

0021

BOX:

54

FOLDER:

626

DESCRIPTION:

Keleher, John

DATE:

12/15/81



626

last appearance

121.
Pr no 23

Day of Trial.
Counsel, *MAK*
Filed *15* day of *Dec* 1881
Pleads *Not guilty*

THE PEOPLE
vs.
John Walker
Adulterated Milk.

DANIEL G. ROLLINS,
BENJ. K. PHELPS,
District Attorney.
1st Mt Dec 23. 1881
Plead guilty.
A True Bill.

Wm. S. Sutherland
Foreman.
Jury asst. *F. J.*

0022

0023

Court of General Sessions

The People

vs

John Kelleher

City of New York

John Kelleher being duly
sworn says I am the above
named Defendant I have
been in business in the
City of New York six years
and have never been indicted
for any offence I purchased
milk usually from farmers
in Orange County and
on the occasion referred
to in the indictment I purchased
the milk from the Germany
I did not know that the

0824

Gram has been taken from
your will
I am to before me this } John Kelleher
23 day of December 1881
I hereby acknowledge
Commander of the
New York City

Grant of 1/2 acre
to the
Sons of the

The People

John Kelleher

Appointed

Sons of the
attorney
for
the

0825

City of New York ss

Edward W Martin being cross
examined says, this was the
milk he uses on his route. the
milk was on the street, I know
of my own knowledge that John
Fletcher owns the milk

Sworn to before me
this 20 August 1880

Police Justice

Edward W. Martin.

0826

City and County of New York, ss. :

Edward H. Martin of no. 47 West 55th Street an
Assistant Sanitary Inspector of milk of said city, being duly sworn, deposes and says, that on the

6th day of August in the year 1880, at premises number 100 near to the
junction of Chambers + West Streets on a cart cart one on which
there where Milk was kept for sale, the said premises being a place then and
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, adul-
terated or reduced and changed Milk, was then and there, by the said

John Kelcher, 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 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 19th day
of August 1880.

Edward H. Martin.

Police Justice.

0827

12.1 (689)
Police Court, 4th District.

THE PEOPLE, &c.,

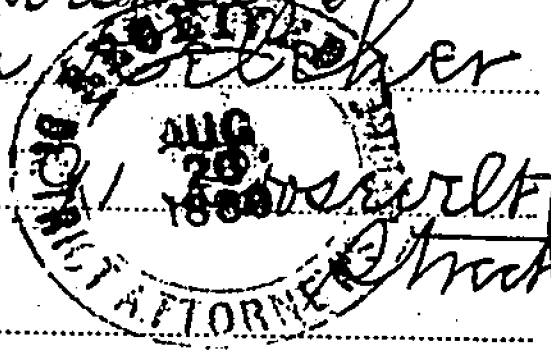
ON THE COMPLAINT OF

Edward H. Martin

of no 47 West 55th Street

John P. Fisher

of no 111 West 55th Street



Affidavit Statutory Order

Dated August 20 1880

Smith Justice.

Officer.

\$200.00

Paused

Bailed by
Paul F. Mahoney
63 Madison St

0028

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

THE PEOPLE OF THE STATE OF
NEW YORK,

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

impure milk of the crime of *exposing for sale*
committed as follows:
The said *John Kelcher*

~~Tenth~~

late of the *third* Ward of the City of New York, in the County of
New York, aforesaid, on the *sixth* day of *August* in the year
of our Lord one thousand eight hundred and ~~seventy~~ *eighty* at the Ward,
City and County aforesaid, unlawfully and knowingly did expose for sale ~~at the~~
~~known as number~~ ~~Street,~~
~~then and there situate,~~ ten quarts of impure, adulterated and unwholesome 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.

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

John Kelcher
of the CRIME OF *offering for sale impure milk changed*
by the addition of water or other substance
committed as follows:

The said

~~That the said~~

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and in the
year aforesaid, at the Ward, City and County aforesaid, ~~at the store and place of business~~
~~of the said~~

~~known as number~~

~~Street,~~

~~in said Ward, City and County, and the said premises being then and there a place~~
~~where milk was kept for sale,~~ unlawfully did then and there keep, 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, reduced and changed milk
was then and there by the said

John Kelcher

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 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.

0829

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

John Kelcher

of the CRIME OF

bringing into the City of New York
impure and unwholesome milk for sale

committed as follows:

The said

John Kelcher

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 ^{Keep} and offer for sale, ~~at the store and place of business of him, the said~~

~~known as number~~

~~Street, the said~~

~~premises being then and there a place where milk was kept for sale, unlawfully did then and there keep, 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 *John Kelcher* 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.

DANIEL G. ROLLINS,

~~BENJ. K. PHELPS~~, District Attorney.

0830

BOX:

54

FOLDER:

626

DESCRIPTION:

Kellerman, John

DATE:

12/15/81



626

True's apperco
see apph Dep

FS

0031

~~12~~ 130
Day of Trial, ~~Dec~~ 1881
Counsel, ~~Oliver~~ 3 July
Filed 5 day of Dec 1881
Pleads ~~admittedly~~ 19

THE PEOPLE

vs.

Adulterated Milk.

John Kellerman
B

DANIEL G. ROLLINS,

Attorney at Law

Notary Attorney.

Admittedly

A True Bill

Dec 1881

Foreman.

*My wife & child for
I have guilty*

0032

City and County of New York, ss. :

J. Blake White, sup.
709 Madison Ave
 Assistant Sanitary Inspector ^{of milk} of said city, being duly sworn, deposes and says, that on the
 27th day of November in the year 1880, at premises number
 116 Rivington St in the City of New York, the said premises being a place then and
 there where Milk was kept for sale, one *John Kellermann* 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, adul-
 terated or reduced and changed Milk, was then and there, by the said

John Kellermann, 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 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 7th day
 of December 1880.

A. T. Morgan
 Police Justice.

J. Blake White

0033

Police Court, 3^d District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

John P. White ¹⁰⁰ *vs.*
709 Madison Ave
John Kellermann
116 Rivington St

Affidavit *Arresting Clerk*

Dated *December 7th* 1880

George Justice.

Officer.

J. W. Lonsdale

Wit by
John Warner
78 Clinton St

0034

In Court of General Sessions
of the Decc. City & Co. of N.Y.
The People

vs.
John Kellermann

City and County of New York ss.

John Kellermann. the
above defendant, has appeared with keeping
expressing for sale &c. impure adulterated
milk, being duly sworn, upon his oath
deposes and says, that other than on this
present instance he was never arrested
for or in any manner charged with
any crime offense or violation of law
whatsoever. That until the moment
of the testing of his milk by inspector
White on the day charged in the indict-
ment he verily believed that such
milk was entirely pure unwatered
and unadulterated, and was so informed
of the purity of such milk by the dealer
from whom he purchased it for sale in his
grocery store. And certainly no particle
of water or adulteration was put into the
said milk to deponent's knowledge or after
it came into his possession.

Subscribed & sworn before me this 1st day of January. 1892
John Kellermann
Alfred J. Hall
Dep. Clerk. Court of General Sessions

0035

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

THE PEOPLE OF THE STATE OF
NEW YORK,

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

John Kellerman
of the crime of *exposing for sale*
impure milk
committed as follows:
The said *John Kellerman*

~~That~~

late of the *seventeenth* Ward of the City of New York, in the County of New York, aforesaid, on the *twenty seventh* day of *November* in the year of our Lord one thousand eight hundred and ~~seventy~~ *eighty* at the Ward, City and County aforesaid, unlawfully and knowingly did expose for sale at the *store* known as number *one hundred and sixteen* *Rivington* Street, then and there situate, ten quarts of impure, adulterated and unwholesome 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.

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

John Kellerman

of the CRIME OF *offering for sale impure milk changed*
by the addition of water or other substance
committed as follows:

The said

John Kellerman

~~That the said~~

late of the Ward, City, and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the Ward, City and County aforesaid, at the store and place of business of the said *John Kellerman* known as number *one hundred and sixteen* *Rivington* Street, in said Ward, City and County, and the said premises being then and there a place where milk was kept for sale, unlawfully did then and there keep, 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, reduced and changed milk was then and there by the said *John Kellerman*

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 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.

0036

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

John Kellerman

of the CRIME OF *bringing into the City of New York*
impure and unwholesome milk for sale
committed as follows:

The said

John Kellerman

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

John Kellerman

known as number *one hundred and sixteen* *Rivington* Street, the said premises being then and there a place where milk was kept for sale, unlawfully did then and there keep, 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 *John Kellerman* 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.

DANIEL G. ROLLINS,

BENJ. R. PHELPS, District Attorney.

0837

BOX:

54

FOLDER:

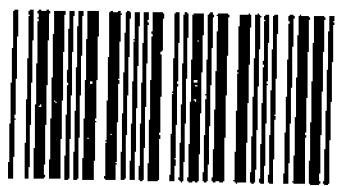
626

DESCRIPTION:

Kelly, Kate

DATE:

12/20/81



626

0038

196

Counsel,
Filed 20 day of Dec 1881
Pleads

THE PEOPLE

vs.

Make Kelly.

DANIEL G ROLLINS,
~~DEPUTY DISTRICT ATTORNEY~~

District Attorney.

A True Bill.

My name Foreman.
Querry
John J. L.

Pen 2 months

Larceny, and Receiving Stolen Goods.

0039

Just. District Police Court Affidavit—Larceny.

CITY AND COUNTY }
OF NEW YORK } ss

of No. *100 Bacter* Street, *Hester Levy*

being duly sworn, deposes and says, that on the *13th* day of *December* 188*1*
at the _____ City of New York,

in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, *from said premises in the night time*
the following property, viz:

*a quantity of ladies wearing
apparel consisting of one shawl
fifteen yards of muslin one waterproof
cloak one table cloth a lot of
under garments & other articles of
clothing all of the value of thirty-
five dollars*

the property of *deponent & her husband
Jacob Levy*

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 *Mate Kelly* now

*here from the fact that she was
in deponent's employment as a
servant & as such had access to
the room which contained said property
that on the morning following said
day deponent discovered the loss of
said property and the defendants had
gone away and further she shawl here
shown which deponent identifies as here was
found in her possession & seen on her person
by deponent at the time of said arrest.*
Hester Levy

Sworn before me this

day of

December 188*1*

Police Justice.

0040

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

First DISTRICT POLICE COURT.

Kate Kelly 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.

Kate Kelly

Question. How old are you?

Answer.

44 Years

Question. Where were you born?

Answer.

Ireland

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

Answer.

I refuse to tell

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 of the charge and have no more to say

Taken before me, this

day of

Dec 17 188*9*

Kate Kelly
mark

Brooklyn

Police Justice.

0041

BAILED,

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

Sec. 208, 209, 210 & 212.

Police Court - 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1 Kate Kelly
2
3
4
Offence, Larceny
Grand

Dated Dec 17 188

Magistrate.
Clerk.
14

Witnesses _____

No. _____
Street, _____

No. _____
Street, _____

DEC 17 188
Clerk

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 Kate Kelly

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

Dated Dec 17 188

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.

2480

Sec. 208, 209, 210 & 212.

Police Court-- Jack District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Walter Perry
7 Baxter St.
State Helly
1189
of Lincoln
Offence, *Assault*

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated *Dec 17* 188*1*

B. B. B. B. B. Magistrate.

Golden Officer.

14 Clerk.

Witnesses

No.

Street,

No.

Street,

10 E. 17th St. Street,

10 E. 17th St. Street,

Om

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

guilty thereof, I order that he be admitted to bail in the sum of *100* Hundred Dollars and be committed to the Warden or Keeper of the City Prison until he give such bail.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated 188

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.

0043

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

THE PEOPLE OF THE STATE OF
NEW YORK,

Kate Kelly ^{against}
The Grand Jury of the City and County of New York by this indictment accuse

Kate Kelly
of the crime of
Larceny
committed as follows:
The said *Kate Kelly*

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

One shawl of the value of fifteen dollars
Fifteen yards of muslin of the value of one dollar
each yard.

One cloak of the value of three dollars.

One table cloth of the value of two dollars.

of the goods, chattels, and personal property of one

Hester Levy

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

0044

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

Kate Kelly
of the CRIME OF *Receiving Stolen Goods*
committed as follows:
The said *Kate Kelly*.

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,

One shawl of the value of fifteen dollars.
Fifteen yards of muslin of the value of ~~for~~ one dollar
each yard.
One cloak of the value of three dollars.
One table-cloth of the value of, two dollars.

of the goods, chattels, and personal property of the said

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

Heester Levy
unlawfully, unjustly, and for the sake of wicked gain, did feloniously receive and have (the said

Kate Kelly
taken and carried away 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.

DANIEL C ROLLINS,
~~DEPUTY DISTRICT ATTORNEY~~, District Attorney.

0045

BOX:

54

FOLDER:

626

DESCRIPTION:

Kenyon, William

DATE:

12/06/81



626

0046

WITNESSES.

Counsel,
Filed *Dec 1881*
Pleads

THE PEOPLE

vs.

William Kenyon

INDICTMENT.
Larceny from the Person.

DANIEL G. ROLLINS,

District Attorney.

A True Bill.

Foreman.

Dec 7/81

*Please guilty.
S. P. Oyer year & 6 m.*

0847

FORM 89½.

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

Police Court--Second District.

Lulu Canfield, aged 14 years
 of No *202 East 106th* Street, being duly sworn, deposes
 and says, that on the *fifteenth* day of *November* 1881

at 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 deponents

person
 the following property, to wit: *one pocket book*

of the value of *Twenty five cents* Dollars,
 the property of *deponent*, taking the same
 from the pocket of deponent

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

Kenyon, here present; in the
Globe Museum No 298 Bowery.

Lulu Canfield.

Sworn to before me, this *fifteenth* day

of *November* 1881

McNeill
 Police Justice.

0040

Sec. 198-200.

2^d

DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

William Kenyon 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.

William Kenyon

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

Vally Falls N.Y.

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

Answer.

Vally Falls in New York two weeks. Lodged last
Salmon Lodging House, Broomy.

Question. What is your business or profession?

Answer.

Farmer

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 saw the girl's pocketbook sticking
out of her pocket and I took it out.
I was then arrested by John Wilson
detective at the Massachusetts Hotel
and over the officer's shoulder

Taken before me, this 13th
day of November 1881

William Kenyon

Meen Urban Police Justice

0049

Atty in person

BAILED,

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

Sec. 208, 209, 210 & 212.

Police Court District.

THE PEOPLE, &c.
ON THE COMPLAINT OF

John Campbell
202 E 106th St.

1 William Henry
2 _____
3 _____
4 _____

Offence, Larceny from the person

Dated November 15 1881

John Francis O'Malley, Magistrate.

John Lemming, Officer.
15 Bureau Clerk.

Witnesses _____

No. _____ Street,

No. B _____ Street,

No. _____ Street,

William Henry

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 Henry

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

Dated Nov 15 1881

McCreath 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.

Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Campbell

202 E 106th St

William Henry

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

Dated *November 15* 188*1*

Thomas Otterberg Magistrate.

John Lemming Officer.
15 Reiner Clerk.

Witnesses

No.

Street,

No.

Street,

No.

Street.

Commenced

BAILED,

By me for

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 Henry*

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

Dated *Nov 15* 188*1* *McCrellish* Police Justice.

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

Dated 188

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

Dated 188 Police Justice.

0580

0851

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Kenyon

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

William Kenyon

of the CRIME OF LARCENY (from the person)

committed as follows :

The said

William Kenyon

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

One pocket book of the value of twenty five cent

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

DANIEL G. ROLLINS, District Attorney.

0852

BOX:

54

FOLDER:

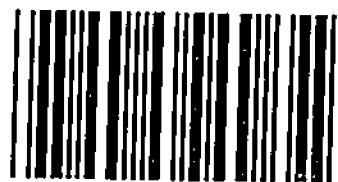
626

DESCRIPTION:

Killian, Frederick

DATE:

12/07/81



626

0053

1100
Counsel,
Filed 7 day of Dec 1881
Pleads

THE PEOPLE
vs.
Frederick Sullivan
DANIEL C ROLLINS,
District Attorney.
Larceny, and Receiving Stolen Goods.

A True Bill.

By my undersigned
Deputy
Pleads A.T.
Per: Two months.
Hofmann.

0854

New York General Sessions.

PEOPLE, ON MY COMPLAINT,

versus

Frederick Killian

As complainant in the above case, I beg to recommend the defendant to such leniency and clemency as the Court and District Attorney may see fit to show; but I expressly assert that my reasons for so doing are not controlled by any advantage to myself. And also not claiming at the time of the arrest that he the defendant being in his right mind. And that having secured the blanket which was stolen from me, by orders from the Justice

W. Schuier

0855

FORM 895.

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

Police Court--Second District.

Henry Schmier 30 years old
~~of No~~ Grocer of No 404 West 37th Street, being duly sworn, deposes
 and says, that on the 24th day of November 1881
 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*

from a stable in house No 404 West 37th Street
 the following property, to wit: *one horse blanket, of*
the value of twelve dollars and one leather
strap of the value of one dollar, all

of the value of *Thirteen* 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 *Frederick Killian*

(now here) for the reasons following
to wit: that on said 24th day of
November at about fifteen minutes
past Eight O'Clock in the Evening
deponent missed said property from
said stable where said property was
kept by deponent; that deponent is
informed by Robert Mc Adam here
present that on the 24th day of Novemb,
1881, said Killian had sold to him said
Mc Adam; deponent a horse blanket;
deponent further says that he identified
said horse blanket, sold him to said Mc Adam.

Sworn to before me, this

1881

day

0856

as before said as the horse blanket missing
from said stable and as deponents prop-
erty.

Benny Schrier

Sworn to before me this
27 day of November 1881

Solomon Smith

Police Justice

City and County of New York J. Robert McAdams
aged 28 years resident of No. 436 West
40 Street, being duly sworn says; he
has heard read the foregoing affi-
davit and is familiar with its contents
and that portion thereof referring
to him and information given by
him is true upon his own know-
ledge

Robert McAdams

Sworn to before me Mark

this 27 day of Nov. 1881

Solomon Smith

Police Justice

0857

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

Second DISTRICT POLICE COURT.

Frederick Killian 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.

Frederick Killian

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

New York City

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

Answer.

410 West 37 Street, six years

Question. What is your business or profession?

Answer.

Caddie

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 was drunk when I took the blanket

Taken before me, this

27

day of

Apr

188

Frederick Killian
Mark

Salome B. Smith
Police Justice

0050

BAILED,
No. 1, by State's Attorney
Residence 404 W 34th St
No. 2, by Wm J. Sullivan
Residence 100 W 10th St
No. 3, by Wm J. Sullivan
Residence 100 W 10th St
No. 4, by Wm J. Sullivan
Residence 100 W 10th St

Sec. 208, 209, 210 & 212.
Police Court District 2

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Henry Scherer
404 W 34th St
Frederick Kellian
Offence, Police Court

Dated Nov 27 1881
Magistrate, Wm J. Sullivan
Clerk, Wm J. Sullivan
Witnesses, Charles McArthur
No. 1 Street, 100 W 10th St
No. 2 Street, 100 W 10th St
No. 3 Street, 100 W 10th St
No. 4 Street, 100 W 10th 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 Frederick Kellian

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

Dated Nov 27 1881

Solow B. Smith
Police Justice.

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

Dated Nov 27 1881

Solow 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 _____ 1881

Solow B. Smith
Police Justice.

Police Court - 2 District.

THE PEOPLE, &c., 1102
ON THE COMPLAINT OF

Henry Schner
404 W 34th St
Frederick Kellner

Offence, *W. & C.*

2

3 *(Murd & C.)*

4

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses

No.

Street,

No.

Street,

No.

Street.

BAILED,

No. 1, by

Residence

Street,

No. 2, by

Residence

Street,

No. 3, by

Residence

Street,

No. 4, by

Residence

Street,

RECEIVED

JULY

28

1881

6580

Police Justice.

188

Dated

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

There being no sufficient cause to believe the within named

Police Justice.

188

Dated

to bail to answer by the undertaking hereto annexed.

I have admitted the above named

Police Justice.

188

Dated

mitted to the Warden or Keeper of the City Prison until he give such bail.

guilty thereof, I order that he be admitted to bail in the sum of _____ and be com-

and that there is sufficient cause to believe the within named

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed,

0860

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

THE PEOPLE OF THE STATE OF
NEW YORK,

Frederick Killian ^{against}
The Grand Jury of the City and County of New York by this indictment accuse

_____ of the crime of _____
_____ committed as follows:
The said _____

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

*One blanket of the value of twelve
dollars.*

One strap of the value of one dollar.

of the goods, chattels, and personal property of one

Henry Schauer

then and

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

0061

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

Frederick Killian
of the CRIME OF *Receiving Stolen Goods*
committed as follows
The said *Frederick Killian*

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,

One blanket of the value of twelve dollars.
One strap of the value of one dollar.

of the goods, chattels, and personal property of the said

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

Henry Schner
unlawfully, unjustly, ~~and for the sake of wicked gain~~ did feloniously receive and have (the said

Frederick Killian
taken and carried away
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.

DANIEL C. ROLLINS,

~~BENTLEY~~ *BENTLEY*, District Attorney.

0862

BOX:

54

FOLDER:

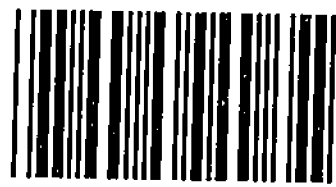
626

DESCRIPTION:

Hoffmann, August

DATE:

12/07/81



626

0063

BOX:

54

FOLDER:

626

DESCRIPTION:

Kinsella, Joseph

DATE:

12/07/81



626

To: John Russell

#31 & 144.L

I have used No 1
as before - and
ask for the
indication beyond
from the drawing

Dec 13, 1881
D. G. Rollins
a.s.c.

WITNESSES.

Dec 13, 1881
Counsel,
Filed day of Dec 1881
Pleads Not guilty to 1

THE PEOPLE

vs.
Joseph Russell
charged Dec 13/81
August Hoffmann

DANIEL G. ROLLINS,
District Attorney.

4.1.1881.

True Bill.
Solicitor General
as to Joseph Russell.
Foreman.

My witness
Dec 13, 1881

J. L. C. Pleads guilty
J. L. C. Pleads guilty
Dec 16/81

0064

0065

FORM 112.

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

Police Court—Third District.

24 years of age *Angela D'Amelio*
 of No. *429 East 111th* Street, being duly sworn, deposes
 and says that on the *30* day of *November* 18 *81*
 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 day time*

one Box containing
 the following property viz.: *One gold Chain of the value of Fifty*
dollars and one gold Watch Chain with lock
attached of the value of Twenty five dollars and
one Watch Chain with gold Pencil attached
and of the value of twenty dollars — and
a quantity of jewelry of the value of
about three hundred dollars said
property being in all

of the value of *about three hundred and twenty five* Dollars
 the property of *deponent,*

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

and August Hoffman (both now here)
from the fact that on the aforesaid day
one Cicio Falbo, was a boarder in deponent's
house, and who engaged said two defendants
to remove his furniture from deponent's house,
that at that time said Box containing said property
was standing upon a bench in one of deponent's
Rooms, said defendants did remove a
portion of the furniture of said Falbo onto
a Wagon. Deponent is informed by
Lisetta Barone of No. 439 East 111 Street
that she saw said Viscella while on the

day of

Sworn to before me this

18

Police Officer

0066

Wagon gave said Hoffman a knife who
with said knife opened what deponent
at the time thought to be a book
and that said Joseph Kinsella, then
at a fast speed drove away

Sworn to before me this } Angela Domato
15th day of December 1881 }

W. J. Power Police Justice

City & County }
of New York } ss

Lesetta Verono 19 years of age
working on Sewing Machine and residing
at No 431 East 111th Street being duly
sworn deposes & says that on the 30th day
of November 1881 she saw Joseph Kinsella
and August Hoffman on a Wagon
in front of No 429 East 111th Street,
and that said Kinsella gave said Hoffman
a knife, who with said knife attempted
to open what deponent thought was
a Book and that said Kinsella
drove away in a fast speed

Sworn to before me this } Lesetta Verono
15th day of December 1881 } mark

W. J. Power Police Justice

0867

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3 DISTRICT POLICE COURT.

Joseph Kussella 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. Joseph Kussella

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. New York City

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

Answer. 331 East 14 Street 4 months

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 never seen a Boy, I don't
know any thing about it, I am not
guilty

Taken before me, this 1

day of December 1888

Joseph Kussella

W. J. Munn

Police Justice.

0060

Sec. 198-200.

3 DISTRICT POLICE COURT.

CITY AND COUNTY }
OF NEW YORK, } ss.

August Hoffman 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.

August Hoffman

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

New York City

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

Answer.

221 Matt Street. Since May

Question. What is your business or profession?

Answer.

Express driver

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

Answer

I do not know anything about the Boy I never saw it I am not guilty

Taken before me, this

day of

1 } August Hoffman
December 1888

Henry G. Davis

Police Justice.

0069

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Sec. 205, 210 & 212.

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Mendelsohn

Joseph Mendelsohn

August Hoffmann

Offence,

Dated

December 1st 1881

Magistrate.

Officer.

Clerk.

Witnesses

No. 131 & 111

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 Joseph Mendelsohn and August Hoffmann guilty thereof, I order that they be admitted to bail in the sum of Five Hundred Dollars each and be committed to the Warden or Keeper of the City Prison until he give such bail.
Dated December 1st 1881 M. J. Owen Police Justice.

I have admitted the above named _____ to bail to answer by the undertaking hereto annexed.
Dated _____ 1881 _____ 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 _____ 1881 _____ Police Justice.

0070

Sec. 208, 209, 210 & 212.

Police Court-- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Angela Rando
429 E. 111 St.
1881

Joseph Rando
August Hoffman
3
4

Offence, _____
Dated _____ 1881

Magistrate.
Pawnee

Officer.
Corton

Clerk.
10

Witness
Lisetta Varono

No. 131 E. 111 Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

BAILED,

No. 1, by J. Rando
Residence 431 E. 14 St.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

No. _____
Residence _____ Street.

No. _____
Residence _____ Street.

No. _____
Residence _____ Street.

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

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

Dated _____ 1881 _____ Police Justice.

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

Dated _____ 1881 _____ 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 _____ 1881 _____ Police Justice.

0071

Court of General Sessions

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

Joseph Kinsella
August Hoffmann

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

Joseph Kinsella and August Hoffmann
of the CRIME OF LARCENY (from the person)

committed as follows:

The said

Joseph Kinsella and August Hoffmann each,
late of the First Ward of the City of New York, in the County of New York, afore-
said, on the *thirtieth* day of *November* in the year of our Lord
on thousand eight hundred and eighty-*one*, at the Ward, City and County
aforesaid, with force and arms,

One chain of the value of fifty dollars
One watch of the value of twenty dollars
One locket of the value of five dollars
One ^{other} chain of the value of fifteen dollars
One pencil of the value of five dollars
Divers other articles of jewelry (a more
particular description of which is to the
Grand Jury aforesaid unknown and a
more accurate description of which
cannot now be given of the value of
three hundred dollars.

of the goods, chattels and personal property of one

~~on the person of the said~~

~~from the person of the said~~

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.

Angela Damelio
then and there being found,

~~then and there~~ feloniously

DANIEL G. ROLLINS, District Attorney.

0072

BOX:

54

FOLDER:

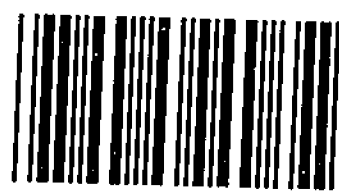
626

DESCRIPTION:

Kirkpatrick, Isaac

DATE:

12/07/81



626

0073

Dec 13 1881

Counsel,
Filed 7 day of Dec 1881
Pleads For guilty (8)

THE PEOPLE

vs.

Larceny, and Receiving Stolen Goods.

Isaac Kirkpatrick

DANIEL C. R.

Attorney at Law

A strict Attorney.

A True Bill.

Wm. W. W. Foreman.

Dec 13/81
Jury convicted of
Petty Larceny
Pen. 6 months &
fine \$100.

0074

Sec. 212.

5th
7th District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK.

It appearing to me by the within depositions and statement that the crime therein mentioned

Grand Larceny

has been committed, and that there is sufficient cause to believe the within named

Isaac Kirkpatrick

guilty thereof, I order that he be held to answer the same, and the said crime beingailable by me, but bail not having been taken by me, I order that 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 at the City of New York, 3rd December 188 1

Hugh Fox Police Justice

0075

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

5th
DISTRICT POLICE COURT.

Isaac Kirkpatrick 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.

Isaac Kirkpatrick

Question. How old are you?

Answer.

24 years of age

Question. Where were you born?

Answer.

South Carolina

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

Answer.

New York; five years.

Question. What is your business or profession?

Answer.

Writer

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 found the property. I did not steal it

Taken before me, this

3rd

day of

December

188*8*

Isaac Kirkpatrick

Hugh Gorman

Police Justice.

0076

tho

District Police Court

Affidavit—Larceny.

Y AND COUNTY } ss.
OF NEW YORK,

of No. 50 East 125th

William E. Jenkins
Street, aged 21 years, occupation Clerk

being duly sworn, deposes and says, that on the 26th day of November 1871
at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent,

the following property, viz.:

One diamond Stud of the value of
Forty 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 Isaac Kirkpatrick (now here)

from the fact that deponent found said
property in his pantaloons pocket on
said morning and hung said pantaloons
in a pantry in a room in said premises
occupied by deponent, that on said evening
deponent discovered and found that said
diamond stud had been feloniously
taken stolen and carried away, that
immediately afterwards deponent accused

0877

said Isaac Kirkpatrick of having stolen said property & that he then and there denied having seen or taken said property. That since said time Depment was informed by Officer Philip H. Smith of the 12th Precinct Police (number), that said Isaac Kirkpatrick had admitted and confessed to him said Philip H. Smith that he had found said diamond stud in the sweeping which was in a barrel in the street and that he had sold said stud for seven ⁵⁰ dollars & a chain
Sum before me this }
3rd day of December 1881 } William E. Jenkins

Police Justice
Hugh Gardner

City & County of }
New York } S.D.S.

Philip H. Smith of the 12th Precinct Police being duly sworn deposes and says That he has heard read the annexed affidavit of William E. Jenkins and That so much of said affidavit as relates to himself is true of his own knowledge and belief -

Sum before me this }
3rd day of December 1881 }

Philip H. Smith

Police Justice
Hugh Gardner

11/19/81 5th District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William E. Jenkins
50 East 126th St
Isaac Kirkpatrick

AFFIDAVIT - Larceny.

DATED December 3rd 1881

Gardner MAGISTRATE.

Smith 12th OFFICER.

WITNESSES:

Philip H. Smith

Officer 12th Precinct

William Gardner

DISPOSITION

22nd Precinct
DEC 3 1881
S.D.S.
HUGH GARDNER
DIST. ATTORNEY

41

The People
 vs. Isaac Kirkpatrick } Court of General Sessions, Part 7
 Before Judge Gildersleeve.
 December 13, 1881. Indictment for grand larceny
 and receiving stolen goods.

William E. Jenkins, sworn and examined,
 testified. I live at No 50 East One hundred and
 Twenty fifth St., I am a clerk at 135 Water St.
 Did you have in your possession a diamond
 stud on the 25th of November? Yes sir, I did.
 When was the last time that you saw that
 before you lost it? About one o'clock Saturday
 morning. 26th of Nov. Where had you been
 Friday evening? I had been to a little company
 at a private house. I returned home about
 one o'clock. What did you do with the stud? I
 took it out of my scarf and put it into the
 watchpocket of my pants and hung my
 pants up in a closet, which I locked. The
 next morning I wore another pair of pantaloons.
 Where was the key of the closet? The key of the
 closet was in the upper drawer of my
 bureau; the bureau drawer was not locked,
 it was open. Then did you go to these panta-
 loons next? In which the stud was placed?
 On Saturday evening about half past seven.
 It was Saturday morning early I locked the
 closet. I felt for the stud, but it was not.

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there; that was about half past seven o'clock. There was no ~~bullet~~ in the watch pocket of my pantaloons where the stud was put. I found the pantaloons in the closet and I think on the same hook. The closet was locked and the key was in the same drawer apparently in the same place. I know the prisoner was a waiter in the house where I board. I should imagine he has been in that house since last June, I do not know exactly. He had to fix the fire in my room; we were having fires in my room about the 26th of Nov. I saw the prisoner after I lost my stud that evening probably 25 minutes of 8 immediately after I discovered the loss of the stud. I told him I lost the stud and I did not know anybody else could take it but you, I supposed he had taken it; if he had taken the stud and pawned it to let me know and I would get it out; if he took the stud and would not say anything about it, I would have him arrested on suspicion. He said, "Very well, have me arrested on suspicion, I will go with you to the station house. The lady who keeps the house where I board took him along. I told the officer to take

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him in suspicion; he took him and he was held. The Sergeant enquired where I put the stud and when I discovered its loss and said there was not evidence enough to hold him and consequently he would have to let him go. He was discharged that evening; he was searched, I do not know what was found on him. The house is only two or two blocks and a half from the station house. I have seen the stud since in the hands of Mr. Goodstein; he is a jeweler in Harlem and is now in Court. I saw it in his store and recognize it as my stud. When the prisoner was arrested and brought into the station house the prisoner said that he found the stud and wanted to know if I would not make the thing as light as I possibly could. I think he said he found it in the ash barrel. I have had the stud since last July; it cost forty dollars. Cross Examined. I never dealt in jewelry. I know what was paid for the stud; other servants beside the prisoner had access to my room. I gave my key of the closet to the girl the day before this Friday, and she left it in the bureau drawer, but I did not give it to her on Saturday morning. She

could go into my room; it was always open
 I don't know anything about the prisoner's
 character; he was suspected of having stolen
 two or three other things. Herman Goodstein
 sworn. I am a jeweler at 2286 Third Ave.
 between 124th and 125th Sts. I know the prisoner;
 he came into my place Saturday evening
 about 8 o'clock and brought in a small
 diamond stud; he told me he found the
 stud and would like to dispose of it. I have
 seen him before. I have sold him odds
 and ends for the last two or three years.
 He wanted twenty five dollars for the diamond.
 I could not tell the quality of it in the night
 time and did not wish to purchase it;
 he said he needed the money that evening.
 A couple of gentlemen looked at it. I said,
 I will advance you ten dollars; come
 back Monday and if it is worth me I
 will give it to you. He said he would do that.
 The market value of that diamond is \$15.
 Philip H. Smith testified that he arrested the
 prisoner in Hackensack, N.J. He said he
 knew nothing of the whereabouts of the stud,
 but when I told him I had it in my hand
 then he admitted having found it.
 Isaac Kirkpatrick sworn and exam-
 ined in his own behalf testified that he

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found the stud in the ash barrel -
or at least in the gutter

The jury rendered a verdict of
guilty of petty larceny.

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Testimony in the case

of
Jane Kirkpatrick

filed Dec. 1887

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

THE PEOPLE OF THE STATE OF
NEW YORK,

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

committed as follows:

The said

Isaac Kirkpatrick ^{against}

Isaac Kirkpatrick

of the crime of

Larceny

Isaac Kirkpatrick

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

Onestad of the value of forty dollars
One precious stone (of the kind commonly
called a diamond) of the value of forty dollars.

of the goods, chattels, and personal property of one

William B. Jenkins

then and

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

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

Isaac Kirkpatrick
of the CRIME OF *Receiving Stolen Goods*
committed as follows:

The said *Isaac Kirkpatrick*

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,

One slab of the value of forty dollars.
One precious stone (of the kind commonly
called a diamond) of the value of forty dollars.

of the goods, chattels, and personal property of the said

William E. Jenkins

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

William E. Jenkins
unlawfully, unjustly, ~~and for the sake of wicked gain,~~ did feloniously receive and have (the said

Isaac Kirkpatrick
~~taken and carried away~~ 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.

DANIEL C. ROLLINS,

~~BDNJ-K-PHELPS~~, District Attorney.