went for 10/63
a p m

Day of Trial,

Counsel,

Filed

day of

1882

Pleads

Went by Grand

Nov 7

THE PEOPLE

vs.

B

Adam Keller

Violation of Excise Law.

Swindler

522 Pearl

JOHN McKEON,

District Attorney.

22 April 18, 1883

True & correct
A True Bill

James J. Jones

Foreman

W. J. Jones

a p

W. J. Jones

0659

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Adam Keller

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

Adam Keller

of the CRIME OF *Selling Spirituous Liquors without a License,*

committed as follows:

The said

Adam Keller

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

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

SECOND COUNT.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Adam Keller* of the crime of exposing for sale and selling spirituous liquors on Sunday, committed as follows, that is to say: The said *Adam Keller* late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to a certain person whose name is to the Grand Jury unknown,

contrary to the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN McKEON, District Attorney.

0550

BAILED,
No. 1 by John Hall
Residence 578 Park Street,
No. 2, by _____
Residence _____ Street,
No. 3, by _____
Residence _____ Street,
No. 4, by _____
Residence _____ Street,

1433
Police Court-1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Hall
Adam Keller

Office, Violation
Police Land

Dated May 22 188 7

William Magistrate.
William Officer.

Witnesses, John Clerk.
John Clerk.

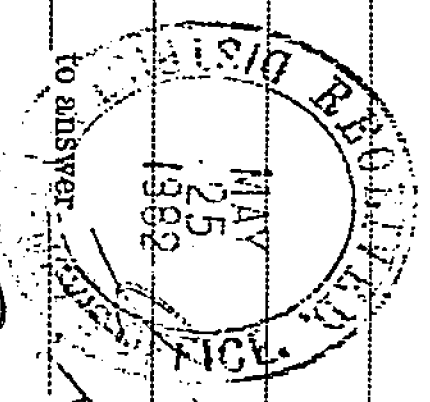
No. _____ Street,

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 Adam Keller

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 100 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 May 22 188 7 John Hall Police Justice.

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

Dated 22 May 188 7 John Hall Police Justice.

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

Dated _____ 188 _____ Police Justice.

0661

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

Adam Keller

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.

Adam Keller

Question. How old are you?

Answer.

Thirty-two years of age

Question. Where were you born?

Answer.

Germany

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

Answer.

522 Pearl St. 4 years

Question. What is your business or profession?

Answer.

Saloon Keeper

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

Answer.

*I am guilty of the charge.**Adam Keller*

Taken before me this

day of

May

188

*at**at**at**at**at**at**at**at**at**at**at**at**at**at*

Police Justice.

0662

Police Court 7th Dist District.

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

of No. 6th Precinct Hudson Golden
of the City of New York, being duly sworn, deposes and says, that on the 21st day
of May 1882 in the City of New York, in the County of New York, at
premises No. 522 Pearl Street,

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

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

Sworn to before me, this 22nd day
of May 1882

Hudson Golden
J. W. Patterson POLICE JUSTICE.

0663

BOX:

67

FOLDER:

753

DESCRIPTION:

Kelly, James

DATE:

05/03/82



753

0664

OK and
1/11

Counsel, *3*
Filed *3* day of *May*
Prads *for guilty (4)*

188 2

THE PEOPLE

vs.

R.

BURGLARY—First Degree, and
Grand Larceny.

James Keely

John M. Keen
~~DANIEL C. ROHMES~~
District Attorney.

A True Bill.

May 3 1882
James Keen
Foreman.

Wm. J. Keen
Jury 3 day.

Verdict of Guilty should specify of which count.

2 1/2 years.

42

0665

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Kelly

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

of the CRIME OF

committed as follows:

The said

late of the

New York, aforesaid,

on the *twenty eighth* day of

one thousand eight hundred and eighty

about the hour of

Ward, City and County aforesaid, the dwelling house of

fifth Ward of the City of New York, in the County of

in the year of our Lord

with force and arms,

time of the same day, at the

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

whilst there was then and there some human being, to wit, one

within the said dwelling-house, he, the said

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

in the said dwelling house then and there being, then and

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

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

of the CRIME OF

committed as follows:

The said

late of the Ward, City and County aforesaid, afterwards, to wit, on the day and in the

year aforesaid, at the Ward, City and County aforesaid, about the hour of

o'clock in the

Two o'clock in the *night* time of said day, the said *Two* *spits* of the value of five dollars each and one *do* mail of the value of five dollars

of the goods, chattels, and personal property of

in the said dwelling house of one

then and there being found

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

Daniel C. Robbins
DANIEL C. ROBBINS, District Attorney.

0666

BAILED,

No. 1, by _____
Residence _____
Street _____

No. 2, by _____
Residence _____
Street _____

No. 3, by _____
Residence _____
Street _____

No. 4, by _____
Residence _____
Street _____

Dec. 208, 209, 210 & 212.

Police Court

District

73

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John H. Over

James Kelly

2
3
4

Offence

Dated

188

April 29

Magistrate

Herbert J. Williams

Clerk

Witnesses

Call it a Officer

No.

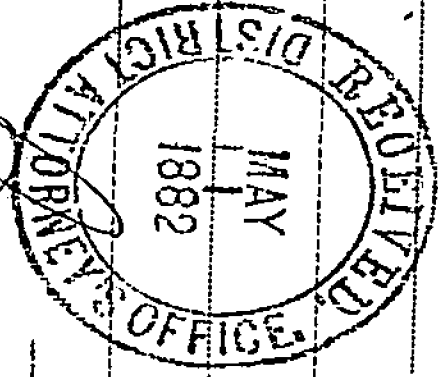
Street

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

~~James Kelly~~
~~det held to answer that he~~
guilty thereof, I order that he be admitted to bail in the sum of _____ Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

Dated April 29 1882

Police Justice

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0667

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

First DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

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 of the charge the property was given to me by one Lawlor

Taken before me, this

day of

April 188*8**James Kelly*

Solomon Smith
Police Justice.

0668

POLICE COURT—1st DISTRICT

City and County
of New York, } ss:

Mellie F. Albee
of No. 120 West Broadway Street, being duly sworn,
deposes and says, that the premises an attic or room of aforesaid
Street, 1st Ward, in the City and County aforesaid, the said being a tenement

and which was occupied by deponent as a Residence dwelling

entered by means of forcing open a lock ^{were} **BURGLARIOUSLY**
or fastening of the door leading
to said attic or room

on the Night of the 28th day of April 1882
and the following property feloniously taken, stolen, and carried away, viz:

One black velvet skirt one
black silk skirt and one
dolman all of the value
of ten dollars

the property of deponent
and deponent further says, that he has great cause to believe, and does believe, that
the aforesaid **BURGLARY** was committed and the aforesaid property taken, stolen, and
carried away by James Kelly now here
another person not arrested

for the reasons following, to wit:

That said property
was contained in a trunk in said
attic which was broken open
& said property taken therefrom
that the property which was found
in the defendant's possession by
Officer Silbries deponent identifies
as hers. & deponent now says that
it was given to him by said other person

Mellie F. Albee

*Charge to be for the same
28th April 1882
Officer Silbries*

0669

City and County
of New York ss

Theodore W Silbries of the said
Precinct being sworn says that
about two O'clock A.M. on the
night in question he saw the
defendant coming out of the
premises 120 West Broadway &
found in his possession the
property within described

Theodore W Silbries

Sworn to before me this
29th day of April 1882
Robert Smith
Police Justice

0670

BOX:

67

FOLDER:

753

DESCRIPTION:

Kelly, Patrick

DATE:

05/25/82



753

WITNESSES.

Day of Trial,

Counsel,

Filed

day of

1882

Pleads

THE PEOPLE

vs.

Patriek Kelly

LARCENY AND RECEIVING STOLEN GOODS.

JOHN McKEON

District Attorney.

A True Bill.

James Stevens

Foreman.

May 26/82

James P. P.

Geo. L. L. L.

177

0671

0672

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

THE POPE OF THE STATE OF NEW YORK,

against

Patrick Kelly

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

Patrick Kelly

of the CRIME OF GRAND LARCENY, committed as follows:

The said

Patrick Kelly

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

*fifteen pool balls of the value of
three dollars each*

of the goods, chattels and personal property of one

William Roth

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

John McKeon
District Attorney

0673

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

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

The said

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

of the goods, chattels and personal property of the said

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

unlawfully, unjustly did feloniously receive and have, the said

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

JOHN McKEON, District Attorney.

0674

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

Police Court-144 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William Roth

922 Chambers

Charles Kelly

1

2

3

4

Offence, Larceny Grand

Dated May 19 188

Magistrate.

Officer.

Clerk.

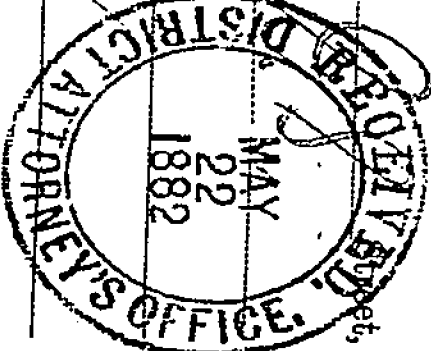
Witnesses,

No. _____
Street, _____

No. _____
Street, _____

No. _____
to answer

\$ 500



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 May 19 1882 Police Justice.

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

Dated _____ 188 _____ Police Justice.

There being no sufficient cause to believe the within named _____

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

Dated _____ 188 _____ Police Justice.

0675

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

1st District Police Court.

Patrick 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.

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 guilty of the charge
Patrick Kelly

Taken before me this

day of

188

John J. O'Brien
Police Justice.

0676

Just

District Police Court

Affidavit—Larceny.

CITY AND COUNTY }
OF NEW YORK } ss

of No. *92 Chatham* Street, *34* years old. *Saloon*
being duly sworn, deposes and says, that on the *18th* day of *May* 188*2*

at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, *from said premises in the night time*

the following property, viz:

*A set of balls used
for playing at the game of Pool
of the value of forty dollars*

Sworn before me this

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

*Daniel Kelly now here
from the fact that deponent
saw him take the balls
and following him found them
sixteen in all in his possession*

William Roth

18 day of *May* 188*2*
Hugh Garvey
Police Justice.

0677

BOX:

67

FOLDER:

753

DESCRIPTION:

Kennedy, Alexander

DATE:

05/25/82



753

0678

BOX:

67

FOLDER:

753

DESCRIPTION:

Shane, George

DATE:

05/25/82



753

WITNESSES.

The Complaint in the
within Case at the bar
of the Court states that
The Defendant Vermorel
was a bar employee
and he believes that
there was no intention
of stealing the horse
and weapon - but that
it was only taken in
a sneaky fashion that
he would take him back
into his employment. There
was only nothing in his
conduct, but he had taken
some of the horse's
from the stable. *Wm. 21.82*

Day of Trial,
Counsel, *Wm. 21.82*
Filed *May 20/72* 1882
Pleads

THE PEOPLE
vs.
Alexander Kennedy
George Shane
LARCENY AND RECEIVING STOLEN
GOODS.

JOHN McKEON,
District Attorney.

A True Bill.
Wm. 21.82
Foreman.
Wm. 21.82
Discharged by Court

0680

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Alexander Kennedy
George Shane

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

Alexander Kennedy and George Shane

of the CRIME OF GRAND LARCENY, committed as follows:

The said Alexander Kennedy and George Shane

late of the First Ward of the City of New York, in the County of New York aforesaid,
on the ~~fourteenth~~ day of ~~May~~ in the year of our Lord one
thousand eight hundred and eighty ~~two~~, at the Ward, City and County
aforesaid, with force and arms

one horse of the value
of seventy five dollars and
one set of harness of the
value twenty five dollars

of the goods, chattels and personal property of one

George H. Simmons

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

John McKeon
District Attorney

0681

And the Grand Jury aforesaid, by this indictment, further accuse the said
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows :

The said

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

of the goods, chattels and personal property of the said

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

unlawfully, unjustly did feloniously receive and have, the said

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

JOHN McKEON, District Attorney.

0582

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

Police Court *Int* District *429*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George H. Simmons
52-3-11
Alexander Kennedy
George Stanz

Offence *Grand Larceny*

Dated *May 15th* 188 *2*

Qua Ynie Magistrate
Swick Officer

3rd Precinct Clerk

Witnesses, *Officer Shuck*

3rd Precinct Street

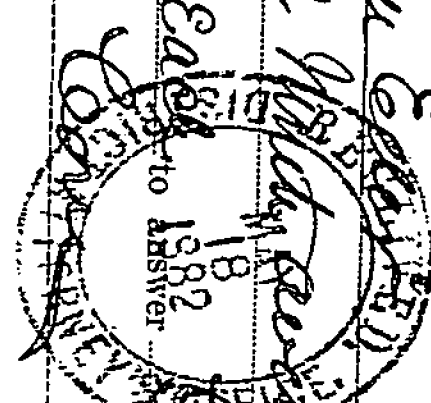
James ducler

William and 867 St Street

John Cooper

No. *502* *Police Precinct* Street

1500 East 1382 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 *defendants*

guilty thereof, I order that *they* be held to answer the same and *they* 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 *May 15th* 188 *2* *Andrew Smith* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0683

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK,

DISTRICT POLICE COURT.

George Shaver

being duly examined before the undersigned, according to law, on the unexed 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. *George Shaver.*

Question. How old are you?

Answer. *18 years old*

Question. Where were you born?

Answer. *New York*

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

Answer. *409 West 39th St.*

Question. What is your business or profession?

Answer. *Church Organ builder*

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.

Not Guilty -

Taken before me, this *15.*
day of *May* 188*8*

George Shaver

Arthur J. White
Police Justice.

0684

Sec. 198—200.

CITY AND COUNTY }
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

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

Question. What is your name?

Answer. *Alexander Kennedy*

Question. How old are you?

Answer. *19 years.*

Question. Where were you born?

Answer. *New York*

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

Answer. *426 West 36 St 2 Mrs.*

Question. What is your business or profession?

Answer. *Brakeman.*

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. *Not Guilty*
Alex Kennedy

Taken before me, this *15*
day of *May* 188*2*

Charles Smith
Police Justice.

0685

5th District Police Court

Affidavit—Larceny.

CITY AND COUNTY OF NEW YORK } ss. *George H. Simmons, 27 years of age,*
Wholesale dealer in Iron and Mill
 of No. *523 Ninth Avenue* Street,
 being duly sworn, deposes and says, that on the *14th* day of *May* 18*82*
 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 living Black Horse of the value of seventy
 five dollars and a set of Harness valued at
 twenty five dollars all being of the value of
 One hundred dollars — \$100 ⁰⁰/₁₀₀*

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 *Alexander Kennedy and*

George Shane (both now here) from the fact that
on said day said Kennedy was in the employ
of said deponent in the capacity of driver. That
deponent was informed by John Shields an
officer attached to the 31st Precinct Police that
he arrested both of said defendants at 68th Street
and Western Boulevard having in charge said
property, and that he heard said Kennedy
offering said property for sale to two persons
on said Boulevard for the sum of seventy five
dollars, Deponent further says that he was

Sworn before me this

day of *May*188*2*

Police Justice.

0686

further informed James Linden of the Western Boulevard between 6th and 6th street in said city that he heard said Kennedy say that he would sell said property for the sum of seventy five dollars and that at the time he offered to sell said George Shane was in company with said Kennedy

Deponent therefore charges the said defendants with taking & stealing said property and asks that they may be held to answer and be dealt with according to law

City and County of New York ss
John Shields an officer attached to the 31st Precinct Police being duly sworn says that he has heard the within affidavit read and that portion of it which refers to him is true.

Sworn to before me this 15th day of May 1882

John Shields

Andrew M. Police Justice

City and County of New York ss
James Linden of the Western Boulevard being duly sworn says that he has heard the within affidavit read and that portion of it which refers to him is true

Sworn to before me this 15th day of May 1882

James Linden

Andrew M. Police Justice

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

AFFIDAVIT—Larceny.

DATED 187

MAGISTRATE.

OFFICER.

WITNESSES:

DISPOSITION

0687

BOX:

67

FOLDER:

753

DESCRIPTION:

Kenneller, Charles

DATE:

05/03/82



753

WITNESSES

[Faint handwritten notes and lines, possibly names of witnesses]

Day of Trial

Counsel,

Filed

Pleads,

188

day of

THE PEOPLE

vs.

[Handwritten signature: Charles H. Hennrich]

DANIEL G. ROLLINS,

District Attorney

A True Bill.

[Handwritten signature: James Stevens]

Foreman.

[Handwritten signature: David B. Dequitter]

[Faint handwritten text at the bottom of the page, possibly a date or location]

0689

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Charles Kenneller

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

of the CRIME OF *assault with intent to Rob.*

committed as follows:

The said

Charles Kenneller late of the City of New York in the County of New York of and said on the twenty fifth day of April in the year of our Lord one thousand eight hundred and eighty two, at the ward, City and County of and said with force and arms in and upon one Charles Herald then and there being feloniously made an assault with ~~intention~~ and ~~with~~ said Charles Kenneller in his right hand then and there had and held. then and there feloniously did attempt to discharge to at and against the said Charles Herald the said being a deadly and dangerous weapon with intent him the said Charles Herald then and there feloniously to rob 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 the dignity

John W. Keon
District Attorney

0690

Sec. 218, 219, 210 & 212.

Police Court

District.

363

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Russell
432 West 13
Charles Russell

Offence

Assault

Dated

April 26

1882

Ford

Magistrate.

Reynolds

Officer.

17

Clerk.

Witnesses

No.

Street.

No.

Street.

No.

Street.

7542

H. D.

Curran

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

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

Dated April 26 1882 J. Henry Ford Police Justice.

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

Dated _____ 1882 _____ 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 _____ 1882 _____ Police Justice.

0691

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 DISTRICT POLICE COURT.

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

Question. What is your name?

Answer. Charles Kennell.

Question. How old are you?

Answer. 23 years.

Question. Where were you born?

Answer. New York.

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

Answer. 204 Bowry four months.

Question. What is your business or profession?

Answer. Fireman.

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

Taken before me, this 26
day of April 1888

Charles his
Kennell
mark

J. Henry Park Police Justice.

0692

Police Court— 3rd District.

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

Charles Herold

of No. 432 East 9th Street,

being duly sworn, deposes and says, that
on Tuesday the 25 day of April
in the year 1882 at the City of New York, in the County of New York,

he was violently and feloniously ASSAULTED ~~and BRAZEN~~ by

Charles Kinnell
(nowhere) who ^{loaded} aimed a Revolver pistol
at deponent saying at the time if
you don't give me five dollars I will
kill you, and that he committed said
assault.

with the felonious intent to take the life of deponent, or to do him 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 26 day
of April 1882

J. Henry M. M.

POLICE JUSTICE.

Charles Herold

Police Court-- District.

THE PEOPLE, ETC.,
ON THE COMPLAINT OF

vs.

AFFIDAVIT--A. & B.
FELONIOUS.

Dated, 188

Magistrate.

Officer.

Witness,

0693

0694

BOX:

67

FOLDER:

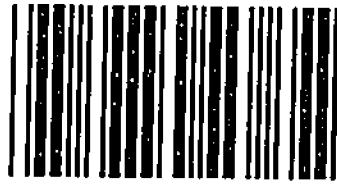
753

DESCRIPTION:

King, William

DATE:

05/10/82



753

0695

Bill returned at 10/11/18

Counsel
Filed 10 day of May 188
Pleads *guilty* (11)

THE PEOPLE
vs.
William H. King
INDICTMENT.
FORGERY in the Third Degree.

JOHN McKEON,
District Attorney.

A True Bill.

Wm. J. Stevens

Foreman.

May 11/18

Wm. J. Stevens
on second point
Per One year.

0696

Court of General Sessions of the City and County of New York.

THE PEOPLE OF THE STATE OF
NEW YORK,

against
William H. King

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

William H. King

of the crime of Forgery in the third degree,

committed as follows:

The said

William H. King

late of the First Ward of the City of New York, in the County of New York, aforesaid,
on the *twenty ninth* day of *April* in the year of our Lord one
thousand eight hundred and eighty *two* with force and arms, at the Ward, City,
and County aforesaid, feloniously did falsely make, forge, and counterfeit, and cause and
procure to be falsely made, forged and counterfeited, and willingly act and assist in the
false making, forging and counterfeiting a certain instrument and writing *to wit:*

an order for the payment of money of the said County
Called a Bank Check

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

No 473

New York April 29, 1882

The Fifth Avenue Bank of New York
Through the New York Clearing House association

Pay to myself
Thirty
100

or order

Dollars

\$ 30.00
100

Theo Simone

with intent to injure and defraud

Jacob Harris

and divers other persons; to the Grand Jury aforesaid un-
known 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.

0697

And the Grand Jury aforesaid further accuse
the said William H. King of the crime of Forgery,
committed as follows: The said William H. King

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and year last
aforesaid, with force and arms, at the Ward, City and County aforesaid, feloniously and
falsely did utter and publish as true, with intent to injure and defraud the said

Jacob Harris

and divers other persons, to the Grand Jury aforesaid unknown, a certain false, forged
and counterfeited instrument and writing to wit:
an order for the payment of money of the kind commonly called
a bank check

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

No 473

New York Apr 29, 1882

The Fifth Avenue Bank of New York
Through the New York Clearing House association

Pay to myself _____ or order
Thirty $\frac{00}{100}$ _____ Dollars
\$ 30,00 $\frac{00}{100}$

Theo Simons

the said William H. King

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

as aforesaid, then and there well knowing the same to be false, forged and
counterfeited, against the form of the Statute in such case made and provided, and against
the peace of the People of the State of New York and their dignity.

JOHN McKEON, District Attorney.

0698

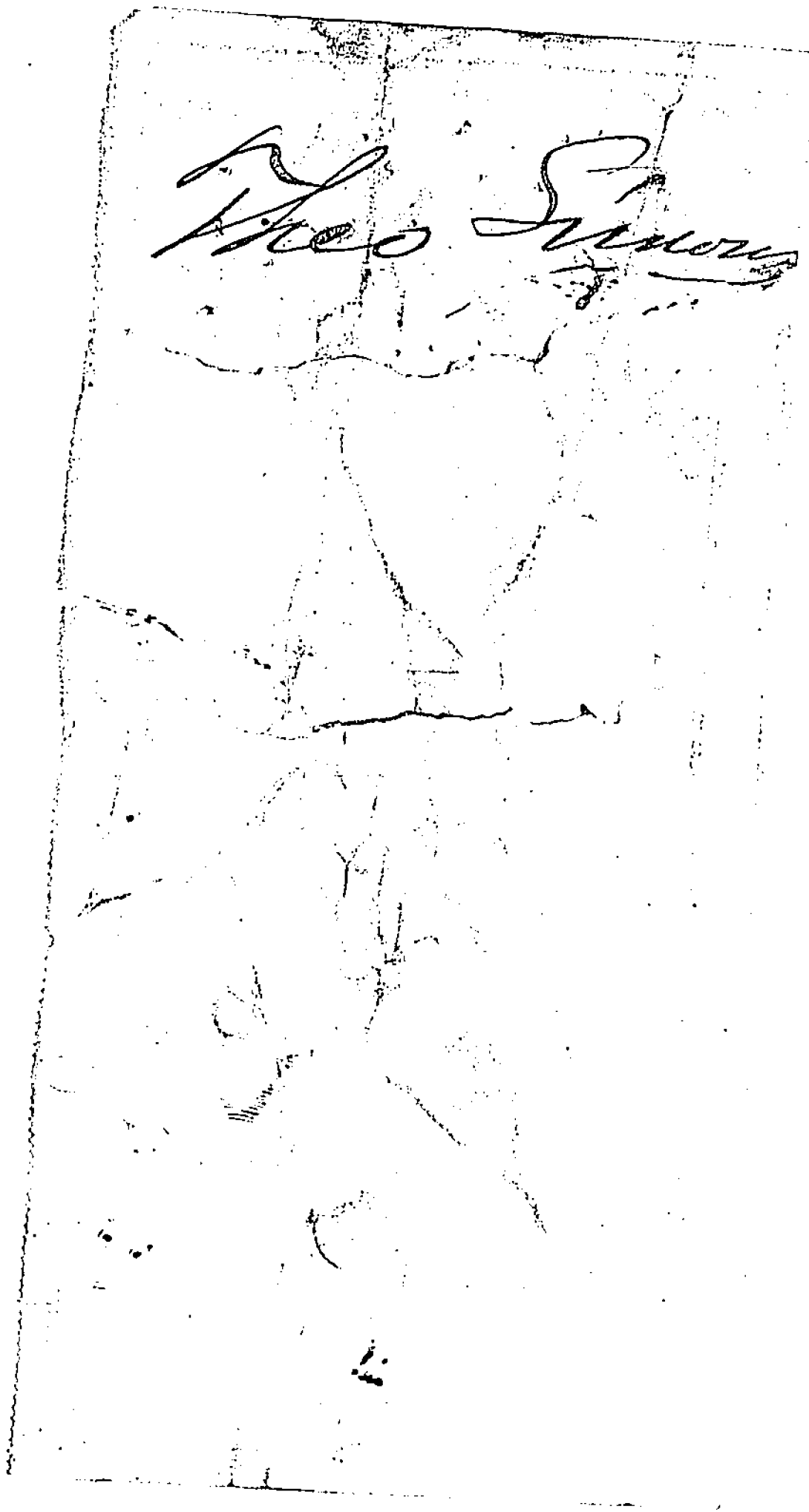
No. *443* New York, *Apr 29* 188*2*

Five
THE FIFTH AVENUE BANK OF NEW YORK.
THROUGH THE NEW YORK CLEARING HOUSE ASSOCIATION.

Pay to *Mrs. J. M. S. S. S.* or Order,
Thirty Dollars.
\$ *30 00* *100*
Geo. Simon

29

0699



0700

Debtors' debt

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

11394th
Police Court *1st* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Harris
1147 3rd St. N.Y.C.

William H King

1 _____
2 _____
3 _____
4 _____

Offence, *attempt to pass false*
tokens

Dated *May 1st* 188 *2*

Wm H King
Magistrate.

Geo W Kernan
Officer.

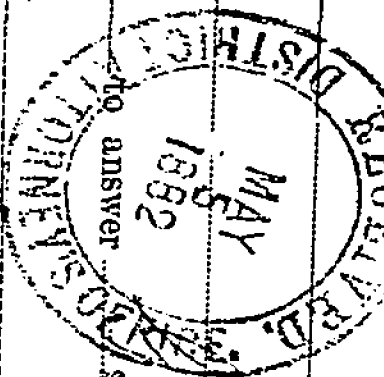
23-Beauch

Witnesses, *Charles Dennis*

No. *1470 3d Avenue*
Street,

No. *236 East 83rd*
Street,

No. *1000*
Street,



committed

83

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 *William H King*

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 *May 1st* 188 *2* *Wm H King* 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.

0701

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

5th DISTRICT POLICE COURT.

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

Question. What is your name?

Answer.

William H King

Question. How old are you?

Answer.

26 years

Question. Where were you born?

Answer.

New Jersey

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

Answer.

Brooklyn (N.Y.) city 6 weeks

Question. What is your business or profession?

Answer.

Salesman

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.

not guilty

Wm H King

Taken before me, this

day of

May

188

H J Jones

Police Justice.

0702

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

POLICE COURT, FIFTH DISTRICT.

of No. *1470. 3 Avenue* *Theodore Simon*
that on the *18th* day of *May* 18*93*, being duly sworn, deposes and says,

at the City of New York, in the County of New York, *the check No 473*
annexed to the complaint of Jacob
Harris. was not made by him -
or signed by him. and that he has
no account in said bank.
Deponent further says that he has
no knowledge of William H. King
now present, and did not send
him to Jacob Harris to get said
check cashed.

Theodore Simon

Sworn to before me, this
day of May 1893

Police Justice.

0703

POLICE COURT—FIFTH DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated 187

Magistrate.

Officer.

Witness,

Disposition

0704

POLICE COURT—FIFTH DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated 187

Magistrate.

Officer.

Witness,

Disposition

0705

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

POLICE COURT, FIFTH DISTRICT.

Jacob Harris.

of No. 1147, 3 Avenue Street, being duly sworn, deposes and says,

that on the 29 day of April, 1883

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

King now present with intent
to cheat and defraud presented to
deponent the annexed check or false
token No 473. Hereto annexed and
requested him to cash the same -

That he stated to deponent that said
Theodore firm our whose name purports
to be signed to said check had sent
him to deponent to get the same cashed

Jacob Harris's
"

Sworn to before me, this

of

May

1883

day

Wm. C. Brown

Police Justice.

0706

Testimony in the
case of
Mr. R. King
filed May 1882

10
 The People vs. William H. King } Court of General Sessions. Part I.
 Indictment for forgery in the third degree. } Before Judge Gildersleeve. May 18, 1882.

Jacob Harris, sworn and examined, testified. The check now shown me was presented to me by the prisoner. The purported maker of the check is Theodore Simon and it purports to have been endorsed by him. The prisoner said that Mr. Simon ^{sent him} ~~presented~~ over to me, the druggist, if I would not be kind enough to cash the check for him. "I was going to cash it, but I said, 'you must excuse me, I do not know you, but tell Mr. Simon to come over and I will cash the check for him. Mr. Simon did not come, I waited about five minutes, I went over, I thought perhaps he wants the money. I know Mr. Simon very well. I did not cash the check; the prisoner was not arrested. I saw him two days afterwards when an officer came and asked me something about him; he told me to come to Court. I went on Monday morning and recognized him as the man who presented the check to me. It was on Saturday the 29th of April that he presented the check to me. The check reads as follows: 'April 29, 1882. Fifth Avenue Bank' Drawn by Theodore Simons and endorsed by him. The check was for the sum of thirty dollars.

Theodore Simons, sworn and examined, testified. I am a druggist; my place of business is at 1470 Third Ave; it is about a block and a half from Mr. Harris' place. (Check shown to witness) I did not make that check, I did not endorse it and know nothing at all about it. I did not send the prisoner to Mr. Harris with the request that Mr. Harris would cash the check for me. Herman Zincke sworn I am a grocer; my place of business is 1471 Third Ave. corner of Eighty Third St. I saw the prisoner twice; once in my store and once at the Court in Harlem. (Check shown) I have seen this check before; it was handed to me by the prisoner, Saturday night near 11 o'clock, I think the 29th of April; he handed me the check and asked me to change it for him. I did not change it. I live right across the way from Mr. Simons. I know Mr. Simons, but do not know his signature. I know him to speak to him.

George W. Kiernan, sworn. I am an officer of the 23rd precinct. I arrested the prisoner on the night of the 29th in consequence of what Mr. Zincke's son said, on the charge of trying to pass a bogus check. I took it out of his hand; he tried to destroy it and I took hold of him. Theodore Simons recalled.

I am not acquainted with King.

William H. King sworn and examined in his own behalf. I came from Boston and have been in this city about six weeks. I had a check which turned out to be a forgery amounting to thirty dollars. It was too late to present it at the bank upon which it was drawn and I presented it to the grocer. I had been playing pool and drinking considerable through the afternoon, I was intoxicated about 8 or 9 o'clock. There was an exhibition given of a game of pool given in a saloon where I was corner of Ninety Second St. and Third Avenue, the Jumbo Saloon. While the players were giving their game I had a touch on the shoulder; it was then in the neighborhood of 10 or 11 o'clock; they had been playing for some hours; a very respectable looking man called me one side and said, "I would like to see you for a minute." I went out with him; he pulled a red morocco long wallet out of his pocket; he said, "I have got to have some money to night and I cannot wait till Monday, I have a check that Mr. Simmons gave me, I collected a bill; he did not have the money and gave me this check. I have got to have some money to night anyway and I would rather

sacrifice five dollars, the check is for thirty dollars, if you will give me five dollars. He pretended to be under the influence of liquor, I was. I thought it was an easy way to earn five dollars, still I did not have the money. I said, I am sorry, if I had five dollars I would take it. I had only fifteen dollars and I gave it to him for the check saying to him, "I will make it up the difference if I ever see you again. I looked to see if it was properly signed and endorsed and I thought it was all right. If I had been sober I would not have bought it from a stranger. After I had taken it he told Mr. Simon lived down ten blocks, he gave me the number of a man on 40th or 42nd St. on a slip of paper; he said he would change it. I was so full at the time. I only had two dollars after taking the check. I went into Mr. Harris' place and asked him if he would cash a check for Mr. Simon, supposing he knew Mr. Simon's signature. He said, "No, I cannot." I was anxious to get the money and went into three or four places. I was waiting to see if the grocer, who was waiting on a customer, could change it, and as soon as I saw the officer I thought there was something

0711

wrong. I closed my hand on it. I did not know what to do. I was never in such a thing before. I gave the officer the check. I did not make a check. I have never been charged with any offence before.

The jury rendered a verdict of guilty.

He was sent to the penitentiary for one year.

0712

BOX:

67

FOLDER:

753

DESCRIPTION:

Koch, Philip

DATE:

05/29/82



753

0713

To meet 7/17/1873
a/c

Day of Trial,
Counsel *J. Street*
Filed *19* day of *May* 188*3*
Pleads *Not Guilty June 1.*

THE PEOPLE
vs. *D.*
Philip Koch
et al
Prand
Violation of Excise Laws.

JOHN McKEON,
District Attorney.

A True Bill.
John Henry
Part 2. Jan 18, 1883 Foreman.
Tried and acquitted
4/33

07 14

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Philip Koch

The Grand Jury of the City and County of New York, by this indictment, accuse
Philip Koch
of the CRIME OF *Selling Spirituous Liquors without a License*,

committed as follows:

The said

Philip Koch

late of the *Sixth* Ward of the City of New York, in the County of New York aforesaid, on the *Twentyfirst* day of *May* in the year of our Lord one thousand eight hundred and eighty *Two*, at the Ward, City and County aforesaid, certain strong and spirituous liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons at one time, to a certain person whose name is to the Grand Jury aforesaid unknown,

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

SECOND COUNT.—And the Grand Jury aforesaid, by this indictment, further accuse the said *Philip Koch* of the crime of exposing for sale and selling spirituous liquors on Sunday, committed as follows, that is to say: The said *Philip Koch* late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to a certain person whose name is to the Grand Jury unknown,

contrary to the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

JOHN McKEON, District Attorney.

Dated 188..... *Police Justice.*

0716

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, } ss.

First District Police Court.

Philip Koch

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 *him*; that the statement is designed to
enable h *him* if he see fit to answer the charge and explain the facts alleged against h *him*
that he is at liberty to waive making a statement, and that h *is* waiver cannot be used
against h *him* on the trial.

Question What is your name?

Answer.

Philip Koch

Question. How old are you?

Answer.

Forty-two years of age

Question. Where were you born?

Answer.

Germany

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

Answer.

549 Pearl St. 3 weeks

Question. What is your business or profession?

Answer.

Restaurant 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 of the
charge.*

Philip Koch

Taken before me this

day of

May

188

William H. Patterson
Police Justice.

0717

Police Court

First

District.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK,

} ss

of No. *6th Precinct Police* Street,
of the City of New York, being duly sworn, deposes and says, that on the *Sunday 21st* day
of *May* 188*2*, in the City of New York, in the County of New York, at
premises No. *549 Pearl* Street,

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

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

Sworn to before me, this *22nd* day of *May* 188*2*,
Thos. M. C. Veltz

John Patterson
POLICE JUSTICE.