

0009

BOX:

139

FOLDER:

1431

DESCRIPTION:

Kane, Mary

DATE:

05/01/84



1431

James Morrison  
H. D.

An answer to indictment  
found as set out in time for  
hand having charged as  
committed at the same time  
as to the offense, a trial  
being had on the testimony of the  
same complainant as to the  
and the jury in that case  
having acquitted the defendant  
on the recommendation of the  
Court with the concurrence  
of the undersigned, I do not  
think a conviction can be  
obtained or should be sought  
in this indictment, and that  
the indictment should be dis-  
missed.

May 7, 1884

George H. H. H.  
Att. and Attorney

Day of Trial, R. H. R.  
Counsel,

Filed 1 day of May 1884

Pleads guilty, &

THE PEOPLE

Violation of Excise Law.  
Selling without License.

vs.

P

Mary Kane  
[P. Kane]

H. D.

PETER B. OLNEY,

JOHN MCKEON

District Attorney.

May 4/14.

Indict dismissed & refers  
A TRUE BILL. Dec 14

John N. Olney Foreman.

May 7/14

0010



0011

# Court of General Sessions of the Peace

OF THE CITY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

*Mary Kane*

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

of the CRIME of *Selling Spirituous Liquors, without a License,* committed as follows :

The said *Mary Kane*

late of the *Sixth* Ward of the City of New York, in the County of New York aforesaid, on the *twenty seventh* day of *April* in the year of our Lord one thousand eight hundred and eighty *four*, 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 whiskey, 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 *one James Morrison, at the premises, the situate known as number forty one Mulberry Street, to be drunk on the said premises,*

and to certain other persons whose names are 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.

PETER B. OLNEY,

JOHN McKEON, District Attorney.

0012

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

17/ 1296  
Police Court - Suffolk District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James M. Mowbray  
Deane & Peterson

1 Mary Lane

Offence Violation  
Excise Law

Dated 29 April 1884

Wm. F. Tower Magistrate.

John Clinton Officer.

Precinct. 6

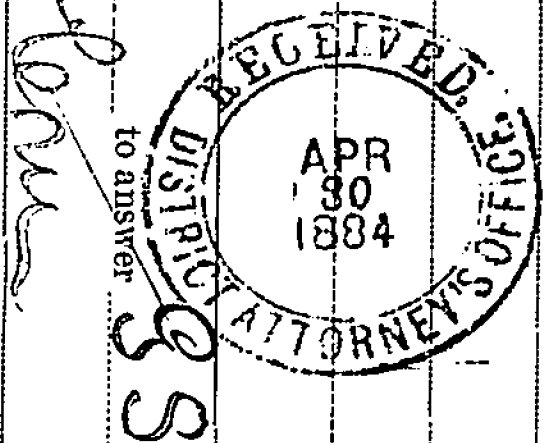
Witnesses Wm. Green

No. Cleithy Jones Street.

No. \_\_\_\_\_ Street.

No. \_\_\_\_\_ Street.

\$100 to answer



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

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

Dated 29 April 1884 my own 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.



00 13

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer

*Mary Kane*

Question. How old are you?

Answer

*30 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*41 Mulberry St. 4 mos*

Question What is your business or profession?

Answer.

*Housekeeper*

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*  
*Mary X Kane*  
*mark*

Taken before me this

*29*day of *April* 188*4*

Police Justice.

00 14

Excise Violation—Selling Without License.

POLICE COURT—First DISTRICT.

City and County } ss.  
of New York, }

of No. House of Detention James Morrison Street,  
of the City of New York, being duly sworn, deposes and says, that on the 27 day  
of April 1884, in the City of New York, in the County of New York, at  
No. 41 Mulberry Street,  
Mary Kane (now here)

did then and THERESELL, CAUSE suffer and permit to be sold, under his direction and authority,  
strong and spirituous liquors, State Lager beer, being intoxication liquors, in quantities less than  
five gallons at a time, to be drunk in the house or premises aforesaid WITHOUT HAVING A  
PROPER LICENSE THEREFOR contrary to and in violation of the statute in such case made  
and provided. deponent bought from and paid said  
defendant for a pint of State Lager beer

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

Sworn to before me, this 29th day  
of April 1884 James Morrison  
My Comm Police Justice.



Witnesses:

James Morrison

Sy. D.

Counsel, RAR

Filed 1 day of May 1884

Pleads Not Guilty &

THE PEOPLE  
vs. P  
Mary Jane  
[2 cases]  
H.D.

Grand Larceny  
(From the person)  
[Sections 528, 529, Penal Code]

PETER B. OLNEY,

District Attorney.

22 May 4/84  
And Accepted,  
A TRUE BILL.

John M. O'Leary Foreman.

207

May 7

00 15

00 16

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Mary Kane*

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

*Mary Kane*

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

The said *Mary Kane*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *twenty seventh* day of *April* in the year of our Lord one thousand eight hundred and eighty-four, in the *night* time of the said day, at the Ward, City and County aforesaid, with force and arms,

*one coat of the value*

*of two dollars and one vest*

*of the value of one dollar*

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

*Peter B. O'Neary,*

*District Attorney*



0017

Complainant \$2000  
committed Name of Petitioner  
in default

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

1297  
Police Court - 1st District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

James Monahan  
John of 2nd District  
Mary O'Hare

Offence Larceny  
from person

Dated 29 April 1884  
J. J. Power Magistrate.

for District Officer.  
Precinct.

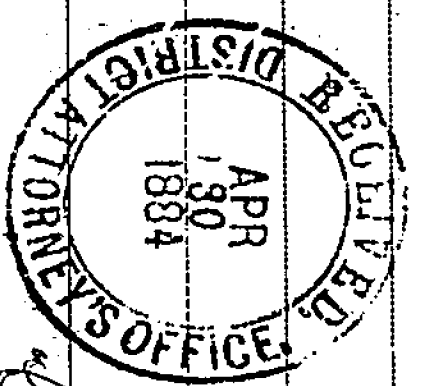
Witnesses

No. \_\_\_\_\_ Street \_\_\_\_\_

No. \_\_\_\_\_ Street \_\_\_\_\_

No. \_\_\_\_\_ Street \_\_\_\_\_

\$500 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 Mary O'Hare

guilty thereof, I order that She be held to answer the same and She 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 She  
give such bail. or be legally discharged

Dated 29 April 1884 W. J. Power 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.

00 18

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, { ss

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

Question What is your name?

Answer

Mary Kane

Question. How old are you?

Answer

30 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

41 Mulberry St. 4 months

Question What is your business or profession?

Answer

Housekeeper

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  
Mary Kane  
mark

Taken before me this

day of

Nov 22 1884

Police Justice.



00 19

Police Court—First District.

Affidavit—Larceny.

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

James Morrison  
of No. House of Detention Street, aged 42 years,  
occupation Painter being duly sworn

deposes and says, that on the 27 day of April 1884 at the City of New  
York in the County of New York, was feloniously taken, stolen and carried away from the possession  
and from a ~~deponent's~~ person  
of deponent, in the night time, the following property viz :

One Coat and Vest of the value of  
three 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 Mary Kane (now here) from  
the fact that while deponent was in premises  
No 41 Mulberry Street in said city said  
defendant took said property from deponents  
person and refused to return the same to  
deponent.

James Morrison

Sworn to before me, this 29 day of April 1884.  
Police Justice.

0020

BOX:

139

FOLDER:

1431

DESCRIPTION:

Kastner, Christian

DATE:

05/07/84



1431



Witnesses:

*John R. Hanna*  
1055 Lexington Ave  
City

*Chas. D.*  
Counsel,  
Filed *7* day of *May* 188*4*  
Pleads *Indigently*

THE PEOPLE

vs.

*B*

*Christian Dastner*

PETER B. OLNEY,

*District Attorney.*

A True Bill.

*A. M. Harvey*  
*Foreman.*

0021

0022

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Christian Shastner

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

Christian Shastner

of the CRIME OF *Exposing for sale in public, adulterated and unsalutary milk.*

committed as follows:

The said Christian Shastner

late of the *Twelfth* Ward of the City of New York, in the County of New York aforesaid, on the *5th* day of *Oct* - in the year of our Lord one thousand eight hundred and eighty*four* at the Ward, City and County aforesaid, *unlawfully and knowingly* did expose for sale at the store there situate, known as number *three hundred and three East One hundred and twenty third Street*, ten quarts of *milk* adulterated and unsalutary *milk* - 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.



0023

Second COUNT.

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

Christian Kastner  
of the CRIME OF keeping and having in his possession and  
unwholesome milk  
committed as follows:

The said Christian Kastner  
late of the Tenney Ward of the City of New York, in the County of New York, on the  
Eight day of April, in the year of our Lord one thousand  
eight hundred and eighty-~~four~~, at the Ward, City and County aforesaid, with force and arms,  
at the store and place of business of  
him the said Christian Kastner,  
there situate, and known as number  
three hundred and three East  
One hundred and Twenty third  
Street, the same being then and  
there a place where milk was  
kept for sale, unlawfully did then  
and there keep and have, then  
quarts of milk and unwholesome  
milk had been, and then  
and there was watered, adulterated,  
mixed and changed by the addition  
of water or other substance against  
and in violation of the provisions  
of the Sanitary Code, and of such  
Sanitary Code then and there, and  
at all times thereafter in force  
and operation, and against the  
peace of the People of the State of  
New York, and their dignity.

0024

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

Christian Harkner  
of the CRIME OF keeping and having and offering  
for sale impure and unwholesome milk,  
committed as follows:

The said Christian Harkner

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, ~~did bring into the said Ward, City and County, and then and there have and offer for sale,~~ at the store and place of business of him, the said Christian Harkner known as number 203 East 123rd Street, the said premises being then and there a place where milk was kept for sale, unlawfully did then and there keep, <sup>36</sup>have, and ~~offer for sale,~~ ten quarts of impure and unwholesome milk, which had been and was then and there, watered, adulterated, reduced and changed by the addition of water or other substance, and that such impure, unwholesome, watered, adulterated or reduced and changed milk was then and there, by the said Christian Harkner - unlawfully held, ~~kept and offered for sale~~ against and in violation of the provisions the Sanitary Code, and of such Sanitary Code then and there, and at all times thereafter in force and operation, and especially against and in violation of the provisions of a section and ordinance of such Sanitary Code, which was duly passed and adopted by the Board of Health of the Health Department of the said City of New York, and by said Health Department at a meeting thereof, duly held in said City, on the twenty-third day of February, 1876, in the manner and language following, to wit:

"Resolved, That under the power conferred by law upon the Health Department, the following additional section to the Sanitary Code, for the security of life and health be, and the same is hereby adopted and declared to form a portion of the Sanitary Code.

"No milk which has been watered, adulterated, reduced, or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept or offered for sale at any place in the City of New York, nor shall any one keep, have, or offer for sale in the said city any such milk."

Which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in said city, to wit: in the issues of such newspaper of the 24th day of February, 1876, and also of the 2d day of March, 1876, and which said ordinance was then and there, and at all times thereafter, in full force and operation against the forms of the Statute in such case made and provided.

PETER B. OLNEY;

BENJ. K. PHELPS, District Attorney.



0025

Chas. 1312

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John R. O'Hanrahan  
Sergeant, Department of  
Prisons & Penitentiaries

1. Christian Kastner  
2. \_\_\_\_\_  
3. \_\_\_\_\_  
4. \_\_\_\_\_

Offence, Violation  
Sanitary Code.

BAILLED,  
No. 1, by Edw. M. McManus  
Residence 234 E. Avenue Street, \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street, \_\_\_\_\_

Witnesses, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

No. \_\_\_\_\_ Street, \_\_\_\_\_

Dated May 2 1884

Wm. H. Hulse Magistrate.

John R. O'Hanrahan Officer.  
Chas. 1312 Clerk.

RECEIVED  
MAY 3 1884  
DISTRICT ATTORNEY'S OFFICE

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 \_\_\_\_\_

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

Dated May 2 1884 Wm. H. Hulse Police Justice.

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

Dated May 2 1884 Wm. H. Hulse 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.

0026

Sec. 151.

Police Court Fifth District.

CITY AND COUNTY }  
OF NEW YORK, }

In the name of the People of the State of New York; To the Sheriff of the County of New York, or to any Marshal or Policeman of the City of New York. GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by John J. Scham M.D. Milk Sup. of No. 1055 Lexington Avenue Street, that on the 8 day of April 1884 at the City of New York, in the County of New York,

at premises no. 303 E. 123 St.  
one Christian Hester  
did then & there unlawfully keep house  
& offer for sale impure unwholesome  
water adulterated with red & charged  
with in violation of the provisions of  
the sanitary code of said City.

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 5 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 30 day of April 1884

Samuel C. Reilly POLICE JUSTICE.

POLICE COURT 5 DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John J. Scham  
vs.

Christian Hester

303 E. 123 St.

Warrant-General.

Dated 188

Magistrate

Joao Officer.

The Defendant Christian Hester  
taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Edward Hester Officer.

Dated May 2nd 1884

This Warrant may be executed on Sunday or at  
night.

Police Justice.

REMARKS.

Time of Arrest, May 2nd 1884

Christian Hester

Native of Germany

Age, 40

Sex Male

Complexion, Light

Color Light

Profession, None

Married None

Single None

Read, None

Write, None



0027

Sec. 198-200.

CITY AND COUNTY }  
OF NEW YORK, } ss.

DISTRICT POLICE COURT.

*Christian Kastner* 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.

*Christian Kastner*

Question. How old are you?

Answer.

*40 Years.*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*313 E. 123<sup>rd</sup> Street 13 Years.*

Question. What is your business or profession?

Answer.

*Milk Dealer.*

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

day of

*7*  
*May* 188*8* *Christian Kastner*

*Wm. H. H. H.*

Police Justice.

0028

POLICE COURT 17 DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

On Complaint of

For

Christian Fästner

John B. Joham  
Violation Sanitary Code.

demands

After being informed of my rights under the law, I hereby ~~wake~~ <sup>General</sup> a trial, by Jury, on this complaint, and my right to make a statement in relation to it and demand a trial at the COURT OF ~~SPECIAL~~ SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated

May 2<sup>nd</sup> 1887

Christian Fästner

Wm. Wade

Police Justice.



Police Court, 5 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John J. Schauer

vs.

Christian Pastors

303 E. 123 St.

New York City

Affidavit Sworn to

Dated

188

Justice

Officer

Add. Water = 15%  
Daily Sale = 400 Sts.

J. J. Schauer  
Wick Inspector

0029

City and County of New York, ss.

*John J. Shamus M.D.* an  
Assistant Sanitary Inspector of said city, being duly sworn, deposes and says, that on the  
*Eighth* day of *April* in the year 1884

at premises number *303 E. 123 St.* in the City of New York, the said premises being a place then and there where Milk was kept for sale, one *Christian Kaster* unlawfully did then and there keep, have and offer for sale three quarts of impure and unwholesome Milk, which had been and was then and there watered, adulterated, reduced and changed by the addition of water or other substance, or by the removal of cream therefrom, and that such impure, unwholesome, watered, adulterated or reduced and changed Milk was then and there, by the said *Christian Kaster*, unlawfully held, kept and offered for sale against and in violation of the provisions of the Sanitary Code, and of such Sanitary Code then and there, and at all times thereafter in force and operation, and especially against and in violation of the provisions of a section and ordinance of such Sanitary Code which was duly passed and adopted by the Board of Health of the Health Department of the said City of New York, and by said Health Department at a meeting thereof, duly held in said city, on the twenty-third day of February, 1876, in the manner and language following, to wit:

"Resolved, That under the power conferred by law upon the Health Department, the following additional section to the Sanitary Code, for the security of life and health be, and the same is hereby, adopted and declared to form a portion of the Sanitary Code.

"No Milk which has been watered, adulterated, reduced or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept or offered for sale at any place in the City of New York, nor shall any one keep, have or offer for sale in the said city any such Milk."

That said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in said city, to wit, in the issues of such newspaper of the 24th day of February, 1876, and also of the 2d day of March, 1876, and that said ordinance was, at all times alleged herein, in full force and operation in said city and county.

Sworn to before me the *30<sup>th</sup>* day  
of *April* 1884

*John J. Shamus*  
Milk Inspector

*Samuel C. Reilly*

Police Justice.



0031

BOX:

139

FOLDER:

1431

DESCRIPTION:

Keegan, Simon

DATE:

05/14/84



1431

POOR QUALITY  
ORIGINAL

0032

X-

May 14/84

*Chilinger*

Counsel,

1884

Filed 14 day of May

Pleads

THE PEOPLE  
vs.  
P  
Simon Deegan

[Sections Penal Code]

PETER B. OLNEY,

District Attorney.

Inds & Prosecuted by Mr. May  
He has insurance. 1894 committed  
A True Bill.  
to that he also got him at office

*Am. Martin*  
Foreman

May 22 1884

May 16 1884  
May 26 1884

Witnesses:

*Officer Capt. Anderson*

6 Orest

*Dr. Laminan*



0033

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Simon Keegan

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

Simon Keegan  
of the CRIME OF Attempting Suicide

committed as follows:

The said Simon Keegan

late of the 3<sup>rd</sup> Ward of the City of New York, in the County of New York aforesaid, on the 20<sup>th</sup> day of March in the year of our Lord one thousand eight hundred and eighty four, at the Ward, City and County aforesaid, with intent to take his own life, with force and arms, shot off and discharge, to, at, and against himself, a certain pistol then and there having charged and loaded with gun powder and one leaden bullet, and himself, in and upon his head, with the leaden bullet aforesaid as aforesaid shot off, sent forth and discharged, then and there feloniously and with the intent aforesaid did strike, bruise and wound the same

0034

being an act dangerous to  
human life - against the  
form of the Statute in such  
case made and provided, and  
against the fear of the  
People of the State of New  
York, and their dignity.

John C. Johnson,

John C. Johnson



0035

POLICE COURT— 2 DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Robert Anderson

vs.

Simon Keegan

AFFIDAVIT.

Dated

May 6 1888

Magistrate.

White  
Anderson Officer.

Witness, .....

.....

.....

.....

.....

Disposition .....

.....

.....

0036

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

POLICE COURT, 2d DISTRICT.

of No. 16th Police Precinct Street, being duly sworn, deposes and says,

that on the 24 day of March, 1884,

at the City of New York, in the County of New York, Simon Keegan.

Said deponent is informed and believes, attempt to commit suicide, by shooting himself in the left temple, with intent to take his own life, - Said shooting being done by said Keegan with a revolving pistol as deponent is informed - said pistol being loaded with powder and leaden ball

Robert Anderson

Sworn to before me this

188

William J. [Signature]  
Police Justice.



0037

New York Hospital,

West Fifteenth Street,

New York, *May 6* 188*4*.

This is to certify  
that, to the  
best of my knowledge and  
belief, Simon Keegan, who  
was admitted to this hospital with  
a pistol-shot wound of the head  
on March 24 and who was  
discharged May 5, 1884, under  
the supervision of the police,  
is of unsound mind and not  
at all times accountable for  
his actions.

*A. Duane*  
Surgeon

0038

New York May 6/1884  
This is to certify that  
I have attended Simon  
Kergan for the past  
year & consider him  
of unbounded kind

Respectfully Yours  
T. L. Pabau M.D.  
467 Hudson St



0039

N. T. May 6/84  
70 W. 35<sup>th</sup> St

This to certify  
that Simon Reagan  
was under my pro-  
fessional care in  
March, and that  
he was suffering  
from cerebral symp-  
toms, mental depres-  
sion &c.

Elbert A. Banks,

0040

Keegan  
Case



0041

*Department of  
Public Charities and Correction,*

HENRY H. PORTER, Pres't, THOMAS S. BRENNAN, JACOB HESS, Com's.  
*Office of City Prison, Co'r Franklin and Center Streets,*

JAMES FINN,  
Warden.

New York, May 24 1884

District Attorney Olney  
Dear Sir

I have examined  
Simon Keegan and find  
him insane and not responsible  
for his acts.

William L. Wardy M.D.

0042

HUDSON RIVER STATE HOSPITAL.

Poughkeepsie, N. Y., December 24<sup>th</sup> 1888  
To John R. Fellows Esq  
District Attorney ~~CLERK OF THE BOARD OF SUPERVISORS,~~  
New York City County of New York

SIR:

~~In compliance with the provisions of Section 4, Chapter 247, Laws of 1880, I hereby~~  
report, that on the 20<sup>th</sup> day of December 1888  
Simon Keegan  
of New York County of New York  
died in this institution.

Yours Respectfully,

L. M. Chasland  
SUPERINTENDENT.

*This patient was committed to this Hospital on the  
28<sup>th</sup> of May, 1884 - by Hon Rufus B. Canning, City  
Judge - charge attempt at suicide*



*Dated* \_\_\_\_\_ 188 \_\_\_\_\_ *Police Justice.*

0044

Sec. 198-200

CITY AND COUNTY }  
OF NEW YORK, } ss.

District Police Court.

*Simon Keegan* 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. *Simon Keegan*

Question. How old are you?

Answer. *45 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *Box N. 15 St*

Question. What is your business or profession?

Answer. *Truckman*

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 don't remember anything  
About it Simon Keegan*

Taken before me this

day of

*May*188*8**Wm. J. Keegan*  
Police Justice.



0045

BOX:

139

FOLDER:

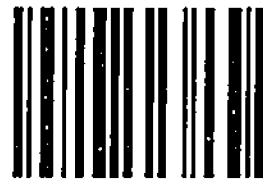
1431

DESCRIPTION:

Kehoe, Michael

DATE:

05/21/84



1431

Witnesses:

Frank G. Howell

74 W. Broadway

John J. O'Connor, Officer,

6th Precinct

Sworn for officer

today.

Ex. O. of the case

Heaven's work  
of procedure Ch.

W. S.

122

Counsel,

Filed 21 day of May 1884

Pleads

THE PEOPLE

vs. P

Michael DeLoe

PETER B. OLNEY,

District Attorney.

A True Bill.

J. M. Hardy  
foreman.

May 21/84

Heads of Jury 3 day

1 H. C. Wood

May 23/84

23

0046



0047

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Michael Kehoe

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

Michael Kehoe

— of the CRIME OF BURGLARY IN THE THIRD DEGREE,

committed as follows:

The said Michael Kehoe

late of the Fifth Ward of the City of New York, in the County of New York, aforesaid, on the nineteenth day of May in the year of our Lord one thousand eight hundred and eighty seven, with force and arms, at the Ward, City and County aforesaid, the Shop of Frank E.

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

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

of the goods, chattels and personal property of the said Frank E. Kehoe

of the goods, chattels and personal property of the said Frank E. Kehoe

Done

so kept as aforesaid in the said Shop, 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.

0048

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

*Michael Kehoe*

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

The said *Michael Kehoe*

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,

*to take from the said soldierly  
the value of the said  
re to each of*

of the goods, chattels and personal property of *Frank G. Dorell*

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen of the said *Frank G. Dorell*

unlawfully and unjustly, did feloniously receive and have (the said *Michael*

*Kehoe*

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

PETER B. OLNEY,

~~JOHN McKEON,~~

District Attorney.



0049

122 137

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Paul G. Hertz  
74 West Broadway

Michael Kehue

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Dated May 17 1888

Offence \_\_\_\_\_

Witnesses:  
No. 233 Century Street,  
Henry Schmidt

No. 247 Centre Street,  
\_\_\_\_\_

No. \_\_\_\_\_ Street,  
\_\_\_\_\_

No. \_\_\_\_\_ Sessions,  
\_\_\_\_\_

Magistrate.  
Officer.  
Precinct.

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

Michael Kehue  
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 17 1888  
Police Justice.

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

Dated \_\_\_\_\_ 1888  
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 \_\_\_\_\_ 1888  
Police Justice.

0050

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

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

Question What is your name?

Answer

*Michael Kehoe*

Question. How old are you?

Answer

*35 years*

Question. Where were you born?

Answer

*New York*

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

Answer

*52 South St (resided 1 year / week)*

Question What is your business or profession?

Answer

*Freeman*

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

Answer

*I am not guilty**Michael Kehoe*

Taken before me this

188

Police Justice.



0051

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William H. Crother*  
aged 37 years, occupation Plumber of No. 23 B Center Street, being duly sworn deposes and

*Firell* says, that he has heard read the foregoing affidavit of Frank G  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 17 day of May 1887 W. H. Crother

*W. H. Crother*  
Police Justice.

0052

Police Court— District.

City and County } ss.:  
of New York,

Frank G. Howell  
of No. 74 West Broadway Street, aged 32 years,  
occupation Sign Smith being duly sworn  
deposes and says, that the premises No 74 West Broadway Street,  
in the City and County aforesaid, the said being a Wick building

and which was occupied by deponent as a Sign Smith shop  
and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly prying the  
lock off the door which  
leads into the basement

on the 13 day of May 188 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz:

Twelve pounds of Solder

of the value of three dollars

the property of Complainant  
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  
Michael Kehoe and Charles Collins

for the reasons following, to wit: from the fact that  
deponent is informed by  
William H. Connelley that  
he saw said Kehoe with  
the Solder & he offered  
to sell the same to him  
for sixty cents, and when saw  
said Kehoe go into Henry  
Schmidt 247 Center Street and



0053

when he came out said he  
had sold the solder for  
Ninety six cents

Frank H. Stowell  
Mun to Refuse me  
This 17 day of May 1888

*[Signature]*  
Police Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Degree.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No.

Street.

0054

BOX:

139

FOLDER:

1431

DESCRIPTION:

Kelly, James

DATE:

05/23/84



1431



Witnesses:

*John Brown Walker*

*11 Rowery*

*Goodkappes Office*

*100 Prich*

*10157*

Counsel, *W. H. H.*

Filed *23* day of *May*

188 *4*

Pleads *Not guilty*

THE PEOPLE  
vs.  
*P*  
*James H. H.*  
Grand Larceny (From the person)  
[Sections 528, 531, Penal Code].

PETER B. OLNEY,  
District Attorney.

A True Bill.

*W. H. H.*  
Foreman

*May 29, 1884*

*June 3/84*

*Heard by me, J. H. H.*  
*State of Kentucky*

0055

0056

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*James Kelly*

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

*James Kelly*  
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said *James Kelly*

late of the First 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-*four*, in the *night* time of the said day, at the Ward, City and  
County aforesaid, with force and arms, *one watch of the*

*value of five dollars, and*

*one chain of the value of*

*one dollar*

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

*Peter B. Orney,*

*District Attorney*



0057

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

Police Court District.

187 1344

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Kelly*

*James Kelly*

*James Kelly*



Office *Larson*  
*James Kelly*

Dated *May 21* 188 *4*

Magistrate.

Officer.

10 Precinct.

Witnesses

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 *James Kelly*

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

Dated *May 21* 188 *4* *J. Perryford* 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.

0058

Sec. 198-200

34 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*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.

*James Kelly*

Question. How old are you?

Answer.

*17 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*78 Forsyth Street 3 weeks*

Question. What is your business or profession?

Answer.

*Laborer*

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

Answer.

*I am not guilty*

*James Kelly*

Taken before me this

*21*

day of

*188*

*James Kelly*

Police Justice.



0059

84 District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, } ss.John Walter aged 24 years,  
of No. 11 Bowery Street,

being duly sworn, deposes and says, that on the 21 day of May 1884

at the 10th Ward in the City of New York,

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

of deponent and from his person within the night in  
the following property, viz :One Silver watch and one  
plated chain in all of the  
value of six Dollars of New

Sworn before me this

day of

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 James Kelly (name here)for the reason that while the  
deponent was standing in front  
of No 11 Bowery at the hour of 2 o'clock  
A.M. on the aforesaid day the defendant  
passed closely by him and then and there  
seized hold of deponent's watch and  
chain which was in deponent's left  
vest pocket over his person  
at the time and the defendant ran

Police Justice,

1884

0060

away, the defendant immediately followed and arrested police and within a half a block from the place where said larceny was committed said defendant was arrested by Officer Kappes of the 14<sup>th</sup> Precinct Police and fully identified <sup>by a report</sup> as the person who committed said larceny shown to before me this 21<sup>st</sup> day of May 1894 John J. Walker  
J. Henry Park Police Section

District Police Court.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

23.

AFFIDAVIT—Larceny.

Dated 188

Magistrate.

Officer.

WITNESSES:

DISPOSITION



0061

BOX:

139

FOLDER:

1431

DESCRIPTION:

Kelly, Mary

DATE:

05/05/84



1431

Witnesses :

No. 17.  
Counsel,  
Filed *5* day of *May* 1884  
Pleads *Not Guilty*

Grand Larceny 2<sup>nd</sup> degree  
(From the person.)  
[Sections 528, 531, Penal Code].

THE PEOPLE

vs.

*P*

*many stores*

PETER B. OLNEY,  
*22 May 1884* District Attorney.  
*ind acquitted*  
A True Bill found  
*J. J. Murray* Foreman.

0062



0063

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*many Kelly*

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

*many Kelly*  
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said *many Kelly*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
*thirtieth* day of *April* in the year of our Lord one thousand  
eight hundred and eighty *four*, in the *day* time of the said day, at the Ward, City and  
County aforesaid, with force and arms,

*four* Promissory Notes for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *United States Treasury Note* of the  
denomination of *two* dollars and of the value of *two* dollar *each*,

*One* Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *Bank Note* of the denomination of  
*five* dollars and of the value of *five* dollars, and

*one* Promissory Note for the payment of money, the same being then and there  
due and unsatisfied, and of the kind known as *United States Treasury Note* of the  
denomination of *one* dollar and of the value of *one* dollar *each*

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

0064

Police Court - Stool District. 1001

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Marianne Ransen  
250 Abbott St

1 Mary Kelly  
2  
3  
4

Offence Larceny from person

Dated 1 May 188 4

Mr. Parker Magistrate.  
John Shaden Officer.

No. 14 Precinct.

Witnesses Isabella Zita  
No. 250 West Street.

No. \_\_\_\_\_ Street,  
No. \_\_\_\_\_ Street,  
No. \_\_\_\_\_ Street,

No. \_\_\_\_\_ Street,  
to answer \$300 93 Leone

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 Mary Kelly

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Three 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 or be legally discharged.

Dated 1 May 188 4 ay Cary 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.



0065

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

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

Question What is your name?

Answer

*Mary Kelly*

Question. How old are you?

Answer

*35 years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*Matt St. about 4 years*

Question What is your business or profession?

Answer

*Domestic*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*

*her*  
*Mary X Kelly*  
*mark*

Taken before me this

day of

1884

Police Justice.

0066

Police Court—First District.

Affidavit—Larceny.

City and County } ss.:  
of New York, }Gionanni Rancciof No. 250 Mott Street, aged 46 years,  
occupation Vender being duly sworndeposes and says, that on the 30 day of April 1884 at the City of New  
York, in the County of New York, ~~was feloniously taken, stolen and carried away from the possession~~  
~~and from deponent's person~~  
of deponent, in the day time, the following property viz :Good and lawful money to the  
amount and of the value of nine  
dollarsthe 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 Mary Kelly (now here) fromthe fact that while said defendant  
was in deponent's room at said  
premises said defendant thrust  
her hand into the left hand side  
pocket of the pantaloons then and  
there worn by deponent and did  
take therefrom the aforesaid propertyGionanni X Rancci  
his  
mark

Sworn to before me this

of May 1884 dayat New York

Police Justice.



0067

BOX:

139

FOLDER:

1431

DESCRIPTION:

Kelly, Matthew

DATE:

05/26/84



1431

Witness

Christina Kelly

840. 11 Ave.

167

Counsel,  
Filed 26 day of May 1884  
Pleads Not Guilty June 2/94

THE PEOPLE  
vs. *B*  
*Martens Hess*  
Assault in the Third Degree.  
(Section 219).

PETER B. CLINEY,  
~~JOHN MCKEON,~~  
District Attorney.

A True Bill.  
*W. H. Haring* Foreman.  
*May 11/94*  
*Fred Schoensted,*

0060



0069

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*Matthew Kelly*

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

*Matthew Kelly*

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

The said *Matthew Kelly*

late of the First Ward of the City of New York, in the County of New York afore-  
said, on the *Eighteenth* day of *May*, in the year of our Lord one  
thousand eight hundred and eighty-*four*, at the Ward, City and County  
aforesaid, in and upon the body of *Christine Kelly*  
in the peace of the said people then and there being, with force and arms, unlawfully  
did make an assault and *her* the said *Christine Kelly*  
did then and there unlawfully beat, wound and illtreat, to the great damage of the  
said *Christine Kelly* 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.

PETER B. OLNEY,

~~JOHN McKEON~~, District Attorney.

0070

POLICE COURT 4 DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

Matthew Kelly

On Complaint of

Christina Kelly

For

Assault & Battery

After being informed of my rights under the law, I hereby waive a trial by Jury, on this ~~complaint, and~~ demand a trial at the COURT OF ~~SPECIAL~~ <sup>General</sup> SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated

May 20<sup>th</sup> 188 4

Matthew Kelly  
mark

J. Henry Ford

Police Justice.



0071

W

FORM 11.

Police Court—*Jf* District.

THE PEOPLE, & c.,

ON THE COMPLAINT OF

*Christina Kelly*

vs.

*Matthew Kelly*

AFFIDAVIT, A. & B.

Dated *May 19* 188*4*

*Murray* Justice.

*Joley Court* Officer.

Witness.....

.....  
.....  
.....  
.....

\$ \_\_\_\_\_ to Ans. \_\_\_\_\_ Sess.

Bailed by \_\_\_\_\_

No. \_\_\_\_\_

0072

Police Court—1st District.

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

of No. 840 W. 11th Avenue Street,

on 18th being duly sworn, deposes and says, that  
the 18th day of May  
in the year 1884 at the City of New York, in the County of New York,

She was violently **ASSAULTED** and **BEATEN** by Matthew Kelly  
who struck deponent a blow  
upon her head with his fist

without any justification on the part of the said assailant.

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

Sworn to before me this 19th

day of May 1884

Wm. H. H. H. H. Police Justice.

Christina Kelly



0073

1677 1346

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Christian Kelly  
849 11th St.  
Matt Kelly

Offence Disrupt and  
Batter

BAILED

No. 1, by Charles G. Smith  
Residence 213 Court St.

No. 2, by  
Residence

No. 3, by  
Residence

No. 4, by  
Residence

Dated May 20 1884

Magistrate  
Officer  
Precinct

Witnesses  
No. Street  
No. Street  
No. Street

No. Street  
to answer Sessions.  
Guilty  
Guilty

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

Matthew Kelly  
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 20th 1884 J. Henry Bond Police Justice.

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

Dated May 21 1884 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 1884 Police Justice.

0074

Sec. 151.

District Police Court.

CITY AND COUNTY } ss In the name of the People of the State of New York; To the Sheriff of the County  
OF NEW YORK, } of New York, or any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Christina Kelly

of No. 840. 11<sup>th</sup> Ave Street, that on the 18<sup>th</sup> day of May  
1884 at the City of New York, in the County of New York,

He was violently Assaulted and Beaten by Matthew Kelly

Wherefore, the said Complainant has prayed that the said Defendant may be apprehended and bound to  
answer the said complaint.

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said  
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him  
forthwith before me, at the 1<sup>st</sup> DISTRICT POLICE COURT, in the said City, or in case of my absence  
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to  
be dealt with according to law.

Dated at the City of New York, this 19 day of May 1884

James Murray POLICE JUSTICE.

POLICE COURT DISTRICT.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-A. & B.

Dated May 19 1884

Magistrate.

Officer.

The Defendant Matthew Kelly

taken, and brought before the Magistrate, to answer  
the within charge, pursuant to the command con-  
tained in this Warrant.

Officer

Dated May 20 1884

This Warrant may be executed on Sunday or at  
night.

Police Justice.

REMARKS.

Time of Arrest, May 20

Name of Matthew Kelly

Naive of Ireland

Age, 43

Sex

Rev 287 - 1160 - 24

Complexion,

Color

Profession,

Married

Single,

Read,

Write,



0075

Sec. 198-200

4 District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

Matthew 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. Matthew Kelly

Question. How old are you?

Answer. Forty three years

Question. Where were you born?

Answer. Ireland

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

Answer. 287 West 60th St 3 months

Question. What is your business or profession?

Answer. Long shore man

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 did not strike her

Matthew Kelly  
made

Taken before me this

day of

May

1884

G. W. M. J. J.

Police Justice.

0076

BOX:

139

FOLDER:

1431

DESCRIPTION:

Kennedy, John

DATE:

05/29/84



1431



0077

BOX:

139

FOLDER:

1431

DESCRIPTION:

O'Neil, William

DATE:

05/29/84



1431

WITNESSES.

THOS. HUGHES

452 XI. AVE.

WM. REILLEY

#615 W 49 ST.

ANNIE CURRIE

#602 W. 37 ST.

OFFICER FREDRICKS.

20<sup>th</sup> PRECT.

SERGT. WOOD.

20<sup>th</sup> PRECT.

CAPT. GEO. WASHBURN.

20<sup>th</sup> PRECT.

POOR QUALITY  
ORIGINAL

0078

#106

Counsel,

Filed 29 day of May 1884

Pleads

Not Guilty June 2/84

THE PEOPLE

vs.

B

Assault in the Third Degree.  
(Section 219.)

John Kennedy  
William O'Neil

PETER B. OLNEY,

~~JOHN M. OLSON,~~

District Attorney.

A True Bill.

A. M. Kirby

Foreman.

July 1, 1884  
Snoopy



0079

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 Kennedy and  
William O'Neill

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

John Kennedy and William O'Neill

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

The said

John Kennedy and William O'Neill each

late of the First Ward of the City of New York, in the County of New York afore-  
said, on the 18<sup>th</sup> day of May in the year of our Lord one  
thousand eight hundred and eighty-four at the Ward, City and County  
aforesaid, in and upon the body of Thomas Hughes  
in the peace of the said people then and there being, with force and arms, unlawfully  
did make an assault and him the said Thomas Hughes  
did then and there unlawfully beat, wound and illtreat, to the great damage of the  
said Thomas Hughes 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.

Peter B. Olney.

~~JOHN MCKEON~~, District Attorney.

0000

Mary 20  
Mayer 3000  
3000

BAILED  
No. 1, by James Green  
Residence 242 St 35 Street.  
No. 2, by  
Residence  
No. 3, by  
Residence  
No. 4, by  
Residence

100 1005  
Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thomas Hughes  
452 11th St.  
John Kennedy

Offence Assault & Battery

Dated May 19th 1884  
Smith  
Magistrate.  
Robertson

20 Precinct.

Witnesses Annie Curry  
No. 602 West 37th Street.  
James Josephine  
No. 451 11th Ave Street.  
William Riley  
No. 602 West 46th Street.  
300 to answer to Sessions.

Bailed

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 Kennedy  
three

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

Dated May 19 1884 Solon B. Smith Police Justice.

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

Dated May 23 1884 Solon B. Smith 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.



0001

Sec. 198-200

2

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*John 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 to 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 Kennedy.*

Question. How old are you?

Answer.

*31 Years*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*353 West 35. 2 mos*

Question. What is your business or profession?

Answer.

*Police Officer*

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 Kennedy*

Taken before me this *22*  
day of *May* 188*8*  
*Salah Dismick*  
Police Justice.

0082

Mr. Thomas Hughes. Complainant.

I am a married man  
I have a wife and two children  
I reside 452-11th Avenue  
in the City in the home of  
Mr. Ed. Joyce.

On the evening of the 18th of  
May, <sup>with</sup> between the hours of  
10 & 11 o'clock as I was entering  
the door of my home, I was  
violently assaulted from behind  
and struck a powerful <sup>blow</sup> on  
the back <sup>of my head</sup> by a club in the  
hands of Officer John Kennedy  
which knocked me <sup>down</sup> & greatly  
stunned me. I arose to my  
feet staggering, & called Police  
when I was struck again  
on the head by Officer Wm  
O'Neil.

I said then to the officers,  
you have the wrong <sup>man</sup> & am  
not the man you want.

Officers ~~they~~ continued to  
club me on the head and  
shoulders. I again called  
police, when one of the officers  
remarked, ~~they~~ "We will give



0083

all the police you want.  
I was dodging my head &  
struggling to avoid the blow  
the policeman was throwing  
upon my head & showed me

in my agony. I yelled  
out "Get them away from  
me" & told them to leave me.

Handcuffs were put upon  
me after O'Neil first struck  
me <sup>knocked me down</sup> and not until standing  
that both Kennedy and  
he continued to club me.  
When I showed me of my  
hands. I could not say  
which of them clubbed me  
most.

Both Kennedy & O'Neil  
are much larger men than  
myself. I am about  
six in my 28th year -  
27 years last March.

No warrant was shown  
me, & no warrant was  
issued agst. me. and  
no reason was assigned  
either of the officers why  
I was arrested, but without





0085

(House of 'Hell's Kitchen' in  
West-39th Street near 11th Avenue  
& Hudson make a Com-  
plaint of assault & Battery  
Apt me - on happening on  
the 3rd of May 1884 -

The Justice refused to  
take the charge - and  
asked Morrison if he had  
not been convicted &  
sentenced <sup>to the penitentiary</sup> the week before  
for assaulting my father  
with a stone -

Morrison replied that he had.  
The Justice then said -  
"Did not the assault you  
now complain of take place  
on the day, when you were  
assaulted by father, and  
at the same time?"

Morrison answered, yes.  
And you have made  
no complaint until now?  
He replied, yes.

The Justice then remarked  
to me -

"You are discharged - you

0086

have been illegally arrested -

On the Morning of the 19th of May. I was handcuffed by officer Kennedy - and walked from West 37<sup>th</sup> Street Station near the 10<sup>th</sup> Avenue to 29<sup>th</sup> Street & 7<sup>th</sup> Avenue & from there to the Jefferson Market in the brown car - I being all the time handcuffed -



0087

I Miss Annie Curry 602 St. 3<sup>rd</sup> St.  
Know Mr. Hughes wife.

I was at my stoop 602 St. 3<sup>rd</sup> St. waiting for father to come home. I heard hallooing and I ran toward where the noise was; I saw 2 policemen hold a man. The man I saw was all covered with blood - I got hold of Kennedy's arm - the larger man of the two and asked him who he had there and he shoved me away and told me to go away - I said I won't. Is it my father you have?

Then they went around the lamp post with Mr. Hughes each of them a hold of an arm and both the men clubbing him on the head.

I put up my hands and said Oh. My God. don't kill the man.

You are murdering him, You are murdering him. - also you are killing him I said twice.

The big man struck him twice to the smaller man's once.

Hughes said Oh for God's sake will some body save me.

After that they hit him twice

0000

with chain clubs.

Then they dragged Mr. Hughes  
up the street!

I have known Thomas Hughes for  
years I know him as well as I  
know my own brother.

The blood was all over his  
face and he was so disfigured  
that I did not know him.



0089

Jane Loughlin - resides 452 11<sup>th</sup> Ave.  
 Married woman - I know Thomas  
 Hughes wife - She is on the 1<sup>st</sup> floor  
 I heard a noise at the door - I  
 went to the door - and heard Mr  
 H. hallo murder - and I halloed  
murder - I saw one of the men  
 striking him with the club; but  
 both of the men had hold of  
 him by the arm.

The one man was clapping  
 him on the back of the head!

The men were in citizens dress  
 I did not know them to be police-  
 men until I saw them using  
 their clubs.

The blood was all around the  
 lamp post on the sidewalk.

I halloed murder; - murder;

Mrs. Thos. Hughes - The men knocked at the door - I made no reply. Kennedy opened the door and walked in the kitchen and looked around and then put his head in the bedroom door and looked in the bed and said he is not here, but the children are asleep - I was in bed with the children - (I was frightened and did not speak)

He called Mrs. Hughes loudly (I said then Jim Kane what is the matter? He said where is Mrs. Hughes - I said he is down at the door. - He said there is a horse at the stable sick. I guess he has a belly ache and Tommy is wanted up there.

I heard a noise shortly after that on the street and went to the window and saw Kennedy striking Tommy on the head and shoulders with his club and Tommy was dodging his head to avoid the blows.

James Kane is a cousin of mine & Kennedy's niece married like him, now the woman & made the above statement.



William Quilly 602 N. 46<sup>th</sup> Street  
 I was sitting on an Sec. car in  
 N. 37<sup>th</sup> Street just off 11<sup>th</sup> Avenue - I  
 was talking to a friend - I heard  
 screeching and I ran to where it was.

I saw a man between 3 other men  
 I saw the men pulling struggling at  
 the man - the man had his head  
 down. The man halloed 'police  
 murder - Kennedy said I will  
 give you all the Police you want  
 and at that, hit Hughes on the  
 head.

Then they both commenced  
 rap'ing him on the head and shoulder  
 - sounded <sup>like</sup> like men rivetting a boiler  
 their hands and arms going up and  
 down - The man kept on and halloing  
 and said "for God sake is there no  
 body around to save me."

I should say between the 3 men  
 they struck him at least 10 times  
 - on the head neck and shoulders.

I have known Hughes for many  
 years - His face was all blood and  
 he was disfigured so that I did  
 not know him.



POOR QUALITY  
ORIGINAL

0092

ILLEGALLY ARRESTED

Two Policemen Held by Justice Smith  
for Assault and Battery.

Policeman John Kennedy, of the West  
Thirty-seventh street station, against whom charges  
are now pending before the Police Commissioners,  
will, by the action of Justice Solon B. Smith, at the  
Jefferson Market Police Court, to-day, be called  
upon on Wednesday to answer a charge of assault  
and battery, preferred by a young man whom he  
had illegally arrested; and, as is claimed, unjustly  
clubbed.

Policeman William F. O'Neill, also of Captain  
Washburne's command, was also held by the  
Justice for assaulting Kennedy's prisoner  
with his club. From the statements made  
in court it appeared that Thomas Hughes,  
aged twenty-five, of No. 462 Eleventh ave-  
nue, whose father is the complainant against Ken-  
nedy before the commissioners, on the 3d inst.,  
struck Martin Morrison, a saloon keeper, of No. 663  
West Thirty-ninth street. The latter, instead of  
procuring a warrant for the arrest of his assailant,  
waited until last night about ten o'clock, when he  
mentioned the circumstance to Kennedy. The  
latter, accompanied by O'Neill, went, it is alleged,  
to Hughes' house. He was not at home, but was  
out on the corner of the street. He claimed that  
the two policemen attacked him; Kennedy knock-  
ing him down with a blow of his club, and O'Neill  
striking him on the back with his fist, while he  
was down, and again on the head when he arose.

Others who were with him at the time, they  
were John Smithburn, of No. 61 West Thirty-sixth  
street, Peter Goodwin, of No. 604 West Thirty-  
seventh street, and John McAnally, of No. 601 West  
Thirty-eighth street. Morrison was sent for and  
charged Hughes with assault and battery. Strange  
to say, the sergeant entertained the charge, al-  
though Hughes had been arrested without a war-  
rant, and neither policeman being a witness to the  
assault on Morrison. He was locked up, and his  
friends were also consigned to cells on charges  
of disorderly conduct. This morning Counselor  
John J. J. appeared for Hughes, and when  
he related the particulars of the outrage to Justice  
Smith the latter became very indignant. He  
promptly discharged Hughes' friends upon the po-  
licemen's own statements that they had not been  
interfered with. He then endorsed the complaint  
against Hughes as follows:—"Discharged, the de-  
fendant not having been legally arrested." By ad-  
vice of his counsel Hughes then preferred charges  
of assault and battery against the policemen. They  
were paroled until Wednesday.

...in New York, cannot ...  
...warrant, except for ...  
...the ... of the ...  
...the ...  
...Brooks, July 172-

...\$173 -  
...the ...  
...that he ...  
...the ...  
...show the ...

Code Item, § 171 ...  
...no ...  
...made on Sunday, ...  
...by ...  
...upon the warrant,

Resistance. "But he cannot. I  
think complainant that the deft,  
resisted what, so far as he had  
the means of judging, was an  
illegal trespass upon his prop-  
erty and a rude assault upon  
his person."

To allow an officer in such a  
case to recover damages, would be to



POOR QUALITY  
ORIGINAL

0093

ILLEGALLY ARRESTED.

Two Policemen Held by Justice Smith  
for Assault and Battery.

Policeman John Kennedy, of the West Thirty-seventh street station, against whom charges are now pending before the Police Commissioners will, by the action of Justice Solon B. Smith, at the Jefferson Market Police Court, to-day, be called upon on Wednesday to answer a charge of assault and battery, preferred by a young man whom he had illegally arrested, and, as is claimed, unjustly clubbed.

Policeman William F. O'Neill, also of Captain Washburn's command, was also held by the Justice for assaulting Kennedy's prisoner with his club. From the statements made in court it appeared that Thomas Hughes, aged twenty-five, of No. 452 Eleventh avenue, whose father is the complainant against Kennedy before the commissioners, on the 2d inst., struck Martin Morrison, a saloon keeper, of No. 553 West Thirty-ninth street. The latter, instead of procuring a warrant for the arrest of his assailant, waited until last night about ten o'clock, when he mentioned the circumstance to Kennedy. The latter, accompanied by O'Neill, went, it is alleged, to Hughes' house. He was not at home, but was met on the corner of the street. He claimed that the two policemen attacked him, Kennedy knocking him down with a blow of his club and O'Neill striking him on the back with his locust while he was down, and again on the head when he arose. He was then dragged to the station, where three others who were with him at the time. They were John Swinburne, of No. 511 West Thirty-sixth street, Peter Goodwin, of No. 604 West Thirty-seventh street, and John McAnally, of No. 601 West Thirty-eighth street. Morrison was sent for and charged Hughes with assault and battery. Strange to say, the Sergeant entertained the charge, although Hughes had been arrested without a warrant, and neither policeman being a witness to the assault on Morrison. He was locked up, and his friends were also consigned to cells on charges of disorderly conduct. This morning Counsellor John Joramou appeared for Hughes, and when he related the particulars of the outrage to Justice Smith the latter became very indignant. He promptly discharged Hughes' friends upon the policemen's own statements that they had not been interfered with. He then endorsed the complaint against Hughes as follows:—"Discharged, the defendant not having been legally arrested." By advice of his counsel Hughes then preferred charges of assault and battery against the policemen. They were paroled until Wednesday.

Resistance. "But he cannot. I think complainant that the deft, resisted what, so far as he had the means of judging, was an illegal trespass upon his property and a rude assault upon his person.

To allow an officer in such a case to recover damages, would be to

0094

permit him, to take advantage of his over ~~many~~ misconduct;

"A liberal protection should be awarded to public officers when they act uprightly; but they are entitled to no favor when they designedly act in <sup>such</sup> a way as to lead third persons into difficulty -

"When they fall in error, in an honest effort to discharge their duty, it is enough that they are allowed to set up their official character as a shield.

"They should not be permitted to use it as a weapon of assault against one who has been misled by their improper conduct, and who has done nothing more than resort to the law of self-defence."

Bellows v. Shannon 2. Hill 91.

In the above case the officer (having a warrant however) broke & entered the deft's close (or house) and committed <sup>what</sup> "aside from the warrant, was an assault



0095

upon the deft's person, and  
without giving deft. any in-  
timation that he came to  
execute legal process."

In the case of *Meiners v. Constantine*,  
21. Daily Register No. 123.

Judge Hawes, says,

"A member of the police  
force is a mere peace officer,  
whose duty it is to preserve order  
and to make arrests, when the  
peace is being actually disturbed  
in his presence, and he has no  
more authority to arrest an  
unoffending person without a  
warrant, than has a private  
citizen."

"A peace officer can only arrest,  
without a warrant, for a breach of the  
peace, committed in his presence,"  
Baylston v. Kerr 2, Daly 220.

0096

Section or Rule 681, Police Department  
Defines the general powers of  
and duties as to arrests 680. to 697

Rule 693 - +++ "If the offense (misdemeanor)  
" is committed in the presence of a member  
" of the Force, he may arrest the offender  
" forthwith without a warrant,"

Rule 694 - defines cases of "Misdemeanor"  
amongst which is "Assault & Battery"

Rule 332. "Patrolmen while on <sup>Police</sup> duty  
" must <sup>not</sup> enter any house or leave  
" their post until regularly released;  
" except in discharge of Police duty.



1697

May 20 3 PM  
May 22 3 PM

BAILED  
No. 1, by Almae Curran  
Residence 282 W 35 Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
John Quinn  
608 W 37 St  
John Cunningham  
541 W 46 St  
Michael Kelly  
525 W 27 St  
John McFally  
602 W 38 St  
John Cunningham  
606 W 37 St  
Margaret Hughes  
452 W 17 St

Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Thomas Hughes  
452 W 17 St.  
William O'Neil

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence Assault  
Battery

Dated May 19 188 4  
Smith Magistrate.  
Robertson Officer.  
20 Precinct.

Witnesses Amie Lunny  
No. 602 W 37 Street.  
James Cunningham  
No. 452 W 17 Street.  
John Cunningham  
No. 602 W 37 Street.  
John Cunningham  
No. 602 W 37 Street.  
John Cunningham  
No. 602 W 37 Street.  
John Cunningham  
No. 602 W 37 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 William O'Neil

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Three 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 19 188 4 Solomon Smith Police Justice.

I have admitted the above-named William O'Neil to bail to answer by the undertaking hereto annexed.

Dated May 23 188 4 Solomon Smith Police Justice.

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ Police Justice.

0098

Sec. 198-200

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

*William Oneil* 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 Oneil*

Question. How old are you?

Answer. *31 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *464 West 23 H Mos.*

Question. What is your business or profession?

Answer. *Police Officer*

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

Answer. *I am not guilty*

*William F. O'Neill*

Taken before me this *22*  
day of *May* 188*4*  
*John J. Smith*  
Police Justice



0099

Police Court 25th District. 25 yrs. Driver

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

of No 452. 11th Thomas Hughes avenue Street,

on Sunday the 18th day of May being duly sworn, deposes and says, that  
in the year 188 4 at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by John Kennedy  
(now here) who struck deponent on  
the head with a club then and there  
held in the hand of said Kennedy  
knocking deponent down and while  
deponent was down said Kennedy struck deponent  
upon his head <sup>2</sup>  
without any justification on the part of the said assailant.

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

Sworn to before me, this

19th

Thos Hughes

day of

May

188 4

Solou R. Smith POLICE JUSTICE.

0100

Police Court—2 District. 25th St. Drives

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

of No 452 11<sup>th</sup> avenue Thomas Hughes Street,

on Sunday the 18<sup>th</sup> day of May being duly sworn, deposes and says, that  
in the year 1884, at the City of New York, in the County of New York,

he was violently ASSAULTED and BEATEN by William O'Neil  
(now here) who struck deponent on  
the back with a club then held in the hand  
of said O'Neil while deponent was down upon  
the ground, and when deponent got up said  
O'Neil again struck deponent with said club  
upon the back of his head  
without any justification on the part of the said assailant.

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

Sworn to before me, this 19<sup>th</sup> day of May 1884 Thos Hughes  
Solomon Smith POLICE JUSTICE.



0101

BOX:

139

FOLDER:

1431

DESCRIPTION:

Kennedy, Michael

DATE:

05/12/84



1431

sent for  
Cath. Kennedy  
9<sup>th</sup> March  
for office  
Cath. Kennedy  
March 1884  
Year also Jan  
2. 1884. P.D.

13 No. 35  
Counsel,  
Filed 22 day of May 1884  
Pleads M. G. Kelly

THE PEOPLE  
vs.  
Richard Kennedy  
INDICTMENT.  
Grand Larceny in the  
(MONEY)  
degree.

PETER B. OLNEY,  
District Attorney.

A True Bill.

Wm. Murphy  
Foreman  
Pleads Guilty  
P.C. Kennedy  
May 20 1884

0102



0103

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Michael Kennedy*

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

*Michael Kennedy*  
of the crime of GRAND LARCENY IN THE *second* DEGREE, committed as follows:

The said

*Michael Kennedy*

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

*purse of the value of one dollar*  
*one* promissory note for the payment of money, being then and there due and unsatisfied (and of the  
kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars  
; *one* promissory note for the payment of money, being then and there due and  
unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value  
of ten dollars ; *three* promissory notes for the payment of money, being then and there due  
and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the  
value of five dollars each; *five* promissory notes for the payment of money, being then and  
there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars,  
and of the value of two dollars each; *one* promissory note for the payment of money, being  
then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination  
of one dollar, and of the value of one dollar each; *one* promissory note for the payment of  
money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty  
dollars ; *one* promissory note for the payment of money (and of the kind known as bank  
notes), being then and there due and unsatisfied, of the value of ten dollars ; *three* promissory  
notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of  
the value of five dollars each; *one* promissory note for the payment of money (and of the kind  
known as bank notes), being then and there due and unsatisfied, of the value of two dollars ; *one*  
promissory note for the payment of money (and of the kind known as bank notes), being then and there due and  
unsatisfied, of the value of one dollar, and *divers coins of a*

*value of five dollars*  
*the Grand Jury aforesaid unknown*  
*of the value of five dollars*

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

PETER B. OLNEY,

~~JOHN McKEON~~ District Attorney.

0104

1896  
1316  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Mary Polimer  
225 Johnson St.  
Brooklyn 1st & 2d  
Michael Kennedy  
Larceny from Person

1  
2  
3  
4

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Witnesses \_\_\_\_\_  
No. \_\_\_\_\_  
Street \_\_\_\_\_

No. \_\_\_\_\_  
Street \_\_\_\_\_

No. \_\_\_\_\_  
Street \_\_\_\_\_

\$ 1000 to answer \_\_\_\_\_  
\_\_\_\_\_

Dated \_\_\_\_\_ 1884  
\_\_\_\_\_ & \_\_\_\_\_  
Magistrate.  
\_\_\_\_\_ Precinct.

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

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

Dated May 8 1884 \_\_\_\_\_ 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.



0105

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK.

*Michael Kennedy* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is *h* right to  
make a statement in relation to the charge against *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 *h* waiver cannot be used  
against *him* on the trial.

Question. What is your name?

Answer

*Michael Kennedy*

Question. How old are you?

Answer

*13 Years.*

Question. Where were you born?

Answer.

*New York.*

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

Answer.

*91 Mulberry Street 2 Years.*

Question. What is your business or profession?

Answer

*Painter*

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.*

*Michael Kennedy*

Taken before me this  
day of *May* 188*8*  
*Wm. H. H. H.*  
Police Justice.

0106

Police Court—

1<sup>st</sup> District.

Affidavit—Larceny.

City and County }  
of New York, }

of No. 225 Johnson Avenue Brooklyn, E.D. 35 years,  
occupation. Mailress being duly sworn

deposes and says, that on the 7<sup>th</sup> day of May 1884 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession and

Person, of deponent, in the day time, the following property viz:

One Purse containing Good and  
lawful money of the United States  
issue consisting of Notes or Bills  
and Silver Coins together of the  
Value of Twenty Eight Two Dollars.

the property of Deponent.

Subscribed before me, this  
day of May 1884  
Police Justice.

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 Michael Kennedy (nowhere)  
from the fact that while deponent was  
walking along the Bowery at or about  
the hour of Nine O'clock P.M. in said date  
and when deponent was near the corner  
of Canal the said Kennedy came up  
along side of deponent and put his  
hand into a satchel then in his  
hand in the hand of deponent and took  
said property therefrom and when  
discovered by deponent the said  
Kennedy dropped said property in  
the satchel deponent seized hold of the  
said Kennedy and caused his arrest by  
Officer Curran of the 6<sup>th</sup> Precinct Police

Wm. Rogers.



0107

BOX:

139

FOLDER:

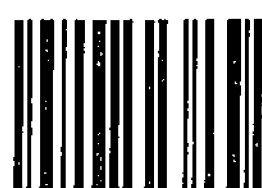
1431

DESCRIPTION:

Kern, Philip

DATE:

05/23/84



1431

Witnesses

142 O. d. d. d.

Day of Trial,

Counsel,

Filed 23 day of May

Pleads

*Johnson*

1884

*Voluntary 24*

THE PEOPLE

vs.

*B*

*Philip Kern*

Violation of Excise Law.

(Sunday)

III R. S. (1842) 1923

PETER B. OLNEY,

~~JOHN MCKEON,~~

District Attorney.

A True Bill.

*John W. W. W.*

Foreman.

0100



0 109

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Philip Kern*

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

OF THE CRIME OF **Exposing for Sale and Selling Strong and Spirituous Liquors, Wines, Ale and Beer, on Sunday**, committed as follows :

The said *Philip Kern*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *ninth* day of *march* in the year of our Lord one thousand eight hundred and eighty-*four*, 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 *Franklin C.*

*Cooper*

and to certain other persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT :

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

*Philip Kern*

of the CRIME OF GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, ON SUNDAY, committed as follows :

The said *Philip Kern*

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit : On the said *ninth* day of *march* in the year of our Lord one thousand eight hundred and eighty-*four*, at the Ward, City and County

0110

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 give away and dispose of as a beverage to —

~~and to~~ certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

THIRD COUNT :

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

— Philip Kern —

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRIT-  
UOUS LIQUORS, WINES, ALE AND BEER, committed as follows :

The said Philip Kern —

late of the First Ward of the City of New York, in the County of New York aforesaid, after-  
wards, to wit: on the said ninth day of march in  
the year of our Lord one thousand eight hundred and eighty-four the same being  
the first day of the week, commonly called and known as Sunday, being then and there in  
charge of and having the control of certain premises at number 250

Dudson Street —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, 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.

PETER B. OLNEY,  
~~JOHN McKEON~~, District Attorney.



CITY AND COUNTY } ss.  
OF NEW YORK }

*Philip Kern* 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. *Philip Kern*

Question. How old are you?

Answer. *20 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *250 Hudson Street 3 months*

Question. What is your business or profession?

Answer. *Bar tender*

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

Answer. *I am not guilty I demand a trial by jury*  
*Phillip Kern*

Taken before me this

day of

188

*William J. ...*  
Police Justice.

0112

Excise Violation—Selling on Sunday.

POLICE COURT—2 DISTRICT.

City and County } ss.  
of New York,

of No. the 8<sup>th</sup> Precinct Franklin C. Cooper  
Police Street,  
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 9<sup>th</sup> day  
of March 1888 in the City of New York, in the County of New York, at  
premises No. 259 Hudson Street,  
Philip Kern (now here)

did then and there SELL, CAUSE, SUFFER and permit to be sold, and GIVEN AWAY under his  
direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors,  
to be drunk as a beverage contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 10<sup>th</sup> day  
of March 1888

Franklin C. Cooper

J. M. Patterson Police Justice.



0113

141 2 1180  
Police Court, District.

THE PEOPLE, &c.  
ON THE COMPLAINT OF

Franklin & Cooper  
& Spect.  
Philip Kern

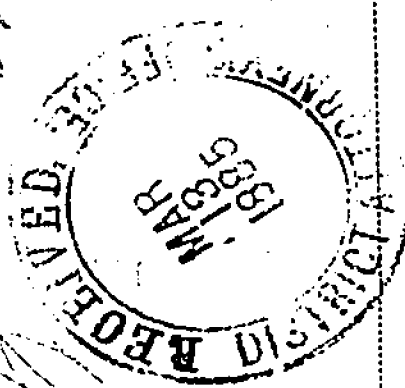
EXCISE VIOLATION.  
SELLING ON SUNDAY.

Dated 10 day of March 1884

Patterson Magistrate.

Officer.

Witness,



Bailed \$100. to Ans. Court Sessions.

By Detention Summer

212 West 43rd St.

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 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 March 10 1884 H. Patterson Police Justice.

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

Dated March 10 1884 H. Patterson 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 \_\_\_\_\_ 1884 \_\_\_\_\_ Police Justice.

0114

BOX:

139

FOLDER:

1431

DESCRIPTION:

Keton, Patrick

DATE:

05/16/84



1431



POOR QUALITY  
ORIGINAL

0115

67 May 1884  
H. W. Olney

Counsel,

Filed 16 day of May 1884

Pleads *Not guilty* (19)

THE PEOPLE  
vs.  
Patrick Weston  
\$9.10  
\$65.10  
not worked

[Sections, Penal Code]

PETER B. OLNEY,

12 Dec 22/84 District Attorney.

Filed & covered Mar 20/85

A True Bill.

*A. M. Olney*  
Foreman.

15.4.16

*James*  
Monday Oct 16 1884  
application of *Olney*

Witnesses:

0116

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Patrick Keton

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

Patrick Keton  
of the CRIME OF Murder in the first degree,

committed as follows:

The said Patrick Keton—

late of the First Ward of the City of New York, in the County of New York aforesaid, on the third day of May in the year of our Lord one thousand eight hundred and eighty-four, at the Ward, City and County aforesaid, with force and arms, in and upon the body of one Elizabeth Keton, in the peace of the said People, then and there being, feloniously, wilfully, and with a deliberate and premeditated design to effect the death of her the said Elizabeth Keton did make an assault; and the said Patrick Keton then and there feloniously, wilfully and with a deliberate and premeditated design to effect the death of her the said Elizabeth Keton did with great force and violence pull, push,



cast and throw the said Elizabeth Ketton, down into and upon the ground then and there: And the said Patrick Ketton, with both the hands and feet of him the said Patrick Ketton, and with a certain axe which he the said Patrick Ketton in his right hand then and there had and held, then and there and whilst the said Elizabeth Ketton was so lying and being upon the ground, her the said Elizabeth Ketton in and upon the neck, head, stomach, breast, belly, back, and sides of her the said Elizabeth Ketton then and there feloniously, unlawfully, and with a deliberate and premeditated design to effect the death of her the said Elizabeth Ketton, divers times, with great force and violence, did strike, beat, kick, cut, bruise and wound; And the said Patrick Ketton with both the hands, feet

0-118

and knees of him she said Patrick Ketan, and whilst she said Elizabeth Ketan was so lying and lying upon the ground as aforesaid, her the said Elizabeth Ketan, in and upon the neck, breast, belly, head, stomach and sides of her the said Elizabeth Ketan, then and there feloniously, wilfully and with a deliberate and premeditated design to effect the death of her the said Elizabeth Ketan, did with great force and violence, choke, strike, push, press and squeeze, giving to her the said Elizabeth Ketan, then and there, as well by the pushing, pushing, casting and throwing of her the said Elizabeth Ketan down unto and upon the ground as aforesaid, and by the



0119

striking, tearing, kicking,  
cutting, bruising and  
wounding of her the said  
Elizabeth Ketton with the  
hands and feet of him the  
said Patrick Ketton, and  
with the axe aforesaid by  
the said Patrick Ketton, as  
aforesaid, as also by the  
choking, striking, pushing,  
pressing and squeezing of  
her the said Elizabeth  
Ketton, whilst she the  
said Elizabeth Ketton was  
so lying and being upon  
the ground as aforesaid,  
in and upon the neck,  
head, belly, breast, stom-  
ach and sides of her the  
said Elizabeth Ketton, with  
the hands, feet and knees  
of him the said Elizabeth  
Ketton, as aforesaid, several  
mortal bruises, lacerations  
and wounds, in and upon  
the neck, head, belly, breast,  
stomach and sides of her,

the said Elizabeth Ketow, of which said several mortal lacerations, abrasions and wounds, she the said Elizabeth Ketow then and there did die:

And so the Grand Jury aforesaid do say: that he the said Patrick Ketow, her the said Elizabeth Ketow, on the day and in the year aforesaid, at the Ward, City and County aforesaid, in manner and form and by the means aforesaid, feloniously, wilfully and with a deliberate and premeditated design to effect the death of her the said Elizabeth Ketow, did kill and murder; 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.

Peter B. Olney;

District Attorney



POOR QUALITY  
ORIGINAL

0121

MEMORANDUM.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
Years.	Months	Days.			
29			Ireland	Morgue for	May 4 <sup>th</sup> 84
				76 St. Truitt Ave.	

1

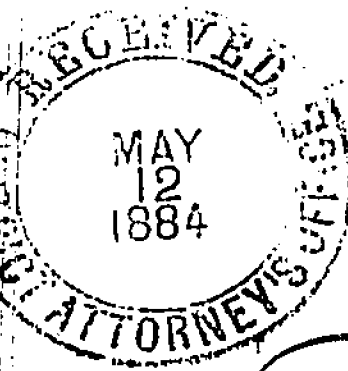
Invest 35913267  
HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

*Elizabeth Kearney*  
whereby it is found that she came to  
her Death by the hands of

*Patrick Kearney*



Ofquest taken on the

of *Pratt* day 1884

before

*Edward J. Martin* Coroner.

Committed

Ornited

Discharged

Date of death May 3<sup>rd</sup> 1884

POOR QUALITY  
ORIGINAL

0122

Coroner's Office,

CITY AND COUNTY }  
OF NEW YORK, { 95.

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

Question—What is your name?

Answer—

*Patrick Keaton*

Question—How old are you?

Answer—

*29 years*

Question—Where were you born?

Answer—

*Ireland*

Question—Where do you live?

Answer—

*765-10<sup>th</sup> Ave. (Lynch Ave)*

Question—What is your occupation?

Answer—

*Labourer -*

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

*I am not guilty*

*Patrick Keaton*  
Taken before me, this *5<sup>th</sup>* day of *May*, 188*8*  
*Gerrard J. Keaton* CORONER.



0123

Coroner's Office,

TESTIMONY.

up some distance on the lateral lobes of  
Cerebrum and in the fissure of Sylvius.-  
On making an incision into the glandular  
tissue of the left breast under the seat  
of injury & contusion above described  
a found effused clotted and fluid  
blood also in the muscular tissue  
beneath.

Heart Normal

Lungs "

Stomach "

Kidneys "

Spleen "

Intestines "

Uterus "

Milk could be squeezed from the nipple  
of each breast.

Cause of death: Meningeal hemorrhage  
& shock from injuries

W. J. Huston, M.D.

Taken before me

this 9<sup>th</sup>

day of May

1884

James F. Huston

CORONER.

0124

Coroner's Office,

TESTIMONY.

William J. Justice, M.D. being sworn says: I made an autopsy on the body of Elizabeth Keating at the Morgue on Monday May 5<sup>th</sup> 1888 at 4 P.M. with following results: Lips were swollen and blue, mucous membrane of inner side of lips lacerated by the teeth. Left side of face (left cheek) very much swollen & congested. Left eye blue from effused blood. - On the under side of chin in median line there was a contusion about size of a twenty five cent piece. On the right shoulder midway between the root of neck and tip of shoulder there was a contusion 2 inches in diameter. There were two contusions of the left breast (mammary gland) about three inches to the left of nipple about an inch in diameter and about an inch apart. - On the outer surface of left thigh midway between the knee and hip joint there was a contusion (bruise) about 2 inches in diameter -

Removing scalp I found two contusions (effused blood) on the left side of the head one about 2 inches above the left eye brow and one 2 inches " " occipital protuberance. Removing Calvaria and brain I found extensive meningeal haemorrhage covering the base of brain and extending

Taken before me

this day of

188

CORONER.



0125

Coroner's Office,

TESTIMONY.

William G. Le Boutillier M.D.  
 being sworn says: I am a  
 physician of Roosevelt Hospital,  
 May 4<sup>th</sup> 84 at 1.<sup>20</sup> A.M. I went in the  
 Ambulance to 765 Tenth Ave. where  
 I found a woman dead, lying  
 on the floor in a room on second floor  
 of rear house. I found blood in  
 the mouth and nostrils, left side  
 of face was swollen & ecchymosed,  
 found a hematoma of the scalp.  
 I learned that her name was  
 Mrs. Keating

Wm G Le Boutillier M.D.

Taken before me

this 5<sup>th</sup> day of May 1884  
 Gerard H. Matthews

CORONER.

0126

Coroner's Office,

TESTIMONY.

Annie Murphy being sworn says  
 I live at 785 South Ave. 2<sup>nd</sup> floor  
 rear house. May 3<sup>rd</sup> 1888 between  
 4 to 5 P.M. Mrs Keating came into my  
 room and said she would like to  
 make friends with me, saying  
 she could not live in a house without  
 a neighbor ~~and wanted to make friends~~  
 she said that Mr Keating had not  
 been home <sup>that day</sup> that she felt very  
 hungry. I asked her if she would  
 like some beer. She said yes, I sent  
 for a pint of beer, and she drank  
 a glass of beer. She then left her  
 baby in my care saying she wanted  
 to do some scrubbing. While leaving  
 my room, Mr Keating came up the  
 steps, and said I see you are again  
 in the room with that damn "riff". He  
 proceed to call the deceased name.  
 I heard the the prisoner and his  
 wife quarrelling. I took the baby  
 into the room, and while there Mrs  
 Keating was scrubbing the floor  
 and Mr Keating standing by the  
 stove. I saw Mr Keating take  
 the prisoner kick the deceased in the  
 face between the chin and mouth  
 Taken before me

this

day of

188

CORONER.



0127

Coroner's Office,

TESTIMONY.

2

She got up and took the baby and I  
 left the room, ~~it was~~ went into my own  
 room and closed ~~the~~ door. Shortly  
 after this I saw ~~my~~ the prisoner  
 in the yard. He acted as if he were  
 drunk. The deceased was also  
 intoxicated. About 7.30 P.M., the de-  
 ceased came into my room again I  
~~told her~~ and remained about a  
 quarter of an hour ~~and~~ then went into  
 her own room at my request. Some  
 times afterward I heard the scream-  
 ing of the boy (at about 8 P.M., I opened  
 my door, and the little boy Jimmy  
 Keating) had the door of the Keating's  
 apartment open. I ran to my door  
 and saw the prisoner kick the de-  
 ceased again apparently in the face.  
 I immediately closed my door.  
 In about 10 or 15 minutes I started  
 down stairs and met Mr Keating  
 on the stairs, he struck me in the  
 face. I ~~struck him back with the~~  
~~broom~~. I went out into the yard, the  
 prisoner followed me and struck him  
 with ~~the~~ broom. Two young men  
 rushed up and struck me. I do  
 not know who the young men  
 Taken before me

this

day of

188

CORONER.

0128

Coroner's Office,

TESTIMONY.

3

was, I rushed into the street to  
 find an officer but finding none  
 I returned to my room accompanied  
 by ~~a~~ <sup>another</sup> three young men, one of  
 whom was a friend of my husband  
 I was afraid to remain in my  
 room alone. It was about 9:30 or  
 10 P.M. when I went to my room.  
 I was not intricated. At 12 M.  
 I went out for my husband who  
 returned home with me. When  
 returning with my husband, I met  
 Mrs Rice came out of her room  
 on the first floor with the deceased  
 baby in her arms, and asked me  
 to go into the Keating's room that  
 she wanted to give the baby to its  
 mother. I refused to go, when ~~I saw~~  
 the door was opened I saw Mr  
 Keating lying on the floor between  
 the table & stove. I heard Mrs Rice  
 say she is dead, she is dead I ran  
 down stairs awake Tilly Long. I  
 then started for the street screaming  
 and met Officer Ryan in the hallway.  
 He rushed passed me I followed  
 up stairs. I saw the officer taking  
 the prisoner and also accompanied them to  
 the station house, voluntarily  
 Taken before me

this

day of

188

CORONER.



0129

Coroner's Office,

TESTIMONY.

4

I positively swear that the prisoner Patrick Keating is the man that kicked the deceased. I went to call an officer but could not find one. My husband when Mr. Keating first kicked his wife was at home and requested me to come in and attend to my own business. My husband is a car driver on the South Ave. line of cars. I told my husband that Mr. Keating had struck me. He did not say anything. At 12 o'clock ~~my husband~~ ~~heard Mrs. Rice say that~~ ~~Mr. Keating was murdered.~~

Lucy Murphy  
Mrs. Anne Murphy  
MRS.

Taken before me

this

8<sup>th</sup> day of May 1884

Gertrude Hayden

CORONER.

0130

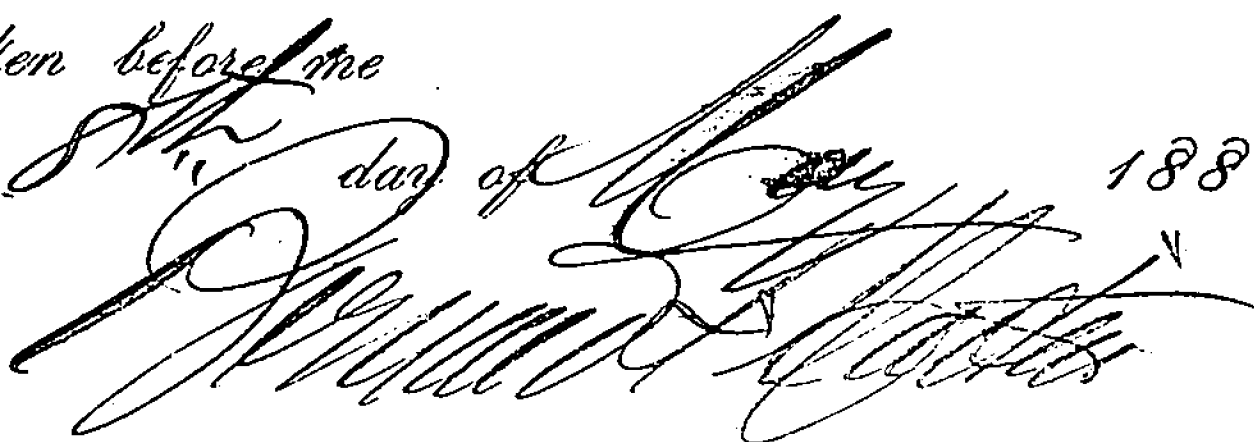
Coroner's Office,

TESTIMONY.

Fannie Rice being sworn says: I live at 765 Fifth Ave. I knew the deceased Elizabeth Keating. On the evening of May 8<sup>th</sup> 86, Patrick Keating came into my room, and caught me by the scarf and led me up stairs. I went up and saw the deceased lying on the floor. I pulled her but could not move or arouse her. Patrick Keating then left without assisting me. I called Lena Meyer and Filly Long who with the assistance of the little boy Jimmy Keating placed the deceased on the bed.

Long 2nd

Taken before me

this 8<sup>th</sup> day of May 1886


CORONER.



0131

Coroner's Office,

TESTIMONY.

Jelly Long being sworn says:  
 I reside at 765 Fifth Ave. - (first  
 floor rear house) Saturday Evening  
 May 3<sup>rd</sup> '88 at about 8 P.M. after return-  
 ing from work. I had been in my  
 room about half an hour when  
 Mr Keating knocked at the door  
 came in and took Mrs Rice by  
 the scarf and lead her up stairs,  
~~Mrs Rice~~ returned with deceased's baby  
 and said Mrs Keating was lying  
 on the floor asleep. I said I will  
 mind the baby and after while you  
 go up stairs and see if Mrs Keating  
 is awake, in about half an  
 hour Mrs Rice went up with the  
 baby but returned ~~and said~~ with  
 the baby and said ~~Mrs~~ she could  
 not awake Mrs Keating. Mrs Rice  
 then asked me and Lena May to  
 come up stairs with her and place  
 Mrs Keating in the bed. Mrs Keating  
 was lying on the floor of the bed room  
 her feet towards the bed and her  
 head near the door of the bed room,  
 there was blood on her face and  
 her lips were blue ~~and swollen~~.  
 Mr Keating the prisoner was sitting

Taken before me

this

day of

188

CORONER.

0132

Coroner's Office,

TESTIMONY.

on a chair with the little boy  
 Jimmy Keating sitting on ~~her~~ knee  
 crying Mamma, Mamma. - M then  
 assisted by the little boy lifted  
 the deceased and placed her  
 on the bed. - M then went down  
 stairs, Mrs Rice taking the baby. -  
 At about 11 P.M. Mrs Rice ~~came~~  
 took the baby up again to give to the  
 mother, but returned clapping her  
 hands together said the woman was  
 dead. - M then went up stairs  
 and found the woman deceased  
 in the same position I left her.  
 Mr Murphy notified the police and  
 shortly after the ambulance arrived  
 and the doctor said the woman  
 was dead.

When we went up stairs to place  
 the deceased on the bed the lamp was  
 burning. - The body of deceased  
 lay partly in the large room  
 and partly in the bed room, - and  
 the prisoner Patrick Keating <sup>was</sup> lying  
 asleep on the floor.

Wm. J. G.

Taken before me  
 this 5th day of Nov. 1884  
 Bernard H. Martin  
 CORONER.



0133

Coroner's Office,

TESTIMONY.

✓ Charles J. Ryan being sworn  
 says: I am a patrolman of 22<sup>nd</sup>  
 Precb. On the ~~evening of April~~ <sup>morning of May</sup> 2<sup>nd</sup> 1882 at about  
 12.40 A.M. while on post in 18<sup>th</sup> Ave  
 between 57<sup>th</sup> & 52<sup>nd</sup> Sts. I heard  
 the cry of Mrs Murphy in the  
 hallway of 765 7<sup>th</sup> Ave, saying that  
 there was a woman murdered in  
 the rear house. I rushed in the  
 said house and in a room on  
 the second floor I found the  
 deceased lying on the bed and  
 the prisoner lying across her (deceas-  
 ed) body and his feet resting on  
 the floor. I took the prisoner Patrick  
 Keating to the station house. I found  
 that the woman was dead on my return  
 from the station house. The prisoner  
 when I arrested <sup>him</sup> had the appearance  
 of a man who had been intoxicated  
 and was just recovering from the  
 stupor.

Charles J. Ryan.

Taken before me

this

14<sup>th</sup> day of May 1882

Gerrard H. H. H.

CORONER.

0134

MEMORANDA.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
35	Years.	Months.	Days.	Ireland	765 Tenth Ave
					May 4 <sup>th</sup> '88

22 only  
much



B. F. M.

No. 359  
Ind. Guar. 1884

AN INQUISITION

On the VIEW of the BODY of

Elijah Heston  
whereby it is found that he  
came to his Death by

Inquest taken on the day  
of 188  
before

BERNARD F. MARTIN, Coroner.



0135

## TESTIMONY.

1 Fannie Rice being sworn says: I live at 765 7th Ave. I knew the deceased Elizabeth Keating. Yesterday evening Patrick Keating came into my room and caught me by the sleeve of my dress and said Come up stairs, I came up and he saw the deceased lying on the floor. I pulled her but could not move her I think she was dead. Patrick Keating then left without assisting me. I called Lena Meyer and Tilly Long who assisted me to put the deceased on the bed. Mr Keating borrowed my hatchet every day to chop wood and it was in his room I did not see him strike the deceased.

James Long

Tilly Long being sworn says: I live at 765 7th Ave. May 3<sup>rd</sup> 1886 between 8 & 9 P.M. while in Fannie Rice's room, Patrick Keating came into Mrs Rice's room and led her ~~mother~~ up stairs. Shortly afterwards Mrs Rice returned with deceased's baby. She then went up stairs again to give the deceased her baby. She Mrs Rice almost immediately returned and told me that she believed Mrs Keating was dead. Mrs Rice asked me and Lena Meyer to come up stairs, we did and found Mrs Keating lying on the floor dead. Mr Keating was sitting in a chair dressed with his son standing by him crying Mamma Mamma. Mrs Rice, Lena Meyer, Jimmy Keating and I picked up the deceased and placed her on the bed.

Wentworth Jackson

Sworn to before me  
this 4<sup>th</sup> day of May 1886

Wentworth Jackson

CORONER.

0136

MEMORANDA.

AGE.			PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
35	Years.	Months.	Days.	Ireland	765 Tenth Ave
					May 4 <sup>th</sup> 88

22 and 9  
Irish



B. F. M.

No. 2359  
Irishman

1884

AN INQUISITION

On the view of the BODY of

Edward Henry

whereby it is found that he  
came to his Death by

Inquest taken on the day  
of 188  
before

BERNARD F. MARTIN, Coroner.



0137

## TESTIMONY.

I Annie Murphy being sworn says: I live at 765 5th Ave. I know the deceased Elizabeth Keating who was a neighbor of mine. May 5th 88 between 4 & 5 P.M. the deceased was in my room and left her infant in my ~~room~~ <sup>bed</sup> while she was scrubbing her room. At 6 P.M. the deceased's husband Patrick Keating came home I heard him and his wife quarreling. I ~~carried~~ <sup>put</sup> the child into ~~her~~ <sup>my</sup> room, the deceased was on her knees scrubbing and the husband was standing by the stove. I saw him kick the deceased in the face. I gave ~~her~~ <sup>the</sup> baby, her husband then left the house. The deceased came in my room at 7 P.M. I noticed that her mouth was swollen. She remained in my room about a quarter of an hour and then went into her room. About 8 P.M. the husband of deceased came in again. I heard them quarreling again. I heard her little boy ~~calling~~ <sup>crying</sup> Mamma, Mamma, he, the little boy then opened the door of the deceased's room my door was open. I saw the deceased lying on the floor between the bed room door and the door leading into the hall and opposite my room. I saw the husband kick the deceased again in the face. I ~~went in~~ <sup>shut</sup> my door. Patrick Keating then left the house. I went down shortly after and met Patrick Keating who struck me in the face and gave me a black eye. I struck him back, when I got in the yard two young men came up and struck me several times. Keating <sup>his wife</sup> was intoxicated and his wife was intoxicated.

Annie <sup>born</sup> Murphy  
witnessSworn to before me  
this 11th

J. J. May 1888

CORONER.



0138

# STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

## AN INQUISITION,

Taken at the house of *Owner's Office*  
 No. 15. *Chatham* Street, in the *South* Ward of the City of  
 New York, in the County of New York, this *8* day of *May*  
 in the year of our ~~Lord one thousand eight hundred and~~ *1888* before  
*German Martin* Coroner,  
 of the City and County aforesaid, on view of the Body of *Elizabeth Keating*

*Eight* good and lawful men of the State of New York, duly chosen and  
 sworn, or affirmed and charged to inquire on behalf of said people, how and in what manner the said  
*Elizabeth Keating* came to her death, do  
 upon their Oaths and Affirmations, say: That the said *Elizabeth Keating*  
 came to her death by *Injury* at the  
 hands of her husband *Patrick Keating*  
*May 5th 1888 at 765 South Ave.*

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition  
 set our hands and seals, on the day and place aforesaid.

<i>Thomas J. Pittman</i>	<b>JURORS.</b> 550 Grand St
<i>A. Hickinbottom</i>	524 Grand St of J
<i>Francis Schofield</i>	560 Grand
<i>Louis Schiller</i>	532 Grand St
<i>Wm H. Hapsh</i>	604 Grand St
<i>Geo. L. Lipton</i>	604 Grand St
<i>Michael J. Walsh</i>	530 Grand St
<i>John M. DeLoach</i>	590 Grand St.
<i>German Martin</i>	

CORONER, L. S.



POOR QUALITY  
ORIGINAL

0139

# STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

## AN INQUISITION,

Taken at the house of *Downers Office*  
No. *15 Chatham* Street in the *South* Ward of the City of  
New York, in the County of New York, this *8* day of *May*  
in the year of our Lord one thousand eight hundred and

*Germano Martin* before  
Coroner,  
of the City and County aforesaid, on view of the Body of *Elizabeth Keating*  
lying dead at

*Eight* good and lawful men of the State of New York, duly chosen and  
sworn, affirmed and charged to inquire, on behalf of said people, how and in what manner the said  
upon their Oaths and Affirmations, say: That the said *Elizabeth Keating* came to her death, do

came to her death by *injuries* at the  
hands of her husband *Patrick Keating*  
*May 5th/88* at *765 South Ave*

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition  
set our hands and seals, on the day and place aforesaid.

*Thomas J. Pittman* JURORS. *550 Grand St*  
*Chickinbottom* *524 Grand St of J*  
*Francis Schofield* *560 Grand*  
*Louis Schiller* *532 Grand St*  
*Wm H. Hapsh* *604 Grand St*  
*Geo L. Liffman* *604 Grand St*  
*Michael J. Mahz* *530 Grand St*  
*John M. DeLoe* *590 Grand St.*  
*Germano Martin*

CORONER, J. S.

0140

The People of the State of New York, on the Com-  
plaint of

vs.

List of Witnesses.

NAMES

RESIDENCE

Annie Murphy  
Fannie Rice  
Tillie Long  
Off. B. J. Ryan  
William G. Le Breton M.D.  
William T. Jenkins M.D.

Patrick Keating  
765 10<sup>th</sup> Av  
" " "  
" " "  
22<sup>nd</sup> Precinct  
Roosevelt Hospital  
Coroner's Office



0141

The People &c.

v.

Patrick Ketou

Coroner's testimony.

Annie Murphy - 765 - 10<sup>th</sup> Ave.

Knew dec<sup>d</sup>: Elizabeth Ketou.

May 3/84 between 4 & 5 P.M., she was in my room & left her infant in my care - while she scrubbed her room. About 6 P.M., her husband Patrick came home, heard them quarrel. Carried the baby to their room, she was on her knees scrubbing & he was standing near the stove. I saw him kick the dec<sup>d</sup>. in the face and then go out. Deceased came to my room about 7 1/2 P.M. I noticed her mouth was swollen. She remained in my room about 1/4 hour & then went to her own room. About 8 P.M., her husband Patrick Ketou came in, I heard them quarreling again. I heard their little boy crying "Mama, Mama", he opened the door of their room, my door was open. I saw deceased

lying on the floor between bed room and hall door, opposite my room. I saw the husband kick her in the face again. I shut my door. Patrick Ketow then left the house. I went down shortly after and met Patrick Ketow, he struck me in the face and gave me a black eye, I struck him back. Ketow and his wife were both intoxicated.

---

Fanny Rice or Reis, 765-10<sup>th</sup> Ave.,  
Knew dec<sup>d</sup>. Elizabeth Ketow. Last evening, May 3<sup>d</sup>, Patrick Ketow came into my room and caught me by the sleeve and said "come up stairs". I went up and saw her lying on the floor. I pulled her but could not move her, I think she was dead. Patrick Ketow then left without assisting me. I called Lena Meyer & Tilly Long who assisted me to put deceased on the bed. Mr. Ketow borrowed my hatchet every day to chop wood, and it was in his room. I did not see him strike her.



Matthilde Long (or Tilly Long) -  
765 - 10<sup>th</sup> Ave.

On May 3/84 between 8 & 9 P.M., while in Mrs. Rice's room, Patrick Ketou came in and led her up stairs, shortly after she returned with deceased's baby. She went up again and returned almost immediately, and told me she believed Mrs. Ketou was dead. Mrs. Rice asked me and Lena Meyers to come up stairs. We went and found Mrs. Ketou lying on the floor dead. Mr. Ketou was sitting on a chair drunk. We picked up the deceased and placed her on the bed.

---

Officer Chas. J. Ryan of the 22<sup>nd</sup> Prec't.

On May 4/84, about 12<sup>40</sup> A.M., while on post in 10<sup>th</sup> Ave., 5<sup>1st</sup> & 52<sup>nd</sup> Sts. I heard the cries of Mrs. Murphy in the hallway of 765 - 10<sup>th</sup> Ave., saying that there was a woman murdered in the rear

0144

4

house. In a room on the 2<sup>d</sup> floor I found dec.<sup>?</sup> lying on the bed & the prisoner lying across her body, his feet on the floor. I arrested Patrick Keton and took him to the station house. On my return I found the woman dead. The prisoner had the appearance of just recovering from a drunken stupor.

---

Dr. William G. Le Boutillier - Roosevelt Hosp.

On May 4/84 at 1<sup>30</sup> A. M., I went on the ambulance to 965-10<sup>th</sup> ave. where I found a woman dead lying on the bed on 2<sup>d</sup> floor, rear house. I found blood in mouth & nostrils. - left side of face swollen & ecchymosed, and a haematoma of the ~~scalp~~ scalp. I learned that her name was Mrs. Keton.

---

Dr. Wm. J. Jenkins.

I made autopsy on body of Elizabeth Keton at the Morgue, Monday May 5/84, 4 P. M. with



following results: —

Lips swollen & blue, mucous membrane of inner side of lips lacerated by the teeth. Left side of face (left cheek) very much swollen & ecchymosed. Left eye blue from effused blood. On the under side of chin in median line there was a contusion about the size of a 25 cent piece. On the right shoulder midway between the root of neck and tip of shoulder there was a contusion 2 inches in diameter, and two contusions of the left breast (mammary gland) about 3 inches to the left of nipple, about an inch in diameter and about an inch apart. On the outer surface of left thigh midway between the knee and hip joint there was a contusion (bruise) about 2 inches in diameter.

Removing scalp I found 2 contusions (effused blood) on the left side of head, one about 2 inches above left eyebrow and one 2 inches above the occipital protuberance. —

Removing calvaria & brain I found

extensive meningeal haemorrhages covering base of brain & extending up some distance on the lateral lobes of cerebellum & in the fissure of Sylvius. On making an incision into the glandular tissue of left breast under the seat of injuries or contusions above described I found effused clotted and fluid blood, also in the muscular tissue beneath.

Heart Normal

Lungs

"

Stomach

"

Kidneys

"

Spleen

"

Intestines

"

Uterus

"

Milk could be squeezed from the nipple of each breast.

Cause of death: - Meningeal Haemorrhage and shock from injuries.

---



COURT OF GENERAL SESSIONS,

The People, &c.

vs.

*Patrick Keton*

PETER B. OLNEY,  
District Attorney

*Testimony taken  
before the Coroner*

*Abmwick*  
OFFENCE

0147

Dr. William F. Jenkins

I made the autopsy on the body of Elizabeth Keton at the Morgue on Monday May 5<sup>th</sup> 1884 at 4 P.M. with following results:—

Lips were swollen and blue, mucous membrane of inner side of lips lacerated by the teeth, Left side of face (left cheek) very much swollen and ecchymosed. Left eye blue from effused blood. On the under side of chin in median line there was a contusion about size of a twenty five cent piece. On the right shoulder midway between the root of neck and tip of shoulder there was a contusion 2 inches in diameter.

There were two contusions of the left breast - (mammary gland) about 3 inches to the left of nipple about an inch in diameter and about an inch apart. On the outer surface of left thigh midway between the knee and hip joint there was a contusion (bruise) about 2 inches in diameter.

Removing scalp I found two contusions (effused blood) on the left side of the head, one about 2 inches above the left eye brow and one 2 inches above the occipital protuberance. Removing calvaria and brain I found extensive meningeal haemorrhages covering the base of brain and extending up some distance on the lateral lobes of Cerebrum and in the fissure of Sylvius. On making an incision into the glandular tissue of the left breast



0149

under the seat of injuries or contusions above described I found effused clotted and fluid blood also in the muscular tissue beneath.

Heart Normal.

Lungs	"
Stomach	"
Kidneys	"
Spleen	"
Intestines	"

Uterus "

Milk could be squeezed from the nipple of each breast.

Cause of death:- Meningeal haemorrhage & shock from injuries.

0150

Witnesses : —

Off. Charles J. Ryan. 22<sup>d</sup> Precinct  
Annie Murphy 765 - 10<sup>th</sup> Ave.  
Mathilde Lang (or Tilly Long) " " "  
Fanny Rice (or Reis) " " "  
Dr. Wm. G. Le Bontellier Roosevelt Hospital  
Dr. Wm. T. Jenkins Deputy Coroner.



0151

The People vs. }  
Patrick Keton }

Testimony

Annie Murphy No 765 Tenth Avenue.

I knew deceased Elizabeth Keton. May 3. 1884 between 4 & 5 P.M. she was in my room & left her infant in my care while she scrubbed her room. At about 6 P.M. her husband Patrick Keton came home. I heard them quarrel. I carried the baby to their room, she was on her knees scrubbing & he was standing near the stove. I saw him kick the deceased in the face. <sup>He then went out.</sup> Deceased came to my room at 7 1/2 P.M. I noticed that her mouth was swollen. She remained in my room about 1/4 of an hour & then went to her own room. About 8 P.M. the husband Patrick Keton came in, I heard them quarrel again. I heard her little boy crying "mama" "mama" he opened the door of their room, my door was open. I saw deceased lying on the floor between the bedroom and the hall door, opposite my room. I saw the husband kick her again in the face. I shut my door. Patrick Keton then left the house. I went down shortly after & met Patrick Keton

0152

he struck me in the face and gave me a black eye, I struck him back. Keton & his wife were both intoxicated -

Fannie Rice or Reid 765 Tenth Ave.

I knew the deceased Elizabeth Keton, Last. Evening (May 3<sup>d</sup>) Patrick Keton came into my room & caught <sup>me</sup> by the sleeve & said come up stairs. I went up & saw her lying on the floor. I pulled her, but could not move her, I think she was dead. Patrick Keton then left without assisting me. I called Lena Meyer & Tilly Long, who assisted me to put deceased on the bed. Mr. Keton borrowed my hatchet every day to chop wood & it was in his room. I did not see him strike her.



0153

(or Tilly Long)  
Matilde Long, No. 765 Tenth Avenue.

On May 3, 1884 between 8 & 9 P. M. while in Mrs Rice's room Patrick Keton came in and led her up stairs, shortly afterwards she returned with deceased's baby. She went up again & returned almost immediately & told me that she believed Mrs Keton was dead. Mrs Rice asked me & Lena Meyer to come up stairs, we went and found Mrs Keton lying on the floor dead. Mr Keton was sitting on a chair drunk. He picked up the deceased and placed her on the bed.

Officer Charles J. Ryan of the 22<sup>d</sup> Precinct

On May 4, 1884 at about 12.40 A. M. while on post in 10<sup>th</sup> Ave. betw. 51<sup>st</sup> & 52<sup>nd</sup> Sts. I heard the cries of Mrs. Murphy in the hallway of 765 Tenth Avenue saying that there was a woman murdered in the rear house. In a room on the 2<sup>d</sup> floor I found deceased lying on the bed & the prisoner lying across her body, his feet resting on the floor. I arrested Patrick Keton & took him to the Station House. On my return I found the woman dead. The prisoner had the appearance of just recovering from a drunken stupor.

0154

Dr. William G. Le Bontillier Physician at  
Roosevelt Hospital.

On May 4<sup>th</sup> 1884 at 1.30 A.M. I went on the  
Ambulance to 765 Fifth Avenue where  
I found a woman dead lying on the bed  
in a room on second floor of rear house.  
I found blood in the mouth and nostrils. -  
left side of face was swollen and ecchymosed,  
and a haematoma of the scalp. I learned that  
her name was Mrs Ketov —



0155



87 & 89 Centre and 136, 138 & 140 Leonard Sts.  
NEW YORK CITY

William F. Howe.

Abe. H. Hummel.

New York June 12th, 1884.

188

HUGH DONNELLY Esq.,  
Chief Clerk &c.,

Dear Sir:-

The People vs. Keating.

Please do not place this case on the calendar of the Court of General Sessions for Monday next. It will be utterly impossible to prepare for the trial of the case, and under no circumstances can we get ready.

Very Respectfully,

*Howe & Hummel*

0156

City Prison N.Y.-

Nov 27<sup>th</sup> 84-  
Peter B. Henry Esq.  
District Attorney

Dear Sir

May I respectfully request  
your attention to my case, I am here  
for the past six months and my  
health has completely broken down  
physically and mentally beyond  
expression, and the imprisonment  
in a cold dark damp gloomy  
cell, is more than I can endure  
I shall now trust to your thinking  
and would feel for ever obliged  
if you could without inconvenience  
to yourself have my case brought  
on next week

Yours Respectfully  
Patrick H. Keating



0157

MEMORANDUM	
FROM	TO
HOWE & HUMMEL, Counsellors at Law, WM. F. HOWE, A. H. HUMMEL, BENJ. STEINHARDT, JOS. F. MOSS. 87 & 89 CENTRE STREET AND 136, 138 & 140 LEONARD STREET.	<i>Hugh Donnelly Esq.</i>
New York, Nov. 19 <sup>th</sup> 1884.	
My dear Sir.	
Patrick Keaton or Keating - for Homicide.	
This Prisoner has been many months in the Tombs.	
His friends think I ought to force his trial.	
Will you put it on Calendar. Yours faithfully. <i>W. F. Howe</i>	

0158

DISTRICT ATTORNEY'S OFFICE,

New York, ..... 188

People of Patrick Keating

Deceased - Elizabeth Keating

Date of Killing - May 3rd 1884

Place - 76 5<sup>th</sup> Avenue - N Y City.

Witnesses

Annie Murphy

Fannie Rice

Lilly Long

Off Ryan

Dr John G Le Bonville

Dr John O Jenkins



POOR QUALITY  
ORIGINAL

0159

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

1322  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles R. Ryall

Patrick Keating

2  
3  
4

Offence

Homicide

Dated May 5<sup>th</sup> 188

Magistrate.

Charles R. Ryall

22 Precinct.

Witnesses

Ann Murphy

No. 765 South Ave. St.

No.

Street

RECEIVED  
MAY 10 1884  
CLERK'S OFFICE  
Criminal Justice  
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

Patrick Keating

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

Dated May 9 1884 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.

0160

Coroner's Office.

TESTIMONY.

Mr. J. G. Dwyer  
Police Justice 57<sup>th</sup> St. Cork

The Verdict of the  
Jury in the Case of Elizabeth  
Keaton (or Keating) held at the  
Coroner's Office May 8<sup>th</sup> 1884  
is as follows viz:

That the deceased Elizabeth  
Keaton (or Keating) died from  
injuries received at the hands of  
her husband Patrick Keaton (or  
Keating) on the evening of May 3<sup>rd</sup>  
1884 at 765-10<sup>th</sup> St. Cork.

Taken before me,

this 8<sup>th</sup>

day of May

1884

James W. Keaton

CORONER.



0161

Sec. 198-200

CITY AND COUNTY  
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer. *Patrick Keating*

Question. How old are you?

Answer. *29 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *765 10 ave (resided there 2 months)*

Question. What is your business or profession?

Answer. *Labourer*

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.*

*Pat Keaton*

Taken before me this *9*  
day of *March* 19*18*  
*John J. [Signature]*  
Police Justice.

0162

POLICE COURT 4 DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Charles R. Ryan

District Attorney

vs.

AFFIDAVIT.

Dated

May 5

188

Duffy

Magistrate.

Ryan

Officer.

W. J. O'Neil

Witness,

W. J.

Disposition



POOR QUALITY  
ORIGINAL

0163

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

POLICE COURT, 1<sup>st</sup> DISTRICT.

of No. the 22 Precinct Street, being duly sworn, deposes and says,

that on the 4<sup>th</sup> day of May 1884

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

Domick Keating  
Now present did unlawfully  
Wilfully Maliciously And  
feloniously With the intent And  
design to effect the death of  
of Elizabeth Keating wife of the  
defendant. Strike and beat her  
said Elizabeth upon her head with  
the dull end of an axe which he then  
held in his hand And by Kicking her upon  
her breast & face from the effect of such  
beating ~~At~~ <sup>the</sup> defendant is informed the said  
Elizabeth soon after died. Charles J. Ryan.

Sworn to before me this

of

1888

May

Police Justice.

0 164

BOX:

139

FOLDER:

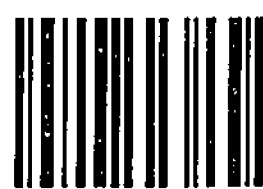
1431

DESCRIPTION:

King, Thomas

DATE:

05/05/84



1431



C/o  
 Beach & Co.  
 Counsel,  
 Filed 5 day of May 1884  
 Pleads Not Guilty

# THE PEOPLE


12-1/2 hrs vs.

P

Thomas King

PETER B. OLNEY,

P<sup>r</sup> May 8/87 District Attorney.  
 Pleads Burg 2.  
 A TRUE BILL. found.

  
 Foreman.

S.P. 4 1/2 years.

0165

0 166

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

*Thomas King*

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

*Thomas King*

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

The said *Thomas King*

late of the *Seventh* Ward of the City of New York, in the County of New York  
aforesaid, on the *26th* day of *April* in the year of our Lord one  
thousand eight hundred and eighty-*four*, with force and arms, about the hour  
of *three* o'clock in the *day* time of the same day, at the Ward,  
City and County aforesaid, the dwelling house of *Gaspare*

*Garino*

there situate, feloniously and burglariously did break into and enter, with intent to  
commit some crime therein, to wit: with intent, the goods, chattels and personal  
property of *the said Gaspare Garino*  
- 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.



0167

SECOND COUNT.

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

Thomas King  
of the CRIME OF GRAND LARCENY IN THE ~~second~~ DEGREE, committed as follows:

The said Thomas King

late of the Ward, City and County aforesaid, afterwards, to wit, on the said ~~twenty sixth~~ day of April, in the year of our Lord one thousand eight hundred and eighty-~~four~~ four at the Ward, City and County aforesaid, in the ~~day~~ time of said day, with force and arms, ~~from~~ from:

using notes for the payment of  
money of the kind known as  
United States Treasury notes  
the same being then and there  
due and unsatisfied, for the  
payment of and of the value of  
five dollars each, those other  
promissory notes for the payment  
of money of the kind known as  
United States Treasury notes, the  
same being then and there due  
and unsatisfied, for the payment  
of and of the value of two dollars  
each, one overcoat of the value  
of twelve dollars, two coats of  
the value of six dollars each, two  
pairs of the value of two dollars each,  
one pair of trousers of the value of four  
dollars, two shoes of the value of two dollars  
each, the value of the above goods and  
of the goods, chattels, and personal property of one Gasquale  
Garino in the dwelling house of

the said Gasquale Garino

there situate, 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.

For B. Orney  
District Attorney

0168

\$1500 to St. 30  
Genia. Friday  
May 2. at which time  
the defendant was held  
up \$2000 bail & answers  
to the next session.

BAILLED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street \_\_\_\_\_

13053  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Adelaide Bennett  
237th St. at 10th Ave.

Thomas King

Offence Burglary and Larceny

Dated April 27 1884

Magistrate.

Officer.

Witnesses

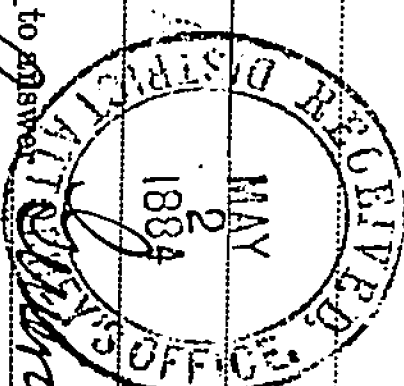
John P. King & John

Mulholland & Co.

No. \_\_\_\_\_ Street \_\_\_\_\_

No. \_\_\_\_\_ Street \_\_\_\_\_

\$2000 to answer to the next session.  
Leah



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 \_\_\_\_\_

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

Dated May 2 1884 *any power* 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.



0169

Sec. 198-200.

1st District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer

Thomas King

Question. How old are you?

Answer

23 years old

Question. Where were you born?

Answer.

New York

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

Answer.

89 Henry Street 2 weeks

Question What is your business or profession?

Answer

Laborer,

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

Answer.

I am not guilty

Thomas King

Taken before me this 9th day of April 1884  
John J. Connelley  
 Police Justice.

0170

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 27 years, occupation Police officer of No. Central office Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Pasquale Passinolo  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 28  
day of June 1884

Frank Mangin Jr.

ay Con.

Police Justice.



for the reasons following, to wit: That at about the hour of 12 o'clock (No) on said day defendant securely locked and fastened said apartment and that defendant away informed by officer Frank Mallgren Jr. of the Central office that he saw said defendants enter said premises at about the hour of 3 o'clock P.M. on said day and knowing him to be a Professional thief ~~defendant~~ watched him and said he knows him come out of said premises.



0172

they having a bundle of clothing with them (that when he said unknown man went into said premises he had no over coat on and when he came out he had on his person) he said Maugui arrested said Thomas King about two hundred feet away from said premises but the unknown man escaped into the property that at the time he arrested said King he had in his possession a jimmy and a Kelston Key and the imprint on the door leading into deponent's apartment which was forced open just fit the size of the jimmy in his said King's possession.

He deponent therefore asks that said defendant be held to answer and dealt with according to law for having Burglannely entered said premises and having stolen said property

Pasquale <sup>li</sup> Passinolo  
Mark

Sum teleph. me this  
28<sup>th</sup> day April 1884

W. C. W.  
At the Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Burglary

Dated 188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$ Bail.

Bailed by

No. Street.



0173

Pasquale Iassinola, being sworn  
and Cross Examined - by - W. Beach

The \$16 was in the following denomination, viz, two \$5. bills and three \$2. bills. The three coats were, one overcoat & two ordinary coats. I paid for the overcoat in  
Baxter Street - I bought it  
about 8 months ago. The other  
two coats I bought from Europe  
& had them five months before coming  
to this country - I have been here  
& 13 months. I got the two vests in  
Europe two months before I came to  
this country. I got the pants here, in  
this City last week - I bought them in  
the Bazaar. the clock & they were  
made in South 5<sup>th</sup> Avenue 98 or  
108 they cost me \$7. I had the  
shoes last week for \$2.50. The two  
shirts I ~~thought~~ got as a present.

Sworn to before me this

20. day of May 1884

City of New York

Pasquale Iassinola,  
man

Police Justice

(over)  
(1)

0174

Frank Staupin Jr. An officer  
on Inspecta Byrnes staff being  
duly sworn testified as follows.

On the 26<sup>th</sup> of April 1874 about  
2 1/2 o'clock P.M. Deceased  
Murray & myself noticed the  
prisoner & an unknown person  
talking together at the S.E. Corner  
of Christie & Amolm Street. Saw  
the prisoner leave the unknown  
person & enter the building  
No. 232 Christie Street where  
he remained about five min-  
utes. There is also ~~an entrance~~  
known as No. 119 East Amolm  
St. Defendant left the building  
and conversed with the unknown man  
when defendant & the unknown man  
entered the building & remained  
about 15 minutes, when the two of  
them left the building together.  
Before entering the building the un-  
known person had a short  
dark coat on his person and  
carried an umbrella, when they  
left the building the prisoner carried  
the umbrella which the unknown  
person had ~~in~~ in his hand on entering



0175

The building and the unknown had in  
 his possession a bundle and on his  
 back an overcoat similar to the  
 one described the complaining  
 witness. I arrested the prisoner  
 and found on his person a Jimmy  
 and a skeleton key here shown.  
 & marked Exhibits "A" & "B" for  
 the People. The unknown man  
 escaped. I took the prisoner back  
 to the above mentioned premises  
 and found on the 4<sup>th</sup> floor, in the  
 front room - the room of the Com-  
 plainant as I am informed. (Objected  
 to the last sentence as being here  
 Day evidence) I asked the Com-  
 plainant, in the presence of the  
 defendant, if he had been robbed  
 & he took me to his room. I found  
 the door had been bursted open.  
 He then took me to his bedroom & found  
 the trunk had been opened and he in-  
 formed me that the goods specified  
 in this Complaint had been re-  
 moved there from. I made an ex-  
 amination of the Complainant's door  
 in the presence of the complainant and defendant.  
~~in the presence of the complainant and defendant.~~  
 & found "Jimmy" marks, which cor-  
 responded in size to marks made  
 (3)

0176

by this "Jimmy". I brought him to Police  
Headquarters - the defendant & from there to Capt.  
McKam - by W. Beach.

I didn't see the defendant enter  
232 Christie St. There are at four  
stories to the premises No. 119 East  
Amsterdam St. I don't know how many.  
It is a tenement house. There are  
from <sup>separately</sup> apartments on each floor.  
I was about two feet from the de-  
fendant & unknown person when  
I first saw them. The unknown  
person walked up the street about 10  
or 20 feet when the defendant went  
up stairs & came back again to  
where he had separated from the  
defendant & joined him & both en-  
tered the building. Then I waited  
outside until they came out - about  
7 or 8 feet from the corner & the door-  
way of 119 Amsterdam Street is about 20  
feet from the corner. All I saw when  
they went in together was they entered  
the doorway. I don't swear of  
my own knowledge that they went up  
stairs as I didn't see them go up  
stairs. The coat the unknown  
man had on was an overcoat

(4)



0177

ulster make, of a light greyish color mixed goods - The unknown person had a package under his arm about 18 inches long by about 12 inches. The lock on the hall way was not disturbed at all. The marks of the "Jummy" were on the door from the hallway to complainant's apartments. I found two or more marks on it. I don't know ~~whether~~ how many more, whether it was one more or two more I don't know. I found two or more on the door & won't swear how many more I found as I am not certain how many more I found. After these two persons came out of the above premises I followed them - about 20 feet behind them - ~~at the corner~~ <sup>at the corner</sup> I don't find any of the property on the person of defendant.

Sworn before me this  
2<sup>d</sup> of May 1884  
city of New York

Franz Haugwitz  
Police Justice

Pasquale Dassanola, recalled by  
Defendants Counsel

From the time I left my room at 12 o'clock on the day in question, there  
(5)

0178

was nobody else in the room to my knowledge - as the room is occupied by myself and another man - the other man is away all day working. I saw marks on the inside door but none on the outside hall door leading to my apartment as, if forced. I am positive of that. I didn't notice much whether there were any marks on the outside door. I am sure the outside door was opened with a key.

Quomto be per mether  
20 day of May 1884  
Cij mwey

his Pasquale Jassinola  
Mark.  
Police Justice