

0011

BOX:

526

FOLDER:

4794

DESCRIPTION:

VanHorn, Edward

DATE:

06/27/93



4794

08 12

BOX:

526

FOLDER:

4794

DESCRIPTION:

Titus, John

DATE:

06/27/93



4794

0013

BOX:

526

FOLDER:

4794

DESCRIPTION:

McKee, James

DATE:

06/27/93



4794

0814

BOX:

526

FOLDER:

4794

DESCRIPTION:

Kunz, Joseph

DATE:

06/27/93



4794

0815

POOR QUALITY ORIGINAL

Witnesses:

Wm A. Bush
Chas Daniel

A conviction in this case would have to be based upon the admissions and testimony of a co-defendant many of which there is very meager corroboration. In view of the long period of time which has intervened (over four years) the fact about mentioned and the general circumstances of the case I do not believe a conviction could be had as against any of the defendants and I therefore recommend their discharge on their own recognizance
Apr 21/98
H. J. ...
is ...

Counsel,

W. B. D. Thornall
120 ...
Filed 27 day of June 1898

Plends,

ENTERED
T. S. W.

THE PEOPLE

vs.

Edward Van Horn,
John S. ...
James Mc Kee,
and
Joseph Kunz

Grand Larceny, Degree,
[Sections 688, 689]
Penn Code

DE LANCEY NICOLL,

District Attorney.

A TRUE BILL.

H. J. ...
Foreman.
Part 2. April 22^d 1898.
On motion of Dist. Atty
all defts. discharged on
their own recognizance
H. J.
F. J.

0816

Sec. 192.

4

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Edmund W. Meade Police Justice
of the City of New York, charging Edward Van Horn Defendant with
the offence of Larceny

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

We, Edward Van Horn Defendant of No. 312
James Street, Greenpoint, L.I.C. Street; by occupation a Chamberman

and Edwin Welch of No. 224 East 159
Street, by occupation a Real-estate Surety, hereby jointly and severally undertake

that the above named Edward Van Horn Defendant
shall personally appear before the said Justice, at the 4th District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of 700
Hundred Dollars.

Taken and acknowledged before me, this 8 day of June 1893
Edmund W. Meade Police Justice
Edwin Welch

CITY AND COUNTY }
OF NEW YORK, } ss.

Edwin Welch

the within named Bail and Surety being duly sworn, says that he is a resident and
holder within the said County and State, and is worth *four* **Hundred Dollars,**
exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities,
and that his property consists of *one house and lot*

*N^o 224 West 59th Street of the value
of twenty thousand dollars over
all encumbrances*

Edwin Welch

Edwin Welch
Deputy District Justice
Sworn to before me, this
1st

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

*Undertaking to appear
during the Examination.*

Taken the day of 18

Justice.

0818

Sec. 192.

4 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before W. M. [Signature] a Police Justice
of the City of New York, charging John Titus Defendant with
the offence of _____

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

We, John Titus Defendant of No. 331
Room 54 Street; by occupation a Steam Fitter
and David J. Daly of No. 226 East 30
Street, by occupation a clerk Surety, hereby jointly and severally undertake
that the above named John Titus Defendant
shall personally appear before the said Justice, at the 4 District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of ten
Hundred Dollars.

Taken and acknowledged before me, this 10 day of June 1893 }
W. M. [Signature] }
POLICE JUSTICE. } John Titus
David J. Daly

0019

CITY AND COUNTY }
OF NEW YORK, } ss.

day of *June*
McCauley
Justice.
18*53*

Sworn to before me, this

David J. Daly

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth *ten* Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities and that his property consists of *house and lot of land or premises 226 East 3rd Street New York City*

David J. Daly

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
vs.
Undertaking to appear during the Examination.

Taken the day of 18

Justice.

0820

1000

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

of No. 153 Lafayette Street, aged 35 years, occupation Builder being duly sworn, deposes and says,

that on the 8 day of June 1893 at the City of New York, in the County of New York,

John Titus (see here) is the John Titus mentioned in the annexed affidavits.

Wm. A. Bush

Sworn to before me, this 8 day of June 1893

George B. B. Police Justice

0821

Police Court— 4 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 155 Lafayette Street, William G. Brush, aged 68 years,
occupation Builder

being duly sworn,
deposes and says, that on the 5 day of June 1893 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 quantity of lead pipe
valued at forty-nine
dollar \$ 49⁰⁰/₁₀₀

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 Edward Van Horn, John
Situs, James Mc Lee, Thomas
Samuel, Charles, Clum (as guarantors)
and Joseph Hung (as sureties) who
were acting in concert for the
purpose following to wit: deponent
having from time to time missed
the quantities of lead pipe from
a building in course of erection on
West 63rd Street he is informed by
Joseph Hung (one of the defendants)
that as said by the deponent
Van Horn told deponent that if
he (Hung who was employed by deponent
as watchman) would allow the workmen

Subscribed before me this
5th day of June 1893
Police Justice

was when the defendant Van Horn
 was forman to carry out lead pipe
 from said building. He Van Horn
 would see that he (Kunz) would receive
 his share of the proceeds of the sale of
 said lead-pipe. He (Kunz) agreed and
 he saw the defendants Titus, McLee
 Farrell and Plumm carry out about
 seven hundred pounds of lead pipe
 from said building, the said Farrell
 paying him (Kunz) one ⁴⁰ in value
 as his (Kunz) share.

Sworn to before me
 this 7th day of June 1893. J. H. B.

Low Mead
 Police Justice

0023

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY OF NEW YORK, ss:

John Titus 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 sees 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.
John Titus

Taken before me this

day of June 1891

Wm. H. Wood
Police Justice.

0024

Sec. 198-200.

4th

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

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

Question. What is your name?

Answer. Edward Van Horn

Question. How old are you?

Answer. 30 years

Question. Where were you born?

Answer. Greenpoint, N.Y.

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

Answer. 312 Java Street. Greenpoint, 30 years

Question. What is your business or profession?

Answer. Plumber

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

Answer. I am not guilty

Edward Van Horn

Taken before me this 1 day of June 1893
Police Justice

Sec. 198-200.

4

District Police Court.

CITY AND COUNTY } ss:
OF NEW YORK,

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

Question. What is your name?

Answer. *Joseph Henry*

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 143 West 68th Street 2 weeks*

Question. What is your business or profession?

Answer. *Watchman*

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

Answer. *I am a watchman*
and own the property taken
away.

Joe Henry

Taken before me this

day of *June* 189*9*

William E. ...
Police Justice.

0026

Sec. 198-200

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss:

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

Question. What is your name?

Answer.

James M. Kee

Question. How old are you?

Answer.

45 years

Question. Where were you born?

Answer

Scotland

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

Answer.

216 - E - 80th St. 2 years

Question. What is your business or profession?

Answer.

Plumber.

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 ever fully -
James M. Kee

Taken before me this 14 day of June 1893
W. J. ...
Police Justice.

0827

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

Joseph Henry and Edward Van Horn Titus M. Pe

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

Dated *June 14* 188*3* *Cornwall* Police Justice

I have admitted the above-named *John Titus, Edward Van Horn* to bail to answer by the undertaking hereto annexed.

Dated *June 14* 188*3* *Cornwall* 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.

651

280 Police Court District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

Wm. A. Bush
135 Lafayette Ave
Joseph Williams
John Titus
James W. Lee

James W. Lee
Magistrate

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by *Carrie Welch*

Residence *224 - E - 57* Street.

No. 3, by *Blair Daly*

Residence *226 - East 130* Street.

No. 4, by *Robert Outh*

Residence *25 Frankfort* Street.

released from 8/23 by
Wm. H. Murphy
328 - 1 Ave

Not - Bailed July 19/93 by
P. F. O. on bond
20 Centre St
155

Dated *June 7* 1893
Wm. A. Bush Magistrate.

Banner Officer.
24 Precinct.

Witnesses *Joseph W. Bush*

No. *149 E - 143* Street.
Charles Daniels

No. *628 E 134th* Street.
7-27-93 Bailed

No. *174 Emmitt* Street.
1000



1000 E 134th 9-2 PM

0829

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

THE PEOPLE OF THE STATE OF NEW YORK
against
Edward Van Horn, John Titus,
James Mc Kee, and Joseph Kuny

The Grand Jury of the City and County of New York, by this indictment, accuse
Edward Van Horn, John Titus,
James Mc Kee and Joseph Kuny -
of the CRIME OF GRAND LARCENY IN THE SECOND DEGREE, committed
as follows:

The said Edward Van Horn, John Titus,
James Mc Kee and Joseph Kuny, all
late of the City of New York, in the County of New York aforesaid, on the
day of June in the year of our Lord one thousand eight hundred and
ninety-three, at the City and County aforesaid, with force and arms,

five hundred pounds of lead
pipe of the value of ten cents
each pound

of the goods, chattels and personal property of one William A. Brush

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