

0855

BOX:

337

FOLDER:

3191

DESCRIPTION:

Kavinsky, David

DATE:

01/25/89



3191

0856

BOX:

337

FOLDER:

3191

DESCRIPTION:

Schwartz, Samuel

DATE:

01/25/89



3191

Witnesses:

Louis Baberch

John M. J. Reap

Counsel,

Filed

25 day of Aug 1889

Pleads,

Not guilty

THE PEOPLE

vs.

P
David Hainsky

and

P
Samuel Schwartz

Burglary in the Third degree,
Breach of Trust,
[Section 498, 506, 538, 580, 582]

JOHN R. FELLOWS,

District Attorney.

June 31 1889

A True Bill.

Wm T. Woodbury

Foreman.

Part III, Felony, 14/89.

Both tried and acquitted

0857

0858

Police Court— 3d District.

City and County } ss.:
of New York,

Louis Badesch

of No. 47 Canal

Street, aged 29 years,

occupation Manufacturer

being duly sworn

deposes and says, that the premises No. 15 Orchard

Street, 10 Ward

in the City and County aforesaid the said being a Store

and which was occupied by deponent as a Store for the sale of goods
~~and in which there was at the time a human being, by name~~were BURGLARIOUSLY entered by means of forcibly breaking open
two doors leading from the yard into said
premises.on the 7th day of January 1889 in the night time, and the
following property feloniously taken, stolen and carried away, viz:Four dozen Woollen Jerseys, 36 dozen flannel shirts
18 dozen cotton shirts, Seven dozen lace shirts
18 dozen cotton shirts, Ten dozen pair of cambric
drawers, 4 1/2 dozen Woollen Shirts, Five dozen
cotton shirts, 15 dozen cotton shirts with
lawn bosoms, one dozen woollen jackets, Some
pieces of lace a quantity of embroidery, one violin
in wooden case, Ten dozen cotton aprons, 5 dozen
cotton wrappers and good and lawful money
of the value of "Five dollars and sixty cents all of said
property being of the value of thirteen hundred ^{and} sixty one dollars
and ten cents the property of Dependent and Co's attireand 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

Jacob David Olmanovsky and Sam Schwartz

for the reasons following, to wit: from the fact that deponent is
informed by Officer Harper of the 11th Precinct
Police that he saw said Schwartz loitering
around said premises on the 7th day of January
1889 in company with another man. Deponent says
that he is informed by Max Olmanovsky that
said Schwartz who was in company with
said Olmanovsky employed him to carry a wooden
case and a bundle to Courtland Street Ferry

0859

and said defendants accompanied him on his wagon to said place where said defendants took said property from his Express wagon. Defendant further says that he is informed by Michael J. Reap an officer attached to the 17th Precinct that he arrested said defendants in premises No 174 Madison Street and found in the possession of Clarence a ticket representing the aforesaid Violin in his possession which was found at 28 Breckinwell No 299 E. Broadway on January 7. 1889.

Sworn to before me
this 14 day of Jan'y 1889
Louis Baderok
San't Officer Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.
Dated 1889
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1889
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1889
Police Justice.

Police Court, District	Office—BURGLARY.
THE PEOPLE, &c., on the complaint of	
1.	
2.	
3.	
4.	
Dated 1889	Magistrate.
	Officer.
	Clerk.
Witness,	
No.	street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

0860

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 45 years, occupation Expressman of No. 203 Division Street, being duly sworn deposes and says, that he has heard read the foregoing affidavit of Louis Badusich and that the facts stated therein on information of deponent are true of deponents' own knowledge.

Sworn to before me, this 14
day of January 1889

hu
Max X O'Brien
mark

Samuel C. Kelly
Police Justice.

0861

CITY AND COUNTY }
OF NEW YORK, } ss.

Thomas S. Harper
aged 32 years, occupation Police Officer of No. 1116 Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Louis Badisch
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 14
day of January 1889

Thomas S. Harper

Sam'l C. Beckett
Police Justice.

0062

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 32 years, occupation Police Officer of No

11 Council Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Levin Badisch

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

Sworn to before me, this 14

day of Jan 1889

Michael J. Reap

Samuel A. Smith
Police Justice.

0063

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

Sam Schwartz 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. *Sam Schwartz*

Question. How old are you?

Answer. *34 years*

Question. Where were you born?

Answer. *Russia*

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

Answer. *174 Madison Street 3 mos*

Question. What is your business or profession?

Answer. *Framer*

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

Answer.

*I am not guilty and demand
an Examination*

Exhibit one

Taken before me this *1st*

day of *January*

188*9*

Paul J. O'Brien
Police Justice.

0064

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

David Slavmoly

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

Russia

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

Answer.

203 Hudson River St 3 mos

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 and demand
an Examination*

1007 12/11/11 313

Taken before me this

14

day of

May

188

9

David J. C. [Signature]

Police Justice

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

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

Dated Jan 7 / 3 1889 Sam'l C. Merrill 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.*

0866

285 85
Police Court--- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louis Badesch
47 Canal
David Olanovsky
Sam Schwartz

Offence Burglary

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated January 14 1889

D. O. Reilly Magistrate.

Mullane & Reap Officer.

11 Precinct.

Witnesses Officers Mullane

Reap & Harper Street.

11th Precinct

Max Olanovsky Street.

203 Duane St

\$1500 E. Gany 15. 2 P. M. Street.

S. Lipshitz

\$1500 49th St. G. B.

H. Bickendell

79 1/2 East Broadway

Committed

33
92
Newy.

0867

New York, February 15 /89

Hon. Randolph B. Marline,
Judge of General Sessions,
City,

Honored Sir,

In the action of the People vs. Schwartz and Karwiniky upon the latter's indictment for burglary, and tried before your Honor yesterday resulting in the discharge of the prisoners, I wish to submit to your Honor certain facts which will show a gross miscarriage of justice to have occurred in this case. I can prove to you conclusively that one of the jurors by name of Maname Goldman has been tampered with at the recess during the trial of this case, and I can procure affidavits of eye witnesses to that effect. Besides as I myself am deeply concerned in this

0060

matter, as the burglary was committed
in my store and I have been robbed
of most of my goods by these
burglars, I will submit to your
Honor that in case a warrant be
issued against these men on
the charge of receiving stolen
goods, a conviction will be surely
obtained. I believe that under the
peculiar circumstances of this case
your Honor will grant me this
warrant so that justice be done,
as much depends on proving these
men guilty, since I have traced
my goods to Ashbury Park where
these men brought them, and
only through their conviction could
I recover the goods or their value.
Having almost been ruined by
these men, I hope your
Honor will grant my request
in issuing the warrant as

0869

I suggested, the more so as your Honor is now familiar with this case, whereas a Police Magistrate may refuse such warrant. Meanwhile I will gain time also to prepare the affidavits as to the tampering with the jury during yesterday's trial.

I am very Respectfully

Yours
Lewis Baderoch
47 Canal St.

0870

The People
vs
Schwartz &
Kavinsky

0871

John A. Gordon.
—JUSTICE OF THE PEACE—
NOTARY PUBLIC.
Office—Watson Avenue, opposite First National Bank.

Astoria Park, N. J. Jan 19 1889
Mourning Bout 53

Herman L. Macdonald
of June ago here duly sworn on his Oath
saith that he was present at Herman
Schalawsky and heard his wife the
wife of Schalawsky say that she would
return the goods she had the property
of Louis Budensch and if any delays
she would pay the money for
sworn and subscribed
by me at Astoria Park N. J. } H. L. Macdonald
this 19th day of January 1889 }
John A. Gordon J. J.

0872

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

David Kavinsky
and Samuel Schwartz

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

David Kavinsky and Samuel Schwartz

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

The said *David Kavinsky and Samuel Schwartz* both

late of the *Tenth* Ward of the City of New York, in the County of New York, aforesaid, on the *seventh* day of *January* in the year of our Lord one thousand eight hundred and eighty-nine, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *store* of one

Louis Badesch

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

Louis Badesch

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

0873

SECOND COUNT—

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

David Kavinsky and Samuel Schwartz
of the CRIME OF ^{Grand} LARCENY in the first degree, committed as follows:

The said David Kavinsky and Samuel Schwartz, both

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City and County aforesaid, in the ^{night} time of the said day, with force and arms, forty-eight jerseys of the value of two dollars each, four hundred and thirty-two shirts of the value of seventy-five cents each, two hundred and sixteen other shirts of the value of seventy-five cents each, eighty-four skirts of the value of two dollars each, two hundred and seventy-six other skirts of the value of seventy-five cents each, one hundred and twenty pair of drawers of the value of seventy-five cents each pair, fifty-four other shirts of the value of one dollar each, one hundred and eighty other shirts of the value of one dollar each, twelve jackets of the value of one cent each, five yards of lace of the value of three dollars each yard, a quantity of embroidery of the value of five dollars, one violin of the value of ten dollars, one case of the value of two dollars, one hundred and twenty aprons of the value of ten cents each, sixty wrappers of the value of fifty cents each, and the sum of five dollars and sixty cents in money, lawful money of the United States and of the value of five dollars and sixty cents—
of the goods, chattels and personal property of one Louis Badesch

in the store of the said Louis Badesch

there situate, then and there being found, in the store 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.

0874

THIRD COUNT—

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

David Kavenasky and Samuel Schwartz
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said

David Kavenasky and Samuel Schwartz, both 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, with force and arms, *forty-eight jerseys of the value of two dollars each, four hundred and thirty-two shirts of the value of seventy-five cents each, two hundred and sixteen other shirts of the value of seventy-five cents each, eighty-four shirts of the value of two dollars each, two hundred and twenty-five other shirts of the value of seventy-five cents each, one hundred and twenty-pair of drawers of the value of the value of seventy-five cents each pair, fifty-four other shirts of the value of one dollar each, one hundred and eighty-two shirts of the value of one dollar each, twelve jackets of the value of one dollar each, five yards of lace of the value of three dollars each yard, a quantity of embroidery of the value of five dollars, one violin of the value of ten dollars, one case of the value of two dollars, one hundred and twenty aprons of the value of ten cents each, sixty wrappers of the value of fifty cents each, and the sum of five dollars and sixty cents in money, lawful money of the United States and of the value of five dollars and sixty cents*
of the goods, chattels and personal property of one *Louis Badesch*

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

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

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

JOHN R. FELLOWS,
District Attorney.

0075

BOX:

337

FOLDER:

3191

DESCRIPTION:

Keane, Peter

DATE:

01/29/89



3191

0876

328

Witnesses;

Geo. Munch

Counsel,

Filed

day of

1889

Pleads,

THE PEOPLE

vs.

Peter Kehne

Grand Larceny, & in the Degree.
(From the Person.)
[Sections 528, 530 — Penal Code].

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. B. Woolery

July 29, 1889

Foreman.

Heard J. May
House of Representatives

0877

Police Court—

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 7 Second Street, aged 18 years,
occupation Engineer being duly sworn

deposes and says, that on the 17 day of January 1889 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
Person of deponent, in the night time, the following property viz:

One Silver
Watch of the Value of
Eight Dollars (\$8.)

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

Peter Reame (now
here) for the reason that on
said Night and date, said
Defendant met Deponent on
the Bowery near Stanton Street
at about eleven o'clock and said
Defendant asked Deponent
"What time is it," and then said
Defendant took said Watch
from Deponent's pocket and ran
off and away. Wherefore Deponent
now charges said Defendant
with taking, stealing and carrying
away from his person and posses-
sion said property and prays that he
be dealt with as the law directs Theo Munch

Sporn to before me, this

day

1889

Samuel W. Smith Police Justice.

0878

Sec. 198-200

CITY AND COUNTY
OF NEW YORK, } ss.

3 District Police Court.

Peter Keane

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. *Peter Keane*

Question. How old are you?

Answer. *16 Years of age*

Question. Where were you born?

Answer. *New York City*

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

Answer. *#314 Dewey St (2 Months)*

Question. What is your business or profession?

Answer. *Sell Papers*

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

Answer. *I am guilty*

Peter Keane

Taken before me this
day of *Dec* 188*8*

James J. Sullivan

Police Justice.

0879

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

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

Dated Jan 18 1889

Samuel J. [Signature] Police Justice.

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

Dated _____ 188

Police Justice.

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

Dated _____ 188

Police Justice.

0000

328 9 @ 105
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John M. Muck
vs. Peter M. Muck

2

3

4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated

January 18 1889

Magistrate.

Officer.

14 Precinct.

Witnesses.....

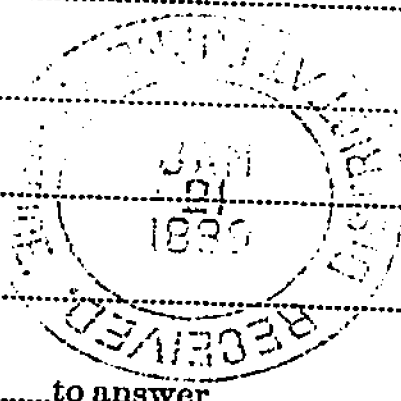
No. Street.

No. Street.

No. Street.

\$ *10.00* to answer

COMMITTED.



g. L. M. Muck

0001

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Peter Keane

The Grand Jury of the City and County of New York, by this indictment, accuse
Peter Keane
of the CRIME OF GRAND LARCENY in the *first* degree, committed as follows:

The said

Peter Keane

late of the City of New York, in the County of New York aforesaid, on the *seventeenth*
day of *January* in the year of our Lord one thousand eight hundred and
eighty-nine, in the *night* time of the said day, at the City and County
aforesaid, with force and arms,

*one watch of the value
of eight dollars*

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

Theodore Munch
John R. Fellows,
District Attorney.

0002

BOX:

337

FOLDER:

3191

DESCRIPTION:

Kelly, Bridget

DATE:

01/21/89



3191

0003

203 *Chambers*

Counsel,
Filed *21 Jan* 1889
Pleads, *C. W. Kelly*

THE PEOPLE
vs.
Grand Larceny, *Second Degree*
(From the Person.)
[Sections 528, 537 — Penal Code.]

Bridges Kelly

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. J. Worley
Jan 23/89 Foreman.

Wm. J. Worley
Wm. J. Worley

Witnesses;

Mary Barnett

Wm. J. Worley
Adm. Sec. of
Larceny

Wm. J. Worley

0884

Police Court—3 District.

Affidavit—Larceny.

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

Mary Barnett

of No. 63 Monroe Street, aged 37 years,
occupation House Keeper being duly sworndeposes and says, that on the 12 day of January 1889 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:A pocket book containing good and lawful
money of the United States of the amount and
value of Four dollars and sixteen centsthe property of Florence Barnett deponent's Husbandand that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Bridget Kelly (maiden)from the fact that deponent saw said defendant
take said pocket book containing said money
from the pocket of the dress then and there
worn by deponent in Oak Street in said City
and run away. That deponent ran after
her and she was caught by officer Schulich
and said defendant handed deponent
said property.Mary ^{her} Barnett
maidenSworn to before me this 13
day of January 1889James W. Kelly
Police Justice.

0005

Sec. 198—200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer.

Bridget O'Kelly

Question. How old are you?

Answer.

45 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

63 Oliver St

Brooklyn

Question. What is your business or profession?

Answer.

Servant

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

Bridget O'Kelly
mark

Taken before me this

day of

Jan

188

9

Police Justice.

0886

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

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

Dated Jan 13 1889 Sam'l R. Miller 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.

0007

203
Police Court---

3

74
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary Bennett
63 Monroe
Bridget O'Kelly

2

3

4

Offence *Carrying gun*
Person

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Dated *Jan 13* 188 *9*

D O'Reilly Magistrate.

Herlick Officer.

11 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ *1000* to answer

COMMITTED.

9 p 12
person

0000

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Bridget Kelly

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

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

The said

Bridget Kelly

late of the City of New York, in the County of New York aforesaid, on the *twelfth*
day of *January* in the year of our Lord one thousand eight hundred and
eighty *nine*, in the *day* time of the said day, at the City and County
aforesaid, with force and arms,

two 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 and value of *two* dollars *each*, *two*
promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of *two* dollars *each*, *two* United States Silver
Certificate of the denomination and value of *two* dollars *each*, *two* United States
Gold Certificate of the denomination and value of *two* dollars *each*;

four 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 and value of *one* dollar *each*, *four*
promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as Bank Notes),
of the denomination and value of *one* dollar *each*, *four* United States Silver
Certificate of the denomination and value of *one* dollar *each*, *four* United States
Gold Certificate of the denomination and value of *one* dollar *each*;

*divers coins of a number, kind and
denomination to the Grand Jury afore-
said unknown of the value of four
dollars and sixteen cents, and one pocket-
book of the value of twenty five cents,*

of the goods, chattels and personal property of one

on the person of the said

Mary Barnett

then and there being found, from the person of the said

Mary Barnett

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

John R. Fellows,
District Attorney

0009

BOX:

337

FOLDER:

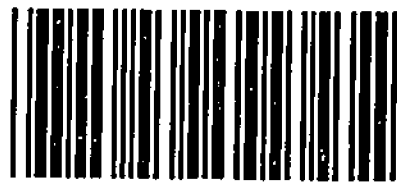
3191

DESCRIPTION:

Kelly, Daniel

DATE:

01/31/89



3191

0090

Witnesses:

Geo. Postmaier
Officer Chubb 210

Surgeon Mr.
Stonham H. Warden
Union League
Club. 1st floor. opposite

Deafman.
Mr. Harrington
Sup. of the N.Y. L. Club

Mr. Harrington
Secy. N.Y. L. Club. for
1872-73. according
which time he was
embodied in N.Y. L. Club
was good & etc.

419

Counsel,
Filed 31 day of June 1889
Pleads

THE PEOPLE
vs.
Daniel Kelly
INJURY TO PROPERTY.
[Section 634, Penal Code.]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Wm. T. Bortley
John H. Foreman.
Stanton L. P. 8.
So does C. P. 8.

0891

Sec. 193-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer

David Kelly

Question. How old are you?

Answer.

18 years

Question. Where were you born?

Answer.

New York City

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

Answer.

No 318 West 35 St. 26 days

Question. What is your business or profession?

Answer.

Waiter

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

Answer.

*I am guilty of the
charge*

David Kelly

Taken before me this

day of *August* 188*9*

J. J. [Signature]
Police Justice.

0892

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

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

Dated Jan 26 188 J. H. Harrison Police Justice.

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

Dated 188 Police Justice.

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

Dated 188 Police Justice.

0893

419 140
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

George Kristonay Sr.
236 East 36th
David Kelly

Madame
Wicks
Offence

2
3
4

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street

Dated *January 26* 188 *9*

Ford Magistrate.

Schultz Officer.

21 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ *300* to answer



Com

0894

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 14 DISTRICT.

of No. 236 East 30 Street, aged 30 years,
occupation Bar tender being duly sworn deposes and says,
that on the 25 day of January 1889
at the City of New York, in the County of New York,

David Kelly (now here) did
willfully and maliciously destroy
personal property of the value of
fifty dollars. That at about 8
O'clock P.M. of the above date
defendant came into deponents place
of business No 638 Second Avenue
and refused to pay for drinks that had
been served him and after deponent
put him out, defendant deliberately put
his foot through a plate glass window
George Kistner

Sworn to before me, this 25 day

of January 1889

George Kistner
Police Justice,

0895

Court of General Sessions of the Peace

IN AND FOR THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Daniel Kelly

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

Daniel Kelly
of the CRIME OF UNLAWFULLY AND WILFULLY *destroying*
PERSONAL PROPERTY OF ANOTHER, committed as follows :

The said *Daniel Kelly*.

late of the *Twenty-first* Ward of the City of New York, in the County of New York
aforesaid, on the *Twenty-first* day of *January* in the year
of our Lord one thousand eight hundred and eighty- *nine* , at the Ward, City and
County aforesaid, with force and arms, *a certain* *pane of*

plate glass

of the value of *fifty dollars*.

of the goods, chattels and personal property of one *George Schneider*,
then and there being, then and there feloniously did unlawfully and wilfully *break*
and destroy.

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.

0096

SECOND COUNT.

And the Grand Jury aforesaid, by this indictment, further accuse the said
Daniel Kelly
of the CRIME OF UNLAWFULLY AND WILFULLY destroying
REAL PROPERTY OF ANOTHER, committed as follows:

The said Daniel Kelly
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the Ward, City and County aforesaid, with force and arms, a certain
pane of plate glass

of the value of fifty dollars
in, and forming part and parcel of the realty of a certain building of one
George Westmeyer
there situate, of the real property of the said George Westmeyer

then and there feloniously did unlawfully and wilfully break out and destroy

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

JOHN R. FELLOWS,

District Attorney.

0897

BOX:

337

FOLDER:

3191

DESCRIPTION:

Kelly, James

DATE:

01/09/89



3191

0898

Witnesses,

Howard L. Cunningham
J. Bates 1st

Counsel,

Filed *Sheddy*
day of *May* 188*9*.
Pleads, *Indisputably*

THE PEOPLE

20
663
Sheddy

James Shelly
James James Smith

Section 229, 229, 688, Pennl Code.
Second of Pennl
Section 229, 229, 688, Pennl Code.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

Thos J. B. B. B. B.

Part III January 11/89
Foreman.
Pleaded 2. 22 day
S. J. True year.

T-

0899

Police Court-- / District.

CITY AND COUNTY }
OF NEW YORK, } ss

Howard L. Emerson
of No. 206 Broadway Street, Aged 23 Years
Occupation Lawyer being duly sworn, deposes and says, that on the
17 day of December 1888, at the 2^d Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away, from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money consisting of
divers bills of divers denominations
contained in a ~~of the amount~~ and Book of deposit-
all

of the value of One hundred ^{and} twenty five DOLLARS,
which is the property of deponent and Co-partner

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

James O'Leary (now here) deponent says that he
was standing in a line of men in the
Chatham National Bank situated No 196
Broadway in said City awaiting to deposit
the aforesaid sum of money which was
contained in the Book of deposit held
in deponents hand.

deponent says that he felt some one
attempt to pull said book containing said
money from his hand. That deponent turned
around and said O'Leary struck him a violent
blow on the chest with his fist and ^{forcibly} took
said book containing said money from deponents

deposed

Sworn to before me this

188

Police Justice.

0900

hand and placed the same in his coat pocket and ran out of said Bank. That defendant pursued him and caught him with said property in his possession

Howard L. Emerson
Brought before me
the 18 day of Dec 1888
San Jose Police Justice

It appearing to me by the within depositions and statements that the crime herein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1888
I have admitted the above named
to bail to answer by the undersigned hereto annexed.
Dated 1888
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

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

0901

Sec. 193-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
James Kelly,

Taken before me this

day of

Dec

188

Donald C. Kelly
Police Justice.

0902

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

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

Dated DEC 18 188 8 San Jose 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.

0903

1956
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Howard L. Emerson
206 vs. Bway
James O'Kelly

Offence Robbery

Dated Dec 18 1888

D.O. Reilly Magistrate.

Capt McLaughlin
Sable Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$2,000.00 to answer G S

Committed

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0904

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 Robbery in the second degree,
as a SECOND OFFENSE, committed as follows:

Heretofore, to wit: at a court of General Sessions of the Peace, holden in and
for the City and County of New York, at the City Hall, in the said City of New York,
on the Twentieth day of February, in
the year of our Lord, one thousand eight hundred and ninety-six,
before the Honorable Augustus Romanoff, Chief
Judge of the City of New York,
and Justice of the said Court, the said James Kelly
by the name and description of James Smith,
was in due form of law convicted of a Robbery

to wit: Robbery in the second degree,
upon a certain indictment then and there in the said Court depending against him
the said James Kelly by the
name and description of James Smith,
as aforesaid,

for that he,

then late of the

0905

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

thirteenth day of February in the

year aforesaid, at the _____ City and

County aforesaid, with force and arms,

Johnston did force,
and cause and procure to be forced,
and intimidating act and assault in the
forcing, a certain instrument and writing
which said forced instrument and
writing is as follows, that is to say:

New York, Feb 13/86

Messrs. Phelps, Dodge & Co.

Please deliver to me,
to Messrs J. R. Chandler 14 x 20
Rodney's plate & office

M. Harrison

with intent to defraud; and also for
that he, then state of the City and County
aforesaid, afterwards, to wit: on the day
and in the year last aforesaid, at the City
and County aforesaid, having in his possession
a certain forced instrument and writing,
which said forced instrument and writing
is as follows, that is to say:

New York, Feb 13/86

Messrs. Phelps, Dodge & Co.

Please deliver to me, to Messrs J. R.
Chandler 14 x 20 Rodney's plate
& office M. Harrison

with force and arms, and with intent to defraud,
the said forced instrument and writing, then and
there did Johnston and Johnston, dispossess Johnston
of the same. And then and there well knowing the
same to be forced.

0906

And Thereupon, upon the conviction aforesaid, it was considered
by the said Court of General Sessions of the Peace, and ordered and adjudged that
the said James Smith
by the name and description of James Smith
as aforesaid,
for the felony and burglary whereof
he was so convicted as aforesaid, be imprisoned in the State
Prison at hard labor for
the term of six years,
as by the record thereof doth more fully and at large appear.

And the said James Smith
late of the
City of New York, in the
County of New York aforesaid, having been so as aforesaid convicted of the
said felony and burglary in
manner aforesaid, afterwards, to wit: on the seventeenth day of
December in the year of our Lord one thousand eight hundred
and eighty at the City and County aforesaid, with force
and arms,

0907

~~Court of General Sessions of the Peace~~

~~OF THE CITY AND COUNTY OF NEW YORK.~~

~~THE PEOPLE OF THE STATE OF NEW YORK~~

~~against~~

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

~~of the crime of ROBBERY in the~~

~~Peace, committed as follows:~~

~~The said~~

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

~~and arms, in and upon one Howard S. Emerson, in the peace of the said People then~~
~~and there being, feloniously did make an assault, and give 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 twenty dollars, and of the value of twenty dollars each;~~
~~ten~~ ~~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 ten dollars, and~~
~~of the value of ten dollars each; ten~~ ~~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; ten~~ ~~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; ten~~ ~~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 one dollar, and of the value of one dollar each; five~~
~~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 twenty dollars each; ten~~ ~~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 ten dollars each; ten~~ ~~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; five~~ ~~United States Silver Certificates of~~
~~the denomination and value of twenty dollars each; ten~~ ~~United States Silver~~
~~Certificates of the denomination and value of ten dollars each; ten~~ ~~United States~~
~~Silver Certificates of the denomination and value of five dollars each; ten~~ ~~United~~
~~States Silver Certificates of the denomination and value of two dollars each; ten~~
~~United States Silver Certificates of the denomination and value of one dollar each;~~

\$125.-

0908

~~Two~~ United States Gold Certificates of the denomination and value of twenty dollars
~~each~~; ~~ten~~ United States Gold Certificates of the denomination and value of ten
dollars ~~each~~; ~~twenty~~ United States Gold Certificates of the denomination and value of
five dollars ~~each~~; and ~~divers coins, of a number, kind and denomination to the Grand Jury~~
~~aforsaid unknown, of the value of~~ and one ~~blank~~ ~~check~~ of
the value of ~~ten cents~~,

of the goods, chattels and personal property of the said ~~Howard S. Emerson~~,
from the person of the said ~~Howard S. Emerson~~, against the will,
and by violence to the person of the said ~~Howard S. Emerson~~,
then and there violently and feloniously did rob, steal, take and carry away,

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

JOHN R. FELLOWS,

District Attorney.

0909

BOX:

337

FOLDER:

3191

DESCRIPTION:

Kelly, Michael

DATE:

01/09/89



3191

09 10

Witnesses:

Andrew J. [Signature]

No 55

Counsel,

Filed

Pleads,

day of Aug 1887

THE PEOPLE
vs
Michael Kelly
ASSAULT IN THE THIRD DEGREE
(Section 219, Penal Code)

JOHN R. FELLOWS,

District Attorney.

per [Signature]

A True Bill, Henry M. B.

[Signature] Foreman.

0911

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK }

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

Question. What is your name?

Answer. *Michael Kelly*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *in Governor Street, 1 1/2 years*

Question. What is your business or profession?

Answer. *Work as Shade Roller*

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

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

I *Michael Kelly*
Witness

Taken before me this

23

day of

March

1888

John J. McManus
Police Justice.

09 12

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

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

Dated *Dec 23* *188* *8* *John J. Kane* *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.*

09 13

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Judith Noonan
306 East Bayway
Michael Kelly

2
3
4

Offence *assault*
murder

Dated *Dec 23* 189*3*

J. M. Southard Magistrate.

May M. Southard Officer.

12 Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

\$ *15.00* to answer *LP*

Call *sub B-2*

0914

Police Court— 3 District.

CITY AND COUNTY } ss.
OF NEW YORK,

of No. 305 East Broadway Street, aged 40 years,
occupation Tobacco dealer. being duly sworn, deposes and says, that
on the 22 day of December 1888 at the City of New York,
in the County of New York,

he was violently ASSAULTED and BEATEN by Michael Kelly
(known) who struck deponent one
violent blow in the face with his
fist, because deponent pursued him
after having had stolen a pocket book
from an unknown woman
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 23
day of December 1888 D. Andrew A. Noonan

James J. Noonan Police Justice.

09 15

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 Kelly

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

Michael Kelly

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

The said

Michael Kelly

late of the City of New York, in the County of New York aforesaid, on the *twenty-second*
day of *December* in the year of our Lord one thousand eight hundred and
eighty-eight at the City and County aforesaid, in and upon the body of one *Andrew*
A. Noonan in the peace of the said People then and there being, with force
and arms, unlawfully did make an assault, and *him* the said *Andrew A.*
Noonan did then and there unlawfully beat, wound and ill-treat, to the great damage
of the said *Andrew A. Noonan* against the form of the
statute in such case made and provided, and against the peace of the People of the State of
New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

09 16

BOX:

337

FOLDER:

3191

DESCRIPTION:

Kelly, Patrick

DATE:

01/11/89



3191

0917

BOX:

337

FOLDER:

3191

DESCRIPTION:

McCormick, John

DATE:

01/11/89



3191

0918

Witnesses:

John J. Hartshorn
Emmett Mason

1707
Counsel,
Filed 11 day of Aug 1889.
Pleads, *Not guilty*

THE PEOPLE

vs.

Patrick Kelly
and

John J. McCormick

JOHN R. FELLOWS,
District Attorney.

Grand Larceny second degree.
[Sections 528, 531, 34, Penal Code].

A True BILL

Wm J. Worley
Foreman.

Sam'l B. G.

Edw. J. Glendon
G. J. Mas

0919

Police Court— / District.

City and County } ss.:
of New York,

Sydney S. Hartsborn Jr

of No. 79 Nassau

Street, aged 45 years,

occupation Manager

being duly sworn

deposes and says, that the ~~Store~~ ^{Employers} ~~case~~ in premises No. 79 Nassau Street,
in the City and County aforesaid, the said being a ~~Store case~~ ^{Store case} ~~and~~

and which was occupied by deponent ^{as a} ~~as a~~ ^{Store case for Exhibiting merchandise} ~~and in which there was at the time a human being, by name~~

^{attempted to be} were BURGLARIOUSLY entered by means of forcibly attempting to
break and force open the door of said Show
case with some sharp instrument

on the 20 day of December 1888 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

with the felonious intent to take steal and carry
away the following property, viz:
Fifteen Six gold plated Watches, Five
nickel Watches, Three silver Watches,
one gold Watch. Four plated Chains
all of the value of Ninety dollars

the property of Herman O. Roe in the care and charge of
deponent ^{attempted to be} ~~and~~ deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY ^{attempted to be} was committed and the aforesaid property taken, stolen, and carried away by

Patrick O'Leary, John McCormick (now here) and two others
whose names are unknown

for the reasons following, to wit: That deponent is informed by
Timothy Shea that he saw said O'Leary & Mc
 McCormick in company with said unknown persons
standing in front of said Show case and
saw said O'Leary attempt to open said Show
case door with some sharp instrument

Sworn to before me

This 21 day of Dec 1888

Samuel C. Hines Police Justice

Sydney S. Hartsborn Jr

0920

CITY AND COUNTY }
OF NEW YORK, } ss.

Timothy Shea
aged 20 years, occupation Clerk of No.

75 Nassau Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of *Sydney B. Harbison Jr*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

Dec

21
1888

Timothy J. Shea

Sam'l C. Sullivan
Police Justice.

0921

Sec. 198-200

CITY AND COUNTY } ss.
OF NEW YORK, }

District Police Court.

John McCormick 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.

John McCormick

Question. How old are you?

Answer.

39 years

Question. Where were you born?

Answer.

New York

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

Answer.

40 City Hall Place 14 years

Question. What is your business or profession?

Answer.

Printer

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

Answer.

I am not guilty

John M. McCormick

Taken before me this
day of

188

Le. J. C. P. McCormick
Police Justice.

0922

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

District Police Court.

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

Question. What is your name?

Answer.

Patrick Kelly

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

New York

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

Answer.

19 City Hall Place 6 years

Question. What is your business or profession?

Answer.

Umbrella Maker

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

Answer.

I am not guilty

Patrick Kelly

Taken before me this
day of DEC 21
188 8

David C. Kelly Police Justice.

0923

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 Kelly

by John McGinnis

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, each and be committed to the Warden and Keeper of

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

Dated DEC 21 1888 Samuel C. Bull Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated 188 Police Justice.

There being no sufficient cause to believe the within named

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

Dated 188 Police Justice.

0924

Police Court--- 154 District. 1973

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Sydney S. Hart & Son
29 Nassau
Patrick O'Reilly
John H. Connick

Offence Attempt to Burglarize
with intent to steal

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated DEC 21 1888

Daniel O'Reilly Magistrate.

Augustus L. Gates Officer.

154 Precinct.

Witnesses Timothy Shea

No. 75 Nassau Street.

No. Street.

No. Street.

\$ 1000 to answer G B

COMPLAINT

0925

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 Kelly &
John McCormick*

The Grand Jury of the City and County of New York, by this indictment, accuse *Patrick Kelly & John McCormick* of the crime of attempting to commit of the CRIME OF GRAND LARCENY IN THE second DEGREE, committed as follows:

The said *Patrick Kelly and John McCormick*, both

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

six watches of the value of ten dollars each, five other watches of the value of five dollars each, three other watches of the value of eight dollars each, one other watch of the value of twenty five dollars, and four chains of the value of five dollars each,

of the goods, chattels and personal property of one *Herman O. Rose,*

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

*John R. Collins,
Attorney*

0926

BOX:

337

FOLDER:

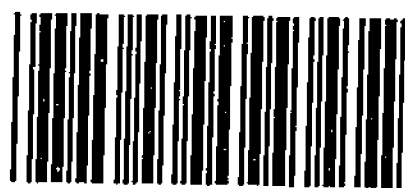
3191

DESCRIPTION:

Kennelly, Perry

DATE:

01/15/89



3191

0927

Witnesses:

Betty Roach

2010/10/27
C. H. R. Andy
Filed
Pleads, C. H. R. Andy
188

THE PEOPLE
vs.
Perry Kennedy
Pr. Ind. 11/89
Ind. 11/89
Ind. 11/89

JOHN R. FELLOWS,
District Attorney.

A True Bill

Harold W. Wray
Foreman.

Ind. 11/89
Ind. 11/89

Ind. 11/89
Ind. 11/89

7

0928

Police Court—1st District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Betsy Blooches
 of No. 246 First Avenue Street, aged 24 years,
 occupation House Keeper being duly sworn
 deposes and says, that on the 5 day of December 1888 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the night time, the following property viz:

Nine gold Watches of the value of Three
Hundred and twenty five dollars
Four plated chains of the value of
Ten dollars all of the value of
Three hundred ^{and} thirty five dollars
 the property of Solomon Blooches deponent's
Husband

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 Perry Kermelley (now here)

Deponent says that about the hour of 9.15 P. M.
 on said date said defendant came in
 store No 246 First Avenue in said City
 and pushed a sliding window open and
 took stole and carried away the aforesaid
 property from the show window in said
 premises and ran away

Betsy Blooches

Sworn to before me, this 29 day
 of Dec 1888

Samuel M. Kelly Police Justice.

0929

Sec. 193-200.

152 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Perry Kennedy

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

This City

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

Answer.

310 W 149th St 1 month

Question. What is your business or profession?

Answer.

Peddler

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

Answer.

*I am not guilty and demand an
Examination*

Perry Kennedy.

Taken before me this

29

day of

Dec

188

81

J. J. Kennedy

Police Justice.

0930

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

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

Dated *Jan 29* 188 *J. Henry Bond* *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.*

0931

BAILED,

No. 1, by

Michael Kennelly

Residence

490 East 143^d Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

The Justice presiding in this Court will hear and determine this case by reason of my absence

Samuel Kennedy
Police Justice

Police

Court---

154

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Betsy Knoch

246th 1st Ave
Perry Kennelly

2

3

4

Offence Larceny
Felony

Dated

29 Dec

188

8

Daniel O'Reilly

Magistrate.

Titus M. Contry

Officer.

Official Keefe

Precinct.

Witnesses

\$1500 Ex Jan 2^d 2 P.M.

Salmon Knoch

No.

246th 1st Ave

Street.

No.

Adolph Schlegel
155 Park Row

Street.

\$

1000

to answer

GS
CM

0932

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Perry Kennelly

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

Perry Kennelly

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

The said

Perry Kennelly

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

*nine watches of the value
of thirty-five dollars, and
two chains of the value of
five dollars each.*

of the goods, chattels and personal property of one

Solomon Kosches

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.

*John C. Fellows,
District Attorney.*

0933

BOX:

337

FOLDER:

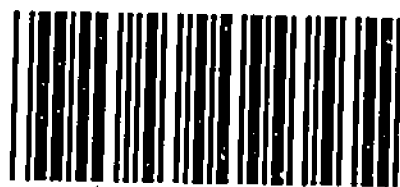
3191

DESCRIPTION:

Kiefer, Otto

DATE:

01/29/89



3191

Witnesses:

Leah Guinner

Endorsement 173 Division of
Court going to meet a jury
24 32 Order of 1889

386 JB

Counsel,
Filed 29 Jan 1889
Pleads, *Liberty*

THE PEOPLE
vs.
Otto Kiefer
Grand Larceny, Second Degree.
(From the Person.)
[Sections 528, 53 / Penal Code].

JOHN R. FELLOWS,
District Attorney.
Pr. Jury 7/89
Jury to jury disagree 4-8
Circuit Court of Los Angeles
A TRUE BILL.

Wm. B. Broderick
Part IV February 14/89
Tried and Acquitted

0935

Police Court—West District.

Affidavit—Larceny.

City and County } ss.:
of New York, }of No. 66 Hester Street, aged 22 years,
occupation Housekeeper being duly sworndeposes and says, that on the 18 day of January 1889 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possessionperson of deponent, in the day time, the following property viz:

a Pocket Book containing
 gold and lawful money of
 the United States consisting of
 a Bank note of the value of one dollar and
 silver pieces of the amount of Eighty cents
 in all of the value of one dollar and 80/100
 the property of deponent

 Sworn to before me, this 18 day
 of January 1889

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 Otto Reifer (Kutner) from
 the fact that previous to said Larceny
 the said pocket book containing the
 above amount of money was in a pocket
 of a dress then and there worn on the person
 of this deponent and about the hour of Ten
 o'clock am. of the above date as aforesaid was
 walking through Hester Street he the said
 deponent pushed against deponent
 at the same time placing his hands
 into the pocket of deponent's dress
 taking the above pocket book and running
 away with the same in his possession

Liza Spinner

0936

Sec. 199-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

Otto Kieper 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. *Otto Kieper*

Question. How old are you?

Answer. *16 Years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *7 Norfolk Street 11 Years*

Question. What is your business or profession?

Answer. *Plumbing*

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*

Otto Kieper

Taken before me this

day of *January* 188*9*

Samuel H. H. H. H. Police Justice.

Otto Kieper

0937

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 Cephus Sant

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

Dated May 18 188 Sam'l O. Sullivan Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0938

66 Hester 2 blocks =
50th 8000 mts

Police Court

105 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Leah Pinner
66 Hester St
Otto Kiefer

Offence...
from...
L...
Pinner

BAILED,

No. 1, by
Residence Street.

No. 2, by
Residence Street.

No. 3, by
Residence Street.

No. 4, by
Residence Street.

Dated January 18 1889

Dominic Kelly Magistrate.

Nicholas Ryan Officer.

Precinct.

Witnesses Mr. Blunt...
Car...
No. Street.

No. 173... Street.

No. Street.

\$ 10000 to answer

COMMITTED.

9th
Memor

0939

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Otto Kiefer

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

Otto Kiefer
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

Otto Kiefer

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

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 and 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 Bank Notes),
of the denomination and value of *one* dollar; *one* United States Silver
Certificate of the denomination and value of *one* dollar; *one* United States
Gold Certificate of the denomination and value of *one* dollars;

*divers silver coins of a
number, kind and denomination
to the Grand Jury aforesaid
unknown, of the value of eighty
cents, and one pocketbook
of the value of twenty-five cents*

of the goods, chattels and personal property of one *Leah Spinner*
on the person of the said *Leah Spinner*
then and there being found, from the person of the said *Leah Spinner*
then and there feloniously did steal, take and carry away, against the form of the statute in such
case made and provided, and against the peace of the People of the State of New York and their
dignity.

*John R. Fellows,
District Attorney.*

0940

BOX:

337

FOLDER:

3191

DESCRIPTION:

Klaten, Benjamin

DATE:

01/23/89



3191

Witnesses,

Sam Friedman

- It appears by affidavit its on file in the court that defendant has departed this life
- It is consented that the bail herein be discharged
- Andrew H. Dawson D A D A

#144 Pamy

Counsel,

Filed

23 day of May 1889

Pleads,

Chattel

THE PEOPLE

vs.

Benjamin Watson

Crime against nature

[Section

JOHN R. FELLOWS,

District Attorney.

A True Bill.

John T. Brown
Foreman.
Paul Duckert

0941

0942

Vol. 1 Court of General Sessions, City and County of New York.

-----x
The People &c.

vs.

Benjamin Clayton,
-----x

State of New Jersey,
County of New York, Ss:

2

Hannah Clayton, ^{Twined,} being duly sworn
says as follows, to wit:

I am at present employed at Long Branch in the County
of Monmouth in the State of New Jersey. My home is at Pop-
lar in the said County and State. Benjamin Clayton, the
defendant above-named, was my son.

My said son, the said Benjamin Clayton, returned home
from New York on the 22nd day of March A. D. 1889. He was
then ill, and his disease proved to be diphtheria, which
caused his death. He died at Poplar in the said County of
Monmouth in the said State of New Jersey on the 28th day of
March A. D. 1889, and was buried at Mechanicsville in the
same County and State on the following day.

He was attended in his last illness by Dr. Kinmonth, a
physician practising in the said County of Monmouth, and the
undertaker who conducted the funeral was William Morris who
lives in the same County.

Subscribed and sworn to before me
this 10th day of June A. D. 1889.

(L.S.)

Henry M. Prescott
Notary Public
of New Jersey

Hannah Clayton ^{he} Twined
mark.

Formerly Hanna Clayton,

Witness: Henry M. Prescott

0943

Vol. 4 Court of General Sessions, City and County of New York.

-----X
The People &c. :
vs. :
Benjamin Clayton. :
-----X

State of New Jersey,
County of Monmouth, ss:

5

Hugh S. Kinmonth, being duly
sworn, says as follows, to wit:

I am a physician residing at *Libby Park* in the
County of Monmouth in the State of New Jersey, and practising
medicine in the said County. *Monmouth*

6

In the latter part of March A. D. 1889 I attended the
above-named defendant, Benjamin Clayton, in his last illness
his disease was diphtheria, and he died from that cause at
Poplar in the said County of Monmouth on the 28th day of
March A. D. 1889, and was buried on the following day at
Mechanicsville in the said County by William Morris, under-
taker.

Subscribed and sworn to before me
this *29th* day of *May* A. D. 1889.

John A. Borden
Notary Public of N. J.
(L.S.)

Hugh S. Kinmonth M.D.

0944

Vol. I Court of General Sessions, City and County of New York.

-----x
The People vs.
vs.
Benjamin Clayton.
-----x

State of New Jersey,

County of Monmouth, ss:

8

William H. Morris, being duly sworn,

says as follows, to wit:

I live at *Long Branch* in the County of Monmouth in the State of New Jersey, and am an undertaker.

I conducted the funeral of Benjamin Clayton, the defendant above-named. He died at Poplar in the said County of Monmouth on the 28th day of March A. D. 1889, and I buried him at Mechanicsville in the same County on the following day. The cause of his death, as I am informed and believe, was diphtheria.

William H. Morris,

9

Subscribed and sworn to before me

this *1st* day of *June* A. D. 1889.

Henry M. Prescott

Notary Public

of New Jersey

(L.S.)

0945

Pol. 1 Court of General Sessions, City and County of New York.

-----x
The People &c.

vs.

Benjamin Clayton.
-----x

To John R. Fellows, Esq.,
District Attorney &c.,

Dear Sir:

2 You will please take notice
that at a Court of General Sessions of the Peace to be held
in and for the City and County of New York at the City Hall
of the City of New York on the *10th* day of *June* A. D. 1889,
at eleven o'clock in the forenoon, or as soon thereafter as
counsel can be heard, upon the affidavits of which copies
are hereto annexed, and upon all the papers heretofore filed
and the proceedings heretofore had in this action, I shall
move, in Part *One* of the said Court, for the remission of
3 the forfeiture of the recognizance heretofore given by the
above-named defendant herein.

Yours respectfully,

Purdy & McLaughlin
~~Purdy & McLaughlin~~,

Of Counsel for Defendant
and for the Bail.

0946

Court of General Sessions.

The People &c.

vs.

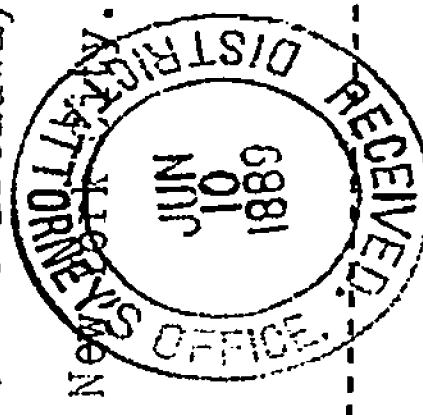
Benjamin Clayton.

Affidavits & Notice of Motion.

Purdy & McLaughlin,

Of Counsel for Defendant,

No. 280 Broadway,



To John R. Fellows, Esq.,

District Attorney &c.

0947

Court of General Sessions.

-----X
The People &c.,
vs.
Benjamin Klayton, Alexander Madell.
-----X

Sir:

Please take notice that we will move in Part III
of the Court of General Sessions on Wednesday, May 29th,
1889, for the dismissal of the indictment or the exonera-
tion of the bail in the above entitled action.

Yours respectfully,

Purdy & McLaughlin.

To
Hon. John R. Fellows,
District Attorney,
N. Y. Co.

0948

Court of General Sessions.

The People &c.

vs.

Benjamin Klayton, Alexander
Madell.

N O T I C E .



Purdy & McLaughlin,
Counsel for Deft.,
280 Broadway,
N. Y. City.

0949

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Benjamin Watson

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

Indictment accuse *Benjamin Watson*

of the ~~Crime of~~ *Crime* against nature; —

committed as follows:

The said *Benjamin Watson*,

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

~~sixteenth~~ day of *November*, in the year of our Lord one thousand
eight hundred and eighty-~~eight~~ *ninety*, at the City and County aforesaid,

*deliberately did voluntarily submit
to carnal knowledge of himself
by one Alexander Macdonald, a male
person, in a manner contrary to
nature, against the form of the
Statute in such case made and
provided, and against the peace of
the People of the State of New
York, and their dignity.*

John A. Hollows,

District Attorney

0950

**END OF
BOX**