

0345

BOX:

392

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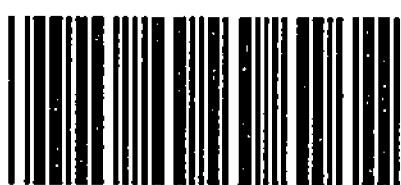
3650

DESCRIPTION:

Kaster, Peter

DATE:

04/15/90



3650

POOR QUALITY
ORIGINAL

0346

Apr 17 of
Counsel,
Filed
Pleads,
1899
day of April
16

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 5.]

THE PEOPLE

vs.

Peter Karter

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. J. Berry
Foreman.

May 9/99

Charles D. Dwyer

For \$30.00 - by
Paid

POOR QUALITY
ORIGINAL

0347

Apr 12 of
W. B. Lura
Counsel,
Filed
Pleids,
Voluntary 16
1899

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1983, Sec. 21 and
page 1984, Sec. 22]

THE PEOPLE

vs.

Peter Darter

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. J. Berry
Foreman.

May 9/99

W. B. Lura

File 30-10
Hards

POOR QUALITY
ORIGINAL

0348

Sec. 195, 200

CITY AND COUNTY
OF NEW YORK,

5 District Police Court.

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

Question. What is your name?

Answer. *Peter Kaster*

Question. How old are you?

Answer. *22 Years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *1638-10th Avenue*

Question. What is your business or profession?

Answer. *Bar tender*

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

Answer. *I am not guilty. And I demand
a jury trial if held after examination*

Peter Kaster

Taken before me this

27th day of

188

Police Justice

POOR QUALITY
ORIGINAL

0349

BAILED

No. 1, by *Deputy Sheriff*

Residence *519 h 57th* Street.

No. 2, by

Residence _____ Street.

No. 3, by

Residence _____ Street.

No. 4, by

Residence _____ Street.

Police Court... *10124* *1177* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Fitzgerald

John Hunter

2

3

4

Offence *Violation*
Train Law

Dated *July 29th* 188*8*

Magistrate

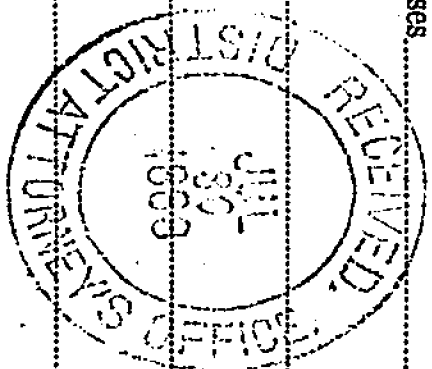
Magistrate

26th Precinct.

Witnesses

No. _____ Street.

No. _____ Street.



No. _____ Street.

No. _____ Street.

to answer *6d*

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 *500* 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 *July 29* 188*8* *[Signature]* Police Justice.

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

Dated *July 29* 188*8* *[Signature]* 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.

POOR QUALITY
ORIGINAL

0350

Excise Violation-Selling on Sunday.

POLICE COURT-

5 DISTRICT.

City and County } ss.
of New York,

of No. 26th Precinct Police Peter Fitzgerald
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 29th day
of July 1888, in the City of New York, in the County of New York, at
premises No. 1638 10th Avenue Street,

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

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

Sworn to before me, this 29 day
of July 1888
[Signature] Police Justice.

Peter Fitzgerald

POOR QUALITY
ORIGINAL

0351

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

Peter Kaster

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

Peter Kaster
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

Peter Kaster

late of the City of New York, in the County of New York aforesaid, on the *twenty-ninth* day of *July* in the year of our Lord one thousand eight hundred and *eighty-eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

Peter Fitz Gerald

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

SECOND COUNT—

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

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

The said

Peter Kaster

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0352

BOX:

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FOLDER:

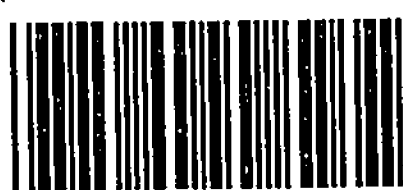
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DESCRIPTION:

Kaufman, Julius

DATE:

04/03/90



3650

POOR QUALITY
ORIGINAL

0353

W. M. O'Connell 681

Counsel, 3
Filed day of Sept 1890
Pleads Not Guilty (29) with leave
to withdraw.

Grand Larceny [Sections 528, 531 Penal Code]

THE PEOPLE

vs.

B

John A. Kaufman

Merdy JOHN R. FELLOWS,
District Attorney

Ordered for C. C. Bank

of Raymond Clemens for

A True BILL

Ordered to the COURT of

of the COUNTY of NEW YORK

for trial (Empire to the State)

at the City of New York

Foreman

Rec'd 1/1/90

Witnesses;

Robert Mearns

Samuel W. Thompson

Samuel M. Boston

John O'Connell

Miss Bill

George R. Boston

James Mearns

Emile Davidson

James Wood

John B. Sexton

Ordered received Sept 11/90

Ordered by 351 E. 62nd St.

Ordered by 351 E. 62nd St.

Ordered by 351 E. 62nd St.

Ordered by 351 E. 62nd St.

Ordered by 351 E. 62nd St.

POOR QUALITY
ORIGINAL

0354

COURT OF GENERAL SESSIONS

City and County of New York.

-----X
The People &c.

Agst.

Julius Kaufman
-----X

City and County of New York, SS:

Julius Kaufman, being duly sworn, deposes and says:

I am the defendant in the above entitled action, and reside at No. 30 Dominick Street. For a period of three and a half years, to wit: from January 1st 1887 until *the 29th* ⁽¹⁸⁹⁰⁾ *of March* I was a deputy sheriff of the City and County of New York. In that capacity, on July 23rd 1888, by virtue of an order of attachment in an action wherein Jonas Sonneborn was plaintiff against L.M. Bates & Company, defendants, ~~for~~ the sum of \$249.50, I proceeded to the premises corner of 23rd Street and Sixth Avenue, in this City, occupied by the said firm as a place of business, for the purpose of seizing the stock and fixtures of said firm contained in said premises. Upon reaching said premises, I saw Mr. L.M. Bates of the said firm and Mr. A.D. Brink, the general manager in charge of the business of said firm. I informed them that I had the said order of attachment, and, that it was my duty thereunder, to levy upon enough property to satisfy the said attachment. Mr. Bates and Mr. Brink both then requested me, in order that

POOR QUALITY
ORIGINAL

0355

2.

the ~~existence~~ and seizure under the said attachment might not become generally known among the employees of the store and others, to confine the seizure to the fixtures in the said store, of which there was several thousand dollars worth ^{about \$3000} ~~(that sum~~ being, a few days thereafter, realized upon ^{them on} ~~the~~ sale on execution) and to except the stock in the said premises from the operation of said attachment, in order that the business might proceed undisturbed. I consented and levied upon said fixtures. At that time Mr. Brink, the general manager aforesaid, told me that if there were any articles that I would like, I might point them out to the person in charge thereof and send the ticket to him. In pursuance of such permission I obtained in the manner described, the following articles and none other :

One silk shirt said to be of the value of \$3.75;

Four pairs of silk stockings, said to be of the value of \$3.25 a pair;

Two pocket-books, said to be of the value of \$10 each.

I did not receive or ask for any other articles, and the said articles were received by me before the stock was levied upon and while the fixtures alone were subject to the operation of the said attachment.

I expressly deny receiving any of the articles mentioned in the indictment in this action except ^{those} ~~as~~ above-mentioned, and ^{they} ~~they~~ were received in the manner described. It was well known to Mr. Brink, and as I understood, to Mr. Bates also. I know that Mr. Brink knew it, and there was not the slightest concealment about the receipt of the said ~~articles~~ ^{1a}.

POOR QUALITY
ORIGINAL

0356

m said articles. They were taken in open store early in the afternoon, and Mr. Brink was ~~made~~ aware of it, standing along side of me, as they were taken.

I never heard the slightest complaint from any one concerning the permission given me to choose these articles, or my selection of them, or the slightest intimation that there was any claim of anything irregular until the indictment in this action was found, over twenty months after the date of such receipt.

Mr. L. M. Bates, I am informed by Mr. Brink, is out of town, and will not return until March next. I have, however, obtained the affidavit of Mr. Brink to the facts hereinabove stated, and submit the same herewith.

Sworn to before me this

10th day of December 1890.

Henry Morgenthau

Julius Kaufman
Notary Public
N. Y. Co.

POOR QUALITY
ORIGINAL

0357

W. Z. General Services

THE PEOPLE OF THE STATE OF
NEW YORK

against

Julius Rosenberg

Applicant

Julius Rosenberg

JOHN R. FELLOWS,

DISTRICT ATTORNEY,

No. 32 CHAMBERS STREET,

NEW YORK CITY

POOR QUALITY
ORIGINAL

0358

COURT OF GENERAL SESSIONS

-----X

The People &c.

Agst.

Julius Kaufman

-----X

This is an indictment for Grand Larceny in the second degree, the charge being that the defendant, upon the 23rd day of July 1888, while in charge, as deputy sheriff, of a large stock of goods, the property of L.M. Bates & Co., in this City, stole therefrom the following property:

Three silk shirts, of the value of \$3.75 each;

Eight pairs of stockings, of the value of \$3.25 each pair;

Two pocket-books, of the value of \$10 each;

One purse of the value of \$5;

One pocket-knife of the value of \$1.75; divers other ~~xxxxxxx~~ goods, chattels and personal property of a quantity and description to the Grand Jury, unknown, of the value of one hundred dollars, the value of the said property in the aggregate being one hundred and sixty-four dollars.

The indictment was not found until the 3rd of April, 1890, something over twenty months after the commission of the alleged offense. There was no complaint by the owner of the goods, L.M. Bates & Co., or any one representing that firm, nor had there, so far as can be ascertained, been any complaint or intimation of crimin-

POOR QUALITY
ORIGINAL

0359

2.

ality or irregularity on the part of the defendant until a few days prior to the time of the finding of the indictment. During the month of March, 1890, the attention of the Grand Jury was exhaustively called to alleged irregularities, during some years past, in the management of the Sheriff's Office of this City and County, and a large amount of testimony in that relation, which had been given before a committee of the State Senate, commonly known as the Fassett Committee, sitting in this City, was laid before the Grand Jury in the first instance, without any formal complaint having been first made before a magistrate. In that manner the question of the offense charged in this indictment was investigated by the Grand Jury, and many witnesses supposed to be aware of the particulars of the offense, if any was committed, were summoned on different days before that body. The inspection of the Grand Jury minutes discloses the fact that they were eleven in number. Their names were:- Robert McCaulley, Samuel W. Thompson, Levi M. Bates, John J. O'Callahan, a Miss Bibb, George Bertram, Jeremiah Kelly, Tessie Morrison, Irvine Davidson, Mamie Wood and John B. Sexton.

The testimony of Sexton, who was under sheriff, is of a formal character, and does not pretend touching at all upon the merits of the case. All the other witnesses were connected, at the time of the alleged larceny, with the establishment of L. M. Bates & Co., being, with the exception of Mr. Bates himself, employees of that firm.

POOR QUALITY
ORIGINAL

0360

3.

It appears from the proof, which I have thoroughly examined, that the defendant first entered the establishment of L.M. Bates & Co., 23rd Street and Sixth Avenue, ⁱⁿ of this City, on the 23rd of July, 1888, for the purpose of levying, by virtue of an order of attachment which he then held, upon sufficient stock or fixtures in said premises to cover the amount named therein; that he was requested by Mr. L.M. Bates, and by Mr. A.D. Brink, general manager for L.M. Bates & Co., to refrain from levying upon any of the stock of the said firm, and to confine the levy to the fixtures in the establishment (which were amply sufficient to many times cover the amount of the said attachment), for the purpose of keeping the fact of the attachment from the knowledge of those in the store, and in order that business might go on during the day without disturbance, and that he consented to do so.

Of the witnesses before the Grand Jury above mentioned, Levi M. Bates, John J. O'Callahan, Jeremiah Kelly, Tessie Morrison, Irvine Davidson and Mamie Wood, all testify that they knew nothing about the alleged larceny. Samuel W. Thompson testifies to some hearsay statements, which are clearly incompetent. George Bertram, a salesman in the establishment, testified that on the day in question, the defendant obtained from him two shirts and several pairs of stockings, the number of which he could not clearly ^{that he could not remember whether defendant took them away, or whether they were sent to the stuffing room of the establishment;} fix; and Miss Bibb, a saleswoman in the establishment, testified ^{that} at the same time, the defendant picked out and took a pocket-book from her stock over which she had

POOR QUALITY
ORIGINAL

0361

... told her to help herself to anything she wanted, as the stock was all his.
control. Robert McCaulley testified that upon the day
in question, Kaufman, asked Bertram "if he had any silk
stockings" and he said "yes", and he took out I don't know
how many pair, whether one or five, I don't know, and he
had them done up in a package"; that Mr. Kaufman took the
things and said "he would have them sent." At another
part of his testimony he declares that he cannot tell
how many pairs of stockings were taken; that there might
be three and there might be five. Without any direct
statement of that fact, he implies ^{that} two shirts worth \$3.75
each were taken, but does not state the source of his
knowledge; and that he does not know what became of any
of these goods. Jeremiah Kelly, the shipping clerk of
the establishment, testified that he had no recollection
of sending any goods whatever to Mr. Kaufman's house.

This constitutes the whole of the testimony upon
which the indictment is based. The defendant states, as
above mentioned, the circumstances under which he levied
upon the fixtures in the establishment, and declares that
when he acceded to the request of Mr. Bates and Mr. Brink
in confining his levy to the fixtures in the place, Mr.
Brink told him that if he ^{would} ~~wished~~ to pick out any such
articles in stock ^{as} ~~that~~ he would like to have, ~~that~~ he
would give them to him, and that the ticket should be
sent to him, (Mr. Brink); that the defendant thereupon se-
lected in open store, in a short while thereafter, the
following articles: one silk shirt said to be of the
value of \$3.75; four pairs of silk stockings, said to be

POOR QUALITY
ORIGINAL

0362

5.

of the vlaue of \$3.25 a pair; two pocket-books said to be of the value of ten dollars each; that he selected and accepted these articles in the presence of Mr. Brink, with his authority, permission and full knowledge, Mr. Brink being present and standing by him at the time of their selection; that he neither received nor took any articles from said stock except as mentioned. His affidavit to these effects is herewith submitted, and, and an affidavit of Mr. Brink's fully confirming his statement and declaring that whatever articles were taken were taken with his, Mr. Brink's knowledge and permission, and that he, Mr. Brink, had full authority to give such permission, Mr. Bates, Subsequently ratifying his action in that regard.

As above stated, no complaint or intimation of irregularity was ever made by any one concerning the taking of these articles until a few days before the finding of this indictment, and before the Grand Jury, the owner of the goods, Mr. L. M. Bates, expressly disclaimed any knowledge of the larceny or any intention of complaint on that ground.

It will thus be seen that over and above the fact that the evidence before the Grand Jury was, to say the least, standing alone, of extremely weak and doubtful character upon the question of the commission of any larceny, There is an expressed disclaimer of wrong upon the part of the owner of the property, and a distinct and unqualified statement by the authorized representative

**POOR QUALITY
ORIGINAL**

0363

of the firm that the articles taken were taken by his express consent, and, indeed, at his suggestion.

Under these circumstances, I don't think the People would be justified in moving this indictment for trial; and I accordingly recommend its dismissal. It is fortunate for the defendant that after the lapse of so considerable a time, without the slightest hint that he was to be brought before the criminal bar for an act done some twenty months before, he should be able to produce the witness by whose authority the act was done.

December 11/90

A. D. Barker
Acting Dist. Atty.

POOR QUALITY
ORIGINAL

0364

THE PEOPLE OF THE STATE OF
NEW YORK.

against

Julius Kaufman

Memorandum.

JOHN R. FELLOWS,
DISTRICT ATTORNEY,
No. 32 CHAMBERS STREET,
NEW YORK CITY

POOR QUALITY
ORIGINAL

0365

Court of General Sessions.

----- x
The People ex rel.

vs.

Julius Kaufman
----- x

City and County of New York, ss:

ALFRED D. BRINK being duly sworn says that on the *23* day of July, 1888, and for six months prior thereto he was general manager in charge of the business of L. M. Bates & Co., at the southeast corner of Twenty-third street and Sixth avenue in the city of New York. That as such manager deponent was authorized by said L. M. Bates & Co. to act for the partners constituting said firm in all matters appertaining to the business conducted by said firm and the disposition of their stock. That deponent was such manager, when the *city* fixtures of said L. M. Bates & Co. was levied on by Julius Kaufman Deputy Sheriff under a warrant of attachment issued out of the *city* court in an action brought by *Jonas Jacobson* against L. M. Bates & Co. That at the time of the said levy upon said *city* fixtures deponent authorized said Julius Kaufman, to take any articles therefrom that he, said Kaufman, might desire. That the process under which said levy was made directed the sheriff to take and hold

POOR QUALITY
ORIGINAL

0366

property of the value of \$249.50, and the stock in the store where the levy was made was worth over \$75,000.

That as deponent is informed and believes said Kaufman took the following articles of property from said stock in accordance with deponent's authorization:

One silk shirt of the value of \$3.75;

Four pairs of silk stockings of the value of \$3.25 a pair;

Two pocket books of the value of \$10.00 each.

That said articles were taken under the authority and by permission of deponent so given as aforesaid, and not otherwise; that said authority was vested in deponent by the firm of L.M. Bates & Company, the owners of the said property; and the fact of said permission was mentioned thereafter by deponent to Mr. L.M. Bates, who confirmed and ratified the same.

b That if said Kaufman took all the articles specified in the indictment from the said stock, it was with the permission and at the suggestion of said L.M. Bates through deponent.

That at the request of deponent and said L.M. Bates the said Kaufman confined his seizure upon said attachment to the fixtures in the said premises, excepting the stock from the operation thereof.

That after said property was taken there remained in said store property of the value of \$75,000, belonging to said L.M. Bates and Company, exclusive of the property which had been levied upon to satisfy said attachment of \$249.50

Sworn to before me this
10th day of December 1890.

James H. Hall
Deputy Clerk of Court & General Services

N. D. Brinn

**POOR QUALITY
ORIGINAL**

0367

Count of General Deveraux,

The People or

agt.

Julius Kaufman.

Offshoot of

J. D. Bynum.

POOR QUALITY
ORIGINAL

0368

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Julius Kaufman

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

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

The said *Julius Kaufman*,

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

three silk shirts of the value of three
dollars and seventy-five cents each, eight
pairs of stockings of the value of three
dollars and seventy-five cents each
pair, two pocket watches of the value of
ten dollars each, one purse of the value of
one pocket knife of the value of one dollar and seventy-five cents,
five dollars, and several other goods,
chattels and personal property, of a quantity
and description to the Grand Jury aforesaid unknown,
of the value of one hundred dollars,
of the goods, chattels and personal property of one *Sam M. Carter,*

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.

0369

CORRECTION

POOR QUALITY
ORIGINAL

0370

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Julius Kaufman

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

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

The said *Julius Kaufman*,

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

three silver links of the value of three
dollars and seventy five cents each, eight
pairs of stockings of the value of three
dollars and seventy five cents each
pair, two pocket watches of the value of
ten dollars each, one purse of the value of
one pocket knife of the value of one dollar and seventy five cents,
five dollars, and several other goods,
chattels and personal property, of a quantity
and description to the Grand Jury aforesaid unknown,
of the value of one hundred dollars,
of the goods, chattels and personal property of one *Sam M. Cohen,*

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.

POOR QUALITY
ORIGINAL

0371

COUNTY OF NEW YORK, ss.

In the Name of the People of the State of New York, To any Sheriff, Constable,
Marshal or Policeman in this State, GREETING:

An indictment having been found on the 3^d day of April

1890, in the Court of General Sessions of the Peace of the County of New York,
charging Julius Kaufman

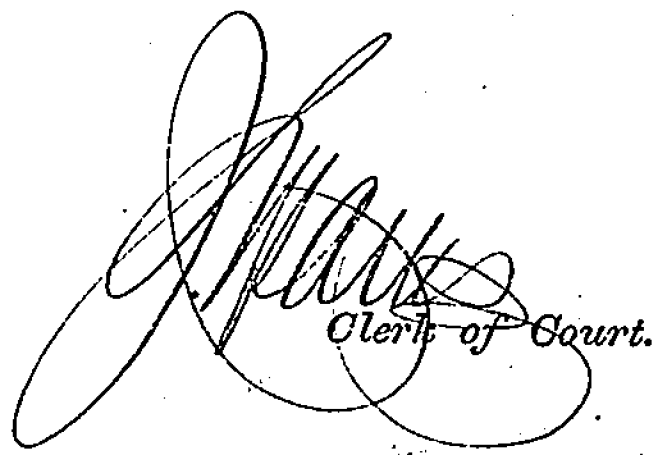
with the crime of

Grand Larceny in the second degree

You are therefore Commanded forthwith to arrest the above named Julius Kaufman
and bring him before that Court to answer the indictment; or
if the Court have adjourned for the term, that you deliver him into the custody of the Keeper of the City
Prison of the City of New York.

New York City, the 3^d day of April 1890.

By order of the Court,


Clerk of Court.

POOR QUALITY
ORIGINAL

0372

New York General Sessions of the Peace.


THE PEOPLE
OF THE STATE OF NEW YORK,
against

Julius Kaufman

BENCH WARRANT FOR FELONY.

Issued

April 3^d 1890

 The officer executing this process will make
his return to the Court forthwith.

POOR QUALITY
ORIGINAL

0373

L. M. BATES,
POST OFFICE BOX, 1008,
146 BROADWAY,

NEW YORK,

Sept 13 1890

Dear Sir,

Mr L. M. Bates informs me
he has made an engagement
for me to call on you Monday
morning 10 o'clock to consult
about the Kaufman matter.

I am very sorry but
I will not be down Monday
but will call on you Tuesday
same hour if agreeable to you.

Very truly yours
J. D. Brink

POOR QUALITY
ORIGINAL

0374

Second COUNT:—

AND THE GRAND JURY AFORESAID, by this indictment further
accuse the said *Julius Kaufman* —

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

The said *Julius Kaufman*, —

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

three silk shirts of the value of three
dollars and seventy five cents each, eight
pairs of stockings of the value of three
dollars and twenty five cents each pair,
two pocket watches of the value of ten
dollars each, one purse of the value of
one pocket watch of the value of one dollar and seventy five cents,
five dollars, and divers other goods,
chattels and personal property, of a quantity
and description to the Grand Jury aforesaid
unknown, of the value of one hundred
dollars,

of the goods, chattels and personal property of one *Isaac J. Tugend*,
Esquire, then Sheriff of the County of the
City and County of New York,

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.

POOR QUALITY
ORIGINAL

0375

~~Third~~ COUNT:—

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

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

The said *Julius Kaufman*,

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

*three silk shirts of the value of three
dollars and seventy five cents each,
eight pairs of stockings of the value
of three dollars and twenty five cents
each pair, two pocket watches of the
value of ten dollars each, one purse
of the value of five dollars, one pocket
knife of the value of one dollar and
seventy five cents, and several other goods,
chattels and personal property of a
quantity and description to the Grand
Jury aforesaid unknown, of the value
of one hundred dollars,*

of the goods, chattels and personal property of one *John B. Sexton*,
Esquire, then being the Under-Sheriff
of the City and County of New York,
then and there being found, then and there feloniously did steal, take and carry away,
against the form of the Statute in such case made and provided, and against the peace of
the People of the State of New York, and their dignity.

John B. Sexton,
District Attorney

0376

BOX:

392

FOLDER:

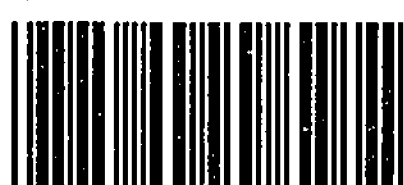
3650

DESCRIPTION:

Kearns, Julia

DATE:

04/11/90



3650

POOR QUALITY
ORIGINAL

0377

Witnesses;

Mary Chubman

April 18 1890. The parties
herein, engaged in a
fight which arose from
the mutual use of offensive
weapons. Before the
complainant was
hit, she admitted having
struck the Defendant.
Under this statement
of fact I recommend
that a plea of assault
in 3d degree be
accepted.

J. S. Macdonald
J. S. Macdonald

Counsel,

Filed

day of

1890

Pleaded,

THE PEOPLE

vs.

Julian Kearns

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code)

JOHN R. FELLOWS,

Wm. C. Wags District Attorney.

Per J.

April 18 1890

A True Bill.

W. J. Le. Perry

Foreman.

Wm. C. Wags District Attorney

Per Bond.

POOR QUALITY
ORIGINAL

0378

Police Court—3rd District.

City and County of New York, ss.:

of No. 21 Bloomfield Street, aged 33 years,

occupation Married being duly sworn

deposes and says, that on the 31 day of March 1898 at the City of New York, in the County of New York,

She was violently and feloniously ASSAULTED and BEATEN by Julia Kearns.
Know her, who cut and stabbed
deponent on her left cheek with
a table knife then and then held
in the hand of said Kearns thereby
doing her serious injury

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant

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

Sworn to before me, this 1st day of April 1898 Mrs Mary Sheehan

[Signature] Police Justice.

POOR QUALITY
ORIGINAL

0379

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Julia Kearns*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *W.S.*

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

Answer. *21 Bloomfield St.*

Question. What is your business or profession?

Answer. *Housewife*

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*

Julia Kearns

Taken before me this

day of

189

Police Justice

0380

Residence :

•

Dated.....18.....*Police Justice.*

POOR QUALITY
ORIGINAL

0381

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Julia Kearns

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

Julia Kearns
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Julia Kearns
late of the City of New York, in the County of New York aforesaid, on the
thirty-first day of *March* in the year of our Lord
one thousand eight hundred and *ninety*, with force and arms, at the City and
County aforesaid, in and upon the body of one *Mary Sheehan*
in the Peace of the said People then and there being, feloniously did make an assault
and *her* the said *Mary Sheehan*
with a certain *knife*

which the said

Julia Kearns
in *her* right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent

her the said *Mary Sheehan*
thereby then and there feloniously and wilfully to kill, 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

Julia Kearns
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Julia Kearns
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *Mary Sheehan* in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and *her* the said

with a certain

Mary Sheehan
knife

which the said

Julia Kearns
in *her* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, 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.

POOR QUALITY
ORIGINAL

0382

THIRD COUNT—

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

Julia Kearns
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Julia Kearns
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Mary Sheehan in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and

her the said *Mary Sheehan*
with a certain *knife*

which *she* the said *Julia Kearns*

in *her* right hand then and there had and held, in and upon the *face*

of *her* the said *Mary Sheehan*
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said *Mary Sheehan*

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

JOHN R. FELLOWS,

District Attorney.

0383

BOX:

392

FOLDER:

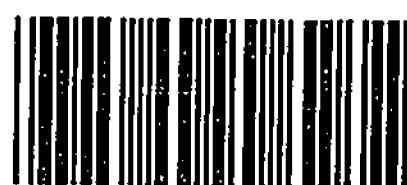
3650

DESCRIPTION:

Keenan, Frank

DATE:

04/30/90



3650

POOR QUALITY ORIGINAL

0304

W304

Counsel,
Filed 30 day of April 1890
pleads Not guilty May 11

Grand Larceny, Sixth Degree,
(From the Person.)
[Sections 528, 582, 633 & Penal Code.]

THE PEOPLE

vs.

I.

Frank Keenan

[Signature]

JOHN R. FELLOWS,
District Attorney.

A True Bill.

W. J. Berry

Foreman.

May 5/90

James Connelley

Part Larceny

3 moes fine

May 11/90

Witnesses:
Robert Shea

Mr Corby

56 + 54 1/2

Mr. Simon

POOR QUALITY
ORIGINAL

0385

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 4 DISTRICT.

of No. 25-Precinct Police Street, aged _____ years,
occupation Policeman being duly sworn deposes and says
that on the _____ day of _____ 188____

~~at the City of New York, in the County of New York~~ the within
named Complainant is a
necessary and material witness
against Frank Keenan.

Deponent says that he has
reason to believe that said
Complainant will not appear
and asks that he give
surety for his appearance to
testify

Henry Purnhagen

Sworn to before me, this _____ day
of _____ 188____

Police Justice.

POOR QUALITY
ORIGINAL

0386

Police Court— District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 320 East 65th Street, aged 34 years,
occupation Legion being duly sworn.

deposes and says, that on the 26 day of April 1890 at the City of New

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

A pocketbook containing one five
(5) dollar note of United States issue
and dimes coins all amounting
to six dollars and seventy eight
cents, and one pair of gloves of
the value of seventy five cents all
amounting to seven dollars and
fifty three cents (7.53)

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 Frank Keenan (now here)

from the following facts to wit;
That said pocketbook and contents
was in the left hand inside pocket
of a vest then and there worn
on deponents person, and that said
gloves were in an outside pocket
of an overcoat then and there
worn on the person of deponent.

And that deponent is informed
by Officer Henry Burn Hagen of the
25th Precinct Police that he found
said property in the possession
of deponent Robert Shea

Sworn to before me, this

26

day

of April 1890
W. J. McNeill Police Justice.

POOR QUALITY
ORIGINAL

0387

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry Purn Hagen
aged _____ years, occupation Policeman of No. 25 Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Robert Shea
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 26
day of April 1890 } Henry Turnhagen

D. J. McCarthy
Police Justice

POOR QUALITY
ORIGINAL

0388

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Frank Keenan

Question. How old are you?

Answer. 48 years

Question. Where were you born?

Answer. Ireland

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

Answer. 1164-3-Avenue, 2 years

Question. What is your business or profession?

Answer. Labourer

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

Answer.

I am not guilty-
Frank Keenan
Mark

Taken before me this

day of

April

1892

26

Police Justice

POOR QUALITY
ORIGINAL

0389

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

No 304 4 633
Police Court District

THE PEOPLE, vs.,
ON THE COMPLAINT OF

Robert H. [Signature]
Frank Keenan
Larceny

2 _____
3 _____
4 _____
Offence

Dated April 26 1890

Magistrate
Cunningham, Officer
2571 Precinct

Witness
No. _____
Street _____
No. _____
Street _____

No. _____
Street _____
150 [Signature]
RECEIVED
APR 26 1890
CLERK'S OFFICE

COMMITTED.

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

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

Dated April 26 1890 So. M. [Signature] Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0390

27
The People
Frank Keenan
May 5th 1890. Indictment for grand larceny.

Scant General Session. Part I
Before Judge Fitzgerald
Robert Shay, sworn and examined.
I was in New York on the 26th of April
I had in my possession a pocket book
in my inside vest pocket and two little
screw studs and a pair of gloves; the
gloves were worth 75 cents, and all the
property was mine. I missed it between
twelve and one o'clock midnight. I was
on the street around 63rd St. and Third
Avenue. I never saw the defendant
before. I could not say who spoke first,
we got in conversation; he was with me
about ten minutes; I missed it soon
after he left me. I had been drinking.
I felt it in my pocket about an hour
before I missed it. From the time I felt
it in my pocket until I missed it no
person but the prisoner was near me.
When the defendant was crossing the
street I saw the officer. I told the officer
right away that the defendant took my
purse; the officer went over, caught
him by the shoulder and took the purse
from him. I could not say what the
prisoner said when the officer arrested
him. The purse was in my pocket.

POOR QUALITY
ORIGINAL

0391

until he left me

Cross Examined. The officer took the pocket book from the defendant right on the spot. I saw it in the station house. I identified it as my pocket book and the two screw studs were in it. I reside 320 East 65th st. I think this was Friday night if I am not mistaken. I was intoxicated. I suppose I began to drink about two o'clock in the afternoon and I was drinking from time to time during the afternoon. I could not say that I met the defendant in Trainor's, I met him on the sidewalk. I do not recollect the occurrences of that night. I got money to pay for the drink I had out of my vest pocket. I always kept my pocket book in my inside vest pocket. I last saw my pocket book at ~~seven~~ ^{eleven} o'clock ^{in the morning} when I took it out to pay for a meal and I put it back. I know where the Stanwix house is. I don't recollect being in there that night. I don't recollect going in with this man to get lodging. I don't recollect the clerk refusing to entertain me because I was too drunk. I don't recollect falling down. They locked me up in the station house; the judge discharged me the

POOR QUALITY
ORIGINAL

0392

next morning. I suppose they looked me up as a witness. I might have been very drunk. I do not swear there was \$10.78 in the pocket book.

Herry Parnhagen sworn. I belong to the 25th precinct. I was on duty at midnight on April 26th in the neighborhood of Third Avenue and Sixty Third St. I saw the complainant and the defendant together. I ordered them away; they were talking very loud. I went to see what the matter was and I saw the complainant, he was ~~pretty~~ full, he was drunk. I asked the defendant if he knew him, and I heard the defendant ask the complainant if he had any money. I could not hear what the complainant said. I asked the defendant if he knew the complainant and he said, "no." I asked him why he did not leave him alone, I asked him where he was going to take him, and he said to his room. I said, "if you don't know him, let him go about his business." The prisoner walked away, and after he was gone I asked the complainant what did he do? He said, "Officer, that man has robbed me." So then I ran after him, he was gone about half a block and

POOR QUALITY
ORIGINAL

0393

I got him back again. I searched him and I found a pair of gloves on him and a pocket book which belonged to the complainant; the pocket book contained \$6.78; it is in the station house. I found the pocket book in his outside coat pocket. The complainant was present when I searched the defendant. The Sergeant asked the complainant how he could identify the pocket book; he had not seen it before the Sergeant asked him that. The complainant said there was a five dollar bill in it and the rest in change. The Sergeant asked him if there was anything else in it, and he told him there was a collar button and another button. Then the Sergeant showed him the pocket book and he said it was his. The prisoner first claimed that it was his; he said, "that belongs to me." The prisoner then said the gloves and the pocket book did not belong to him but to the complainant; he also said that the complainant gave it to him. Cross Examined. I am sure that I found the money in the pocket book. Nobody helped me to search him. Then the Sergeant had the pocket book in his

POOR QUALITY
ORIGINAL

0394

hand the defendant said, "that is mine," he said it was his money. The complainant was standing there at the time; he was very drunk and the prisoner seemed to be under the influence too.

Frank Keenan, sworn and examined in his own behalf testified. I used to follow Railroading but have not been at that for a few years. I have been helping plumbers and flagers, laboring business. I met Shay on the corner of 65th St. and Third Avenue in the gin mill of Trainor's. I was drinking with a party and a few more were in there. This was between five and six o'clock in the afternoon. I went out of there and went home and had my supper and came back again between 8 and 9 o'clock. Mr. Shay was in Trainor's, and they all got treating one after another and Shay said to me, "Do you know where I could get a lodging house?" That was about eleven o'clock. I said, "There is one up stairs, the Stanwix house right over the store. I says, 'Go right up them stairs, it will take you right up there.'" He says, "Cannot you go up with me?" I says, "You can go up yourself, cant you?" I went up with the

POOR QUALITY
ORIGINAL

0395

man. The Clerk says to me, "Frank, that man has been here before, he has been drinking, I cannot take him." I says, "The man might not do any damage, he might go asleep." He says, "I cannot take him." He came down stairs; we went into Trainor's and we had another drink. He says, "Do you know any lodging house around here?" I said, I do in Sixty Third St. and Second Avenue. I don't know whether they would give you any bed there or not. You are too drunk." He says, "Let us go down there." We went down there to 63rd Street. I did not think he was so drunk as he was; he began to fall down on his knees. I kept hold of him bearing him up, and when we got down there they would not have him. He came across Sixty Third Street and Third Avenue. He fell about nine or ten times down on his knees upon the sidewalk and I would pick him up. I had a bundle of washing under my arm that I was after getting at the laundry; the policeman came along Third Avenue looking along Sixty Third St.

POOR QUALITY
ORIGINAL

0396

1

he had these gloves and pocket book in his hand; he let them down. I picked them up. I said, "There is your pocket book and gloves, you had better put them in to your pocket. I put them in his hand, he did not put them in his pocket; he let them down again and he fell down. I picked him up again and I picked them up again and I put them in his hand. He would not hold them in his hand; he dropped them down on the sidewalk. I put the gloves and the pocket book in my coat with my arm under the other arm, and the policeman came on the corner of Third Avenue. He says, "What are you doing here?" I says, "I am trying to take this man home, he is under the influence of liquor. He said, "Do you know him?" I said, No; he said, "Go about your business. I got a couple of steps, and the policeman came after me and said, "I guess I will take you in. I said, "All right." He took us both into the station house that night. They searched me in the station house and took my money from me. I had it in my pants pocket. I got a bill of twelve dollars up in Harlem in 188th street from a Brewery man

POOR QUALITY
ORIGINAL

0397

I don't know what the man's name is, I could easily find it out; they keep their place between 108th street and Third ave. I could find the clerk that paid me. I came down and gave a laboring man \$4.75 which I owed him. I had the remainder in my own pocketbook and some loose change in my pocket, 30 or 40 cents. I have never been arrested before charged with crime. I did not take the complainant's pocketbook out of his pocket. I lifted the pocketbook off the side walk and picked up the gloves and put them in his hand. I said, "Here is your pocketbook and gloves, you had better put them in your pocket." He held them, and went on four or five steps; he let the gloves fall down and I picked them up again. I was under the influence of liquor, but I knew what I was doing. Cross Examined. I first saw the complainant about 8 o'clock in the evening. He fell eight or nine times while he was with me and I was taking him to a lodging house. This was after eleven o'clock at night. I think it was about twelve o'clock when I was arrested. The money that was taken from me in the

POOR QUALITY
ORIGINAL

0398

station house was my money; it was not in a pocketbook but loose in my pocket. I don't know how it got in the pocketbook. Q The complainant says when he met you he had \$6.78 and buttons in the pocketbook? I do not know.

Q The pocketbook is taken from you, and he swears it is his, he describes the contents accurately. A O yes, the pocketbook is his. Q Do you want to tell this jury that you had \$6.78 loose and it was not found in this pocketbook?

A No sir, I did not say I had \$6.68. I said I must have close on to six dollars because I spent some of it in the morning.

Q The evidence is, the only money taken from you was \$6.78 and that money was taken out of the pocketbook, is that true or not? A. No sir, that is not true.

Q This complainant and the police officer have not been telling the truth.

A That is not true.

The jury rendered a verdict of guilty of petty larceny. The defendant was remanded for sentence.

POOR QUALITY
ORIGINAL

0399

Testimony in the
case of
Frank Keenan

filed
April
1890

POOR QUALITY
ORIGINAL

0400

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Keenan

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

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

The said

Frank Keenan

late of the City of New York, in the County of New York aforesaid, on the *twenty-sixth*
day of *April* in the year of our Lord one thousand eight hundred and
eighty-ninety, in the *ninth* time of the said day, at the City and County
aforesaid, with force and arms,

6.78 *one* promissory note for the payment of money, of the kind commonly called United
States Treasury Notes, of the denomination and value of *five* dollars; *one*
promissory note for the payment of money of the kind commonly called Bank Notes, of the de-
nomination and value of *five* dollars; *one* United States Gold Certificate,
of the denomination and value of *five* dollars; *one* United States
Silver Certificate, of the denomination and value of *five* dollars;

*divers coins of a number, kind and denomination
to the Grand Jury aforesaid unknown, of the
value of one dollar and seventy-eight cents, and
one pair of gloves of the value of
seventy-five cents*

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

POOR QUALITY
ORIGINAL

0401

SECOND COUNT—

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

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

The said

Frank Keenan

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid,
at the City and County aforesaid, with force and arms,

one promissory note for the payment of money, of the kind commonly called United States Treasury Notes, of the denomination and value of five dollars; one promissory note for the payment of money of the kind commonly called Bank Notes, of the denomination and value of five dollars; one United States Gold Certificate, of the denomination and value of five dollars; one United States Silver Certificate, of the denomination and value of five dollars;

divers coins, of a number, kind and denomination to the Grand Jury aforesaid, unknown, of the value of one dollar and seventy eight cents, and one pair of gloves of the value of seventy-five cents

of the goods, chattels and personal property of one

Robert Shea

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

Robert Shea

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

Frank Keenan

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

JOHN R. FELLOWS,

District Attorney.

0402

BOX:

392

FOLDER:

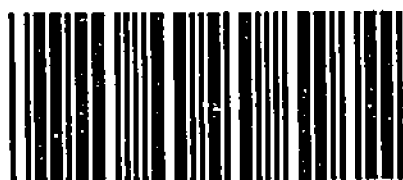
3650

DESCRIPTION:

Kelly, Thomas

DATE:

04/11/90



3650

POOR QUALITY
ORIGINAL

0403

Witnesses;

Mr. P. Braun

Off. Cook

Counsel,

Filed

Pleads,

11
July 1890

Attest

THE PEOPLE

vs.

Thomas Kelly

Grand Larceny *first* degree.
[Sections 528, 580, Penal Code.]

John R. Fellows
JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. J. Berry
For emen.

April 1890
G. S. B.

POOR QUALITY
ORIGINAL

0404

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 34 years, occupation Margaret Smith Married of No.

12 Barrow Street, being duly sworn deposes and

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

Sworn to before me, this

day of

April 1889

Mr M. Schmidt
R. J. White
Police Justice.

POOR QUALITY
ORIGINAL

0405

Police Court—2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 23 1/2 St. Marcus P. Brann
Street, aged 25 years,
occupation Jeweler being duly sworn

deposes and says, that on the 3rd day of April 1990 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:

Eighty-one watches together
of the value of Five Hundred
Dollars

the property of Mrs M Brann kept in
apartment care and charge

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 Thomas Kelly (sees see)

from the fact that deponent
was informed by Margaret
Smith of 12 Barford Street that
she saw said Kelly take steal
and carry said property
away from a show case in
front of deponent's premises and
that deponent forced said Kelly
in the act of carrying said
property away

Marcus P Brann

Sworn to before me, this 3rd day of April 1990
of Charles J. Macleod
Police Justice.

POOR QUALITY
ORIGINAL

0406

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

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

Question. What is your name?

Answer. *Thomas Kelly*

Question. How old are you?

Answer. *21 years*

Question. Where were you born?

Answer. *W.*

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

Answer. *Refused*

Question. What is your business or profession?

Answer. *Business furnished*

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 have nothing to say*
Thomas Kelly

Taken before me this

day of

September

1888

Police Justice.

POOR QUALITY
ORIGINAL

0407

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

Marcus J. Gorman

23 1/2 St. Ave

Thomas Kelly

Dated April 4, 1890

Magistrate.

Officer.

_____ Precinct.

Witnesses

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

No. _____ Street _____

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

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

Dated April 4 1890 _____ Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0408

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Kelly

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

Thomas Kelly

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

The said

Thomas Kelly

late of the City of New York, in the County of New York aforesaid, on the *third* day of *April* in the year of our Lord one thousand eight hundred and *ninety*, at the City and County aforesaid, with force and arms,

eighty-one watches of the value of ten dollars each

of the goods, chattels and personal property of one

Marcus P. Braun

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

John R. Fellows,
District Attorney

0409

BOX:

392

FOLDER:

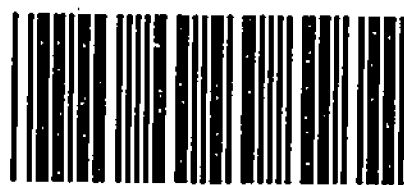
3650

DESCRIPTION:

Kelly, William

DATE:

04/29/90



3650

04 10

BOX:

392

FOLDER:

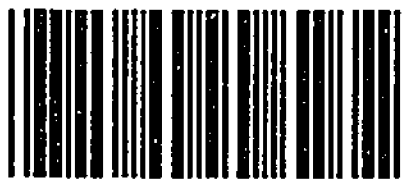
3650

DESCRIPTION:

Sheehan, Joseph

DATE:

04/29/90



3650

0411

BOX:

392

FOLDER:

3650

DESCRIPTION:

Plunkett, William

DATE:

04/29/90



3650

04-12

BOX:

392

FOLDER:

3650

DESCRIPTION:

Calder, William

DATE:

04/29/90



3650

POOR QUALITY
ORIGINAL

0413

no 273

Counsel,
Filed *29* day of *April* 18*90*
Pleas,

THE PEOPLE
vs.
William Kelly,
Joseph Sheehan,
William Shinkett
and
William Calder
[Section 428, 506, 524, 543, 547.]
Bar glary in the Third degree
and second degree

14
15
JOHN R. FELLOWS,
District Attorney.

A True Bill.

W. L. Berry
Foreman.
W. L. Berry
Frank D. Lacey
Each
Catholic Pro.

Witnesses:
Joseph Kolbert
John Perry

POOR QUALITY
ORIGINAL

0414

Court of Gen'l Sessions

The People

agts

William Kelly

REPORT OF THE NEW YORK SOCIETY FOR
THE PREVENTION OF CRUELTY
TO CHILDREN.

100 EAST 23D STREET,

New York, Apr. 18 1890

CASE NO. 48315 OFFICER Barkley
DATE OF ARREST April 12
CHARGE

Burglary

AGE OF CHILD Fourteen years
RELIGION Catholic
FATHER

Deach

MOTHER Lizzie - Temperate & Respectable

RESIDENCE No. 200 Madison Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT William Kelly is inclined to habits of vagrancy, although he has a good home with his mother and grandmother. The boy has never been arrested previous to this time.

All which is respectfully submitted

William Barkley
Supt

To Dist. Attorney

POOR QUALITY
ORIGINAL

04 15

Court of
General Sessions

The People

vs.

William Kelly

Wm Kelly
FENAL CODE, S

Report of the New York Society
for the Prevention of Cruelty
to Children.

ELBRIDGE T. GERRY,
President, &c.,

100 East 23d Street,

NEW YORK CITY.

POOR QUALITY
ORIGINAL

0416

Police Court— / District.

City and County } ss.:
of New York,

of No. 31 Morrow Street, aged 28 years,
occupation Cigar Manufacturer being duly sworn

deposes and says, that the premises Nos 284 Birmingham Street, 4 Ward
in the City and County aforesaid the said being a first story brick building
the first floor of
and which was occupied by deponent as a Cigar Manufacturing
and in which there was at the time a business being done

were BURGLARIOUSLY entered by means of forcibly breaking open
the door leading from the Hallway to
said factory

on the 4 day of April 1890 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

four thousand & six hundred Cigars
of the value of Seventy Eight dollars
Dollars 78. ²⁰/₁₀₀

the property of deponent and Samuel Greenberg deponent copartners
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
William Kelly, Joseph Sheehan and
William Plimley and William Calder (all named)

for the reasons following, to wit: deponent in the Evening of said
day of April 1890 secretly looked and
fastened said door, and at that time
said property was in said factory
that on the morning of the 5th day
of April 1890 deponent discovered that
said property was stolen and carried
away. That said defendants
acknowledged to deponent in the presence

0417

POOR QUALITY
ORIGINAL

of witnesses and in open Court that
they did burglariously enter defendants factory
and did steal the within named property
as aforesaid

Sworn to before me this 14 day of April 1890
Joseph H. H. H.
Palmer

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

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

1
2
3
4

Offence—BURGLARY.

Dated 1888

Magistrate.

Officer.

Clerk.

Witness.

No. Street.

No. Street.

No. Street.

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

04 18

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

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

Question. What is your name?

Answer. *William Kelly*

Question. How old are you?

Answer. *13 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *200 Madison Street 2 years*

Question. What is your business or profession?

Answer. *Go to School*

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*

William Kelly

Taken before me this

Charles W. Hamilton

1890

Police Justice.

POOR QUALITY
ORIGINAL

04 19

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK.

3rd District Police Court.

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

Question. What is your name?

Answer. *Joseph Sheehan*

Question. How old are you?

Answer. *13 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *34 Morfess Street 2 years*

Question. What is your business or profession?

Answer. *I go to school*

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*

Joseph Sheehan

Taken before me this

day of *April*

1889

Charles W. Smith

Police Justice.

POOR QUALITY
ORIGINAL

0420

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *William Plunkett*

Question. How old are you?

Answer. *14 years*

Question. Where were you born?

Answer. *East New York*

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

Answer. *2 Allen Street 2 years*

Question. What is your business or profession?

Answer. *I go to School*

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*

William Plunkett

Taken before me this

Charles J. Justice
1891

Police Justice.

POOR QUALITY
ORIGINAL

0421

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *William Calder*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *45 Henry Street 3 months*

Question. What is your business or profession?

Answer. *Nothing*

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*

William Calder

Taken before me this

day of

April

189

14

189

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189

Police Justice.

POOR QUALITY
ORIGINAL

0422

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

ch 2731 / 589
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John W. Hoffmeyer

1 *William Kelly*

2 *Frank Chapman*

3 *John W. Hoffmeyer*

Offence *Burglary*

Dated

April 14

1890

Residence

of New York

Magistrate.

Residence

of New York

Officer.

Witnesses

William Warden

Prisoner.

No. 1

Henry

Street.

No. 2

Frank

Street.

No. 3

John W. Hoffmeyer

Street.

No. 4

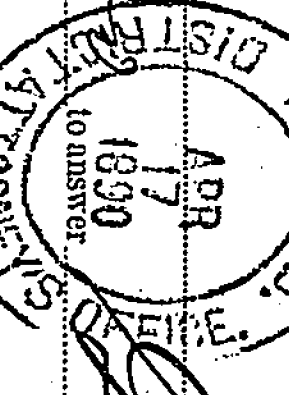
John W. Hoffmeyer

Street.

No. 5

John W. Hoffmeyer

Street.



See Report of N. T. S. P. O. C.
for information about defendant
fired with these papers. If lost,
notify the Society at once.

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 *ten* Hundred Dollars *each* and be committed to the Warden and Keeper of the City Prison, of the City of New York, until *they* give such bail.

Dated *April 14* 1890 *Charles W. Smith* Police Justice.

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

Dated _____ 18 _____ Police Justice.

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

Dated _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0423

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 Kelly Joseph Sheehan,
William Plunkett and William Calder

The Grand Jury of the City and County of New York, by this indictment, accuse
William Kelly, Joseph Sheehan,
William Plunkett and William Calder
of the CRIME OF BURGLARY IN THE THIRD DEGREE, committed as follows:

The said William Kelly, Joseph Sheehan,
William Plunkett and William Calder, all

late of the Seventh Ward of the City of New York, in the County of
New York, aforesaid, on the fourth day of April in the year of
our Lord one thousand eight hundred and ninety, with force and arms, at the
Ward, City and County aforesaid, a certain building there situate, to wit: the factory of one

Joseph Kopolovitz
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

Joseph Kopolovitz
in the said factory 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.

POOR QUALITY
ORIGINAL

0424

SECOND COUNT—

AND THE GRAND JURY AFORESAID, by this indictment further accuse the said
William Kelly, Joseph Sheehan,
William Plunkett and William Calder
of the CRIME OF *Grand* LARCENY in the second degree committed as follows:

The said *William Kelly, Joseph Sheehan,*
William Plunkett and William Calder, all
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,

four thousand, six hundred
cigars of the value of two cents
each

of the goods, chattels and personal property of one

in the *factory* of the said

Joseph Kopolovitz
Joseph Kopolovitz

there situate, then and there being found, in the *factory* 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.

John R. Fellows,
District Attorney

0425

BOX:

392

FOLDER:

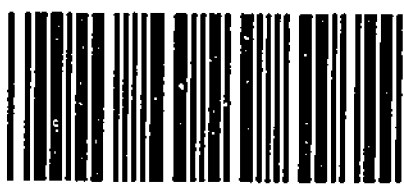
3650

DESCRIPTION:

Kennedy, Michael

DATE:

04/17/90



3650

POOR QUALITY
ORIGINAL

0426

184
B.W. May 8/326
190

Counsel,

Filed 17 day of April 1890

Pleads,

THE PEOPLE

vs.

B

Michael Kennedy

VIOLATION OF EXCISE LAW
(Selling on Sunday, Etc.)
Ill. Rev. Stat. (7th Edition), page 1883, Sec. 21 and
page 1889, Sec. 5.]

Transferred to the Court of Special
Sessions for trial and final disposition.

JOHN R. FELLOWS,
District Attorney.

A True Bill.

W. J. C. Berry
Foreman.

Witnesses:

John M. Reed

March 5

Bond received
May 13/1890

Bailed by
Philip Meagher
1898-32-Grand

POOR QUALITY
ORIGINAL

0427

Ad 184
B.W. May 8/326

Counsel,
Filed 17 day of April 1890
Pleads, *Guilty*

THE PEOPLE
vs.
Michael Kennedy
ADULTERATION OF EXCISE LAW
(Selling on Sunday, Etc.)
III Rev. Stat. (7th Edition), page 1083, Sec. 21 and
page 1080, Sec. 5.]
Transferred to the Court of Special
Sessions for trial and final disposition
Part 2 of 2
1890

JOHN R. FELLOWS,
District Attorney.

A TRUE BILL.

W. J. C. Berry
Foreman.

Witnesses:
John M. Reid

March 5

Bond received
May 13/1891
Bailed by
Philip Meagher
1898-32 Coque

POOR QUALITY
ORIGINAL

0428

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Michael Kennedy

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

Michael Kennedy
of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

Michael Kennedy

late of the City of New York, in the County of New York aforesaid, on the *second* day of *February* in the year of our Lord one thousand eight hundred and *ninety*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one *John W. Reed*

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

SECOND COUNT—

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

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

The said

Michael Kennedy

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0429

BOX:

392

FOLDER:

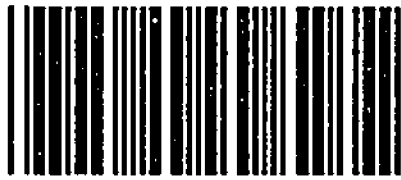
3650

DESCRIPTION:

Kennedy, William

DATE:

04/08/90



3650

POOR QUALITY
ORIGINAL

0430

No 4

Counsel,

Filed

day of

1890

Pleas,

THE PEOPLE

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

19
Jan 4 - 8 - 08.
35

William Kennedy

JOHN R. FELLOWS,

District Attorney.

A True Bill.

William J. Berry
Foreman

Part III April 11/90
Pleas and bill of 1 day.

D.C. 4 yash 10 mo
R.B.M.

Witnesses:

Michael Kennedy

Officer Sullivan

POOR QUALITY
ORIGINAL

0431

No 4
Grand Jury Room.

PEOPLE

vs.

Wm Kennedy

Michael Kennedy
Officer Sullivan

POOR QUALITY
ORIGINAL

0432

Police Court—2 District.

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

Michael Kennedy
of No. 174 7th Avenue Street, aged 50 years,
occupation Shumaker being duly sworn
deposes and says, that on the 24 day of March 1880 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by

William Kennedy (now being deponent, son.
The deponent, came to the store
No. 174 7th Avenue where deponent
was sitting down at work about
quarter after eight o'clock p.m.
on said date, and the defendant
then and there pointed a loaded
revolver at deponent, and the
said defendant fired two shots
from the said revolver, and the
balls from the said revolver
passed close to deponent's head

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without
any justification on the part of the said assailant :

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

Sworn to before me, this 25 day
of March 1880

Michael Kennedy

A. J. White Police Justice.

POOR QUALITY
ORIGINAL

0433

Sec. 193-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *William Kennedy*

Question. How old are you?

Answer. *18 years*

Question. Where were you born?

Answer. *N.Y.*

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

Answer. *954 7th Avenue, 1 week*

Question. What is your business or profession?

Answer. *Bookkeeper 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 have nothing to say*

W. Kennedy

Taken before me this

day of

May

1894

at New York

City

Police Justice

Police Justice.

POOR QUALITY
ORIGINAL

0434

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

No 4
Police Court 2
District 4th 3

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Kennedy

174 1/2
New Kennedy

Offence Assault
Felony

Dated March 25 1890

White
Magistrate

David Sullivan
Officer

16
Precinct

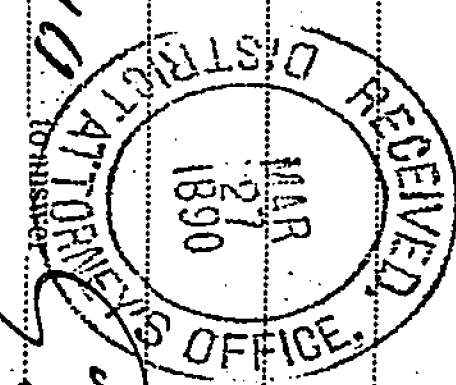
Witnesses

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____

No. _____
Street _____



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

William Kennedy

Guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of _____
Security _____ 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 Mar 25 1890 _____ Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0435

District Attorney's Office,
City & County of
New York.

He

April 21 1891

CAPTAIN OR OFFICER IN COMMAND:

Dear Sir:

I desire to see Officer Daniel
Sullivan attached to your command in
March 1890 in relation to the case of
William Kennedy
sentenced April 11/90 to four
years and ten months imprisonment by Judge
Martine

Please ask the officer to bring such information in
relation to the case, and as to the previous record of the defendant
_____ as he may be enabled to
obtain.

Yours truly,

Henry W. Penney
WILLIAM N. PENNEY,
Secretary.

POOR QUALITY
ORIGINAL

0436

VI.

STATE OF NEW YORK.
Executive Chamber,
ALBANY.

Sir:

April 2, 1891.

Application for Executive clemency having been made on behalf of William Kennedy who was convicted of assault 2nd degree in the county of New York and sentenced April 11, 1890, to imprisonment in the Sing Sing prison----- for the term of four years, ten months, ----- I am directed by the Governor respectfully to request that, in pursuance of Section 695 of the Code of Criminal Procedure, you will forward to him a concise statement of the facts of the case, together with your opinion of the merits of the application.

It is particularly requested that each letter of inquiry from the Executive Chamber should be separately answered.

Very respectfully yours,

J. S. Williams.

Private Secretary.

Hon. Randolph B. Martin.

New York City.

POOR QUALITY
ORIGINAL

0437

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 Kennedy

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

William Kennedy
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

William Kennedy

late of the City of New York, in the County of New York aforesaid, on the *twenty-fourth* day of *March*, in the year of our Lord one thousand eight hundred and ~~eighty-ninety~~, with force and arms, at the City and County aforesaid, in and upon the body of one *Michael Kennedy* in the peace of the said People then and there being, feloniously did make an assault and to, at and against *him* the said *Michael Kennedy* a certain pistol then and there loaded and charged with gunpowder and one leaden bullet, which the said *William Kennedy* in *his* right hand then and there had and held, the same being a deadly and dangerous weapon, wilfully and feloniously did then and there shoot off and discharge, with intent *him*, the said *Michael Kennedy* thereby then and there feloniously and wilfully to kill, 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

William Kennedy
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

William Kennedy

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of the said *Michael Kennedy* in the peace of the said People then and there being, feloniously did wilfully and wrongfully make another assault, and to, at and against *him* the said *Michael Kennedy* a certain pistol then and there charged and loaded with gunpowder and one leaden bullet, which the said *William Kennedy* in *his* right hand then and there had and held, the same being a weapon and an instrument likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully shoot off and discharge, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0430

BOX:

392

FOLDER:

3650

DESCRIPTION:

Kenny, John

DATE:

04/24/90



3650

POOR QUALITY
ORIGINAL

0439

Sept 22 1890
Counsel
Filed
Pleads, *Not Guilty*

36 / 11 20
THE PEOPLE
vs.
John Henry
Grand Larceny Second degree.
[Sections 528, 58 / Penal Code].
Second offense.

JOHN R. FELLOWS,
District Attorney.

A True Bill.

W. J. O'Leary
Foreman.
Read Guilty.
J. H. S. Moore

POOR QUALITY
ORIGINAL

0440

Court of Sessions

OF THE COUNTY OF KINGS.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Frank Lynch

The Grand Jury of the County of Kings, by this indictment, accuse

Frank Lynch

of the crime of **GRAND LARCENY IN THE** **DEGREE**, committed as follows:
The said *Frank Lynch*

late of the City of Brooklyn, in the County of Kings aforesaid, on the *Twenty fourth* day of *December* in the year of our Lord one thousand eight hundred and eighty-*six* at the and in the County aforesaid, with force and arms, ~~at about the hour of~~ *one good piece of the value* ~~at about the hour of~~ *of fifty dollars - one hundred and twenty five* ~~at about the hour of~~ *dollars in the money, and lawful currency* ~~at about the hour of~~ *of the United States of the value of* ~~at about the hour of~~ *one hundred and twenty five dollars*

of the goods, chattels and personal property of one
~~on the person of the said~~
~~then and there being found, from the person of the said~~

Lissy Levy

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.

James W. Ridgway
District Attorney.

POOR QUALITY
ORIGINAL

0441

2/2 1706 6/423

WITNESSES.

Larry Leroy
Bridget McEhelly
Officer Stollworth

Filed 11 day of May 1887
Court of Sessions
Pleads Not Guilty and
with new plea of pleas.
guilty to the Alleged to Commit
Grand Larceny

THE PEOPLE
vs.
Grand Larceny,
(Sections 580, 581.
Degree.

Frank Lynch

JAMES W. RIDGWAY,
District Attorney.

A TRUE BILL.

Sarah O'Drady Foreman.

Counsel,

Tried the day of 188

Verdict,

Sentence
Penalty one year
May 13. 1887

At a Court of Sessions.

holden in and for the County of Kings in the Court House in the
City of Brooklyn, on the 13 day of May in
the year of our Lord one thousand eight hundred and eighty-seven

Present:

The Honorable HENRY A. MOORE, County Judge of the County of Kings.

James Savage }
John W. Mahon } Justices of the Sessions of the County
of Kings.

The People of the State of New York,

against

Frank Lynch

Indicted for Grand Larceny in the second
degree and convicted of an attempt to
commit Grand Larceny in the second
degree upon his own confession and
plea of guilty, on being sworn before
sentence says my true name is Frank
Lynch, I am 33 years of age I am
married, I am a Conductor, I have
never been in State Prison before,
Being asked if he had any thing to say
why the judgment of the law should not
be pronounced against him and he
having nothing to say, then what he
hath heretofore said the Court pro-
nounced judgment of sentence as

POOR QUALITY
ORIGINAL

0443

follows: Whereupon it is ordered and ad-
judged by the Court that the said Frank
Lynch for the offense aforesaid where
if he is convicted be imprisoned in
the Penitentiary and work house of
the County of Kings for the term of one
year

Extract from the minutes

Rebecca J. Hook
Clerk

Kings County Court of Sessions.

THE PEOPLE OF THE STATE OF
NEW YORK.

vs.

Frank Lynch

EXTRACT FROM THE MINUTES.

POOR QUALITY
ORIGINAL

0444

State of New York, }
County of Kings, } ss.:

I, BERNARD J. YORK, Clerk of the Court of Sessions in and for the County of Kings (said Court being a Court of Record having common law jurisdiction, a clerk and seal), do hereby certify that the annexed is a copy of the minutes of conviction of Frank Lynch with the sentence of the Court thereon as entered in the minutes of the said Court of Sessions, kept by me, and now in my custody as Clerk, and the same has been compared by me with the original and is a correct transcript therefrom, and of the whole of such original, and that the annexed copy of the indictment, on which such conviction has been had, has been compared by me with the original, and that the same is a correct transcript therefrom, and of the whole of such original; and I do further certify that no record of the Judgment on such conviction has been signed and filed.

Given under my hand and attested by the seal of the said Court this 21 day of

April in the year of our Lord one thousand eight hundred and eighty-

ninty

Bernard J. York
Clerk.

POOR QUALITY
ORIGINAL

0445

The People
of the
State of New York

ago

Grant Lynd

Copy of Convention

POOR QUALITY
ORIGINAL

0446

Police Court—First District.

Affidavit—Larceny.

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

Natie Evans
of No. 512 East 140th Street, aged 28 years,
occupation Housekeeper being duly sworn
deposes and says, that on the 28th day of June 1889 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 diamond ring of the
value of three hundred dollars,
and a gold wedding ring of the
value of twelve dollars, said
property being in all of the value
of three hundred and twelve
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 Thomas Lynch, for the
reasons following, to wit: That
said deponent came into the
said premises of deponent on the
afternoon of said day to see deponent
dress goods. That said rings lay
upon the dining table at which
the deponent sat. That deponent
is now here informed by Carrie
Stilwell that she, said Carrie,
saw the deponent take said
rings in his hand and examine
them and put them on one of
the fingers of his hand. That deponent
discovered the loss of said rings

Subscribed before me, this

1889

Notary Public

POOR QUALITY
ORIGINAL

0447

immediately after the defendant
had left said premises. That said
defendant is a pedlar and has
previously sold goods to defendant.
That defendant, therefore, says he
may be arrested and dealt with
as the law directs.

Sworn to before me this Mrs Katie Evans
1st day of July 1889

A. J. Hogan

Police Justice

POOR QUALITY
ORIGINAL

0448

CITY AND COUNTY }
OF NEW YORK, } ss.

Carrie Stilwell
aged *27* years, occupation *Housekeeper* of No. *684 East 146* Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *Walter Evans*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this *1st*
day of *July* 188*9*

Carrie Stilwell

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0449

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. *John Kenney*

Question. How old are you?

Answer. *35 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *709 East 11th Street, 3 months.*

Question. What is your business or profession?

Answer. *Conductor*

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 Kenney

Taken before me this *18th*

day of *April* 1890

John J. Warner
Police Justice.

POOR QUALITY
ORIGINAL

0450

512 E. 140 St.

Sec. 151.

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 any Marshal or Policeman of the City of New York:

Police Court

District.

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 Kate Evans
of No. 512 East 140 Street, that on the 28 day of June
1889 at the City of New York, in the County of New York, the following article to wit:

one diamond ring and one
gold wedding ring, together
of the value of three hundred and twelve Dollars,
the property of the said Kate Evans
was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by Thomas Lynch

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 every of you, to apprehend the body of the said Defendant
and forthwith bring him before me, at the 12 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

day of

188

POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0451

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. Evans
vs.
Mrs. L. Evans

Warrant-Larceny.

Dated *July 1st* 188*9*

Hogan Magistrate
Green, E. O. 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.

E. Hogan
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

The within named

Police Justice.

POOR QUALITY
ORIGINAL

0452

10. A. M. Spring 1990

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

No 224, 611
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Kate Evans

John Henry

1
2
3
4

Offence

Dated April 18 1890

Magistrate.

John Henry

Witness

No 684 E. 146 Street.

No 684 E. 146 Street.

No 684 E. 146 Street.

No 684 E. 146 Street.

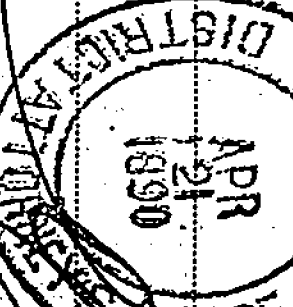
No 684 E. 146 Street.

No 684 E. 146 Street.

No 684 E. 146 Street.

No 684 E. 146 Street.

No 684 E. 146 Street.



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

defendant
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Seven 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 April 18 1890 John Henry Police Justice.

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

Dated..... 18..... 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..... 18..... Police Justice.

At a Court of Sessions.

holden in and for the County of Kings, in the Court House in the
City of Brooklyn, on the 24 day of July in
the year of our Lord one thousand eight hundred and ~~eighty~~ Twenty nine

Present:

The Honorable HENRY A. MOORE, County Judge of the County of Kings.

Gilbert N. Wickham
James V. Spencer

Justices of the Sessions of the County
of Kings.

The People of the State of New York,

against

Joseph Clifford

Indicted for Grand Larceny from the
person and convicted of an attempt
to commit Grand Larceny on his own
confession and plea of guilty on being
sworn before sentence he refused to
state ^{what} his true name is, am 24 years
of age, am married was born in America
am a barber by trade, declined to state
whether he had been in State Prison
before, whereupon it ordered and ad-
judged by the Court that he said -
Joseph Clifford for the offense afore-
said whereof he was convicted be
imprisoned in the Penitentiary and
Workhouse of Kings County for the term

POOR QUALITY
ORIGINAL

0454

of two years and six months

A true extract from the minutes

Benjamin J. Gorkin
Clerk

Kings County Court of Sessions.

THE PEOPLE OF THE STATE OF
NEW YORK.

vs.

Joseph Clifford
EXTRACT FROM THE MINUTES.

000 QUALITY
ORIGINAL

0455

State of New York, }
County of Kings, } ss.:

I, BERNARD J. YORK, Clerk of the Court of Sessions in and for the County of Kings (said Court being a Court of Record having common law jurisdiction, a clerk and seal), do hereby certify that the annexed is a copy of the minutes of conviction of Joseph Clifford with the sentence of the Court thereon as entered in the minutes of the said Court of Sessions, kept by me, and now in my custody as Clerk, and the same has been compared by me with the original and is a correct transcript therefrom, and of the whole of such original, and that the annexed copy of the indictment, on which such conviction has been had, has been compared by me with the original, and that the same is a correct transcript therefrom, and of the whole of such original; and, I do further certify that no record of the Judgment on such conviction has been signed and filed.

Given under my hand and attested by the seal of the said Court this 21 day of

April in the year of our Lord one thousand eight hundred and ~~eighty~~

ninty

Bernard J. York
Clerk.

POOR QUALITY
ORIGINAL

0456

The People

of the

State of New York

ago

James C. Blufford

Copy of Certificate

POOR QUALITY
ORIGINAL

0457

Your Honor

8 years ago I came
out of prison and thru the
influence of a Mr Wanger of Wall
St got as conductor on the cars
and remained on for 1 1/2 years
when Chief of Police Campbell
had me discharged on account
of me being an Anarchist
I told Mr Wanger and
he went to the president of
the Rail Road and he told
him I was a good Conductor
and had no fault to find
with me then Mr Wanger
put me on the Richardson
R R as conductor and I staid
there for 3 years and resigned
of my own free will

POOR QUALITY
ORIGINAL

0458

then Mr. Wanger got a good letter from Mr. Richardson to put me on the Grand St. line, when I came to get the letter he handed me one for the 3 Ave line. there was a big strike at the time on the 3 Ave and I told him I was afraid to go there then he told me to go to the Knights of Labor and let them get me work. the result was that I could not get work. no R Road would accept a resignation and I was idle 6 months, and got into trouble again, and got 1 Year on account of my record being so good. After coming out I tried to get work but failed. nevertheless I did not get discouraged but went out selling all kinds of goods but did not do very

well at it. before this crime was committed I went to Mrs. Evans house occasionally to see her goods. this day the day of the robbery I went there and there was 3 women all drinking beer and she asked me to have some and then there was 3 or 4 pints came in, then she told me about the nice ring she had and sent her girl upstairs to bring it down and show it to me and I laid it on the table with no intention of stealing it. I sat there about 20 minutes. her husband came in and quarreled with her about the beer drinking on the impulse of the moment I picked up the rings and walked out that happened on the 2 June. Since that time I have been working on the Cars as Conductor

POOR QUALITY
ORIGINAL

0459

with a firm determination never
to commit a wrong act again
when two Detectives got on the
Car and arrested me.

I know I deserve to be punished
but I trust Your Honor
will give this your full
Consideration

John Kenney

Sarcom
County of Kings 3-ss.

The Jurors of the People of the State
of New York in and for the County of
Kings upon their oaths, Present:
That Joseph Clifford and ~~James Clifford~~
^{now or} Late of the Town of Gravesend in the
County aforesaid on the thirteenth day
of July in the Year of our Lord one
thousand eight hundred and Seventy
nine at the Town and in the County
aforesaid, with force and arms
from the person of one Charles J. Partridge
one watch of the value of fifty dollars
One chain of the value of twenty dollars
of the goods and Chattels and property
of the said Charles J. Partridge then
and there being found, feloniously
did steal, take and carry away
to the great damage of the said
Charles J. Partridge 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

Isaac S. Catlin
District Attorney

0461

2/ 3870.

July 18 day of July 1879

Prodr. Chas. Gully

withdrawn. please plead
guilty to an attempt to
commit manslaughter

July 18/79

The People

vs

Jacob Clifford

J. S. Catlin

District Attorney

a True Bill

Franklin Brown

Prosecutor

Sentence

for two years & six
months

July 24/79

POOR QUALITY
ORIGINAL

0462

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

Kate Evans

of No. *512 East 140th* Street, being duly sworn, deposes and says,

that *John Kenny* (now present) is the person of the name of

Thos Lynch mentioned in deponent's affidavit of the *2nd*

day of *June* *1889*, hereunto annexed.

Sworn to before me, this *18th*

day of *April* *1890*

Kate Evans

John J. Mann

POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0463

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 Henry

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

Indictment accuse

John Henry

of the crime of

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

Heretofore, to wit: at a court of ~~General Sessions of the Peace~~, holden in and

for the ~~City and County of New York~~, *King in the State* at the City Hall, in the said City of New York.

at the court house in the City of Brooklyn, in said county,
on the *thirteenth* day of *May*, in

the year of our Lord, one thousand eight hundred and *eighty seven*:

before the Honorable *Henry O. Moore, County Judge of the*
County of Kings aforesaid, and James Savage and
John Mc Mahon, Esquires, Justices of the Sessions
of the said County of Kings,
and Justice of the said Court, the said *John Henry*

by the name and description of *Franka Sargha*

was in due form of law convicted of *an attempt to commit a felony*

to wit: *attempting to commit grand larceny in the second degree,*

upon a certain indictment then and there in the said Court depending against *him*

the said *John Henry* by the

name and description of *Franka Sargha*

as aforesaid,

for that *he*

then

late of the *City of Brooklyn*

POOR QUALITY
ORIGINAL

0464

~~City of New York~~, in the County of ~~New York~~ ^{Kings} aforesaid, on the

Twenty fourth day of December, 1886, in the
year aforesaid, at the _____ City and

County aforesaid, with force and arms,

one gold necklace of the
value of fifty dollars, one hundred and
twenty five dollars in the money and
lawful currency of the United States of
the value of one hundred and twenty five
dollars of the goods, chattels and personal
property of one Sorrow Lemy Chen and
thereof feloniously did steal, take and
carry away.

POOR QUALITY
ORIGINAL

0465

And Thereupon, upon the conviction aforesaid, it was considered
by the said Court of General Sessions of the Peace, and ordered and adjudged that
the said John Henry
by the name and description of Franklin Dugan
as aforesaid,
for the offense aforesaid whereof
he was so convicted as aforesaid, be imprisoned in the Penitentiary
and workhouse of the County of Kings at hard labor for
the term of one year
as by the record thereof doth more fully and at large appear.

And the said John Henry
late of the
City of New York, in the
County of New York aforesaid, having been so as aforesaid convicted of the
said offense in
manner aforesaid, afterwards, to wit: on the twenty eighth day of
June in the year of our Lord one thousand eight hundred
and eighty nine, at the City and County aforesaid, with force
and arms, one finger ring of the value of three
hundred dollars, and one other finger ring
of the value of twelve dollars, of the goods,
chattels and personal property of one Katie
Evans, 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
and dignity of the said People.

John R. Fellows

District Attorney

0466

BOX:

392

FOLDER:

3650

DESCRIPTION:

King, George

DATE:

04/29/90



3650

POOR QUALITY
ORIGINAL

0467

No 287

Counsel, *[Signature]*
Filed *[Signature]* day of *April* 1890
Pleads,

Witnesses;
Henry Goldstein

THE PEOPLE
vs.
George King
Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

[Signature]
JOHN R. FELLOWS,
District Attorney.

A True Bill.
W. J. L. Berry
[Signature] Foreman.
[Signature]
SP 2 1/2 yrs.

POOR QUALITY
ORIGINAL

0468

Police Court—1 District.

CITY AND COUNTY
OF NEW YORK, } ss.

Henry Goldstein
of No. 65 Mott Street,

Bell new papers being duly sworn, deposes and says, that

on Thursday the 10th day of April

in the year 1890 at the City of New York, in the County of New York

he was violently and feloniously ASSAULTED and BEATEN by George Kuig

(now here) who cut and stabbed deponent
on the back with the blade of a
knife which he, defendant held
in his hand

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without
any justification on the part of the said assailant :

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

Sworn to before me, this 10th day
of April 1890

Harry Goldstein
mark

W. W. Mahon POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0469

Sec. 198—200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. George King

Question. How old are you?

Answer. 29 years

Question. Where were you born?

Answer. New York

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

Answer. 257 West 27 St. 4 months

Question. What is your business or profession?

Answer. Plumber

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

Answer. I am not guilty

George King

Taken before me this 10

day of June 1890
William J. ...

Police Justice.

POOR QUALITY
ORIGINAL

0470

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

No 287
Police Court
District 580

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry McDonald
63rd Street at
George Street

2 _____
3 _____
4 _____

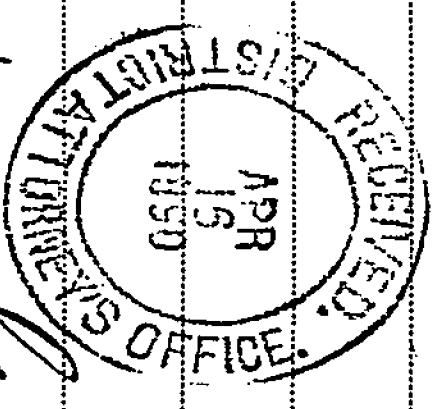
Offence
Fel. Assault

Dated April 10 1890

McMahon Magistrate
McMahon Officer

Witnesses
No. 100 East 23rd Street

No. _____ Street _____
No. _____ Street _____
No. 100 East 23rd Street



Carroll

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

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

Dated April 10 1890 McMahon Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

POOR QUALITY
ORIGINAL

0471

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 King

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

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

The said

George King
late of the City of New York, in the County of New York aforesaid, on the
tenth day of *April* in the year of our Lord
one thousand eight hundred and *ninety*, with force and arms, at the City and
County aforesaid, in and upon the body of one *Henry Goldstein*
in the Peace of the said People then and there being, feloniously did make an assault
and *him* the said *Henry Goldstein*
with a certain *knife*

which the said

George King
in *his* right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent

him the said *Henry Goldstein*
thereby then and there feloniously and wilfully to kill, 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

George King
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

George King
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said *Henry Goldstein* in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and *him* the said
Henry Goldstein
with a certain *knife*

which the said

George King
in *his* right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, 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.

POOR QUALITY
ORIGINAL

0472

THIRD COUNT—

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

George King
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

George King
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
Henry Goldstein in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and

with a certain

which

in

knife
he, the said George King
his right hand then and there had and held, in and upon the back
of him the said Henry Goldstein
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said Henry Goldstein

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

JOHN R. FELLOWS,

District Attorney.

0473

BOX:

392

FOLDER:

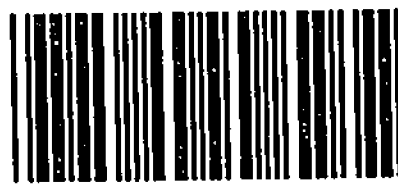
3650

DESCRIPTION:

King, Jacob

DATE:

04/25/90



3650

POOR QUALITY
ORIGINAL

0474

322
Ch 249 B.W. d. 11/11/90

Filed
Pleaded
1890
day of April
1890

VIOLETION OF EXCISE LAW
(Selling on Sunday, Etc.)
[III Rev. Stat. (7th Edition), page 1988, Sec. 21 and
page 1989, Sec. 5.]

THE PEOPLE

vs.

Jacob King

F

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. J. Berry
Foreman.

J. C. May 20/90

Witness:
J. H. King

POOR QUALITY
ORIGINAL

0475

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

5 District Police Court.

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

Question. What is your name?

Answer. *Jacob King*

Question. How old are you?

Answer. *43 years*

Question. Where were you born?

Answer. *Germany*

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

Answer. *339 East 109 Street*

Question. What is your business or profession?

Answer. *Saloon*

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

Answer. *I am not guilty of the charge
and I demand a jury trial if
held after examination
Jacob King.*

Taken before me this

day of

188

Police Justice.

POOR QUALITY
ORIGINAL

0476

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Jacob King

Jacob King

Jacob King

Dated

188

Magistrate

Officer

2638

Witnesses

No.

Street

No.

Street

No.

Street

No.

Street

to answer

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

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

Dated July 30 188 8 Police Justice.

I have admitted the above-named Defendant

to bail to answer by the undertaking hereto annexed

Dated July 30 188 8 Police Justice.

There being no sufficient cause to believe the within named

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

Dated July 30 188 8 Police Justice.

POOR QUALITY
ORIGINAL

0477

Excise Violation—Selling on Sunday.

POLICE COURT—

5 DISTRICT.

City and County } ss.
of New York,

of No. 27th Precinct—Police
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 29th day
of July 1888, in the City of New York, in the County of New York, at
premises No. 339^{1/2} East 109th Street,

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

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

Sworn to before me, this 29th day
of July 1888,
John Ward
Police Justice.

POOR QUALITY
ORIGINAL

0478

Court of General Sessions of the Peace,

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Jacob King

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

of the CRIME OF SELLING INTOXICATING LIQUORS AND WINES AS A BEVERAGE, ON SUNDAY, committed as follows:

The said

Jacob King

late of the City of New York, in the County of New York aforesaid, on the *twenty ninth* day of *July* in the year of our Lord one thousand eight hundred and *Eighty eight*, at the City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to one

John Ward

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

SECOND COUNT—

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

Jacob King

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

The said

Jacob King

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did then and there open, and cause and procure and suffer and permit, to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0479

BOX:

392

FOLDER:

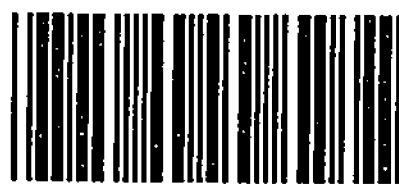
3650

DESCRIPTION:

King, William

DATE:

04/22/90



3650

0480

POOR QUALITY
ORIGINAL

no 1932

Witnesses:

Counsel,
Filed *W. J. Berry* 1887
day of *April*

Pleads *W. J. Berry*
pro se

THE PEOPLE
Chitiquely clay 17
1887

William King
(2 cases)

John R. Fellows,
~~GANDOLPH B. MARTINE,~~

Part I District Attorney
Denver filed April 25 1890 66
here April 30 Part I

Part I
A True Bill.
April 30 Argument on demurrer
and a delay 5, Part I

W. J. Berry
Foreman.
July 1/90

Reads guilty - 10 years
Sentenced on April 17
Sentence suspended
B.A.

POOR QUALITY
ORIGINAL

0481

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 King

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

William King

of the CRIME RECORDING AND REGISTERING A BET AND WAGER, committed as follows:

The said

William King

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the *eleventh* day of *April* in the year of our Lord one thousand eight hundred and ~~eighty~~ *ninety*, at the Ward, City and County aforesaid, and not upon any grounds or race track owned, leased, or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did unlawfully record and register, and cause to be recorded and registered, a certain bet and wager, then and there made by and between one

Mark B. Tobin

and divers other persons to the Grand Jury aforesaid unknown, upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Silleck* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at *Clifton* in the County of *Passaic* in the State of *New Jersey* and commonly called the *Clifton* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid, at the place and race track aforesaid (a more particular description of which said trial and contest, and of the said bet and wager so as aforesaid then and there made upon the same, is to the Grand Jury aforesaid unknown, and cannot now be given), 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.

POOR QUALITY
ORIGINAL

0482

Second Count.—And the Grand Jury aforesaid, by this indictment, further accuse the said

William King

of the CRIME OF POOL SELLING, committed as follows:

The said

William King

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, and not upon any grounds or race track owned, leased or conducted by any association incorporated under the laws of this State, for the purpose of improving the breed of horses, where racing was lawfully had, with force and arms, did feloniously engage in pool selling, and did then and there feloniously sell, and cause to be sold, to one

Mark B. Tobin

and to divers other

persons, to the Grand Jury aforesaid unknown, a certain pool upon the result of a certain trial and contest of speed and power of endurance of and between a certain horse called *Silleck* and divers other horses (a more particular description whereof, and of each of them, is to the Grand Jury aforesaid unknown) thereafter to be had, holden and run on the day and in the year aforesaid, at a certain place and race track situated at

Clifton

in the County of

Passaic

in the State of

New Jersey

and commonly called the *Clifton* Race Track, and which said trial and contest was had, holden and run on the day and in the year aforesaid at the place and race track aforesaid (a more particular description of which said trial and contest, and of the pool upon the same so as aforesaid then and there sold, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

John R. Bellows
~~RANDOLPH B. MARTINE,~~

District Attorney.

0483

BOX:

392

FOLDER:

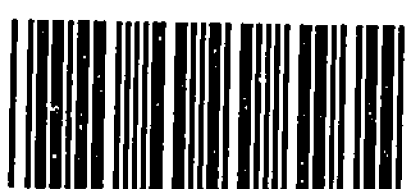
3650

DESCRIPTION:

Kinsella, James

DATE:

04/15/90



3650

POOR QUALITY
ORIGINAL

0484

Witnesses:

Ed. Becker

Counsel

Filed

Pleads,

15th day of April 1892
W. J. Berry

THE PEOPLE

vs.

James Kinsella

VIOLATION OF EXCISE LAW.
(SELLING TO MINOR).
[Section 280, Penal Code, sub. 8.]

JOHN R. FELLOWS,

District Attorney.

A True Bill.

W. J. Berry
Foreman.

Complaint sent to the Court
of Special Sessions,

Part III, April 17, 1892

POOR QUALITY
ORIGINAL

0485

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

James Kinsella

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

accuse

James Kinsella
of a MISDEMEANOR, committed as follows:

The said

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

first day of *April* in the year of our Lord
one thousand eight hundred and ninety , at the City and County aforesaid,

certain strong and spirituous liquors, and certain wine, ale and beer, to wit: One gill of
wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of
cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of
lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury
aforesaid unknown, unlawfully did sell, and cause and procure and permit to be sold to one

Henry Hanson who was then and
there a child actually and apparently under the age of sixteen years, to wit: of the age of

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

JOHN R. FELLOWS,

District Attorney.

0486

BOX:

392

FOLDER:

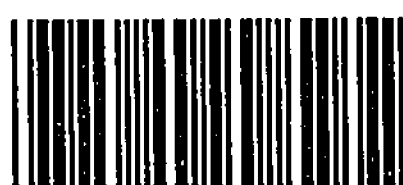
3650

DESCRIPTION:

Klaus, Frederick

DATE:

04/03/90



3650

POOR QUALITY
ORIGINAL

0487

239
W. J. Mayne

Counsel,
Filed *3* day of *April* 189*0*

Pleads, *Indigent*

THE PEOPLE
vs.
Friedrich Wilson
Indigent
Grand Larceny, Second degree
[Sections 528, 529, Penal Code.]

JOHN R. FELLOWS,

District Attorney.
april 10/90 April 10/90

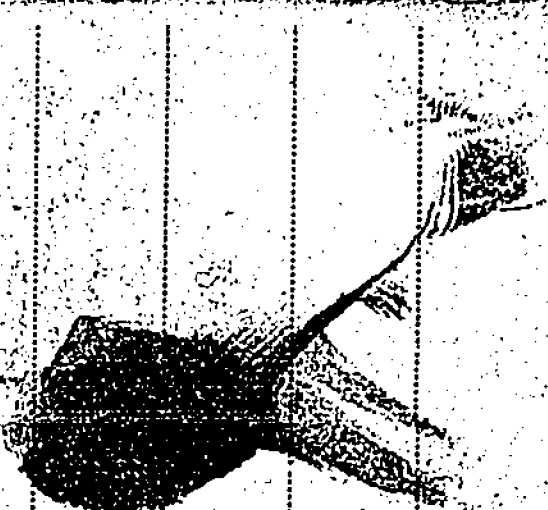
Specimen of
A TRUE BILL *of Petit Larceny*

John R. Fellows

Foreman.
Pen 2 on 17

april 11/90
april 15/90. 2.50

Witnesses;



POOR QUALITY
ORIGINAL

0488

Police Court— District.

Affidavit—Larceny.

City and County } ss.
of New York,

Charles E. Reppermann
of No. 10th Avenue bet-158th and 159th Street, aged 33 years,
occupation Saloon Keeper

being duly sworn
deposes and says, that on the 7th day of March 1890 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:

7 1/2 Boxes of cigars. 2 boxes of tobacco 6 packs
of cards. 4 dozen games. 20 packs of cigarettes
2 silver epans. 1 cigar box of matches 1 shaker
1 gallon of whiskey 1 1/2 gallons of brandy. 4
bottles of Appollinaris 3 bottles of wine. 2 bottles
of gin 18 bottles of wine. 1 bottle of Cognac
brandy 2 bottles of Irish whiskey. 2 bottles of beer
brandy 2 bottles of anise punch. 2 bottles of rum
9 bottles of ale and porter. 9 bottles of curdies. 1 silver hand
cane - all of the value of One hundred and eight dollars.
the property of Reppermann

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Frederick Claune (now here)

from the fact that deponent found
all of the aforesaid property concealed in
the defendant's closet in the defendant's
room in deponent's house. after deponent
had discharged the said defendant who
had been employed by deponent as porter
in deponent's house.

Wherefore deponent charges the said
defendant with felonious taking,
stealing and carrying away the
aforesaid property and prays he may
be held and dealt with according
to law.

Charles E. Reppermann

Sworn to before me this
18th day of March 1890
Police Justice

POOR QUALITY
ORIGINAL

0489

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Friedrich Klaus

Question. How old are you?

Answer.

20 years old

Question. Where were you born?

Answer.

Germany

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

Answer.

10th Ave & 157th St & Mrs

Question. What is your business or profession?

Answer.

Butcher

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

Fried Klaus

Taken before me this
day of

Police Justice.

POOR QUALITY
ORIGINAL

0490

Return to Special Master
Chas. E. Thompson

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

10
Police Court
District
THE PEOPLE, &c.,
ON THE COMPLAINT OF
Charles C. DeChamplain
10 am bet 15 & 16
Frederick Blake
March 8 1890
Municipal Magistrate
No. 11-2-177-
Cmc 11/2
RECEIVED
MAR 13 1890
DISTRICT ATTORNEY'S OFFICE
500
to answer

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

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 March 8 1890 Police Justice.

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

Dated _____ 18 _____ 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 _____ 18 _____ Police Justice.

49

The People
vs
Frederick Klaus } Court of General Sessions, Part I
Indictment for grand larceny in the second
degree. } Before Judge Cowing April 15, 1890.

Charles E. Depperman, sworn and examined.
I live on Tenth Avenue between 158 and
159th streets. I keep a saloon. I had the
defendant Klaus in my employment
from the 14th of October until the 6th of
March; he lived with me during the
time he was in my employment. He
came to me in answer to an ad-
vertisement among a number of others.
I took him up to show him the room.
I always board and lodge my men
and pay them a stipulated price per
month. He seemed to be happy to
get the place, and when I went up
stairs he began to cry. I said, "What
are you crying about? There is noth-
ing for you to cry about. He said,
"All the clothes I have got is on
my back. I have not got a cent. I
have not had a meal today." He took
off his coat and shoes which were
almost worn out; his clothes were
in a horrible condition underneath
his overcoat. He said, "Will you
discharge me?" I said, No. I will

POOR QUALITY
ORIGINAL

0492

Keep you if you prove to be a worthy man; and so far as giving you clothes I will furnish you clothes enough to do your work in." I took him over to a store and bought him cheap clothes enough to rig him out, and a couple of aprons, so he could help at night. I discharged him on the 6th of March. That evening about five o'clock a man came to my place asking for Charles Walker, a rich wine merchant. I went up stairs to supper and when I came back again I saw the defendant standing in front of the door with the man who enquired for Walker; they were engaged in a very excited conversation. I asked the man who called for Walker if Klaus had done any wrong to him? He said that he (the defendant) had represented himself as a wine merchant and he promised him a situation at twenty dollars a week. Of course he was overjoyed in hearing this, and he came to look him up trying to get the place. Klaus admitted it. I asked him if he had done this

POOR QUALITY
ORIGINAL

0493

man any wrong, and he said, 'yes'. He claimed that he only used him to carry a few packages. The man who asked for Walker then left the place. I told Klaus I did not think he was a proper man to be in my employ, if he told such lies to this man, he would tell me the same, and I discharged him then and there. I told him it would not take him long to get the few things that he had and to go up stairs and get them. He stayed so long that I went up to see what was the matter? and he sat there crying. He asked me to forgive him. I told him, no, I would not. He asked me to leave his things until the next day. I told him I would not be so hard on him, to leave them there until the next day. He went out and came the next day, about one o'clock. He enquired if the American Express man had brought a trunk? I told him, no. He stayed a few minutes and asked me if I would give him a sandwich. He ate the sandwich and went away and about three o'clock he came back with the American

POOR QUALITY
ORIGINAL

0494

Express man bringing a large trunk with him. The trunk was taken into my house. I went up immediately after to the room occupied by Klaus. The fact of his bringing a large trunk seemed suspicious. He took the keys which I have now out of his pocket and opened the trunk and began to pick up the odd things around the room. He had collected cigarette pictures, cigar labels and little trinkets around the house and threw them in the trunk. He asked me to step out of the room for a minute. I did and I thought it was rather suspicious. I came back again immediately and told him he need not be ashamed of me, he could dress himself in front of me, and the reason I done so was I was afraid he would do me some harm. In this room there is a very large closet. He kept the door of it open just a few inches so that I could not see what he was taking out. He would take out a few things and put them in the trunk, and he was so long I grabbed the door and threw it open and I discovered the closet full

of my goods. There was a latch on the door where I put him into the room; the day I found him with the trunk there was a padlock on it and he confessed putting this little lock on which is now shown me. I found in the closet the following articles belonging to me: a gallon demijohn of Maccabean whiskey, worth \$3.75 a gallon; half a gallon of the best brandy, \$2.75; a gallon demijohn of the best brandy, \$5.50; four bottles of Wilhelmsquelle mineral water. I had several bottles of different wine - Geissenheimer, Lamberheimer, Hochheimer and some Modoc, old Tom gin, Irish whiskey, Hennessy brandy and Jamaica rum. I had seven boxes and a half of cigars. I could not state the exact value of the cigars. I had two boxes of Virginia leaf tobacco. I estimated that the value of all the property stolen was \$108, but since that time I estimated it between \$85 and \$90. The defendant begged for mercy; he said, "For God's sake, forgive me, forgive me, I will be your slave for life; don't press it." I said, "I have no pity;" he cried and kept begging all the time. He confessed taking them. I sent for an officer

immediately; he kept begging all the time for me to forgive him. I said, no; he kept repeating the same thing all the time. Officer Wimmer arrived in five minutes. I did not overhear any conversation between the defendant and the officer. I handed him over to the officer and I told the officer in his presence what he was charged with.

Cross Examined. I employ in my place one barkeeper and another man who does the work around the house. I assist the barkeeper; he and my mother open the place about six o'clock in the morning; the position of the defendant in the house was "useful man." The bartender's name is Jacob Maurer; he is in my employ now, he is not a witness here; the defendant came into my employment on the 14th of October in response to an advertisement in the Staats Zeitung. I agreed to give him fourteen dollars a month and he seemed to be well satisfied; he was receiving his board, lodging and washing. His room was on the third story; there are two buildings connected, I use the upper part of two buildings. My brother-in-law

POOR QUALITY
ORIGINAL

0497

I

lives with me and his family and servant. I have four men who have been lodging with me for years - one man almost twenty years. Nobody else occupied the room with the defendant. At the time I engaged him I took him up and showed him the room; it had a bed and some chairs in it; there was no bureau but a large closet, which was used for clothing. I did not notice the closet particularly when I took him in. I had no occasion to visit his room after that up to the time I discharged him. I don't know when the padlock was put on the closet door; he confessed to me to putting it on there. I don't know what kind of a lock was on the closet the time the defendant was in my employ. I could not swear that the defendant kept the closet locked during the time he was in my employ. I don't know where he kept the keys of the closet. I discovered the lock when I went up to his room and I had discharged him a day before this. He did not tell me where he had been employed when he came to my place; he did not tell me he had been working for Mr. Kloos in East 118th St. He might have said it

POOR QUALITY
ORIGINAL

0498

and I not remember it. I have learned that the name of the man who enquired for Walker is Frederick Scheringhausen; he told me he was working in a coal yard in 117th St.; he is now in Court and has been subpoenaed. While the defendant was in my employ he assisted behind the bar at times. I kept some of my liquors in the cellar and some in the saloon. There was a silver-headed cane stolen which I will positively swear was mine; it was worth a couple of dollars I suppose. The man I had before the defendant came to my employ I only had one week. I discharged him for laziness.

George H. Wimmer sworn. I am attached to the 32nd precinct police. I arrested the defendant on the 8th of March on Tenth avenue 5839 in the top room of the house; the complainant was there at the time and made a charge against him of stealing his liquors and cigars; he pointed them out to me; they were outside the closet door. After I arrested him I went back and took a memorandum of the goods as he called them off. At that time I had no conversation with the defendant at that

time. When I was taking him down stairs after he was committed I says to him, "Why did you take so much of this stuff?" He says, "I didnt take it all, I only took part of it." I said no more to him...

Cross Examined. This conversation was in English, he was apparently crying.

Frederick Klaus, sworn and examined in his own behalf testified. I am 30 years old and have been in this country four years and five months. I have been working for H. Kruss, a wholesale milk dealer. I was driving for him. I collected monies for him. I left him because I was sick. I was sick three weeks, and then I went to work for Mr. Depperman. I have never been arrested for any crime in my life. I responded to an advertisement and told Mr. Depperman where I had been employed; he agreed to give me fourteen dollars a month and he showed me the room; the padlock was on the room. I did not steal from Mr. Depperman a lot of whiskey, rum gin and wines and cigars. His bar tender gave me the cigars. I was working for him four months and three weeks. I did not steal the whiskey and brandy and wine and did not put it in the closet.

POOR QUALITY
ORIGINAL

0500

I did not tell Mr. Depperman that I did and that I was sorry for it. I don't know anything about the stealing of it.

What did you take that trunk up there for? I got pictures, old clothes and cigars. I don't know who put the liquors there. I opened the closet and Mr. Depperman pulled the closet open.

Cross Examined. I kept the cigars in that closet. I got some from the bartender and was treated by parties coming in there and was saving them for a couple of months. I put a box on the shelf. I only smoked two or three cigars. I smoked one or two in the cellar. I am not much of a smoker. I was in Mr. Depperman's employ from October to March - five months; What other name have you been known by besides Frederick Klaus in this country - what other names have you gone under in the United States? I never had any other name. I said to one man, he did something to me and said my name was Walker. That name were you known by before you went to Mr. Depperman's place? Klaus. You say you worked for a man named Kroos?

1
Klaus. He was not a relative of yours?
No. Do you know Frederick Scheringhausen?
What name did you give Frederick
Scheringhausen ~~when~~ when you met him?
Walker. You told him your name was
Walker? Yes sir. That was not your name?
was it? No sir. Do you know a man
named Martin Buckman? No sir. You
never saw Martin Buckman? No.
Redirect Examination. Mr. Scheringhausen
used to deliver messages to you, used
to carry packages and parcels to a lady?
Yes sir. You told him your name was
not Klaus but some other name?
Yes sir. You never sent to a lady
any brandies and cigars? No sir.
This was before you went to work for
Mr. Depperman that you gave this
man your name as Walker? No,
that time I was with Depperman
you were with him? Yes sir. You
gave this man the name of Walker?
Yes sir. Did you send any of this
brandy to this lady? No, I never saw
that lady. When did you first become
acquainted with Scheringhausen, when
did you first meet him? It was
two or three times. When was the

POOR QUALITY
ORIGINAL

0502

first time? I was six or seven weeks
with Depperman. When you first
met him? Yes sir.

The jury rendered a verdict
of guilty of petty larceny. The defendant
was remanded for sentence.

POOR QUALITY
ORIGINAL

0503

Testimony in the
case of
Frederick Klaus

filed April

1990

POOR QUALITY
ORIGINAL

0504

District Attorney's Office.

PEOPLE

vs.

Fritz Klauers

Witnesses for People

Chas. E. Deppertman
Complainant

Fred Scheringhouse
(can testify that deft pre-
sented himself as Chas.
Walker a rich wine mer-
chant + + +) -

Martin Buckman
Met deft several
times with S.

Off. of Warner
32^d Precinct
made arrest
See here.

POOR QUALITY
ORIGINAL

0505

People in Kland.

Chas. E. Dapperman
Complainant says:

Came to my saloon and
hotel on Oct. 14/89 about
9 a.m. in answer to adv.
Engaged him to attend bar
and work generally
at \$14. a month and find
him everything. Had
been in employ about
a month when Key to Bar
was unaccountably lost.
Was never found. When
he came had no trunk.
Had nothing except what
he had on. Said he had
some clothes in pawn.
At second month he
bought a revolver of Wm.
Kuhw. On Dec 6/90 at

POOR QUALITY
ORIGINAL

0506

5.30 P.M. a man named
Fredrik Schuringhansen,
who I learned was engaged
at Sam's Coal Yard, N.S.
117th St. between 2nd & 3rd Aves,
came to my saloon and
asked to see a man named
Charles Walker, told him
I knew no such man, he
staid around I went
up to supper, when came
down Klaus and J. were
in an excited conver-
sation which lasted about
10 minutes, both then came
in saloon, Klaus seem-
ed much depressed, J.
said to me "You have
got a nice man in your
employ, he represented
himself to me as a rich
mine merchant by name
of Walker, and promised

POOR QUALITY
ORIGINAL

0507

me a very lucrative position." I then accused Klains and told him I could not have him in my employ, and then and there discharged him. When he came to me I gave him a room to himself, it had a closet in it, it had ^{an ordinary} lock to it.

The day after I discharged him he came in with a trunk, went to room, I followed him, the trunk arousing my suspicions, he went into room, he moved around more or less in an embarrassed way - I then saw he had put a padlock on the door of closet, got out his key unlocked, when he

POOR QUALITY
ORIGINAL

0508

4/
Saw I was looking he
would not open closet.
I rushed at closet door
pulled it open, and saw
a lot of my goods in closet
(various liquors and cigars)
he confessed to me he
had taken them. I sent
for an Officer and he
was taken to Station House.

POOR QUALITY
ORIGINAL

0509

People
Frederick plans
April 15th
Put these
papers with the
papers G.S.B.
and a

POOR QUALITY
ORIGINAL

0510

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Frederick Klaus

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

Frederick Klaus

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

The said

Frederick Klaus

late of the City of New York, in the County of New York aforesaid, on the *seventh* day of *March* in the year of our Lord one thousand eight hundred and *ninety*.

, at the City and County aforesaid, with force and arms,

seven hundred and fifty cigars of the value of five cents each, two boxes of tobaccos of the value of twenty-five cents each box, six packs of cards of the value of ten cents each package, forty-eight glasses of the value of ten cents each, twenty packages of cigarettes of the value of five cents each package, two spoons of the value of one dollar each, one box of matches of the value of ten cents, one shaker of the value of twenty-five cents, one gallon of whiskey of the value of three dollars, four bottles of apple brandy of the value of twenty-five cents each bottle, the twenty one bottles of wine of the value of one dollar each bottle, two bottles of gin of the value of one dollar each bottle, one bottle of brandy of the value of one dollar and fifty cents, two bottles of whiskey of the value of one dollar each bottle, two other bottles of brandy of the value of two dollars each bottle, two bottles of rum of the value of one dollar each bottle, two bottles of rum of the value of one dollar each bottle, nine bottles of ale of the value of ten cents each bottle, nine bottles of beer of the value of ten cents each bottle, nine bottles of cordials of the value of one dollar each, one case of the value of five dollars and nine quarts of brandy of the value of one dollar each quart

of the goods, chattels and personal property of one *Charles E. Depperman*
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.

POOR QUALITY
ORIGINAL

0511

SECOND COUNT—

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

Frederick Klaus

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY committed as follows:

The said

Frederick Klaus

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at the City and County aforesaid, with force and arms,

the same goods, chattels and personal property described in the first count of this indictment

of the goods, chattels and personal property of one

Charles E. Depperman

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

Charles E. Depperman

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

Frederick Klaus

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

JOHN R. FELLOWS,
District Attorney.

05 12

BOX:

392

FOLDER:

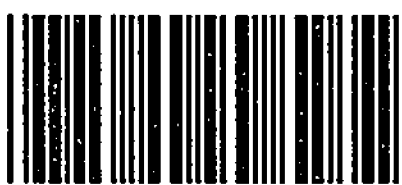
3650

DESCRIPTION:

Klingberg, Albert

DATE:

04/11/90



3650

05 13

BOX:

392

FOLDER:

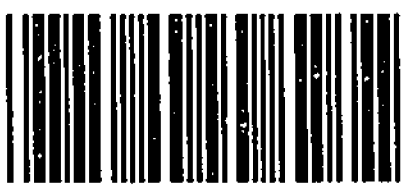
3650

DESCRIPTION:

Gerkins, Henry

DATE:

04/11/90



3650

POOR QUALITY
ORIGINAL

05 14

Witnesses:

Officer E. D. Olson

Counsel,

Filed

Pleaded

THE PEOPLE

vs.

F

Albert Klingberg

and

Henry Perkins

Grand Larceny, Second Degree,
(From the Person.)
[Sections 528, 581, 582 Penal Code].

JOHN R. FELLOWS,

District Attorney.

3702 Elm St. Rf.

A True Bill.

W. J. C. Berry
Ch. 11/12/25. Sub. 15th
Ch. 11/12/25. Sub. 15th
Ch. 11/12/25. Sub. 15th
S.P. 2 1/2 yds. Ch. 1.

POOR QUALITY
ORIGINAL

05 15

Police Court— District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 177 11th St. Bklyn. Street, aged 19 years,
occupation Packer being duly sworn

deposes and says, that on the 5 day of April 1918 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession of person of deponent, in the day time, the following property, viz:

One open face silver
watch of the value of
two dollars (\$2.00)

the property of John Apman and in deponent's
care and custody

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 Albert Klugeberg and Harvey
Gertius (both now fug) from the fact
that deponent is informed by
Detective Edgar A. Sedgwick of the
Central Office that he saw the
defendant Klugeberg feloniously take
steal and carry away the said property
from the left hand lower vest
pocket which he, deponent
wearing upon his person and he
then passed the said property to
the defendant Gertius when the
the officer caught hold of the defendant
when the defendant Gertius handed
the watch to deponent saying here is
your watch. Louis Apman.

Sworn to before me, this
day of April 1918
Police Justice.

POOR QUALITY
ORIGINAL

05 16

CITY AND COUNTY } ss.
OF NEW YORK,

Edgar J. Slanson
Detective
aged *30* years, occupation *Mulberry* of No. *100*
Street, being duly sworn deposes and

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

Sworn to before me, this *6*
day of *June* 188*8*

Edgar J. Slanson

A. J. White

Police Justice.

POOR QUALITY
ORIGINAL

05 17

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Henry Gerkins

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. New York

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

Answer. 30 E. Ave 2 1/2 years

Question. What is your business or profession?

Answer. Driver

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

Answer. Am not guilty
Henry Gerkins

Taken before me this
day of July 1917

Police Justice.

POOR QUALITY
ORIGINAL

0518

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Albert Klingberg

Taken before me this

day of

188

Police Justice

POOR QUALITY
ORIGINAL

05 19

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

Police Court-- District.

No 78 536

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Alvin Karpman
175 Madison St.
New York City
Alfred J. Karpman
Henry Karpman
Lapins
from the person

Office

Dated

April 18

Magistrate

Flannery
Officer

Preced.

Witnesses

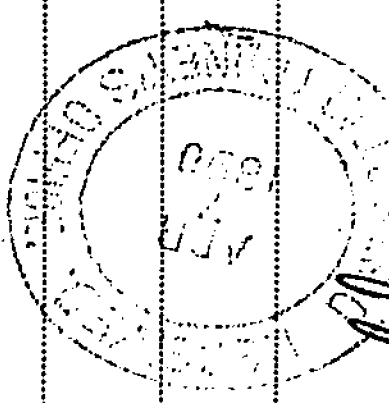
Case Officer

No.

Street

No.

Street



No.

Street

No.

Street

to answer

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

Alfred J. Karpman

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 April 18 1918 Police Justice.

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

Dated April 18 1918 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 April 18 1918 Police Justice.

POOR QUALITY
ORIGINAL

0520

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against
Albert Klingberg
and
Henry Perkins

The Grand Jury of the City and County of New York, by this indictment, accuse
Albert Klingberg and Henry Perkins
of the CRIME OF GRAND LARCENY in the second degree, committed as follows:
The said Albert Klingberg and Henry Perkins, both

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

one watch of the
value of two dollars

of the goods, chattels and personal property of one Louis Apelman
on the person of the said Louis Apelman
then and there being found, from the person of the said Louis Apelman
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.

POOR QUALITY
ORIGINAL

0521

SECOND COUNT—

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

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

The said

Henry Gerkins
late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid,
at the City and County aforesaid, with force and arms,

one watch of the value of two
dollars

of the goods, chattels and personal property of one Louis Apelman,
by one Albert Klingberg, and also
by a certain ^{other} person or persons to the Grand Jury aforesaid unknown, then lately before feloniously
stolen, taken and carried away from the said Louis Apelman—

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

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

JOHN R. FELLOWS,

District Attorney.

0522

BOX:

392

FOLDER:

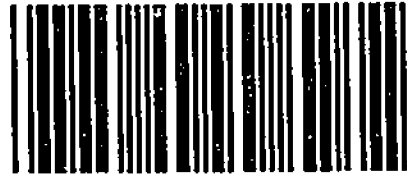
3650

DESCRIPTION:

Koenig, John

DATE:

04/16/90



3650

POOR QUALITY
ORIGINAL

0523

149
Check

Counsel,

Filed,

Pleads,

THE PEOPLE,

vs.

John Koenig

May 9/91
RECEIVED FOR DEPT. OF JUSTICE
MAY 10 1991

VIOLATION OF EXCISE LAW
(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), Page 1889, Sec. 5.]

JOHN R. FELLOWS.

District Attorney.

A True Bill.

W. J. Berry

Foreman.

Witnesses:

John J. Brown

POOR QUALITY
ORIGINAL

0524

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 Koenig

The Grand Jury of the City and County of New York, by this indictment, accuse *John Koenig* of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITUOUS LIQUORS, WINES ALE AND BEER, committed as follows:

The said

John Koenig
late of the City of New York, in the County of New York aforesaid, on the *twenty-seventh* day of *May* in the year of our Lord one thousand eight hundred and eighty-*eight*, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of, and having the control of a certain place there situate, which was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place so licensed as aforesaid, unlawfully did not close and keep closed, and on the said day the said place so licensed as aforesaid unlawfully did open and cause and procure, and suffer and permit to be open, and to remain open, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0525

BOX:

392

FOLDER:

3650

DESCRIPTION:

Kreuger, George

DATE:

04/10/90



3650

POOR QUALITY
ORIGINAL

0526

Witnesses:

J. Ross
Officer Mooney

Counsel,

Filed

day of

1890

Pleads

Myself

THE PEOPLE

vs.

George Thayer

Sued for Doctor -

Assault in the First Degree, Etc.
(Sections 217 and 218, Penal Code.)

JOHN R. FELLOWS,

District Attorney.

April 15, 1890 - WMD

A True Bill.

W. J. Berry
Part 2 - April 1890 Foreman.
Fred and Crigler and 3 ds
C. Mas 1890 P.J.

POOR QUALITY
ORIGINAL

0527

Police Court 3rd District.

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

of No. 28 Stephenson Street, aged 21 years,

occupation Bar tender being duly sworn

deposes and says, that on the 29th day of March 1888 at the City of New

York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by George

Kreuger who cut and

stabbed deponent on the

side and breast with the

blade of a knife which

he then held in his

hand and said assault

was committed

with the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without any justification on the part of the said assailant

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

Sworn to before me, this 31 day }
of March 1888. } John Ross

Charles Linto Police Justice

POOR QUALITY
ORIGINAL

0528

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

George Krueger

Question. How old are you?

Answer.

34 years

Question. Where were you born?

Answer.

Germany.

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

Answer.

28 Stanton St. Brooklyn.

Question. What is your business or profession?

Answer.

Bar Tender

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

Answer.

I am not fully
I struck him in self-defense

George Krueger

Taken before me this

day of

March

1892

at

Charles W. Steiner

Police Justice.

POOR QUALITY
ORIGINAL

0529

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3 DISTRICT.

of No. 28 Manton Street, aged 21 years,
occupation Bartender being duly sworn deposes and says
that on the 29 day of March 1890
at the City of New York, in the County of New York

he caused
the arrest of George
Kruyer for cutting and
stabbing him and prays
the defendant be held
to enable him to procure
the necessary evidence.
John Ross

Sworn to before me this

of

March 1890

56 day

Charles H. Smith

Police Justice.

POOR QUALITY
ORIGINAL

0530

84
Police Court-- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.
George Krueger
AFFIDAVIT.

Dated *Mar 30* 189*0*

Scindler Magistrate.

Officer.

Witness,

Disposition,

#500. for SX
March 31-1890 10 AM
C.M.

POOR QUALITY
ORIGINAL

0531

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

Vch 53 3 571
Police Court... District...

THE PEOPLE, v.c.
ON THE COMPLAINT OF
John Jones
vs. William Brown
George M. Lewis

Offence...
Dated March 31 1890
Magistrate
Murray Officer
Precinct 11

Witnesses
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No. 100, by _____
Residence _____ Street _____

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

...guilty thereof, I order that he be 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 March 31 1890 Charles W. Smith Police Justice.

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

Dated... 18... Police Justice.

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

Dated... 18... Police Justice.

POOR QUALITY
ORIGINAL

0532

COURT OF GENERAL SESSIONS.

----- X
T H E P E O P L E

vs

G E O R G E K R U E G E R

Indictment filed April 10th, 1890.

Indicted for assault in the first
degree.

Before
Hon. Frederick Smyth,
and a Jury.

----- X
Tried April 15th, 1890.

APPEARANCES:

Assistant District Attorney Davis for the People;
Mr. O'Callaghan, for the defense.

John Ross, the complainant, testified that he was a
bar tender and that he lived at 28 Stanton Street. On March
29th, 1890, at about half past 12 in the daytime he saw the
defendant in the saloon at 28 Stanton Street. He, the
complainant was sitting on a chair, and the defendant knocked
him off the chair, and there was a fight between them. After
the fight was over the defendant drew a knife and stabbed him,
the complainant. He, the complainant was reading a paper at

**POOR QUALITY
ORIGINAL**

0533

(2)

the time. The defendant said nothing at the time that he struck him, the complainant, in the side and knocked him off the chair. He, the complainant, was not drunk. He, the complainant, did not see the defendant approach him, because he came from behind. He did not know whether the defendant struck him with his fist or not. As soon as he, the complainant, fell on the floor, the defendant sprang on top of him. And they clinched and fought. He, the complainant, had done nothing to the defendant before he was struck, and he had said nothing to the defendant. Then, after the fight, the defendant went back to the sink and washed the blood from his face and called him, the complainant, bad names. He, the complainant, went back to ask the defendant why he called him the name, and the defendant pulled out his knife and caught him, the complainant, by the lapell of the coat and cut him, the complainant in the right breast and in the left side and on the right ear. The wounds bled considerably. The defendant used a pocket knife. While the defendant was stabbing him, the complainant, he, the complainant was trying to get away from the defendant, but the defendant held him. In his struggle to get away from the defendant, his, the complainant's coat was torn and a piece of the coat remained in the hand of the defendant. He, the complainant, went to the station house and made a complaint.

**POOR QUALITY
ORIGINAL**

0534

(3)

and the defendant was arrested in the saloon about an hour later. He, the complainant, did not call in the services of a doctor, but went to a drug store and got some plaster put on his wounds.

Under cross examination the complainant testified that he had known the defendant two or three years. He had never had any trouble or difficulty with him before. It was not a fact that the defendant was shoved against the chair on which he, the complainant, sat, and that he, the complainant was upset and the defendant fell upon him accidentally. It was not true that he, the complainant, had the knife, and cut the defendant in the right eye. He did not know how the defendant had received a wound near his right eye, unless it was by falling upon the floor. It was not true that he followed the defendant to the wash stand, when the defendant went to wash the blood off his eye and attacked him and the defendant said "Don't murder me," and took the knife out of his, the complainant's hand, and then the stabbing followed. He, the complainant, had no knife.

Armand Mayer testified that he lived at 182 Forsyth Street. He was present in the saloon at 28 Stanton Street at the time of the difficulty between the complainant and the defendant. The defendant was drunk, and there was a general

**POOR QUALITY
ORIGINAL**

0535

(4)

shoving around. He saw the defendant fall over Mr. Ross, the complainant, and knock him down on the floor. Then Ross turned around and hit the defendant several times. The defendant then walked back to the basin. He was bleeding from a wound over his eye. While he was washing the blood off, he called the complainant a thief and about everything else he could think of and said, "I'll fix you for this." Then Ross walked back to the defendant and the defendant advanced to him. Ross cried out, "He's got something in his hand." Then the complainant and defendant clinched, and Ross cried out, "he's stabbing me," while the defendant was striking him. He, the witness, did not see any knife. After the men were separated the complainant complained of a severe pain in his right breast and opened his shirt and showed that he had a stab wound in his breast and also another in his side. The wound in the side was slight but the wound in the breast extended down to the bone. The defendant went out of the back door and went up stairs to the boarding house there.

Under cross examination the witness testified that he had known the complainant and the defendant for several months. The complainant was perfectly sober. The complainant took no part in the shoving around, but was sitting quietly reading a newspaper when the defendant was shoved

**POOR QUALITY
ORIGINAL**

0536

(5)

against him.

Officer William J. Mooney testified that he belonged to the Eleventh Precinct. He arrested the defendant on March 29th, 1890, upon Ross's complaint. He, the witness, was in the Station House when Ross made his complaint. He accompanied Ross to the bar room of the boarding house at 28 Stanton Street, and arrested the defendant, in the neighborhood of two o'clock. The defendant and the complainant spoke in German, and the witness could not understand what they said. At the time of the arrest, the complainant was bleeding from the wound in his chest.

For the defense George Krueger, the defendant, testified that he was a bar tender and that he lived at 28 Stanton Street. On the 29th of March, he, the defendant, was in the bar room of the boarding house and a friend of his a baker, pushed him. He, the defendant, was lame in his left knee, and he fell near where Ross was sitting. As he, the defendant, was getting up, Ross struck him in the face, and blood flowed from his wound. He, the defendant, saw the complainant put something into his left vest pocket after the complainant struck him in the face. While, he the defendant, was washing the cut on his face, the complainant came behind him and he, the defendant, asked the complainant what he was going to do. Then he took the knife from the

**POOR QUALITY
ORIGINAL**

0537

(6)

complainant and struck him twice with it. Then he, the defendant, went upstairs to the boarding house and afterwards went to a drug store and had some plaster put on his face. He intended to have the complainant arrested, but was arrested before he could do so.

Under cross examination the defendant testified that he had been arrested once on an excursion boat for violating the Excise law by selling liquor on Sunday

John Scheltnknecht testified that he was the proprietor of the saloon at 28 Stanton Street. He, the witness, was upstairs in his boarding house, when his bar keeper told him that there was a fight in the saloon. When he entered the saloon, the complainant and the defendant were fighting and then the defendant went to the sink to wash his face. Then the complainant went back and asked the defendant why he called him names and the complainant and the defendant clinched. Then Ross said, "I believe I am stabbed." He, the witness, then helped the complainant off with his coat and vest and shirt, and saw that there was a bleeding wound upon his chest.

Joseph Schatt testified that he was present at the time of the fight between the complainant and the defendant. He corroborated the previous witness.

POOR QUALITY
ORIGINAL

0538

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 Krueger

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

George Krueger
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

George Krueger

late of the City of New York, in the County of New York aforesaid, on the
twenty ninth day of March in the year of our Lord
one thousand eight hundred and ninety with force and arms, at the City and
County aforesaid, in and upon the body of one John Ross
in the Peace of the said People then and there being, feloniously did make an assault
and him the said John Ross
with a certain knife

which the said

John George Krueger
in his right hand then and there had and held, the same being a deadly and
dangerous weapon, then and there wilfully and feloniously did strike, beat, cut, stab and
wound,

with intent

him the said John Ross
thereby then and there feloniously and wilfully to kill, 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

George Krueger
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

George Krueger

late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the body of
the said John Ross in the peace of
the said People then and there being, feloniously did wilfully and wrongfully make
another assault, and him the said

with a certain

John Ross
knives

which the said

George Krueger
in his right hand then and there had and held, the same being a weapon and
an instrument likely to produce grievous bodily harm, then and there feloniously did
wilfully and wrongfully strike, beat, cut, stab and wound, 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.

POOR QUALITY
ORIGINAL

0539

THIRD COUNT—

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

George Krueger
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

George Krueger
late of the City and County aforesaid, afterwards, to wit: on the day and in the year
aforesaid, at the City and County aforesaid, with force and arms, in and upon the said
John Ross in the peace of the said People then
and there being, feloniously did wilfully and wrongfully make another assault, and
the said John Ross
with a certain knife

which

he the said George Krueger
in his right hand then and there had and held, in and upon the side
and breast of him the said John Ross
then and there feloniously did wilfully and wrongfully strike, beat, stab, cut, bruise and
wound, and did then and there and by the means aforesaid, feloniously, wilfully and wrong-
fully inflict grievous bodily harm upon the said John Ross

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

JOHN R. FELLOWS,

District Attorney.