

0009

BOX:

231

FOLDER:

2259

DESCRIPTION:

Kernell, George

DATE:

09/20/86



2259

00 10

BOX:

231

FOLDER:

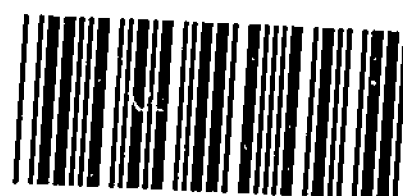
2259

DESCRIPTION:

Baker, George

DATE:

09/20/86



2259

Witnesses:

E. Proderick

Off. Magnus, 1886

Counsel,

Filed

day of

1886

Pleas,

THE PEOPLE

vs.

P

George Kernell

by 1st and

P

George Baker

RANDOLPH B. MARTINE,

District Attorney.

For Sept 18/86

Book filed of Burg 3

A True Bill.

Wm. MacLae

Foreman

S.P. Two years.

1894

Sections 498, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

0012

Police Court—14 District.

City and County } ss.:  
of New York,

of No. 166 East 32 Street, aged 30 years,

occupation Provision Dealer being duly sworn

deposes and says, that the premises No. 303 East 27<sup>th</sup> Street,

in the City and County aforesaid, the said being a store & dwelling house

and which was occupied by deponent as a Butcher store

and in which there was at the time a human being by name Officer Spencer

of the 21<sup>st</sup> Precinct were BURGLARIOUSLY entered by means of forcibly breaking the  
fastening of a transom over the  
front door of said premises

on the 6<sup>th</sup> day of September 1886 in the evening time, and the  
following property feloniously taken, stolen, and carried away, viz:

A quantity of fresh beef of the value  
of Five dollars

the property of John F. Broderick and in deponent's charge

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

George Kernell and George Baker  
for the reasons following, to wit: That on said date said  
premises were broken and said  
property taken and that deponent is  
informed by Officer Henry Mergent  
of the 21<sup>st</sup> Precinct Police that the  
said defendants in front of said premises  
that said Kernell was in the act of leaving  
said premises by means of said transom  
and that said Baker was standing



0013

underneath said trousers and that  
he had said property in his possession.  
Dependent further says that he has  
seen said keep taken from the possession  
of said dependant and fully identifies  
the same as having been stolen  
from said broken specimens.

Edward D. Doderick  
Sworn before me  
this 6<sup>th</sup> day of September 1886  
Andrew J. White Police Justice

Police Court	District.
THE PEOPLE, &c.,	
ON THE COMPLAINT OF	
vs.	
Burglary	Degree.
Dated	188
Magistrate.	
Officer.	
Clerk.	
Witnesses:	
Committed in default of \$	Bail.
Bailed by	
No.	Street.

0014

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY OF NEW YORK, ss

George Kernell 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

George Kernell

Question. How old are you?

Answer

19 years

Question. Where were you born?

Answer.

NS

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

Answer.

Greenpoint 6 years

Question. What is your business or profession?

Answer.

Brace polisher

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  
George Kernell

Taken before me this

day of

1889

John J. [Signature]

Police Justice.

0015

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 Agueda

Agueda 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 Sept 6 1886 Andrew White 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.

00 16

Police Court 14 1354 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Edward Broderick*  
*166 E. 32*  
*George Herquell*  
*George Baker*

*Officer*  
*Henry Lamb*

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated *Sept 6* 188 *8*

*W. White* Magistrate.

*Mugent* Officer.

*21* Precinct.

Witnesses \_\_\_\_\_

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

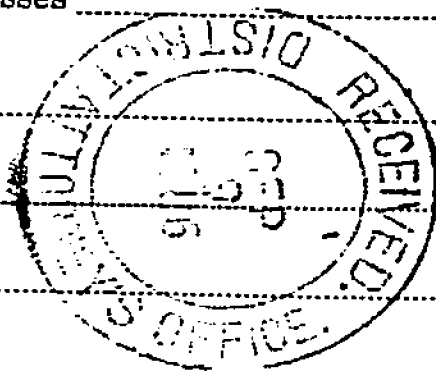
No. \_\_\_\_\_ Street.

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

\$ *1500* to answer *GA*

\_\_\_\_\_

*No 194*



0017

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged \_\_\_\_\_ years, occupation \_\_\_\_\_ of No. \_\_\_\_\_

*Harry Nugent*  
*Police Officer*  
*The 21st Avenue* Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

188

*Sept 6*  
*Harry Nugent*

*Andrew White*  
Police Officer

0018

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

George Sherman and  
George Baker

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

George Sherman and George Baker

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

The said George Sherman and George Baker, doth —

late of the Twenty-first Ward of the City of New York, in the County of New York, aforesaid, on the sixth day of September, in the year of our Lord one thousand eight hundred and eighty-six, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the Store of one

John F. Bradeida, —

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

John F. Bradeida, —

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.

0019

SECOND COUNT—

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

*George Stennell and George Baker*  
of the CRIME OF *Robbery* LARCENY, — committed as follows :

The said *George Stennell and George Baker, 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,

*Twenty pounds of meat, called*  
*hedge, of the value of Twenty*  
*cents each pound.*

of the goods, chattels and personal property of one

*John E. Braden,* —

in the *Store* of the said

*John E. Braden,* —

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.

*Randolph B. Martin,*

*District Attorney*



0020

BOX:

231

FOLDER:

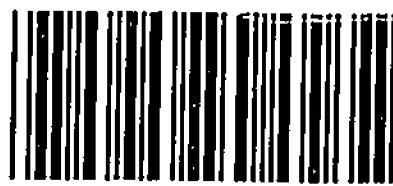
2259

DESCRIPTION:

Kiernan, John

DATE:

09/10/86



2259

0021

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BOX:

231

FOLDER:

2259

DESCRIPTION:

Doyle, Martin

DATE:

09/10/86



2259

0022

Witnesses:

off Martin, 2d. pres.

*Sullivan*

Counsel,

Filed 10 day of Sept. 1886

Pleads, *Indignity*.

THE PEOPLE  
vs.  
*John Kiernan*  
and  
*Martin B. Doyle*

Robbery, *first degree*.  
[Sections 224 and 225, Penal Code].

RANDOLPH B. MARTINE,

*Pr Sep 24/86* District Attorney.

*Book tried & convicted under  
Penal Code and each.*

A True Bill

*David Macleay*

Foreman.

*in motion of Sept 27<sup>th</sup>  
New Sullivan G. P. B.*

No 44

0023

Police Court

6

District.

CITY AND COUNTY  
OF NEW YORK. } ss.

Simon Sacks, 35 years old, peddler

of No 239 Henry

Street,

being duly sworn, depose and saith, that on the

24

day of

August

1886, at the

24<sup>th</sup>

Ward of the City of New York, in the County

of New York, was feloniously taken, stolen, and carried away, from the person of deponent by force and violence, without his consent and against his will, the FOLLOWING PROPERTY, VIZ:

One silver watch of the value of Twelve Dollars, and one horn comb of the value of Ten cents in all

of the value of Twelve Dollars and Ten cents ~~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 force and violence as aforesaid by

John Kreiman and Martin B. Doyle,  
both now here, from the following facts:

At about five o'clock on the afternoon of said day deponent was passing along the Fordham Road near Central Avenue when he was accosted by said Kreiman and said Doyle. Said Kreiman knocked deponent down and took said property from his possession, and said Doyle said to deponent to give up what he had or he would be killed. Deponent called "police" and said Kreiman took up a stone and told deponent to keep still or he would kill him. Officer Martin

of the 2d precinct police came up and arrested said Doyle who, as said officer informs deponent, pointed out said Kreiman as the man who had stolen deponent's said property. Simon Sacks

day of August 1886

Sworn before me, this

24

POLICE JUSTICE.

0024

CITY AND COUNTY }  
OF NEW YORK, } ss.

Christopher Martin  
aged 37 years, occupation Policeman of No. the 2<sup>d</sup> Precinct Police ~~Street~~, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Simon Sack  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 25<sup>th</sup> } Chris E. Martin  
day of August 1886 }

W. A. Wade  
Police Justice.

Christopher Martin

0025

Sec. 198-200.

6

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

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

Question. What is your name?

Answer. John Keenan

Question. How old are you?

Answer. 24 years

Question. Where were you born?

Answer. Ireland

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

Answer. Shapt 22 New Bedford; 2 months

Question. What is your business or profession?

Answer. Fireman

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

Answer. I am not guilty.

John Keenan

Taken before me this

25

day of

August

1885

W. H. Deane  
Police Justice.

0026

Sec. 198-200.

6<sup>th</sup>

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss

Martin B. Doyle 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.

Martin B. Doyle

Question. How old are you?

Answer.

29 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

Shaft No 22 New Acqueduct; 2 months

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I am not guilty Martin B. Doyle

Taken before me this

25

day of August 1888

Police Justice.



0027

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

Kiernan and Martin B. Doyle  
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, 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 August 25 1886

W. A. Burke 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.

0028

Simon Sacks, witness  
barked by  
Bernhard Bauman  
247 Henry Street

BAILED,

No. 1, by

Residence

Street.

No. 2, by

Residence

Street.

No. 3, by

Residence

Street.

No. 4, by

Residence

Street.

1243  
Police Court 6<sup>th</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Simon Sacks  
~~770~~

1 John Krinan  
2 Martin B. Doyle  
3  
4

Offence Robbery

Dated August 25<sup>th</sup> 1886

Welde

Magistrate.

Christopher Martin

Officer.

2<sup>d</sup>

Precinct.

Witnesses

No.

Complainant  
Committee of the

No.

House of Representatives

No.

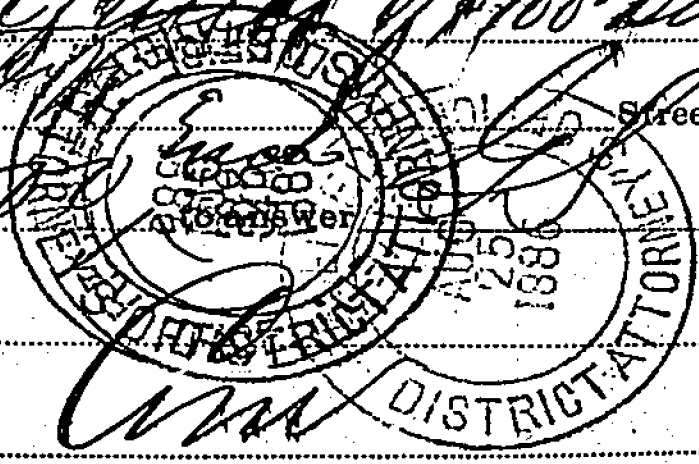
in default of \$100.00

\$

25<sup>th</sup>

1886

4044



0029

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Hieman and  
Martin B. Dorge

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

of the CRIME OF ROBBERY in the first degree, committed as follows:

The said John Hieman and Martin  
B. Dorge, both —

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
fourteenth day of August, in the year of our Lord one thousand  
eight hundred and eighty-five, in the day (time of the said day, at the Ward, City  
and County aforesaid, with force and arms, in and upon one Simon Sader,  
in the peace of the said People, then and there being, feloniously did make an assault, and

one watch of the value of twelve  
dollars, and one coat of the  
value of ten cents,

of the goods, chattels and personal property of the said Simon Sader  
from the person of the said Simon Sader, against the will,  
and by violence to the person of the said Simon Sader,  
then and there violently and feloniously did rob, steal, take and carry away, (each  
of them the said John Hieman  
and Martin B. Dorge being then  
and there aided by an accomplice  
actually present, to wit, each of  
them by the other,) —  
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.

Randolph B. Buntine,

District Attorney

0030

BOX:

231

FOLDER:

2259

DESCRIPTION:

Kiernan, Thomas

DATE:

09/30/86



2259

0031

BOX:

231

FOLDER:

2259

DESCRIPTION:

Hahn, Jacob

DATE:

09/30/86



2259

Witnesses:

Upon the evidence in the  
trial of Hahn and the  
statement of Kiernan  
as a witness in that trial  
together with the evidence  
of his character, freedom  
and the dismissal  
of the indictment against  
Kiernan  
I am not bound  
Oct 11/86.

B. C. Callahan

Counsel,  
Filed 20 day of Sept 1886  
Pleads Not Guilty. Oct 1

THE PEOPLE  
vs.  
Thomas Kiernan  
and  
Jacob Hahn

RANDOLPH B. MARTINE,  
District Attorney.

A TRUE BILL.  
J. J. [Signature]  
Foreman  
No. 331.  
Ch. J. [Signature]  
District Attorney  
Oct 11/86

0032



0033

Police Court, District.

City and County } ss.  
of New York,of No. 100  
occupation

that on the

York, in the County of New York.

District.

Tham. Rappol  
Street, aged 44 years,  
being duly sworn, deposes and says,  
19 day of September, 1886, at the City of New  
York, in the County of New York.

Thomas Rieman and Jacob Hahn.  
Both nowhere and another person.  
Not yet arrested and unknown  
to deponent did unlawfully  
and feloniously obtain from  
deponent induced by a wrongful  
use of force or fear, money. Called  
it official right. The sum of  
Five dollars. Both are lawless  
Money of the United States issue  
That on same date the said  
defendants entered deponent's  
premises in West 96 Street. Called  
in. Drink. That deponent sold  
to said defendants three glasses  
of Weiss Beer which the said defendants  
paid to deponent the sum of fifteen  
Cents in payment for the same.  
That the said Rieman then said  
to deponent that he was a police  
officer and ordered deponent to  
put on his coat and go. Aligned  
with the said Rieman that deponent  
was under arrest. Charged with  
violating the State Law of the  
State of New York. That the said  
Rieman then said to deponent if you  
will give five dollars. I will let  
you go. Meaning this deponent. Deponent  
then gave to the said Rieman the  
said sum of five dollars.  
and that the said defendants  
did then and there leave deponent's  
premises in company with each



0034

Other. Defendants therefore charged that the  
said defendants were acting in concert.  
together and did unlawfully obtain  
from defendant the said sum of money  
in violation of Law.

From to be given me {  
this 20<sup>th</sup> day of September 1886 {  
Frank T. Rappalt

W. A. Biddle  
Police Justice

Dated 1886 Police Justice.

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

Dated 1886 Police Justice.

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

Dated 1886 Police Justice.

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

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

Police Court-- District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

1  
2  
3  
4

Offence,

Dated

1886

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street.

\$

to answer

Sessions

0035

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer. *Thomas Korman*

Question. How old are you?

Answer. *36 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *13 Shutterside St. N.Y. - 2 Months*

Question. What is your business or profession?

Answer. *Bricklayer*

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

Answer. *I am not guilty*  
*Thomas Korman*

Taken before me this

day of

Police Justice.

0036

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK.

*Jacob Hahn* 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. *Jacob Hahn*

Question. How old are you?

Answer. *34 Years*

Question. Where were you born?

Answer. *New York*

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

Answer. *575 West 67 Street 10 Years*

Question. What is your business or profession?

Answer. *Hatchman*

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*  
*Jacob Hahn*

Taken before me this

day of *September* 188*8*

Police Justice.

0037

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

Thomas Herman Jacob-Hahn  
guilty thereof, I order that he be held to answer the same and 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 Sept 20 188 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 he to be discharged.

Dated 188 Police Justice.

0038

12/30

Police Court-- District.

THE PEOPLE  
ON THE COMPLAINT OF

*Frank Appell*  
*West 96th St. Apt 11A*  
*87th Ave*  
*Manhattan*  
*Frank Appell*  
*Frank Appell*  
3  
4  
Office of *Frank Appell*

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated *Sept 20th* 188*6*

*Steele* Magistrate.

*Trayner* Officer.

*31st* Precinct.

Witnesses *Reiman Trayner*

No. *31st Precinct* Street.

No. Street.

No. Street.

\$ *1500* to answer *LB*

*Com*

0039

## Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

*against*

Stephan Kierman  
and Fred Adams

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

Thomas Sherman and Jacob Adams

of the CRIME OF *Extortion*.

committed as follows:

The said Thomas Kiernan and Jack  
John, both \_\_\_\_\_

late of the Third Ward of the City of New York, in the County of New York aforesaid, on the nineteenth day of September, in the year of our Lord one thousand eight hundred and eighty- nine, at the Ward, City and County aforesaid,

with force and arms, certain property, to wit: The sum of five dollars in money, lawful money of the United States, and of the value of five dollars, of the paper money and property of one Frank Campbell, and unlawfully and feloniously did then and there extort and take from the said Frank Campbell, with his consent, and consent then of then and there by then the said Thomas Vernon and Jacob Holm induced by a wrongful use of fear, to wit: fear on the part of the said Frank Campbell, induced by a threat then and there by the said Thomas Vernon and Jacob Holm made



to the said Frank Reynolds, to occur  
 in the said Frank Reynolds, to  
 occur, to wit: of having on said day, (the  
 same being the first day of the week,  
 commonly called and known as Sunday)  
 unlawfully sold intoxicating liquors  
 and wine as a beverage, against the  
 of the State in and case made and  
 provided, and against the peace and  
 dignity of the said State.

Respectfully,  
 J. D. Reynolds

Attorney



0041

BOX:

231

FOLDER:

2259

DESCRIPTION:

Kilfoyll, John

DATE:

09/29/86



2259

0042

BOX:

231

FOLDER:

2259

DESCRIPTION:

Mack, George

DATE:

09/29/86



2259

Witnesses:

I do not think  
a conviction  
can be had  
in this case  
& recommend the  
discharge &  
as an exon-  
eration  
Ed H. Hardy  
copy sent to  
Bureau

No. 300. Will ordered

Counsel,

Filed  
1886  
day of Sept

Pleadings  
10-30-

THE PEOPLE  
vs.  
John Kilfoyle  
and  
George Mack  
Grand Larceny, 2nd Degree.  
(From the Person.)  
[Sections 528, 531, Penal Code.]

RANDOLPH B. MARTINE,

Tr. Sec. 13/16 District Attorney.  
But did not have any

A True Bill.

Wm. O. Maclean  
Feb. 11  
No 300  
Foreman  
J. H. Hardy  
Bureau

0044

Police Court  
Third District

The People vs.  
Frederick Eichenberg

John Kilfoyle  
George Mack

Examination before Justice Patterson  
Sept 22 1886

Frederick Eichenberg the complainant  
being cross examined on his affidavit  
by Counsellor Draser, deposes and  
says: I reside at 326 Broome  
street, I am a baker. I charge  
the defendants with stealing my  
watch.

Q Where was that done?

A It was right in front of  
my premises 326 Broome street.  
It was about half past six  
p.m. I - quite a large crowd? A - Certainly.

Q You say there was a sick man  
there - a man in a fit?

A Yes; right in front of my  
door.

Q Will you swear that either one  
of those defendants stole  
your watch?

A I swore, and I repeat it,  
again, that these defendants

were closest to my body of any men. No one else had a chance to take the watch.

Q Will you swear that either one of the prisoners at the bar stole your watch?

A I swear that one of them is the thief; that is what I will swear.

Q That is not an answer.

A On the left hand side of me was the officer leaning on the top of the door, between the rails. While I was assisting the officer leaning against the rail. No one had a chance to take it but these men. They were close by me.

Q Did you see him take your watch?

A How could I see

Q Did you see?

A I certainly did not see them.

Q Just as soon as you lost your watch, you grabbed these men?

A Yes, as soon as I felt the man there and the ring dropped down, I turned around and grabbed these

- two men.
- Q Did you 'holler'?
- A Yes, and the officer came
- Q And arrested these men
- A Yes; took hold of them from the rear; I had them in front
- Q How long did you hold them before the officer arrested them?
- A About a moment - I could not tell whether it was a second or a minute - it was a few moments
- Q Then they were taken to the station house?
- A Yes Sir
- Q You went with them?
- A I did
- Q Were they searched in your presence?
- A They were
- Q Anything found on them?
- A Nothing of my property
- Q Do you know either of these men?
- A I do not
- Q Never saw them before?
- A Never.

By Justice Patterson

- 3 Q - You say these men were



behind you?

A. Yes Sir

Q. And you could not see them because they were behind you?

A. Yes.

Q. You were assisting the

Officer?

A. Yes. I was assisting the Officer. There was a man had a fit there.

Q. Was the Officer in uniform?

A. Yes Sir. On the other side, from where the watch was, I felt the watch moving and I grabbed these two men. They were closest to my body.

Q. They were closest to you?

A. Yes

By the Deane

Q. The officers were right behind you also were they not?

A. They were not. They were way back in the crowd. The first man had hold of the first man before the officer took hold of the other.

0048

District Police Court.

Affidavit—Larceny.

CITY AND COUNTY  
OF NEW YORK, } ss.

Frederick Eichenberg

of No. 326 Broome Street,

being duly sworn, deposes and says, that on the 21st day of September 1886  
 at the front of 326 Broome Street City of New York,  
 in the County of New York, was feloniously taken, stolen and carried away from the possession  
 of deponent and from his person  
 the following property, viz :

one gold watch of the  
 value of one hundred dollars  
 \$100

the property of Deponent

and that this deponent

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

and George Mack, (now here)  
 for the following reasons. Deponent  
 stood at the front of deponent's residence  
 at 326 Broome street and was in the act  
 of assisting a sick person lying on the  
 sidewalk. The said watch was in  
 deponent's left vest pocket attached  
 to a chain. Deponent felt some one  
 tugging at the said watch and  
 immediately turned and found the

Sworn before me this

day of

Police Justice.

188

0049

accused standing nearest to Deponent  
Deponent found that the said watch  
had been abstracted from Deponent's  
pocket by wresting the same from  
the ring. Deponent immediately  
accused the defendants of having  
taken the said property, and the  
defendants were immediately  
arrested by Policemen Stebbins and  
Orfken of the South Precinct  
Police. Deponent asks that the  
defendants be dealt with as the  
law directs.

SWORN TO BEFORE ME

THIS 22 DAY OF Sept. 1888

*J. H. Stebbins*  
POLICE JUSTICE.

*Friedrich Zichenberg*

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

23.

AFFIDAVIT—Larceny.

Dated

188

Magistrate.

Officer.

WITNESSES:

DISPOSITION

0050

Sec. 108-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer

*John Kilfoyle*

Question. How old are you?

Answer

*17 years*

Question. Where were you born?

Answer.

*U. S.*

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

Answer.

*176 Monroe St over 7 years*

Question. What is your business or profession?

Answer

*Errand boy*

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 Kilfoyle*

Taken before me this

*22*

day of

*Sept*

188*6*

Police Justice.

0051

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK } ss

3  
District Police Court.

*George Mack* 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

*George Mack*

Question. How old are you?

Answer

*19 years*

Question. Where were you born?

Answer.

*U.S.*

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

Answer.

*201 Madison*

Question. What is your business or profession?

Answer

*Ironmill*

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*

*George Mack*

Taken before me this

*22*

day of *Sept* 188*8*

*John P. Sullivan*  
Police Justice.

0052

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

*Defendants*

guilty thereof, I order that they be held to answer the same and they be admitted to bail in the sum of *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 *Sept 22* 188 *J. M. Patterson* 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.



0053

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

*Fredrick Eichenberg*  
*326 Broome*  
*John Kilboyle*  
*George Mack*

3

4

offence

from person

Dated

*Sept 22*

188

C

Magistrate.

*Cattum*  
*Stephens*

Officer.

Precinct.

Witness

*Andrew M. Stephens*

No.

*10 Reg. Police*

Street.

No.

*2 G.M.*

Street.

No.

*1500. 6th*

to answer

*G.S.*

Street.

*Bill ordered*

*Comel*

*No 300*

0054

DISTRICT POLICE COURT.

THE PEOPLE,  
ON COMPLAINT OF  
*Frederick Eichenberg*  
agst.  
*John Kilboyle*  
*George Mack*

Examination had *Sept 22* 188 *6*

Before *Jack H. Patton* Police Justice.

I, *Valerium L. Ormsby* Stenographer of the *1d* District Police Court, do hereby certify that the within testimony in the above case is a true and correct copy of the original Stenographer's notes of the testimony of *Frederick Eichenberg* as taken by me on the above examination before said Justice.

Dated *Sept 29* 188 *6*

*Valerium L. Ormsby*  
Stenographer.

Police Justice.

0055

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Killgough and  
Fitzgerald made*

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

*John Killgough and Fitzgerald made*  
of the CRIME OF GRAND LARCENY in the *second* degree, committed as follows:

The said

*John Killgough and Fitzgerald  
made, both -*

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

*one watch of the value of one*

*hundred dollars,*

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

*Charles J. Smith,  
District Attorney*

0056

BOX:

231

FOLDER:

2259

DESCRIPTION:

King, Ellen

DATE:

09/29/86



2259

Witnesses:

Counsel, *L. Shepherd*

Filed *29* day of *Sept* 188*6*

Pleads *Guilty*

THE PEOPLE

*10/2/13*  
*AS.*

*Ellen King*

Grand Larceny, 2<sup>nd</sup> degree  
[Sections 528, 581 Penal Code]

RANDOLPH B. MARTINE,

*22 Dec 1879* District Attorney.

*Guilty*

A True Bill.

*Recd these m. 29*  
*Wm D MacGregor*

Foreman.

*No 286*

0058

Police Court—

5<sup>th</sup>

District.

Affidavit—Larceny.

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

Sarah Gibson

of No. 166 East 122<sup>nd</sup> Street, aged 35 years,  
occupation none being duly sworndeposes and says, that on the 18<sup>th</sup> day of September, 1886 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:

four and lawful  
money of the United States consisting of three  
Bills of the denomination and value of five  
dollars to-gether of the value of fifteen dollars  
and one gold coin of the denomination and  
value of five dollars - to-gether of the value  
of twenty dollars, and one mus veiling dress  
of the value of ten dollars - & one mechanical  
Bird of the value of two dollars. Said property  
being to-gether and in all of the value of  
thirty-two dollars

the property of deponent and her husband William  
Gibson

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 Ellen King (now Mrs. John The

fact that since the commission of  
said offense deponent divorced and  
found the above described property in the  
possession of said Ellen King, and  
the said Ellen King admitted and  
confessed to deponent, and in open  
court, that she did so feloniously  
take steal and carry away the  
above described property

Sarah Gibson

Sworn to before me, this 21<sup>st</sup> day

of September 1886

Police Justice.



0059

Sec. 198-200.

5<sup>th</sup>

District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

Ellen King 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.

Ellen King

Question. How old are you?

Answer.

19 years -

Question. Where were you born?

Answer.

Ireland

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

Answer.

100 East 113<sup>th</sup> St. 1 day

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 guilty of the charge  
Ellen King  
mark

Taken before me this

21

day of September 1886

M. J. Fiske

Police Justice.

0060

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.....

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

Dated SEPTEMBER. 21<sup>st</sup> 188 6 W. H. Bude Police Justice.

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

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

0061

✓ 1430  
Police Court 5 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Sarah Gibson*  
*166 E 122*  
*Edwin Knig*

2

3

4

Offence *Harassment*  
*felony*

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence *1* \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Dated **SEPTEMBER. 21<sup>st</sup>** 188 *6*

*Charles Melde* Magistrate.

*Bernard Thompson* Officer.

*12<sup>th</sup>* Precinct.

Witnesses

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

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

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

\$ *10000* to answer *G.S.*

*Bill ordered*  
*Com*  
*No 286*

0062

This is to certify that Ellen King,  
has lived in my family for eight  
months as general housekeeper, during  
which time I have found her to be  
honest.

Mrs. N. Feiser  
306 E. 123.

September 21<sup>st</sup> 1886

0063

my July 17<sup>th</sup> 1886

This is to certify that  
Ellen King has been in  
my employ for the past  
eight months, and have  
found her to be an honest  
and willing girl.

Yours Truly  
Mrs. Keiser  
306 East 123<sup>rd</sup> St.

0064

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Edwin Smith*

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

*Edwin Smith*

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

The said

*Edwin Smith*

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

*three promissory notes for the payment  
of money, of the kind called United  
States Treasury Notes, of the denomination  
and value of five dollars each, three other  
promissory notes for the payment of  
money, of the kind called Bank notes,  
of the denomination and value of five  
dollars each, one gold coin of the value  
of five dollars, one dress of the value  
of ten dollars, and one mechanical kind  
of the value of two dollars, —*

of the goods, chattels and personal property of one *Barth F. Johnson*

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.

*Randolph W. Adams,*

*District Attorney*



0065

BOX:

231

FOLDER:

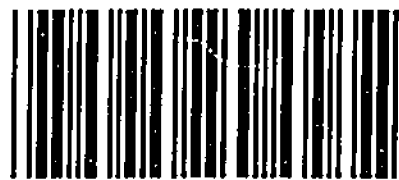
2259

DESCRIPTION:

Klein, Ida

DATE:

09/22/86



2259

0066

Witnesses :

Wm. M. Robbins, 10<sup>th</sup>  
Jella Read

Counsel, *Wm. Robbins*  
Filed *241* day of *Sept* 188*6*  
Pleads, *Indictment*

THE PEOPLE

*vs.*  
*346* *Christus*

*Ida Klein*

*H.P.*

KEEPING A HOUSE OF ILL FAME, ETC.  
(Sections 323 and 385, Penal Code.)

RANDOLPH B. MARTINE,

*District Attorney.*

*Dr. Geo. W. R.*

*Head of*

A True Bill.

*Read McCoole*  
*juror suspended, Foreman*  
*Oct 5/86*

*No. 215*

0067

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, { ss

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

Question. What is your name?

Answer.

*Ida Klein*

Question. How old are you?

Answer.

*27 years of age*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*228 Coney Island St. eight days*

Question. What is your business or profession?

Answer.

*I keep a cigar store*

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

Answer.

*I am not guilty.*

*I demand a trial by jury.*

*Ida Klein*

Taken before me this

*17<sup>th</sup>*

day of *September* 188*6*

*William J. Sullivan*

Police Justice.

0068

Sec. 151. .

Police Court 3rd District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Andrew M. Stebbins of No. 10 West Police Street, that on the 15 day of September 1886, at the City of New York, in the County of New York, James Lee did keep and maintain at the premises known as Number 228 Chrystie Street, in said City, a Regan House and House of Prostitution and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain ~~drinking, dancing, fighting,~~ disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the statute in such case made and provided.

THESE ARE, THEREFORE, in the name of the People of the State of New York, to Command you, the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the body of the said

James Lee and all vile, disorderly and improper persons found upon the premises occupied by said James Lee and forthwith bring them before me, at the Third DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 16 day of September 1886

M. Patterson POLICE JUSTICE.

0069

Police Court—3 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Anderson M. Stebbins

Ida Klein

WARRANT—Keeping Disorderly House, &c.

Dated Sept. 16 1886

Patterson Magistrate.

Stebbins Officer.

10 Precinct.  
The Defendant Ida Klein

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

Stebbins Officer.  
Dated Sept 17 1886

This Warrant may be executed on Sunday or  
at night.

M Patterson Police Justice.

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.

Dated

188

Police Justice.

The within named

0070

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

Sda Klein  
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 September 18 1888 J. M. Putnam Police Justice.

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

Dated September 18 1888 J. M. Putnam Police Justice.

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

Date: \_\_\_\_\_ 1888 \_\_\_\_\_ Police Justice.



0071

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Bella Reader  
on Home of Detention  
on deposit of \$100.  
to take up.

Police Court

District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

Mildred M. Stettin  
16 Precinct

vs.  
Lena Klein

2

3

4

Dated

September 17

188

Patterson

Magistrate.

Stettin

Officer.

10

Precinct.

Witnesses

Bella Reader

No.

Home of Detention

9 1/2 Ave. N.

No.

Sept 18

Street.

No.

\$ 5.00 to answer

G. S.

Bailed

40215

0072

POOR QUALITY  
ORIGINAL

DAVID M. NEUBERGER,  
ATTORNEY AND COUNSEL.

People's  
Doo (Bing)  
428 Chapin  
Hon. R. B. Montague  
Colonial City  
My dear Sir:-

TRADESMEN'S BANK BUILDING,  
29 BROADWAY, NEW YORK.

1886

I am in the Court Room suggest-  
tion to meet concerning the  
issuance of the indictment against  
defendant in above action  
I called on Capt. Aldrich (10<sup>th</sup>  
precinct) to obtain certificate  
from him that the defendant  
had vacated premises and had  
abandoned her former calling  
there. He stated to me that my  
statement was doubtless  
true & he would give his certifi-  
cate but he could not do so  
without an official request  
from your office as it was for-  
bidden by the rules of the  
department. Would you please

0073

POOR QUALITY  
ORIGINAL

be kind enough in case  
you require such a certi-  
ficate in addition to the af-  
fidavits already presented  
to you, and to confirm  
my statement to request  
the same from Capt. Allaire  
so that the action may have  
such disposition as kindly  
suggested by you.

I thank you  
in advance for your kind  
consideration, and am

Yours truly  
Edward J. Hubert

W.B. I will have request  
delivered to the Capt.  
if you will kindly  
hand it to him

The Seattle  
NS  
J. A. Stearns

0074

The People ~  
vs  
Ida Klein

Ms. 2) Will have request  
of the court to  
allow the use of  
the exhibit in  
the trial of the  
case.

Exhibit 1  
Exhibit 2  
Exhibit 3  
Exhibit 4  
Exhibit 5  
Exhibit 6  
Exhibit 7  
Exhibit 8  
Exhibit 9  
Exhibit 10  
Exhibit 11  
Exhibit 12  
Exhibit 13  
Exhibit 14  
Exhibit 15  
Exhibit 16  
Exhibit 17  
Exhibit 18  
Exhibit 19  
Exhibit 20  
Exhibit 21  
Exhibit 22  
Exhibit 23  
Exhibit 24  
Exhibit 25  
Exhibit 26  
Exhibit 27  
Exhibit 28  
Exhibit 29  
Exhibit 30  
Exhibit 31  
Exhibit 32  
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Exhibit 86  
Exhibit 87  
Exhibit 88  
Exhibit 89  
Exhibit 90  
Exhibit 91  
Exhibit 92  
Exhibit 93  
Exhibit 94  
Exhibit 95  
Exhibit 96  
Exhibit 97  
Exhibit 98  
Exhibit 99  
Exhibit 100

be found among the case  
you require such a certificate  
in addition to the  
already present  
upon, and to be  
submitted to the court  
the case from the court  
at that the action may  
such deposition as may  
be required by you.

0075

District Attorney's Office.

PEOPLE

vs.

Ida Klein  
House of Elfranie

Let Compt. come  
to see me on  
11<sup>th</sup> inst,  
also Officer Stebbins  
of 16<sup>th</sup> precinct,  
Oct 8/86 R.B.M.

0076

District Attorney's Office.

PEOPLE

vs.

Ida Klein

Bandy House

Let this case  
be put on Calender  
~~for~~ in Part 2, to-  
morrow, RBM  
Oct 11/86



0077

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

POLICE COURT, 3 DISTRICT.

Anderson M. Stebbins

of 10<sup>th</sup> Precinct Police ~~S~~, being duly sworn, deposes and says,

that ~~on the~~ day of Ida Klein,

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

now here, is the person mentioned  
in the annexed affidavit of  
deponent by the name of Jan-  
doe, and is the keeper of the  
Bogan Store in premises 228  
Chrytie Street which is a house  
of prostitution. That deponent  
was solicited in the premises  
or kept by said deponent, by  
a woman therein, and deponent  
paid said woman a dollar to

Shaw to Reich in the City of New York  
of September 1886

John J. Smith

0078

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness.

Disposition

Have Special Constables with her  
and saw said woman hand the  
said glass to the defendant.  
Sworn to before me this  
17<sup>th</sup> day of September 1886

Anderson M. Stebbins

J. H. Patterson Police Justice

0079

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

POLICE COURT, 3 DISTRICT.

Bella Reade

of No. 228 Chrystie Street, being duly sworn, deposes and says,

that on the 15<sup>th</sup> day of September 1886

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

I Ida Klein, now here, is the  
keeper and proprietor of the  
Rego store at 228 Chrystie  
Street, which premises so kept  
by said Ida is a house of  
prostitution. That dependent  
occurs with said Ida.

Bella Reid

Sworn to before me, this

of

September 1886

16<sup>th</sup> day

William H. Hutton

Police Justice.

0080

Police Department of the City of New York,

Precinct No. 10

New York, October 8<sup>th</sup> 1886

William H. Murray  
Secretary  
Sir

I have the honor to report  
for the information of the District Attorney that the  
premises No. 228 Chrystie St. formerly occupied by John Klein  
are now effectually closed

Respectfully  
Submitted,  
Captain W. H. Bennett  
for  
Supt. Davis

0081

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
*against*

*Ida Klein*

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

*Ida Klein*

(Section 322,  
Penal Code.)

of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND HOUSE OF ILL FAME, committed as follows:

The said *Ida Klein,*

late of the *14th* Ward of the City of New York, in the County of New York aforesaid, on the *fifteenth* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*six*, and on divers other days and times as well before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County aforesaid, a certain common bawdy house and house of ill fame, unlawfully and wickedly did keep and maintain; and in the said house divers evil-disposed persons, as well men as women, and common prostitutes, on the days and times aforesaid, as well in the night as in the day, there unlawfully and wickedly did receive and entertain; and in which said house the said evil-disposed persons and common prostitutes, by the consent and procurement of the said

*Ida Klein.*

on the days and times aforesaid, there did commit whoredom and fornication; whereby divers unlawful assemblies, disturbances and lewd offences on the days and times aforesaid, as well in the night as in the day, were there committed and perpetrated; to the great damage and common nuisance of all the good people of the said State there inhabiting and residing, in manifest destruction and subversion of, and against good morals and good manners, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

SECOND COUNT.—

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

*Ida Klein*

(Section 835,  
Penal Code.)

of the CRIME OF MAINTAINING A PUBLIC NUISANCE, committed as follows:

The said *Ida Klein,*

late of the Ward, City and County aforesaid, afterwards, to wit: on the *fifteenth* day of *September*, in the year of our Lord one thousand eight hundred

0082

and eighty-~~nine~~, — and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, with force and arms, unlawfully did keep and maintain a certain common, ill governed house, and in ~~the~~ said house, for ~~her~~ own lucre and gain, certain persons whose names are to the Grand Jury aforesaid unknown, as well men as women, of evil name and fame and dishonest conversation, to frequent and come together then and on said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women in said house, at unlawful times, as well in the night as in the day, then and on said other days and times there to be and remain, tippling, drinking, gaming, cursing, swearing, quarreling, making great noises and otherwise misbehaving themselves, unlawfully and wilfully did permit and suffer, to the great annoyance, injury and danger of the comfort and repose of a great number of persons, good citizens of our said State there residing, and passing and repassing, to the common nuisance of the said citizens, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

THIRD COUNT.—

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

*Ida Klein* —

(Section 822, Penal Code.) of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said *Ida Klein*.

late of the Ward, City and County aforesaid, afterwards, to wit: on the *fifteenth* day of *September*, in the year of our Lord one thousand eight hundred and eighty-~~six~~, and on divers other days and times between the said day and the day of the taking of this inquisition, at the Ward, City and County aforesaid, unlawfully did keep a certain ill-governed and disorderly house, the same being a place of public resort, and in the said house and place of public resort, for ~~her~~ own lucre and gain, certain persons, as well men as women, of evil name and fame, and of dishonest conversation, to frequent and come together, then and on the said other days and times, there unlawfully and wilfully did cause and procure, and the said men and women, in ~~the~~ said house, at unlawful times, as well in the night as in the day, then and on the said other days and times, there to be and remain, drinking, tippling, gambling, rioting, disturbing the peace, whoring and misbehaving themselves, unlawfully and wilfully, did permit, and yet continues to permit, by reason whereof the peace, comfort and decency of the neighborhood around and about the said house were, and yet are, habitually disturbed, 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.

**RANDOLPH B. MARTINE,**  
District Attorney.



0083

BOX:

231

FOLDER:

2259

DESCRIPTION:

Kotshofski, Joseph

DATE:

09/17/86



2259

Witnesses:

*S. Kramer*

*Ch. Donahue*

*335-Bulw.*

Counsel, *[Signature]*  
Filed *17* day of *Sept.* 188*6*  
Plead *Not guilty (20)*

THE PEOPLE

*17.279*  
*23.844*  
vs. *P*

*Joseph Kotschowski*

Grand Larceny, 2nd degree  
[Sections 628, 63 Penal Code].

RANDOLPH B. MARTINE,  
*Pr. Secy Int. B.* District Attorney.  
*Black P.L.*

A True Bill.  
*Car. Geo. J. M.*

*Wm. M. M. M.*

*Sept 21-1886 Foreman.*  
*Adjs to some day last of*  
*testis* *M.F.*  
*40-173*  
*X 36*

0085

New York General Sessions.

PEOPLE ON MY COMPLAINT,  
VERSUS

Joseph Koptchofski

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, but rather that strict justice may be done in the premises.

I know the relations of the defendant and know they are all respectable law abiding citizens - I have ascertained that the ~~defendant~~ has never been hitherto convicted of any crime - he ~~was~~ defendant was in my employ but a short period and I believe that ~~him~~ is not a bad boy naturally and attribute his shortcomings this time to bad associations - The property taken has been restored to me and feeling that the defendant has suffered considerable imprisonment already somewhat atoned for

0086

this has first fault beg the Court  
to be merciful & lenient to him  
Dated September 29<sup>th</sup> 1886

Samuel H. Hemen

0087

Police Court—3d District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

Samuel Kramer  
of No. 171 East 78<sup>th</sup> Street, aged 55 years,  
occupation manufacturer of Jerseys being duly sworn  
deposes and says, that on the 30 day of August 1886 at the City of New  
York, in the County of New York, was feloniously taken, stolen and carried away from the possession  
of deponent, in the day time, the following property viz:

One and a half dozen of  
Jerseys of the value of  
forty five dollars \$45.00

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 Rothkopf

(now present) from the fact  
that the deponent admitted  
to deponent in open court in  
the presence of Officer Gillman  
of the 10<sup>th</sup> Precinct Police, that he  
the deponent did take, steal  
and carry away the above said  
property and sold the same to  
a peddler.

Samuel Kramer

Sworn to before me, this day

of September 1886

John J. McQuinn Police Justice.

0000

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Samuel M. Gilloon*  
aged 28 years, occupation Police Officer of No.  
14 Jefferson Street, being duly sworn deposes and

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

Sworn to before me, this

day of Sept

1888

*Samuel M. Gilloon*

*John J. Kramer*

Police Justice.



0089

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

*Joseph Kotschowski* 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

*Joseph Kotschowski*

Question. How old are you?

Answer

*77 years*

Question. Where were you born?

Answer.

*California*

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

Answer.

*235 East 47th street*

Question What is your business or profession?

Answer

*Clerk*

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.*

*Joseph Kotschowski*

Taken before me this

day of *August* 1886

*Michael J. Conner* Police Justice.

0090

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*  
If 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 *September 1* 188 *6* \_\_\_\_\_ 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.

0091

BAILED,

No. 1, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 2, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 3, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

No. 4, by \_\_\_\_\_

Residence \_\_\_\_\_ Street.

Police Court-- 3d 1315 District.

THE PEOPLE, & c ,

ON THE COMPLAINT OF

*Michael Kopman*  
*171 East 78*  
*Joseph Booth*

2

3

4

Office *Wm. J. Sullivan*

Dated *September 1* 1886

*Wm. J. Sullivan* Magistrate.

*Gillman* Officer.

*70* Precinct.

Witnesses \_\_\_\_\_

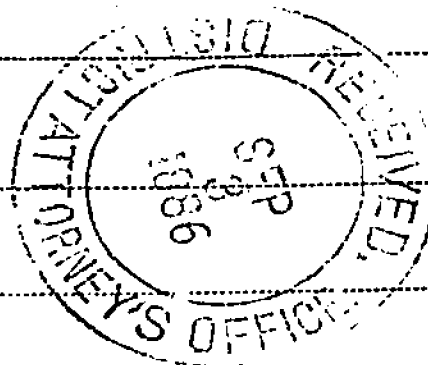
No. \_\_\_\_\_ Street.

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

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

\$ *500* to answer *G.S.*

*No 173* *Call*





0093

BOX:

231

FOLDER:

2259

DESCRIPTION:

Kuster, William

DATE:

09/28/86



2259

Witnesses:

Just Hoveli

*John C. Murray*  
Counsel,  
Filed *28* day of *Sept.* 188*6*  
Plends *indultully* by

THE PEOPLE  
*Grand Larceny, 2nd degree*  
[Sections 628, 681 Penal Code]  
*William Kuster*

RANDOLPH B. MARTINE,  
*Dr Chm 24/12 District Attorney.*  
*Grand Larceny.*  
A True Bill.

*Med McCleary*  
*John 15 Foreman*  
*mm 28/12*  
*28/12*



0095

Police Court— District.

Affidavit—Larceny.

City and County }  
of New York, } ss.of No. 98 First Street Jack Kestli Street, aged 49 years,  
occupation Cook being duly sworndeposes and says, that on the 28 day of August 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 day time, the following property viz :a gold watch, a gold watch  
chain & a gold bracelet in all of the  
value of about fifty dollars \$50.00the 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 William Kuester (nowhere)  
from the following facts  
to wit:— That at the time men-  
tioned deponent was employed as  
a cook in the kitchen of a place  
known as Washington <sup>in said city</sup> P.K. That  
at said time a nest of deponent  
containing the above described  
property was in a room ad-  
joining said kitchen. That  
while said nest was in said  
room deponent & defendant were  
in said kitchen. That depo-  
nent is informed by Fredrick  
Kunreich that he (Kunreich)

Subscribed before me this  
day  
1888

Police Justice

0096

saw defendant enter the room in  
 which said meat was remaining  
 in said room for the space  
 of three or four minutes. That  
 within fifteen minutes of the time  
 when defendant, as deponent is  
 informed, entered said room  
 deponent saw the above described  
 property. That shortly after de-  
 fendant went away from said  
 kitchen. That within half an hour  
 thereafter deponent missed said  
 property. That in the meanwhile  
 no other person entered said  
 room, nor had an opportunity to  
 take said property. That defen-  
 dant was not authorized to enter  
 said room & was merely a guest  
 in said kitchen.

Jost Goeshli

*[Signature]*

Sworn to before me  
 this 21<sup>st</sup> day of September 1886

Police Justice

0097

CITY AND COUNTY } ss.  
OF NEW YORK,

aged 25 years, occupation Fireman of No. 69 Street 4 East River Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Joel Hecoli  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 24 day of Sept 1888 Friedrich Henrich

Andrew J. White  
Police Justice.

0098

Sec. 198—200.

       District Police Court.

CITY AND COUNTY {  
OF NEW YORK, } ss

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

Question What is your name?

Answer.

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question What is your business or profession?

Answer

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

Answer.

Not guilty

William Kuester

Taken before me this

day of September 1888

Police Justice.

0099

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 Sept. 21 188 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 he to be discharged.

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



0100

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

*Hoeshi*  
*Just Placeli*  
*7.8 - vs. 1st*  
1 *Mallin Wester*

2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_

Offence

Dated *Sept. 21* 188*6*

*White* Magistrate.

*Martin* Officer.

*28* Precinct.

Witnesses *August Breckner*

No. *1166* *2 Avenue* Street.

*Charles Keiser*

*Washington Park* Street.

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

\$ *500* to answer *GS*

\_\_\_\_\_

\_\_\_\_\_

*No 289*



0101

Court of General Sessions of the Peace  
County of New York

The People &c  
against  
William Kiester

Sir

Take notice that you will be required  
to produce on the trial of the above named  
defendant two certain letters written by the  
above named William Kiester to Justus Kaeli  
the complainant herein, in relation to the  
subject matter of said complaint; which  
said letters were sent to and received by said  
complainant between the 1<sup>st</sup> and 20<sup>th</sup> days  
of September 1886. Or in default thereof  
parole evidence of the contents of the same  
will be offered.

Dated New York October 12 1886

Yours

John E. Murray  
Defendant's Counsel  
(No 230 E. 82<sup>d</sup> St.  
New York City

To

Randolph B. Martins Esq  
District Attorney

Court of General Sessions  
of the Peace  
New York County

The People &c

vs

William Wicks

(Notice to produce)

John E. Manning  
deputy Coroner

230 E 82nd St  
New York City

Attest  
Randolph B. McKim Esq  
Dist. Attorney

0103

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

William Hunter

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

- William Hunter -

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

The said

William Hunter,

late of the First Ward of the City of New York, in the County of New York aforesaid  
on the ~~twenty-fifth~~ day of August, in the year of our Lord  
one thousand eight hundred and eighty-~~six~~ —, at the Ward, City and County  
aforesaid, with force and arms,

one watch of the value of thirty

five dollars, one chain of the

value of fifteen dollars, and one

rocket of the value of ten dollars,

of the goods, chattels and personal property of one

John Smith,

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.

Randolph B. Smith,

District Attorney

0104

BOX:

231

FOLDER:

2259

DESCRIPTION:

Kylian, John

DATE:

09/09/86



2259



0106

Witnesses:  
For the reasons stated  
in the accompanying report  
of Court District Attorney  
who tried the defendant and  
recommended that this  
defendant be discharged upon  
his own recognizance  
June 11, 1887  
Randolph B. Martine  
Dist. Atty.  
Recommend that  
within indictment  
be dismissed.  
June 27/87  
Randolph B. Martine  
Dist. Atty.

J. M. Brady  
attorney  
for  
of  
1887  
Brady - Co

THE PEOPLE  
vs.  
John Hyland  
H.D.  
Under 1st degree  
[Section 183 - Penal Code]

RANDOLPH B. MARTINE,  
District Attorney,  
for the People vs. Hyland & def.  
A True Bill.  
Attest  
Attest Onceles

Mr. Jay

0107

Police Court, District.

City and County } ss.  
of New York,

of No. Livingston Place Street, aged 26 years,  
occupation States Prisoner being duly sworn, deposes and says,  
that on the 22<sup>nd</sup> day of November 1885, at the City of New  
York, in the County of New York, John Ryan Gorton

did wilfully burn and set fire  
to ~~the~~ dwelling house known as 404  
Can 64<sup>th</sup> Street, in the night  
time, there being at the time  
at least twenty people in  
said dwelling house among them  
being Josephine Mahout and  
Edward Mahout then present,  
and Mary Siaska to Mary Siaska her daughter  
and Annie Siaska the then unnamed having been burned  
to death.  
I am to depose  
this 29<sup>th</sup> day of August  
1886

Henry Mahout,  
P. A. Duffy  
Police Justice



0108

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 38 years, occupation Owen Haley  
Detective Sergeant of New  
Central Office Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Henry Kahout  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 26  
day of August 1888

Owen Haley

P. G. Duffy  
Police Justice.

0109

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Joseph B Bruner*  
aged 32 years, occupation Detective Officer of No. Central Office Street, being duly sworn deposes and

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

Sworn to before me, this 26<sup>th</sup>  
day of August 1886

*Jas C Bruner*

*J G Depp*

Police Justice.

0110

Sing Sing Prison July 15<sup>th</sup> 1886

Thomas Byrne

Inspector of Police and  
Chief of Detective Bureau

Dear Sir

I called on Henry Kahout age 26  
late residence 404 E. 64<sup>th</sup> St. New York but  
now a life convict at Sing Sing for arson in  
the first degree. He made the following  
statement of his own free will that he first  
met John Kylian and Tim Smith at a meeting  
of the cigar makers union no 1 at Cooper  
Union the first time I had any conversation  
with him was in June 16<sup>th</sup> 1885 Kahout and his  
wife were passing 408 E. 64<sup>th</sup> St. about 8 pm  
during that month "Kylian" was working in  
above number over of Mr. Benthams House and  
asked him to have a glass of beer on the same  
evening after Kahout came from the river about  
10 pm they returned to his own apartment and  
went to bed I cannot say what time it was  
but I was alarmed by fire at 408 E. 64<sup>th</sup> St. that  
I looked out the window and heard children  
say it is the room that them people just-

"Over"

0111

moved into, my wife brother and myself went out on the fire escape and remained watching the fire. I also saw several persons running through our hallway after everything was quiet. I went down on the street and on the steps of my house I saw the woman "Kylia" with her three children. Now I came to know her the people said it was the woman who lived in the room where the fire took place after I saw her I went up stairs. I don't recollect if my wife or I suggested to go down and invite her up or if I invited her up myself as it was raining very hard and the children were wet and no one seemed to care for them. I picked up one of the children she carried one and the other followed to my room on the 3<sup>rd</sup> floor back to remain in my house until her husband came after them. He came in about an hour after him or his wife refused to eat anything but we gave the children something to eat. I went out for a pint of beer in Machine Room, some of the neighbors were in my house, speaking to them and pitying them. "Kylia" remarked we did not have time to arrange our things the people asked him how the fire occurred. He said that he was

Driving a nail in between the windows for  
 a large glass after he hung the glass up  
 it forced the nail out and fell down on  
 the lamp which was standing on a table  
 it broke the lamp and set fire to the furniture  
 "Kyllian" and his family remained all night  
 in my house on the following day "Mrs"  
 "Kyllian" went to work after breakfast "Kyllian"  
 went to the fire he put in his pocket a tin  
 another hammer and a pair of long shears  
 making the remark that he carried them  
 if any one molested him, I followed him  
 and heard an Irishwoman next apartment  
 accusing him of setting fire to his apartment  
 he pulled out his hammer and showed it  
 to me to you or this I will break their  
 heads if they molest me "Kyllian" went down  
 town to see the Insurance Company to make  
 arrangements about his fire twice on the day  
 after the fire between 2 and 3 O'clock the  
 Insurance agent came and "Kyllian" and agent  
 went down on the street shortly after he  
 came up and told his wife that he was  
 going down town and get his money as  
 their trouble was over, she took her children



away shortly after he left saying she was going  
 to come friends at the time of the fire his wife  
 was down stairs paying the rent she had  
 one child in her arms the other child was  
 following her and the third child was after  
 a pint of beer he was up stairs alone Mr  
Kyllian made the remark on the night of  
 the fire that it was good she took her children  
 out with her or something might have  
 happened then that she did not know how  
 the fire took place about a week or two on  
 a Saturday Kyllian came to "Robert" and said  
 that he was living with relatives and did  
 not receive his insurance money on account  
 of moving from his old residence 542 E. 6th St.  
 he wanted a loan of \$5.00 which I gave him  
 until Kyllian got work, when I gave him the  
 \$5.00 he was of the opinion he would receive  
 his insurance less 10 per cent about 14 days  
 after he brought me back my \$5.00 he said  
 you done a good turn for me on account  
 of keeping myself and family in your house you  
 are a cigar maker and any time you get  
 any cigars or get them cheap. I have a number  
 of friends that can sell them for you.



for \$7.00 a hundred he said any of them that  
 I get I will pay you for and any time that  
 I get hard up can I come and borrow a few  
 dollars from you I said yes you might the  
 third day after paying me the \$5.00 he came  
 and borrowed \$6.00 or \$16.00 I cannot say how  
 much my wife gave him I also gave 100 cigars  
 every Saturday he used to return what money  
 I loaned him during the week, this kind  
 of business continued all the time, about four  
 weeks after his fire he called at my house after  
 we left the house and arrived on the walk  
 he said to me I will not get my insurance  
 the bigger the roger the better the luck there  
 is Bentheimer who set fire to his house him  
 self he received \$14.000 and me being a poor  
 man did not get a cent, but I will have  
 satisfaction for every dollar he has to receive  
 I will have \$5.00 or my life or somebody else  
 would pay the forfeit. I made an appointment  
 to meet him on the following Sunday. I met  
 him at Ritters Saloon on 2<sup>nd</sup> street between  
 1<sup>st</sup> and 2<sup>nd</sup> ave. A. we had a glass of wine  
 then he invited me to go out with him he  
 looked at me and said Judging from your  
 character that you are for me I can trust  
 I have several other people's secrets so I can  
 tell you also what I am about to tell you  
 I want you not to repeat for if you do you

will tell it for the last time and very out-spoken  
 he said I fixed that house myself. I said  
 you surely did not do that. His answer  
 was what is the reason. I did not if  
 others can do it - I can do likewise I said  
 how could you do it in front of your wife  
 and children why you know I sent my  
 wife to pay the rent - and the girl I sent  
 for beer. I said how could it be possible the  
fire could be so destructive in such a short time  
 He answered that everybody did not know  
 how to do it - he said that he first examined  
 the surroundings to see how near the Fire  
 Engines where to see what chance he would  
 have of being discovered and according to  
 that he arranged his <sup>plans</sup> before he moved into  
 the house when I moved into the house  
Kyle said I bought a quantity of Benzine  
 after the men unloaded my furniture I sent  
 my wife down to pay part of the rent in  
 advance then I pulled the furniture to  
 gether poured the stuff over the furniture  
 I then took the lighted lamp and fanning  
 it on the pile which immediately fixed up  
 I went out in the hall and shut the door  
 I opened the door to make sure that it  
 was burning all right and the flames  
 reached my nostrils then I ran down  
 stairs, after this conversation he said I have

for \$7.00 a hundred he said any of them that  
 I get I will pay you for and any time that  
 I get hard up can I come and borrow a few  
 dollars from you I said yes you might the  
 third day after paying me the \$5.00 he came  
 and borrowed \$6.00 or \$16.00 I cannot say how  
 much my wife gave him I also gave 100 cigs  
 every Saturday he used to return what money  
 I loaned him during the week, this kind  
 of business continued all the time, about four  
 weeks after his fire he called at my house after  
 we left the house and arrived on the walk  
 he said to me I will not get my insurance  
 the bigger the roger the better the luck there  
 is Brathman who set fire to his house him  
 self he received \$14,000 and me being a poor  
 man did not get a cent, but I will have  
 satisfaction for every dollar he has to receive  
 I will have \$5.00 or my life or somebody else  
would pay the forfeit. I made an appointment  
 to meet him on the following Sunday. I met  
 him at Ritters saloon on 12<sup>th</sup> street between  
 1<sup>st</sup> and 2<sup>nd</sup> ave. A. we had a glass of wine  
 then he invited me to go out with him he  
 looked at me and said Judging from your  
 Character that you are so mean I can trust  
 I have several other people secrets as I can  
 tell you also what I am about to tell you  
 I want you not to repeat for if you do you

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 a wife and three children, if you should  
 report this to any one I would be worried  
 and might get 10 years my wife who is  
 unable to do anything and I would be locked  
 up and no person take care of my family  
 I promised that I would keep his secret  
 then he said I know several people that  
 have set fire to houses five and six times which  
 I have said nothing about, I hope that you  
 will do the same with me then he said  
 I am making fair wages but I am terribly  
 in debt, but by winter time I have to  
 help myself, if I don't in winter we will  
 be starving but I know how to help myself  
 and will help you also, I asked him how  
 or what he meant he said if "Bentham"  
 can help himself why should not he.  
 He said I will tell you what we shall  
 do we will make a fire together I said  
 it was not necessary for me to do any  
 such thing and gave him my reasons  
 which were that my wife and I were making  
 good wages from \$23.00 to \$24.00 per week  
 we had no family and I had no need of  
 any such kind of business "Kylean" and  
 you should have considerations for your  
 neighbors and not be only for yourself I  
 must have somebody with me in the job  
 as I cannot do anything alone, I said I don't



want to have anything to do with it, why  
 don't you get some one else. He said that he  
 had already told me and it would not  
 do for many to know about the business  
 as it would be very dangerous. I tried  
 to put him off by saying it was not  
 necessary for me to do such business that  
 I would keep his secret and any time that  
 he was hard up I would help him all  
 I could. I asked him why he insisted on  
 me being with him he said you or I  
 are hard up and must have insurance  
 before winter and have nothing to get it on  
 I moved a trunk full of clothing to an  
 other place before I left to the place  
 and the 3<sup>rd</sup> day after I went to a funeral  
 in one of the Cabs that was supposed  
 to be on the insurance list and burned  
 up and no person noticed it. He asked me  
 to move in our house with him as I did  
 not require any insurance and if they lived  
 in the same house together I could loan  
 him bedding and clothing so as he could  
 raise a large insurance. I answered that  
 the bedding and clothing belonged to my wife  
 and brother as well as me and they would  
 have to know about it. He said that did  
 not make any difference if they did know it.  
 I answered Oh yes if I told my wife she

would have no more to do with me <sup>and</sup> you  
 would not dare come in the house, as far as  
 I am concerned I would do anything in  
 my power for you, but will not have any  
 of my family mixed up in it. He said you  
 need not be afraid of anything my plans  
 work so nicely that you will not lose  
 anything and make money besides the two  
 of us can move in one house on the  
 lower floor and get insured for all we  
 can then after we are living together I  
 will find out what parties are out at  
 Theatre or elsewhere evenings I will get  
 an impression in wax and make a key  
 to fit the lock and when the parties  
 are out I will go into their apartments  
 and set fire to their furniture and they  
 would be suspicious on them if any  
 my plan is to go into these apartments  
 that the people are out <sup>and</sup> pour benzine  
 or coal oil over everything then get a  
 plate but some benzine in that cover  
 it over with paper stick a short lighted  
Candle in it and leave it there <sup>and</sup> lock  
 the door again then I defy any one to prove  
 that I am the house on fire I said to  
 him anything that you want to do like  
 that you better do it yourself as I don't  
 want to do anything of that kind or



account of my wife I also asked him not to  
 speak about that thing again, that if  
 I wanted to do it I could not. He said  
 that the few dollars you give me will  
 not keep me and pay my rent but if you  
 want to do it with me, do it yourself and  
 what you advance me now I will  
 return to you after I get my insurance,  
 I finally gave way to his wishes by him  
 promising me that he would take all  
 the responsibility and work on himself  
 about a week before my fire, He said  
 that my brother or wife would not  
 know anything about it, but you must  
 promise me that you will give me a  
 share of the proceeds either one half or  
 one third. He finally got such control over  
 me that I could not think of nothing  
 else day or night but of his business  
 I said I was satisfied to have the fire  
 in my house. He said he would do  
 all the work and carry away the stuff  
 and let the place on fire all he wanted  
 me to do was to open the front door for  
 him so that no one would not see  
 him enter or leave and that he would  
 do the rest without my wife or brother  
 knowing anything about it on Sunday  
 November 22<sup>nd</sup> 1885 I took my wife and went

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 down to Kyllian's house on 6" street between  
 Ave A. and B. I left my wife in his house  
 and went out with Kyllian. He said that the  
 thing must be done to day if not it will be  
 an other week or more before we can get at  
 it and it is only waste of time and the winter  
 is on our neck. I said if it is your wisher,  
 why we will do it to day. He said we  
 will go back home to my house and tell your  
 wife to go home, with you and I will come  
 up to see you. He came up about 8.30 p.m.  
 and for an excuse said he was in the  
 neighborhood and stopped in to get some cigars.  
 I went out to get a pint of beer we drank  
 the beer Kyllian went out and I followed him  
 to the door and returned. He said I will  
 remain in the neighborhood until all go  
 to sleep then I will come up and consult  
 with you what to do. He returned about 11.30  
 p.m. and came into my room. I left the door  
 unlocked for him. He came in very easy I  
 did not hear him as he had taken his  
 shoes off in the hall. He took into my room  
 with him a gallon demijohn and a half  
 gallon demijohn. I don't know if it was bergine  
 or Koenig Soil. He told me to bring him every  
 thing I had such things as bed clothing or  
 clothing I got my wife and brother's clothing  
 took them into the front room and the door to

Y

As that no person would hear us we tied them up in a bundle and he picked up the bundle and started out saying he would be back directly my brother and wife being asleep at the time and knowing nothing about what was going on, after He left I went to bed He came back in about 45 minutes I asked him what he done with the things. He said now is no time to speak of that as you will get all of your things back again thus. He took the fellow case and went over the room the second time and picked up any little things that were laying around saying it was a pity to lose them, then he went away with the bundle the second time and returned in a few minutes he must have given this bundle to some person waiting or put it among the rocks. after He returned he poured the stuff from the tinifolus into a bucket he then poured about a quart of it into a tin can, he then said up till now I have done the work in fact all myself now you will have to help me I said I don't want to do anything in the matter and I would rather that you would not do it at all he said it is a dark and rainy night and we would not have such an other chance He pulled out a piece of punk

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from his pocket. He cut a small strip from it and tied it in with four matches. He told me to sit down on a trunk or my wife's bed close by the door and in about five or eight minutes you will hear a dull explosion and as soon as you hear the explosion throw the contents of this can on the stairs and hallway, at the same time make a cry and awake your wife and brother, when Kyllian gave me the tin can and instructions what to do he carried the bucket of stuff down stairs with him as soon as I heard the explosion I became afraid and put the can under the bed where it was afterwards found. I rushed to my wife's bed and put a blanket over her. I also picked up her skirt which she put on on her way to the window. I returned to the back room and the fire was already coming under the door. He told me that I should leave the door open as it would cause a draught and when once it is caught the Devil himself could not extinguish it, instead of that I shut the door and let down the hatch and placed a rough bag at the bottom of the door to prevent the fire from coming in. The reason he did not fire the can down the stairs as Kyllian ordered him to do



Kahout says that he saw his chance was bad and that people up stairs had to come down and the fire was coming up stairs he did not see any chance for them. my wife brother and myself escaped on the roof in the rear and went down a fire escape into the yard. I took my wife to Kylans house on 6<sup>th</sup> street near Ave. B about 4 am. the fire broke out at 1:30 am on Monday morning I had to hunt around the fire some time before I could find my wife and brother. when I arrived at Kylans house, I slept in the same bed with him he asked me if all the house was burned up and if any person was killed I informed what I had done and he said I had done wrong if I had to carry out his plans that it should be all right. that if I should be arrested or he should be arrested for both to keep their mouths shut and they could not be convicted if he would say anything he would get 10 years we made arrangements if anything should happen one of us the other would take care of his family that was our understanding he never done anything for my family yet I only saw him once in Sup. Ct. Court when he told me not to say anything the next

time when he was a witness in the General Sessions when he swore that I was sleeping in his house on the night of the fire. on the morning after the fire I asked him about my property and he said it was all right and that no person would see it. My brother came to "Kyllian's" house at 6 a.m. in the morning Monday. "Kyllian" asked him if the house was all burned down he said no only the 3<sup>rd</sup> and 4<sup>th</sup> floors he was made the following lot of property was carried away before the fire by "Kyllian" bed clothing his wife's clothing also clothing belonging to his brother and himself a lot of shoes marked J. K. one pair gold studs buttons and made one silver span for use with his wife can identify above property she is living with his sister 210 E. 163<sup>rd</sup> St. Mrs. Kabanoff

"Kyllian"  
Deputy

John Kabanoff

Attest

Sworn to before me  
 this 29<sup>th</sup> day of August 1899  
 J. H. Kabanoff  
 Notary Public



0126

New York July 17<sup>th</sup> 1886

Josephine Kahout residing at 210. E. 63<sup>rd</sup> St.  
 room 44 makes the following statement to  
 questions asked of her I was married to  
Henry Kahout on April 4<sup>th</sup> 1885 the first  
 time I ever saw John Ryliam was about  
 one month later. He came to my house with  
 a wash line I was then living at 404. E.  
 64<sup>th</sup> street. I don't remember him calling after  
 that until I saw him moving into 408  
 East 64<sup>th</sup> street I think he lived on the  
 3<sup>rd</sup> floor back. my husband and I left the  
 house together to go down by the river he  
 met Rylian when he was moving in and  
 they had some conversation. I walked on  
 towards the river and <sup>my</sup> husband remained  
 back a few minutes when he followed me  
 my husband and I returned from the river  
 about 9 or 9.30 pm, we went to bed before  
 the gas was turned out in our hall, my  
 brother in law was home and we all went  
 to bed, the first thing I knew we heard  
 the alarm of fire and the children of our  
 next door neighbor named "Mottuch" were  
 all out on the fire escape shouting fire  
 my husband's brother in law and I heard  
 from 66<sup>th</sup> street and myself all went out on  
 the fire escape, my husband went down

0127

stairs and took one of Kylia's children up  
stairs I don't know if I sent him down or  
not Mrs. Kylia's had one child in her arms  
and the other child followed in. I don't  
remember if "Kylia's" came in or not at the  
time but I am sure he came in about  
five minutes after and a young German  
man who used to lodge with "Kylia's"  
they all stayed that night. Mr. Kylia's said  
what caused his fire he was driving a  
nail in the wall to hang a glass on the  
glass fell and turned over the lamp and  
set fire to his furniture. I am not sure how  
long Kylia's remained in my house if it  
was three nights and two days or not  
but I am positive it was, I don't know how  
they left when I came home from work they  
were gone, I used to see "Kylia's" at my house  
about every two weeks after his fire, he came  
often for the loan of money and cigars I  
some times gave him money and my husband  
money and cigars, I think I went to "Kylia's"  
once on a Sunday before the fire at my  
house, on the Sunday of the fire I visited  
Kylia's house with my husband and we  
found a number of people there Germans  
and Bohemians my husband and Kylia's  
went out about 7.30 and returned about  
6.30 or 7. from my husband said in a little

while let me go home, my brother in law and  
 myself went home, and my husband  
 remained and remarked that him and  
Kyllian were going to stop at 46" street  
 my brother in law and me had been home  
 about a half an hour when my husband  
 and "Kyllian" came in, they both had been  
 drinking but was not drunk, about 9. for  
 my brother in law and me went to bed  
 I don't know how long "Kyllian" remained  
 in my house my husband or Kyllian did  
 not ask change their conversation was  
 about work, the first I knew about the  
fire was I heard my husband crying out  
 to me that the house was on fire I jumped  
 out of bed got a shirt and skirt and  
 went out on the fire escape, my husband  
 and I always slept in one bed but on  
 that night I don't know if he did or not  
 as I had gone to sleep, my husband ran  
 to my brother in law's room and cried  
 out fire my brother in law jumped out  
 of bed in his trousers picked up his  
 pants which was hanging on a chair  
 and ran to the window after me I  
 don't remember anything my brother in  
 law said and the only thing I remember  
 my husband saying was to hurry up and  
 run out the window, after we left the

house we went into the room of Mr. Gilt  
 from there we went out on the street and  
 from there into a saloon I think the No  
 is 414. & 64" street and from there into a  
 Grocery store, my husband came in here  
 with my brother in law, my husband  
 took us to Kylans house on 6" street  
 I think between ave A and B  
 my brother in law said in the Grocery  
 store. I don't know where I shall sleep  
 and he had no boots or coat on and  
 it was raining and very cold the Grocery  
 man loaned him a coat  
 my husband and I arrived at Kylans  
 house about 3:30 and they were all in  
 bed we rapped on the door some time  
 they did not want to open it, they  
 asked who it was when we told them  
 they let us in my husband said we had  
 been burned up, Mrs. Kylia called her  
 husband and he asked how it happened  
 my husband, said I heard an explosion  
 and at the same time the windows  
 began to break, Mrs. Kylia and I slept  
 in our bed and my husband and  
Mr. Kylia in the next room I heard  
 my husband and Mr. Kylia speaking  
 for some time but paid no attention to their  
 conversation I thought it was about the



0130

fire, we had been in bed about a half  
 hour when my brother in law came to  
 the door "Mrs Kylian" let him in  
 we remained in Kylian's house until  
 Tuesday morning at 9 am as my brother  
 in law came in on Monday afternoon  
 at 3 pm and informed us that we were  
 wanted at the 59" station house on  
 Tuesday morning at 10 am a man named  
 Pinker was with my brother in law  
 at the time he informed us, we went to  
 the station house and I was held at  
 57" Court for 3 weeks and then  
 sent 5 weeks and 3 days to the Tomb  
 my husband told me he knew nothing  
 about the fire and my brother in law  
 Edward also said he knew nothing  
 about it. I have seen Kylian when  
 I was let out of the Tomb as my husband  
 gave me a list of the money that was  
 loaned by us to Kylian and my  
 husband told me to go and see Mr  
 Kylian and get our money Mr Kylian  
 only gave me \$4.00 and his wife gave  
 me \$1.00 when my child was born  
 I was then living at 333 East 38" street  
 they still owe me \$10.00 "Kylian" came to  
 see me in this house about 3 months  
 ago when I lived down stairs and look

Come wine to me, He asked me how I was  
 and if I was up to see my husband yet, that  
 was the last I have seen of him I don't know  
 where he lives I have heard the people  
 in the shop say that "Kyllian" had my  
 property in his house they say that I  
 they saw it in the Bohemian newspaper  
 I can identify my property any place I  
 should see it, on the night of the  
 Kylian fire Mrs Kylian said she was  
 paying the rent at the time of the fire  
 she had two children with her and the  
 other was after her my husband Brother  
 in law her children and some other  
 people heard the same remarks Kylian  
 the young woman and lady from 66" at  
 heard the same if lady in 66" that  
 is wanted I think I can find her

Respectfully

David Kasper

Det. 66"

Sworn to before me  
 this 29<sup>th</sup> day of August 1886 } Toofa Robert  
 J. A. Buffin  
 Police Justice



0132

Sing Sing Prison August-9<sup>th</sup> 1886

Thomas Byrne

Inspector of Police and  
Chief of Detection Bureau

Dear Sir

By advice of Assistant District Attorney Fitzgerald. I called at Sing Sing Prison to day and received the following statement from Edward K. Short of his own free will. He said that his late residence in New York was 404 East-64<sup>th</sup> street but now he is a life convict in Sing Sing Prison for Arson in the first-degree. He said I know John Kylian. About 6 months before I was arrested I first saw him speaking to my brother at a Workingman's meeting in a saloon kept by a man named Peter Gloomy Kylian often called on my brother in our house 404 East-64<sup>th</sup> street and received money also some Regas I. Visited Kylian's house on 6<sup>th</sup> street there or four times before the fire my sister in law was there with me I was seen her there only the night I stayed in that house after our fire.

I did not see Kylian in our house on the night of the fire. As I retired about 9 or 9.30 pm I drank a couple of joints of beer with my brother and sister in law. I cannot say on what day of the week it was our fire took place my head is so bad. I went to bed about 9 or 9.30 pm and went to sleep, about 1.30 am I was awakened by my brother and sister in law my brother said that the house was on fire and called our attention to the flames coming in under the door the fire was coming in under the door of the middle room. I picked up my coat and looked out on the way through the window on the fire escape I took my pants with me I could not get my coat as I was in a hurry to get out a lady in a Grocery Store next door gave me a coat I saw my brother and sister in law in the Grocery Store my brother said we must go and find some lodgings my brother said he was going down to Kylian's house with his wife and I remained in the store about two hours then the people wanted to close up their store as it was raining very hard and I could not remain there having no friends in the neighborhood I went down to Kylian's after my brother and sister in law and my

way from the rooms at the time of the fire  
 I ran down to Machine Saloon and the  
 bartender loaned me one low shoe my  
 brother told me when he was going to  
Kyllian if I could find no place to sleep  
 to come down to Kyllian after him.  
 I arrived at Kyllian about 5:30 am Mrs  
Kyllian opened the door she said that Kyllian  
 was asleep. my brother and his wife I think  
 were sleeping in the bed room I am sure  
 that both were in that room and Kyllian  
 and his wife slept in the other room as  
 they only had two rooms I went into  
 the bed room and laid down on the  
 outside of the bed with my brother and  
 sister in law as it was a large bed  
 room after I laid down my brother got up  
 and remained in bed until about 9 or  
 9:30 am I then went to our house on  
 64<sup>th</sup> street I wanted to go to my room <sup>and</sup>  
 it was closed so I went into Machine  
 Saloon and there I was told that my  
 brother was locked up. I then went up  
 stairs to look for my things clothing and  
 bedding and found them all gone our  
 rooms were not burnt and I did not  
 know what became of our things or who  
 took them. the only place I am sure burnt was  
 where the furnace came in under the door

in our rooms, we only lived one flight up and the fire burned above us the 3<sup>rd</sup> and 4<sup>th</sup> floors I never could find any of my property since, I don't know if my property was carried away before the fire or not my brother never said anything to me about any one carrying away my goods and clothing, my brother never mentioned to me anything about our things up till the time that some gentleman came to see him a short time since, when he said to me that he had made a confession and he told me that Polian had carried away all the property on the night of the fire

"Deposition"

Edward Bohon  
Attorney at Law

Sworn to before me  
this 29<sup>th</sup> day of August 1886 } Edward Bohon  
J. H. Duffy  
Police Justice

The "  
Kahout Case

John Kylian ~~came~~ and examined through  
the interpreter testified.

By the Court: 2. ask him what is his name

A. John Kylian. 2. where does he live

A. I live at 753 Houston street

2. where did he live on the 23<sup>rd</sup> day of last-  
November 1885 A. I lived at 5423 Sixth  
street

2. and between what avenues

A. between avenue A and avenue B

2. Do you know Harry Kahout

A. I know Harry Kahout

2. Did you know him then

A. yes Sir I know him that time

2. and how long has he known him

A. I know him about a year or a year  
and a half

2. What is this gentleman's business

A. I am a Comics maker

2. Has he a family A. yes Sir I have a family

2. How many A. three children and a wife

2. Now did he see Harry Kahout the morning  
of Nov<sup>r</sup> 23<sup>rd</sup> 1885 if so where and where

A. I do not know what date it is

2. Ask him did he see him on the morning  
of the fire that took place up town

A. They came the morning of the fire in the  
morning between two<sup>nd</sup> three or four o'clock  
in my house



Q. Who came A. Henry Kahout <sup>and</sup> his wife  
Q. what time, if at any time did he see  
Edward Kahout the brother.

A. Edward Kahout came about half an hour  
 or an hour later that they came

Q. How long did Henry Kahout stay there

A. I went in the morning to work and  
Henry Kahout was gone. If he stayed  
 there I cannot say

By the Court Q. what time did she go to work

A. I must be there at seven o'clock

Q. what time did leave

A. Sometimes I go  $\frac{1}{4}$  past six, but before  $6\frac{1}{2}$ —  
 I have to be away

By the Court Q. ask him does she know where Edward went  
 away A. I do not know where Edward went  
 away

### Cross Examined

By Mr Fitzgerald Q. when did you see Henry Kahout before  
 that morning A. I cannot remember but we  
 often met in the meeting

By the Court Q. when did he see him at his house that  
 is the question A. I cannot exactly say! he  
 comes there some times on a Sunday but  
 I cannot exactly say when he was in my  
 house

By Mr Fitzgerald Q. were you home all day that Sunday  
 before he came in the morning A. I was not  
 home. Q. where were you? A. I was in the



- meeting. Q. what-time did you go to the meeting  
 A. Between one and two o'clock I went to the  
meeting Q. was Henry Kahout and his wife  
 at your house up to that time that day  
 A. We did not see him  
 Q. was he there A. He did not see him he  
 says Q. what-time did you get back  
 from the meeting A. I cannot say exactly  
but I think I came home between six and  
seven or eight o'clock Q. well can you  
 get any nearer than 6, 7, or 8 was it 6  
 or 7 or was it 8 A. I know so much that  
I came home to my supper and where I had  
my supper I went away again  
 Q. what-time do you have supper generally  
 A. when I come home sometimes I come  
early home and sometimes I come late home  
and we take supper  
 Q. when you came home that night whatever  
 time it was, was Henry Kahout and his  
 wife there A. I did not see nobody there  
 Q. Did you ever see Henry Kahout and his wife  
 at your house until the morning after  
 that fire A. He came there a couple of  
times, but his wife he never saw  
 Q. His wife was never with him there  
 A. No  
 Q. Did you ever visit Henry Kahout at  
 his house A. I was Q. How many times

- A. I cannot say exactly. I was your wife even  
there with you. A. No she was was
- Q. Did you ever see Edward Kahout at your  
house before the morning of that fire?
- A. I never saw Edward Kahout in my house
- Q. How long had you known Edward Kahout  
before the morning of that fire?
- A. I cannot say exactly how long I know  
Kahout. I know him a little later than  
I know his brother
- Q. How did you get acquainted with the two  
Kahouts, in what way A. we got acquainted  
through the meeting in the we got acquainted  
together. Q. When Kahout came there on  
the morning of the fire, who let him in  
A. my wife opened the door for him
- Q. Did you get up. A. I got up
- Q. Was there a light in your room?
- A. Yes sir. Q. Did you notice how Kahout  
was dressed. A. I cannot say that I was  
out of my sleep and I did not notice  
that is all
- Q. Did you say anything to him or did he say  
anything to you. A. He told me be so kind  
and let him stay here over night, in my  
house was a fire and everything got burned  
out. Q. Did he say anything more?
- A. He did not say anything more. Q. Did  
you say anything to him?

A. Then I told him he can stay here

Q. Did he say anything about an insurance policy in his house

A. He did not tell me anything. What time did Edward come, did you let him in when he came A. He came about half an hour later I cannot exactly say

By the Court Q. who let him in A. my wife let him in  
by Mr Fitzgerald. Q. Did you get up at that time

A. I cannot think or that I do not know because I slept in the room already

Q. Did you have any conversation with Edward Kahlert that morning after he came or when he came

A. I did not have no other conversation with him, only so much that he told me he was burned out and if he can stay here and I told him he can stay here

Q. you had been told that before by Henry Hadn't you A. When Henry came in he told me that Q. well what did Edward Kahlert tell him that is what I want to know

A. Edward told me the same thing only asked me if I have got for him a place too Q. Mr Kylian how many rooms have you got A. I have two rooms

Q. How many beds have you got

A. I have got two beds

Q. and where are those beds are they all in one room. A. one is in the bed room and one is in the room

Q. who sleeps in the room

A. always my wife sleeps in the room with the children. Q. and where do you sleep

A. in the bed room. Q. Did you sleep in the bed room that night. A. Yes in

Q. and what bed did you give Henry Kalont and his wife A. in the bedroom

By the Court Q. in the one that you were in

A. yes in what I was in

By Mr. Fitzgerald Q. and where did you go

A. I laid down with my wife

Q. Now when Edward came where did he go. A. I cannot exactly say I cannot remember, but I think he laid down on the sofa or laid down with Henry

Q. where is the sofa, A. in the room

Q. when you got up in the morning was Edward on that sofa

A. I did not see him on the sofa

Q. when you got up that morning did you see Edward at all

A. I did not see him in the morning I only saw him when he came in

Q. you do not know as a matter of fact when Edward went out do you

A. I do not know when he went away



Q. He might have been gone before you got up right? he not? A. He could not go away because the door was locked. Q. Who had the key? A. my wife locked the door. Q. where was the key? A. in the door. Q. Could not he have turned the key and gone out? A. my wife got up early because she washed her face.

Q. I am talking of his knowledge my wife got up early and washed her face. Q. she would have seen him he could not go away without my wife seeing him in passing out.

A. my wife got up early and washed her face. Q. she would have seen him he could not go away without my wife seeing him in passing out.

The Court. Take out about his wife. Exception.

By the Court. Q. ask him if Edward Kahout could not have unlocked the door and gone out if he chose to. A. I could swear I could not know if Edward Kahout could go out.

By Mr. Fitzgerald. Q. is not the same thing true of Henry Kahout? A. He did not think he could do that.

Q. Did he see Henry Kahout in the morning?

The Court. He did not see either of them after he came in and go out.

By Mr. Fitzgerald. Q. now Mr. Kyles how many times were you and your wife to Henry Kahout's house during the time of your acquaintance in company with his wife.

A. He told that once he was there and never there with his wife

By Mr. Curtis Q. when he was absent at the meeting, on Sunday his wife and children were at home were they not?

A. When I went to the meeting my wife and the children were home

Q. Of course he don't know of his own knowledge who called there while he was at the meeting

A. I cannot know who

By Mr. Fitzgerald Q. you did not hear of anybody calling the Court that went to see mind what he heard

Anna Kylian sworn and examined  
By Mr. Curtis Q. is she the wife of the last witness

A. I am the wife of the last witness

Q. How much of a family has she

A. I have got three children

Q. when did she live Nov" 23" 1885 November of last year A. in sixth street

Q. What number A. no 542

Q. and between what avenue

A. Between Avenue A and B

Q. on the morning of Nov" 23" 1885 did she see Henry Kaback?

A. after the fire I saw him

Q. Right after the fire

A. yes sir I saw him in the morning



after the fire

Q. Where A. They came to our house

Q. What time A. after four o'clock I can not say exactly if it was 4 or 4 1/2 or 4 1/2 to 4

Q. Was her husband in the house then

A. my husband laid in the bedroom

Q. who was with Harry Kahout if anybody

A. His wife was with Harry Kahout

Q. Did she see Edward Kahout that

A. morning I saw him I opened the door for him

Q. When A. He came and knocked on the door and asked "is my brother and sister in-law here" I unlocked the door

I opened the door and says "yes, they are here"

Q. Now when did Harry Kahout go away

A. after 7 o'clock about 7 1/2 or 1/4 to 8 he left the house

Q. What time did Edward Kahout go away

A. About near nine o'clock

### "Cross Examined"

By Mr. Fitzgerald Q. Mrs. Kylan had you ever seen Harry Kahout and his wife before that Monday morning

A. They were in our house on Sunday afternoon

Q. What Sunday afternoon was that to

you remember

A. Before the fire that Sunday

Q. On the Sunday before the fire were they at your house

A. Yes they were

Q. Who was there

A. She says her husband went away

By the Court-Q. Ask her who was in the house when Henry and his wife came

A. No body except my children and Henry and his wife

By Mr. Fitzgerald-Q. What time did they come do you remember Mrs. Kylian

A. I cannot exactly say when they came

Q. What time did you see them there

Mrs. Kylian A. Before five o'clock

Q. And how long did they remain there after you came in

A. About two hours they stayed in our house

Q. So that it was about seven o'clock when they left

A. yes in after 7 o'clock they went away

Q. Do you remember what time you had supper that night

A. I took my supper that night with my children extra when they were in my house I took supper with my children

Q. Do you know when your husband came to his supper A. He came right after

Q they went away he came right home  
was anybody in the house any neighbor  
during the time that Henry Kahout and  
his wife were in your room

A No body was in our house

Q Did you ever see them at your house  
before that time

A I never saw them before

Q How long had you known Mrs Kahout  
before that Sunday

A I saw her only once on a picnic

Q And how long was that before that  
Sunday afternoon

A that was right in May or June

Q And were those the only two times  
that you ever saw her until the  
morning after the fire

A The only time I know Mrs Kahout is  
on that picnic and that Sunday before  
the fire and on that Monday when  
the fire happened

Q How long had you known Mr Kahout

A Kahout I know more because he often  
came in our house

Q How long had you known Edward Kahout

A I know him I saw him twice in my  
house and I asked, who it is and  
they told me it is Kahout's brother

Q who told you that A I asked my

husband who is that and he says that is Kahoute brother

Q where did you see him Edward Kahout-

A I cannot say where I have seen him first

Q where did you ever see him any place you ever saw him at

A He was on a picnic that time too and then I got acquainted with him and then he came twice in my house

Q when he was in your house was your husband there

A When Edward Kahout - came to me I just walked down the stairs and saw Edward Kahout on the stairs and he asked me is your husband home I says "I think he is" but my husband was away and I did not know my husband was away -

Q Then who told you that he was Edward Kahout -

A I know him before that time already

Q who told her the first time that she was Edward Kahout -

A my husband

Q where was that Mrs Kylian

A In the house he told me

Q was Edward Kahout ever to your house that is what I want to know

A yes he was

Q was your husband there?

A yes he was

Q more than once

A I cannot say that exactly but I think twice or three times

Q will tell her that her husband says that Edward was never at the house

Counsel objected to The husband said nothing of the kind

The Court Objection sustained

Q How long have you lived in 542 Sixth St?

A four months long

"Respectfully"

Dwain Haley  
Detective Sergeant



0149

Sec. 198-200

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

*I am not guilty*  
*John Syllian*

Taken before me this

day of

1882

Police Justice



0150

Sec. 151.

Police Court 152 District.

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

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

of No. The Central Office Street, that on the 22 day of November

1886 at the City of New York, in the County of New York,

John Kylian who did wilfully burn and set fire to a dwelling or tenement house in the night time to wit premises of 40 & East 64<sup>th</sup> Street in said City and causing the death of two of the tenants or inmates of said house

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring him forthwith before me, at the 152 District Police Court, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 25 day of August 1886

P. G. Caffrey  
POLICE JUSTICE.

0151

Police Court \_\_\_\_\_ District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs

Warrant-General.

Dated \_\_\_\_\_ 188

\_\_\_\_\_  
Magistrate.

\_\_\_\_\_  
Officer.

The Defendant \_\_\_\_\_

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

\_\_\_\_\_  
Officer.

Dated \_\_\_\_\_ 188

This Warrant may be executed on Sunday or at  
night.

*D. G. Caffrey*  
Police Justice.

## REMARKS.

Time of Arrest, \_\_\_\_\_

Native of \_\_\_\_\_

Age, \_\_\_\_\_

Sex, \_\_\_\_\_

Complexion, \_\_\_\_\_

Color, \_\_\_\_\_

Profession, \_\_\_\_\_

Married, \_\_\_\_\_

Single, \_\_\_\_\_

Read, \_\_\_\_\_

Write, \_\_\_\_\_

0152

Sec. 703.

15<sup>th</sup> District Police Court.CITY AND COUNTY  
OF NEW YORK, ss.

Josephine Kahant  
New York State  
of Verplanck Point Westchester County Street, aged 19 years,  
occupation Married Woman being duly sworn, deposes and says, that on the  
22<sup>nd</sup> day of November 1885 at the 19<sup>th</sup> Ward of the City of  
New York, in the County of New York, was feloniously taken, stolen, and carried away, the following  
property:

A quantity of Bed Clothing and  
Two Silver Watches + chain one  
pair of Earrings one finger ring a  
quantity of wearing apparel  
consisting of dresses skirts and  
underwear &c

the property of deponent + her husband Henry Kahant  
and that the deponent has a probable cause to suspect, and does suspect, that the said property has  
been feloniously taken and stolen by John Kylean

and that the said property, or part thereof, is now concealed in the dwelling house of  
John Kylean  
situate on a lot of ground fronting on No. 534 East 16<sup>th</sup> Street, in the  
18<sup>th</sup> Ward of said City.

Wherefore, process is requested by this deponent, to search the  
house of the said John Kylean for the said property.

Sworn to before me, this

26<sup>th</sup> day of August 1886

Joseph Kahant

R. G. Keuff

Police Justice.

0153

100/18  
Police Court - 1st - District.

THE PEOPLE, ETC.,  
ON THE COMPLAINT OF

Josephine Kahout

vs.

John Kylan

Affidavit for S. Warrant.

Dated 188 6

Duffy Justice.

Officer.

0154

Sec. 797.

18<sup>th</sup> District Police Court.CITY AND COUNTY } ss.  
OF NEW YORK, }

In the name of the People of the State of New York, To any Policeman of said City :

Proof by affidavit having been this day made before me Patrick G. Duffy Esquire,

Police Justice of said City, by Josephine Kahout of No. 107 West

Chester County New York State

in the said City, that the following property, to wit :

A quantity of bed clothing and two  
 Silver Watches and chain one pair of  
 Earrings one finger ring a quantity of wearing  
 apparel consisting of dresses skirts and  
 underwear

Has been feloniously taken, stolen, and carried away by

John Kylean

and that She has a probable cause to suspect, and does suspect that the said property  
 or part thereof is now concealed in the dwelling house or premises of John Kylean  
 situate on a lot of ground fronting on No. 134 East 16<sup>th</sup> Street, in the  
 18<sup>th</sup> Ward of said City.

THESE ARE THEREFORE, in the name of the People of the State of New York, to command  
 and authorize you, with proper assistance, in the day time, to enter into the house or premises of the  
 said John Kylean situate as aforesaid, and there make immediate  
 search for the said Property and if the same, or any part thereof  
 shall be found, then you are likewise commanded to bring the same so found, together with the said

John Kylean

or the person in whose custody the same shall be so found, before me or some other Police Justice in  
 and for the said City and County, to be dealt with as the law directs. This Warrant unless executed  
 within five days after its date is void.

Given at the City of New York aforesaid, under my hand and seal,  
 this 26<sup>th</sup> day of August one thousand  
 eight hundred and eighty six

P. G. Duffy  
 Police Justice.



0155

Inventory of property taken by Owen Haley the Policeman by whom this warrant was  
executed: 5 P.M. August 26. 1886.

2 Knives 2 forks - 1 pair of Scissors. 1 Tick handkerchief. 3 red handkerchiefs - 2 towels - one pair of Woollen leggings - one pair of pantaloons and one cane and one pearl stud.

Owen Haley  
Detective Sergeant

City and County of New York, ss:

I, \_\_\_\_\_ the Officer by whom this warrant was executed,  
do swear that the above Inventory contains a true and detailed account of all the property taken by me  
in this warrant.

Sworn to before me, this \_\_\_\_\_  
day of \_\_\_\_\_ 188 \_\_\_\_\_

Police Justice.

Police Court District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

SEARCH WARRANT.

vs.

Dated

188

Justice.

Officer.



0156

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

Stylian John  
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 can furnish bail.

Dated August 29 1886 [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.

0157

(10)  
Police Court — District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Henry Rahout  
vs.  
John Kylian

Offence  
Manslaughter

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Dated August 29 1886

Magistrate.

Officer.

Precinct.

Witnesses

No. 1. Henry Rahout Street.

No. 2. Josephine Rahout Street.

No. 3. Officer of the Court Street.

No. 4. Call the Court Street.

\$ 6000 to answer

Without Bail for

No 10

Bail ordered for

murder, 1st degree

0158

Statement of Henry Kahout, taken before Asst. Dist.  
Atty. Fitzgerald- October 23, 1886.

At first there was a fire in Kylian's place; Kylian moved into the house No. 408 East 64th Street, about four months previous to the fire taking place in my rooms. The same night that I got acquainted with Kylian the fire took place in my rooms. A year and a half ago I met him occasionally at union meetings. The day Kylian's fire took place - the time he moved in, I met Mrs. Kylian down in front of my house, she had about three children with her. I went up stairs and asked my wife whether I should take Mrs. Kylian up in my rooms, it was raining a little that time - with the permission of my wife I took Mrs. Kylian and three children and carried them up to my rooms. Shortly after that Kylian came up to my room. They stayed there until next day, 2 o'clock in the afternoon, had dinner there - whatever there was. I went to look for work, the next morning after the fire Kylian left my house - he had a hammer and a pair of shears, went over to his rooms that were burnt out. He said that the woman next door lost considerable by the fire. She finally said that Kylian had set fire to the house. He took up the shears and hammer, that in case any one said anything of that kind he would brain him. She told him in his presence that he had set fire to his rooms. Before he left the house, he told his wife she should not bother a bit; ~~that she~~

0159

2

*will*  
~~should~~ go down and get the insurance money, pretty soon.  
That was all I had to do with him the first day.  
I could not exactly tell on what day it was the fire took place. Right after he left me that day he did not show up until Saturday, and asked me if I could not lend him five dollars, I consulted with my wife, and she said give it to him. Kylian told me, because I acted so nice towards him, that in case I should be able to buy some segars or make them myself he would try and sell them for me, and that he would be able to get more than I could for them. I sold him in all about twelve or thirteen hundred segars some of which I bought at various tenement houses around the neighborhood. During that time Kylian got work down town, he was only paid once in two weeks, he came pretty near every Saturday to borrow money, and always paid the money back when he got paid off. As far as I can tell he owes my wife to-day - I don't know whether he paid her any, as I went to prison - twenty dollars. he also owes me money for some segars I sold him.

About two months after the fire I met Kylian in second Street, at a German wine saloon, we walked towards Tompkins Square, there he told me how he set fire to his house; he also said that he didn't believe he was going to get his insurance. He was insured for four hundred dollars. He moved up to 64th Street from Fifth Street. Kylian told the Insurance Co. that he was moving, told them there that he was moving up to <sup>Brundvins</sup> ~~Pentman's~~ houses; did not know whether the number was 406 or 408, that this was the



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house he was moving to. same evening he set fire to his own furniture.. Before Kylian moved up town he left a trunk full of things and some other articles, somewhere else, and did not move them with him. He did not say where he moved them to. About a week after that he went to a funeral of his wife's sister-in-law and had the new clothes on him. Kylian told him that he had a bottle of benzine or kerosine, he moved on the top floor in the rear apartments facing the yard,- he told me that he told the cart man that moved him that he should unload all his things and place them in the middle of the room. When he had it all fixed he sent his wife to the house-keeper with half of the rent-<sup>for</sup> half of the month. and sent his little boy of about six or seven years of age, <sup>8 girl of 7 or 8 years old</sup> for a pint of lager. He took the bottle of benzine or kerosine and poured it all over the furniture standing in the center of the room and went towards the door and threw the lamp right on top of the heap of furniture and then closed the door. When he reopened the door to see if it was burning, his moustache caught fire - it was all ablaze. During that time he came to see me in regards to money, he was always beating around the bush - how best to get some money. He told me all this about two months before my fire. He told me the same time that he told me of setting fire to his own room he also told me that he will have to get some money pretty soon; that he was working mostly on roofs and that in winter time there is no such work. Pretty near every Saturday night he used to come up to see

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me. I used to go down to his rooms in 6th Street a few times with some segars. Then he urged me that we should move together and that he would try and find a wooden shanty where both could move together, and that I should get my brother's furniture insured, he himself did not have anything to insure, so that we would be better able to put the match to it and get our insurance. After you insure you can let me have your furniture and move it in my room and I also will get insured on your furniture. He told me that if he would find that kind of a house, we would live together and put a tube in there and fill it up with powder and dynamite and light it with a fuse and blow it up, and the authorities would have the idea that a gas pipe burst. I was afraid to move together with him because I had an idea that if I would lend him that furniture my wife would know about it, and I did not want to do that. During this time he was urging me at all times to do something, that is, of course, meaning to set fire to my house - there is winter coming on I have three children, and I have not a cent of money, urging me to set fire to the apartments to get some money. Kylian would not have work for six months or so - being winter time. About a week or so before the fire took place I consented and then he made a plan saying that we will move all your things down to my house and I will get that insured and we will fire your rooms, and afterwards be able to fire ours. I would have something there to get insured, after we get it insured you can take it up to your rooms.



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and I insure mine and fire it. I then consented and said if you take it on your own responsibility go and do it. At first I was trying to persuade him not to do it. I said if you are short, come around and I will lend you twenty dollars. He said twenty dollars would not do, that he wanted more than that, and afterwards I consented. This was about a week before the fire.

Saturday night I (meaning Henry Kahout) and my wife went to a ball in 55th Street. When I last spoke to Kylian I promised him I would come around and see him next Sunday. That Sunday I took my wife down to Sixth Street - Kylian's, - I believe I also took a half hundred segars. We come there together to consult how we were to accomplish that act. We did not speak much about the thing - we made an agreement that Kylian was coming up to my house after the people had gone to bed. My wife knew nothing at all about it. We were in that same wine saloon in Second Street, and walking around the streets. Kylian told me that he would be around when all the rest of the people would be in bed. He would also see how far the fire engine was from the house. He said that I should be on the look out so that I could open the doors for him down stairs and up stairs. He came about 11 o'clock and he brought two demijohns, one smaller and the other larger, came in and put these demijohns in the front room - I had three rooms. When Kylian came up he told me, now is the time (in the front room) that we ~~carry away~~ carry away everything that is valuable in this room,

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I opened the drawers and trunk, we took out the bed sheet and everything that was in the bureau drawers, such as shirts, under shirts and everything of that kind, some clothing, tied it up and went off with it. My wife was sleeping in the middle room, and my brother was sleeping in the bed room. We closed the door so that nobody could hear us. Kylian was bare-footed and I was in my stocking feet. He took his shoes off down stairs in the hall-way and carried them up stairs in his hands to the room. He went off the same way carrying the things, he said he would be back in an hour, and did come back in an hour-about a quarter to 12. I did not do anything while he ----was away, I went and laid down and left the door open. Kylian came back in about ten minutes. When he came the second time he gathered up the clothes and put them in a bundle and carried them off, - the second time he was only gone about ten minutes when he came back again. When he came back the third time, - we will commence -the business and had a piece of punk, he had a shears with him and he cut a piece of punk off and he tied about four or five matches with a piece of thread and laid it on the table and he poured the contents of these two demijohns into a wooden pail and beer kettle and took the pail- the wooden one with him. He took the wooden pail and gave me the smaller one and said here you sit down on this trunk and I will go down stairs, in about five or six minutes you will hear an explosion, when you hear that take this stuff and put it over the

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my

pile, so as to connect with the hall-way, and wake up your wife and brother and hallow fire, and run out. After he left my room, in about four or five minutes the explosion took place. When the explosion occurred I was sitting there with the pail, I got frightened and instead of pouring it over, I took the pail and set it under the bedstead, where my wife was sleeping and woke them up and hurried out. This all occurred in a few minutes. No more than I heard the explosion, there was a fire coming in from the outside. I saw that - I bought some wood Saturday before that - I was afraid that my wife would not be able to get out, I threw that bag of wood on top so that the fire would enable me to get time to wake up my wife and brother and escape. My stocking caught fire, from that stocking, there was a newspaper laying about the middle of the room, that newspaper caught fire from by burning stocking and a cain bottomed chair, a piece of it burned off - that was all the fire in my room with the exception of the door and the chair. My stocking took fire from the blaze that was coming in under the door. The paper was lying in the front room, about the middle of the room, on the floor. I was running towards the window. that paper got there while Kylian was pouring the contents of the two demijohns into the pails.

Q. Was that all the fire in this room? A. To my knowledge, that was all the fire that was - the fire that came in under the door. I went on the fire escape, went into the next house, - went into a man named Seitz' room

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with my wife and my brother. Before I came into Seitz' room, I had put two children in that room. I did not go back that night to my own rooms.

It did not take half a <sup>minute</sup> ~~second~~ before the fire came in under the door, I tried to stop it so that it would give me time to wake up my brother and wife. Just as I was trying to do that I hallowed. When I was doing all this I threw some clothing to my wife - some jackets on the bed - they both jumped out of the bed, and we were running to the fire escape. We were all running out, I could not say who was first, it was either my wife or brother that was first out of the window. When I got to the fire escape a man next door to me held over his child

~~I took the child.~~

Q. Did you have anything in your hands when you took that child? A. Probably, I had one boot or so, because I had one on my foot. I took the first child and took it in Seitz' room and another child also.

I had the policy of insurance on the table where the lamp stood. My brother used to carry the policy in his pocket, and he left his clothes laying on the table in the front room, and I took it out of his pocket. When I took it out of his pocket and put it in my vest pocket.

Q. Who took the clothes of Edward's bed that night?

A. There was a feather bed, but I don't know whether Kylian took that along or not..

Q. What did they take out of Edward's room?

A. They were on the nails, clothes of my brother and of my wife's.

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Q. The cover that was on Edward's bed, was not there in the morning ?

A. I could not say exactly whether Kylian took that or not - I am positive of one thing there was more things remained when the fire was set than I found there the next morning. There were three or four feather beds lying on the trunk and that Kylian carried away, but the cover was not taken away. About two or two hours and a half after the fire I came down to Kylian's house. I did not see my things. I asked him about them and he says don't ask questions of that kind just now: these things are all right. I was arrested the next day. The only time I spoke to him after the fire was the time I came down to see him.

I never told my brother or my wife anything about the fire.

Q. How much was the property worth that Kylian took away that night? A. I could not tell exactly.

Q. Give us a list as near as you can, of what Kylian took away? A. Three suits of clothes of mine, a silver watch six or seven shirts, eight or nine under shirts and drawers and two or three good dresses belonging to my wife, and all that the drawers of the bureau contained, and the trunk, feather bed covers and washing of all kinds - some underwear belonging to Edward - few coats, pants and vest and feather bed belonging to Edward - I do not know whether he took that or not - it was not there the next morning.

Henry Richard.

*Answers to the above questions  
2nd day of January 1887  
Henry Richard  
Secretary Public (135)  
N.Y. Co.*



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City & County of New York:-

This is to certify that the foregoing statement made by Henry Kahout was duly translated to him into the Bohemian language by Simon E. Siegless whose affidavit is hereto annexed this 22<sup>nd</sup> day of January 1887 and was duly sworn to before me at the same time.

Henry Morgenthau  
Notary Public (135)  
N. Y. Co.

The People  
 vs  
 Henry Kahont  
 et al

City and County of New York fo:-

Simon E. Siegler being  
 duly sworn says:- That he resides  
 at No 233 East 73 Street in the  
 City of New York. That deponent  
 is well acquainted with and well able  
 to read, write and speak both the English  
 and Bohemian languages.

Deponent further swears that  
 he will well and truly translate  
 the English language into the Bohemian  
 and the Bohemian language into  
 the English, and will truly translate  
 the statement to be made by Henry  
 Kahont to best of his understanding  
 and ability

Sworn to before me this } Simon E. Siegler  
 22<sup>d</sup> day of Jan'y. 1887 }

Henry H. H. H. H.

Notary Public (135)  
 N.Y. Co.

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## Statement of Edward Kahout.-

I don't know anything about the fire, except that my brother woke me up. My brother woke me up, I got hold of a pair of pants and vest and pulled that on, and run barefooted on the fire escape - I saw the fire coming into the room. We knocked on the window next door. I don't remember who opened the window, - we went into that room. From there I went down to the saloon and the bartender loaned me a pair of shoes. The only thing I saw was on the fire escape, I saw my brother hand over some children from the family next door.. I went to bed that night I was covered with a feather bed, when my brother woke me up I was in such a state of excitement I could not tell whether I was covered or not. But when I got on the fire escape I was cold.

Q. Where did you carry your insurance policy ?

A. Always wore it in my vest pocket or coat pocket - I generally changed it from my Sunday clothes to my week day clothes, and that particular time, I remember putting it in the inside vest pocket

Q. What time did you go to bed ? A. About nine o'clock.

Q. Where was Henry and his wife at that time ?

A. They were in the room - they were up at that time when I went to bed.

Q. Where were you that Sunday afternoon ?

A. I don't remember where I was that Sunday afternoon.

I remember Sunday morning I was taking a walk around the streets.

Q. When did you inquire after the fire about your insurance policy?

A. I did not speak to anybody about the fire insurance after the fire. About six o'clock in the morning I went down to Kylian's, my brother was sleeping there with Kylian, on the same bed. Kylian got up and I laid down with my brother. I asked him if he did not take that policy, and he did not say anything in answer, I laid down and went to sleep. After I laid down alongside of my brother at Kylian's house he got up and said he was going up town to see about the fire.

Q. What clothes did you put that policy in the night before the fire?

A. I generally always changed it from my Sunday clothes to week day clothes. I think I put it in my vest pocket - might have put it in my coat pocket. I put on a pair of brown pantaloons and vest. I had always that laying alongside of my bedstead. I used to dress in the bed room before I went out. I had my week day pants laying there, but I always on a Sunday put on my Sunday pants. I took the policy out of my Sunday coat pocket and I there put it in my vest or coat pocket, I don't remember which. But I have never seen that week day coat after that any more.

Q. When you spoke to your brother in Kylian's house about the policy did you tell him that you missed it out of your pocket.

A. When I got down to Kylian's

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house my brother was laying in bed there, I told him I missed that insurance I either must have lost it or must have remained in the house he did not give me any answer. He told me that he took it away.

Q Where did he tell you that he took it from?

A He did not tell me from what pocket he took it from, or where he took it.

Q What room were you in when you changed it<sup>s</sup> from your Sunday to your week day clothes?

A I was in the front room, I took my coat and vest off in the front room, I kept my pants on because of my sister-in-law.

Q Do you remember distinctly putting that policy into the pocket of one or other of these garments?

A Positively I could not say whether I put it in the coat or vest- I know so much that I took it out of that coat.

Q Was <sup>you</sup> ~~he~~ in the bedroom when <sup>you</sup> ~~he~~ took off <sup>your</sup> ~~his~~ Sunday coat and vest?

A I was in the front room I took my coat and vest off there I am positive I took it out of that coat pocket but as to be positive about putting it in the vest pocket or coat or left it laying there I could not positively say- I don't remember.

Q Where were you in the habit of keeping your clothes?

A In the bedroom, I hung them on nails, It was my regular custom to leave them in my room. When I came home that Sunday, it was my custom always to take off my coat and vest and put it there and gather the things up and take them to the bedroom and hang them up I done it that Sunday



0172

N.Y. Court of General Sessions

The People &c }  
vs.  
John Kylan }

Sir,

Please take notice that the undersigned will move this Court at a trial term to be held in Part II thereof on Friday the 26 day of November 1886 at the opening of the Court on that day or as soon thereafter as Counsel can be heard, for the dismissal of the indictment herein under provisions of section 668 of the Code of Criminal Procedure

Yours &c  
James M. Brady  
Depts Atty  
280 Broadway  
N.Y.

To  
Hon. R.B. Warburton  
Dist. Atty

0173

Court of General Sessions

The People vs.

vs.

John Kylan

Notice of Motion

J. M. Brady

Sept 10 1893

280 Broadway

10/10/93

0174



THE PEOPLE OF THE STATE OF  
NEW YORK

against

*Henry Kuhout*  
*et al*

*Statements:*

*Henry & Edward*  
*Kuhout*

RANDOLPH B. MARTINE,  
DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,  
NEW YORK CITY.

-----X	
People	} Homicide
v	
Kyllian.	
-----X	

The defendant was indicted upon the evidence of Henry Kahout, a convict, serving a life sentence in State Prison upon a conviction of the Court of General Sessions, before Hon. Frederick Smyth Recorder, for the commission of the crime of Arson in the first degree. Henry Kahout was jointly indicted with his brother Edward and his wife, Josephine, but upon the progress of the trial the People consented for good and sufficient reasons to the dismissal of the indictment as against the wife. The trial occupied over two weeks and a great number of witnesses were produced upon both sides.

The indictment was for murder in the first degree, but owing to a doubt as to the identity of the remains found <sup>to</sup> ~~were~~ the body of Mary Falaka, the person charged in the indictment with being murdered, the jury convicted of the crime of arson in the first degree.

Both the defendants took the stand in their own behalf and positively denied their guilt, unqualifiedly, emphatically and repeatedly. The story of the defendants was that after the fire, they went to the residence of Kylian and subsequently returned early in the morning to the neighborhood of the fire to look after their effects. Henry Kahout was arrested by the police at that time, owing to the suspicions which they entertained as to the

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incendiary origin of the fire, and Edward was arrested a day or two afterwards, while visiting the Police Court, during Henry's preliminary examination. The property of Henry was insured for \$500., and that of Edward for \$300. Both policies were found on Henry's person when he was taken into custody.

Henry Kahout, now makes a full confession of the offense, which is filed with this report, and admits that the testimony given by him at the trial was willful and deliberate perjury. He denies that his brother Edward had any part in the transaction, or any knowledge thereof. But he charges that himself and Kylian conceived, planned and executed the crime, and he gives in the accompanying statement the details of the offense.

The only evidence against Kylian is the statement of Henry Kahout, together with the fact that on his (Kylian's) arrest certain articles of clothing and other things were found in his rooms and about his person, which the two Kahouts identified as their property, and which Henry says were taken from their rooms on the night of the fire. The articles consist of:- one stud, one cane, one pair of scissors, one pair of trousers, one coat, pants and vest, one pair of sleeve buttons, six handkerchiefs, two shirts, one pair leggins and three towels.

The explanation of the manner in which the place was fired, given by Henry Kahout, is in direct conflict with the testimony of the witnesses for the People upon the trial, especially with that of the fire Marshal and assistants, and with that of some of the Police officers



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(3)

but for whose care and skill, this now self-admitted fire fiend could not possibly have been brought to punishment.

While there may be truth in the story he now tells of Kylian's connection with the fire, and while the officers who received the confession from him are entitled to great credit for their zeal and activity, yet I do not think the case one where the People could ask a conviction upon the sole testimony of a perjurer without any other corroboration than the finding of the articles before mentioned, the identity of which might <sup>be</sup> successfully disputed or their innocent possession easily explained.

The confession of Henry Kahout, now made, contradicts the physical facts, as found immediately after the commission of the offense. All that evidence going to show that the fire originated in his rooms and burned out from them to the hall-way and so on to the building, while he now asserts that Kylian fired the place from the stairway outside, and that the flames came in under his closed door. Upon the occurrence he got frightened, and according to his story, awoke his wife and Edward and escaped with them from the burning building.

From a careful examination of all the evidence I do not think any hope of a successful prosecution could be entertained.

Respectfully submitted,

*J. A. Fitzpatrick*  
*Asst. Dist. Atty.*

0178

THE PEOPLE OF THE STATE OF  
NEW YORK

against

*Stylian*

*Report  
of Asst. Dist. Atty. Fitzgerald*

RANDOLPH B. MARTINE,  
DISTRICT ATTORNEY,  
No. 32 CHAMBERS STREET,  
NEW YORK CITY

*McDonald  
11/11/18*

## Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*John Griffin*

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

*John Griffin*

of the CRIME OF

*Murder in the first degree,*

committed as follows:

The said

*John Griffin,*

late of the *19th* Ward of the City of New York, in the County of New York afore-  
 said, on the *twenty third* day of *November*, in the year of our Lord  
 one thousand eight hundred and eighty-*five*, at the Ward, City and County aforesaid,

*in the night time of the same day, in the  
 place and among the dwelling-house of  
 one Mary Fiddes, there is that, there being  
 then and there some human being, he  
 with the said Mary Fiddes, within the  
 said dwelling-house, feloniously, maliciously  
 and maliciously did set on fire and burn,  
 and did then and there and thereby fel-  
 oniously, maliciously and maliciously commit  
 and perpetrate the crime of arson in the  
 first degree.*

*And the said John Griffin, in com-  
 mitting and perpetrating the said crime  
 of arson in the first degree in manner  
 aforesaid, and by means of such setting*

on fire and burning the said dwelling  
house as aforesaid, then and there feloniously  
did murder the said John, the  
said Mary, and as aforesaid being  
then and there in the said dwelling  
house, of which said dwelling house he  
then was the owner, and the said Mary, the  
said John and there died.

And so the Grand Jury aforesaid do  
say that the said John, the said Mary, the  
said Mary, in manner and form  
and by the means aforesaid, feloniously  
and in committing the said crime he  
was in the first degree, as aforesaid,  
did kill and murder, against the form  
of the Statute in such case made and  
provided, and against the peace of the State  
of New York, and their dignity.

### Second Count:

And the Grand Jury aforesaid, by this  
indictment further accuse the said John  
the said Mary of the same crime of murder  
in the first degree, committed as follows:

The said John, the said Mary, late of the  
Ward, City and County of New York,  
to wit: on the day and in the year  
aforesaid, at the Ward, City and County  
aforesaid, in the night time of the same

[illegible]

And no the Grand Jury should  
do say. That the said John Thorne,  
then the said Mary & others, in manner  
and form, and by the means & means  
intended, feloniously and of his malice  
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.

Randolph R. Martin

*Arthur J. Stanley*