

0096

BOX:

438

FOLDER:

4034

DESCRIPTION:

Katt, Charles H.

DATE:

05/25/91



4034

POOR QUALITY
ORIGINAL

0097

236.

Ch. Nicoll
2 days 11 hours

Counsel,

Filed

day of

189

Pleads

Not guilty

THE PEOPLE

vs.

Grand Larceny Second Degree.

[Sections 528, 534 — Penal Code.]

Charles H. Skatt

B

DE LANCEY NICOLL,

District Attorney.

A True Bill.

W. S. Kidman

Rep. 2 - Kray Gage

Foreman.

on brother of district

attorney defendant dis-

charged on his own way.

Witnesses:

*This is a very
weak case for
the People -
The material
witnesses in this
case can't be
found - I ask that
the defendant be
discharged on his own
recognizance - G. H. S.
May 20th 92 a D. C.*

POOR QUALITY
ORIGINAL

0098

236.
Ch. Nicoll
7 days 11 months

Counsel,
Filed *May 189*
day of
Pleads *Not guilty, Guilty*

Grand Larceny, 2nd Degree.
[Sections 528, 531 — Penal Code.]

THE PEOPLE

Charles H. Scott

DE LANCEY NICOLL,

District Attorney.

W. E. Shidman
got I for II
W. R.

A True Bill.

W. E. Shidman

Ex-2 - May 6/92 Foreman.
on motion of District
Attorney defendant dis-
charged on his own recogn.

Witnesses:

This is a very
weak case for
the People.
The material
witnesses in this
case can't be
found. I ask that
the defendant be
discharged on his own
recognizance - G. P.
May 6/92. A. D. C.

POOR QUALITY
ORIGINAL

0099

Police Court

1 District.

Affidavit—Larceny.

City and County } ss:
of New York,

William Shearman

of No. 213 Duane Street, aged 50 years,
occupation Clerk, being duly sworn,
deposes and says, that on the 23rd day of August 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:

A quantity of Bonds to wit
Tonnage. Apples and Corn to
the value of twenty
Dollars say for

5 Wagon loads
14 Wagon loads
600 Corn

the property of Shearman and Pess - of which
this deponent is a partner

and that this deponent

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

From the fact that deponent once
defendant said property, and that
defendant agreed to pay for it before
all going, that said property was placed
on a Truck owned by defendant, and
that defendant intended that in that
property his check book, and that
while deponent was talking to defendant
in the presence of Howard Malver
deponent went to look after said property,
the said Truck with said property was
missing. Deponent therefor charges
the defendant with Larceny and
prays that he be arrested and held to answer
Wm Shearman

Sworn to before me, this 19th day

1891

Police Justice.

POOR QUALITY
ORIGINAL

0100

Sec. 192.

14 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Edward Horn a Police Justice
of the City of New York, charging Charles Katts Defendant with
the offence of Larceny

and he having been brought before said Justice for an examination of said charge, and it having been made
to appear to the satisfaction of said Justice that said examination should be adjourned to some other day, and
the hearing thereof having been adjourned,

We Charles Katts Defendant of No. _____

Brooklyn E.D. Street; by occupation a Produce
and Claus Tornay of No. 1317 De Kalb Avenue

Brooklyn Surety, by occupation a None Surety hereby jointly and severally undertake
that the above named Charles Katts Defendant

shall personally appear before the said Justice, at the _____ District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Five
Hundred Dollars.

Taken and acknowledged before me, this 20

day of March

18

E. H. North
Claus Tornay
POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0101

CITY AND COUNTY } ss.
OF NEW YORK,

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Ten Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of

House and lot of land situated at No 520 West 44 Street and worth 1500 dollars free and clear of all incumbrances

Claus Torrey

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the day of 18

Justice.

[Signature]
Subscribed and sworn to before me this day of 18.....
District Police Justice.

POOR QUALITY
ORIGINAL

0102

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 23 years, occupation Book Keeper of No. 213

Duane

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of William Leeman

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

Sworn to before me, this

day of

19 }
March 1887

H. K. Walver

A. J. [Signature]

Notary Public.

POOR QUALITY
ORIGINAL

0103

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer. *Charles Katts*

Question. How old are you?

Answer. *49 years -*

Question. Where were you born?

Answer. *Germany*

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

Answer. *Brooklyn E.D.*

Question. What is your business or profession?

Answer. *Produce*

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

Answer.

*I am not guilty - I
bought the goods in a straight
business transaction*

Charles H. 15 Oct

Taken before me this
day of March 1889

Police Justice

POOR QUALITY
ORIGINAL

0104

Sec. 151.

Police Court _____ District.

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

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 William S. Egan
of No. 213 Seena Street, that on the 23 day of August
1890 at the City of New York, in the County of New York, the following article to wit:

A quantity of Produce to wit
Tomatoes, Apples and Corn
of the value of Twenty Five Dollars,
the property of Seamus
w. as taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by Charles H. H.

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 _____ DISTRICT POLICE COURT, in the said City, or in
case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the
said charge, and to be dealt with according to law.

Dated at the City of New York, this 19 day of September 1890
[Signature]
POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0105

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

Magistrate

Decker Officer.

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

Edw J Decker Officer.

Dated *March 20* 188*9*

This Warrant may be executed on Sunday or at
night.

Police Justice.

Dated

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

49
W
Germany
Laborer
m
Yes
26 Stockholm
26 Stockholm
26 Stockholm

The within named

Police Justice

POOR QUALITY
ORIGINAL

0106

March 23^d

9³⁰ A.M.
\$500.00

April 6th 2³⁰ P.M.
April 20 2 P.M.

BAILED,
May 5th 2 P.M.
May 13th 2 P.M.
May 19th 2 P.M.

Residence
No. 3, by
Street

Residence
No. 4, by
Street

Residence
No. 5, by
Street

Residence
No. 6, by
Street

March 23^d 1891
Police Court
District
64

THE PEOPLE, &c.
ON THE COMPLAINT OF
William J. Sullivan
212 W. 12th St.
New York City

Charles Ketter
arcing

1
2
3
4

Dated March 20 1891
Hogan
Magistrate

Officer
Carm
Precinct

Witness
Andrew W. Rogers
Charles J. Hudson
No. 13 St. Louis
Street

No. 13 St. Louis
Street
as to similar handwriting
also unimpaired ability
No. 13 St. Louis
Street

\$500
to answer
Charles Ketter

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of five Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.
Dated March 20 1891 Hogan Police Justice.

I have admitted the above-named defendant to bail to answer by the undertaking hereto annexed.
Dated May 13th 1891 Hogan Police Justice.

There being no sufficient cause to believe the within named defendant guilty of the offence within mentioned. I order he to be discharged.
Dated March 20 1891 Hogan Police Justice.

POOR QUALITY
ORIGINAL

0 10 7

March 23^d
9 30 A.M.
\$500.00
April 6th 2.15 P.M.
April 20 2.0 P.M.
BAILED, May 5th 2 P.M.
May 17th 2 P.M.
May 30th 2 P.M.
Residence 1317 St. Kent Ave. Brooklyn
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____
Street _____

Police Court District
THE PEOPLE, &c.
ON THE COMPLAINT OF
William J. Brennan
270 St. George St.
216 Brooklyn
Charles F. Watts
Arceus
Dated March 20 91
Hogan Magistrate.
Cowan Officer.
Cowan Precinct.
Witnesses: Hyman W. Adams
Charles J. Adams St.
No. 43 St. Louis
Adolfo Gonzalez St. Louis
No. 18 St. Louis
No. 18 St. Louis
as to Anna Hamilton
also witness J. J. J. J.
No. 18 St. Louis
\$ 500.00
J. J. J. J.
J. J. J. J.
J. J. J. J.

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of five Hundred Dollars, and be committed to the Warden and Keeper of the City Prison, of the City of New York, until he give such bail.
Dated March 20 1891 E. J. J. J. Police Justice.

I have admitted the above-named defendant to bail to answer by the undertaking hereto annexed.
Dated May 13th 1891 E. J. J. J. 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.

Court of General Sessions re.

The People re
vs
Char. H. Katt }

I respectfully report that I have examined the complainant Wm. S. Seaman and one Howard Woven and have also heard the statement of the defendant and his counsel in the above entitled criminal action, and have come to the conclusion that there is enough in the case to warrant its being tried (although it is not a strong one), and I so recommend.

The complainant and the counsel for the defendant have requested that the case be set down for trial on August 15th 1891, and I have consented to have it set for trial on that day, subject to your approval

N.Y. July 21st 1891

Respectfully submitted
Char. E. Simmons
Depty Asst Dist Atty

**POOR QUALITY
ORIGINAL**

0109

The People &c

22

Chas H. Roth.

Report

441 new 1928 July 23/91

Count of Honor Hobbes

27 Feb 66

Charles H. Hall

My Dear Sir

Charles H. Hall, of the Co. was in a room
at the office of the U.S. Marshal, being
called to see him. He was in the room
in the house to be held. He was
was not given any more than about
10.35 o'clock a.m. He says that his
case was on the calendar for trial
and that he was not there. He
that the bondsmen who had Mulla had
Market. He says that in receiving
said notice of the court, he was diligent
search for John Mulla, an agentman
for marketing plants, etc., who is
a secretary and material for the
Government in this case, and without
whom the Government cannot do any
to find that he was not out of the
Market, at his residence near said
Market, and at the time in said
Market and could not find him.



that this Carman can testify that he went
after the goods mentioned in the Complaint
himself and the Defendant was not present
When said goods were delivered to him
the Carman, and it was at least a
half an hour after the same had been
delivered by the Defendant that the
Complaint was made and given to said
Carman.

Given in before me this
11th day of July 1894

Charles H. Hays
Justice

Frank J. Hall
Carman

Charles H. Hays

Charles H. Hays

Charles H. Hays

Charles H. Hays

Charles H. Hays

Charles H. Hays

Charles H. Hays

POOR QUALITY
ORIGINAL

0112

COURT OF GENERAL SESSIONS OF THE PEACE OF THE CITY AND COUNTY
OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Charles M. Kott

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by this
indictment, accuse *Charles M. Kott* —

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

The said *Charles M. Kott*,

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

Five barrels of apples of the value of
Twenty dollars each barrel, fourteen
barrels of tomatoes of the value of
Two dollars each barrel, and six
hundred ears of corn of the value
of three cents each ear,

of the goods, chattels and personal property of one *William S. Seaman*,
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.

Edmund M. M. M.
Attorney

0113

BOX:

438

FOLDER:

4034

DESCRIPTION:

Keefe, John

DATE:

05/20/91



4034

POOR QUALITY
ORIGINAL

0114

626

227

Counsel, *W.D. Coffey* 1897
Filed
Pleads;

THE PEOPLE

vs.

John Keefer

*Burglary in the Third degree,
Fictitious Name.*

[Section 498, V06, V28X53]

DEPARTMENT OF JUSTICE

JOHN R. FELLOWS

District Attorney.

A True Bill.

W. E. Whidmon

Foreman.

July 25/97
Heard July 31/97
19/12/8

Witnesses;

Charles H. Johnson

POOR QUALITY
ORIGINAL

0115

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 12 years, occupation School boy of No. 328 West 12 Street, being duly sworn deposes and

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

Sworn to before me, this

day of

189

May 11 1891 his Procyon
mark

John E. Kelly
Police Justice.

POOR QUALITY
ORIGINAL

0116

Police Court— District.

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

Charles H. Johnson
of No. 620 Hudson Street, aged 26 years,
occupation Ice Dealer being duly sworn

deposes and says, that the premises No 415 West 12 Street,
in the City and County aforesaid, the said being a one story wooden
building

and which was occupied by deponent as a Stable
and in which there was at the time ^{no} human being, ~~by name~~

were BURGLARIOUSLY entered by means of forcibly removing a
slat from the door leading from
the yard to the said stable

on the 10th day of May 1891 in the Day time, and the
following property feloniously taken, stolen, and carried away, viz:

Two Bags of Oats
and one sponge. Together of
the value of four dollars (\$4.00/100)

the property of R. W. Macomber & Co and in the deponents
care and custody
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

John Reece (now here)

for the reasons following, to wit: that deponent is informed by
Joseph Rodgers of 328 W 12th Street
that about three o'clock P.M. ^{said date} he
saw said defendant leave the said
premises with the said property in his
possession.

Sworn before me } Charles H. Johnson
this 11th day of May 1891 }
John Reece }
Police Justice

POOR QUALITY
ORIGINAL

0117

Sec. 198-200

CITY AND COUNTY }
OF NEW YORK } ss.

2 District Police Court.

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

Question. What is your name?

Answer.

John Keefe

Question. How old are you?

Answer.

25 Years

Question. Where were you born?

Answer.

New York

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

Answer.

120 Gansevoort Street 4 years

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

*I stole one of them
John Keefe*

Taken before me this

11

day of May

1891

John S. Keefe

Police Justice.

0118

Police Court 2 District

Edward V. Johnson
6020 Hudson Dr
John Neefe

Offence..... Lunglary

Dated May 11 1901

Attest: _____
Magistrate

..... Officer

.....Precinct

Witnesses: James A. Cooper

11-10-68
825
No. 11-10-68
RECEIVED
Street.

No. 100

A circular ink stamp from the U.S. District Court, Southern District of New York. The outer ring of the stamp contains the text "U.S. DISTRICT COURT, SOUTHERN DISTRICT OF NEW YORK" in a circular arrangement. In the center of the stamp, the date "MAY 14 1861" is stamped. The stamp is slightly faded and shows some wear.

No. Street

\$1000 to answer. *W. J.*

23. *Quercus*
~~24. *Quercus*~~

Defendant

Dated May 11th 1891 John S. Kelly Police Justice.

Date.....18.....*Police Justice.*

POOR QUALITY
ORIGINAL

0119

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 Keefe

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

John Keefe

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

The said

John Keefe

late of the *ninth* Ward of the City of New York, in the County of New York
aforesaid, on the *tenth* day of *May* in the year of our Lord one
thousand eight hundred and *ninety-one*, with force and arms, in the
day time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *a certain building, to wit:*

the stable of one Charles W. Johnson

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

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

SECOND COUNT—

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

of the CRIME OF

Petty LARCENY

, committed as follows:

The said

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

two bags of oats of the value of one dollars and seventy-five cents each bag, and one sponge of the value of fifty cents

of the goods, chattels and personal property of one

Charles N. Johnson

in the dwelling house of the said

stable *Charles N. Johnson*

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

De Lancey Nicoll,
District Attorney.

0 12 1

BOX:

438

FOLDER:

4034

DESCRIPTION:

Kelly, Frances B.

DATE:

05/01/91



4034

POOR QUALITY
ORIGINAL

0122

Witnesses;

Officer Brooks

163 Puel

Counsel,

Filed

Pleads,

1891

THE PEOPLE

vs.

2464.26th vs. B

Francis B. Kelly

KEEPING A HOUSE OF ILL FAME, ETC.
[Sections 822 and 835, Penal Code.]

JOHN R. FELLOWS

District Attorney.

A True Bill.

Ernest D. Nichols

Jan 2 - May 8/91 Foreman.

Reads Verdict

C. P. 10 ds - \$25 fine.
R. M.

POOR QUALITY
ORIGINAL

0123

Sec. 322, Penal Code.

2 District Police Court.

CITY AND COUNTY { ss.
OF NEW YORK.

William Brooks
of No 16th Precinct Police Street, in said City being duly sworn says
that at the premises known as Number 231 West 16th Street,
in the City and County of New York, on the 25 day of April 1891, and on divers
other days and times, between that day and the day of making this complaint

James B. Mrs Kelly (4th flat east side)
did unlawfully keep and maintain and yet continue to keep and maintain a house of prostitution
and did then, and on the said other days and times, there unlawfully procure
and permit as well men as women of evil name and fame and of dishonest conversation to visit, frequent and come
together for unlawful sexual intercourse, and for the purpose of prostitution and lewdness, and then and on the said
other days and times, unlawfully and wilfully did permit and yet continues to permit said men and women of evil
name and fame there to be and remain drinking, ~~dancing, fighting~~ disturbing the peace, whoring and misbehaving
themselves, whereby the peace, comfort and decency of persons inhabiting and residing in the neighborhood, and
there passing is habitually disturbed, in violation of the statute in such case made and provided.

Deponent therefore prays, that the said Mrs Kelly
and all vile, disorderly and improper persons found upon the premises, occupied by said
Mrs Kelly
may be apprehended and dealt with as the law in such cases made and provided may direct.

Sworn to before me, this 28
day of April 1891 William Brooks
W. D. Mahon Police Justice.

POOR QUALITY
ORIGINAL

0124

Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Wm. Brooks

vs.

Mrs Kelly

AFFIDAVIT—Keeping Disorderly House, &c.

Dated April 25 1887

Mc Leabon Justice.

Cary & Brooks Officer.

16 Precinct.

WITNESSES :

POOR QUALITY
ORIGINAL

0125

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

2 District Police Court.

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

Question. What is your name?

Answer.

Frances B. Kelly

Question. How old are you?

Answer.

33 years

Question. Where were you born?

Answer.

Pennsylvania

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

Answer.

231 West 16th St.; 3 years

Question. What is your business or profession?

Answer.

Keep home

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

Frances B. Kelly

Taken before me this

29

day

April

1891

John J. ...

Police Justice.

POOR QUALITY
ORIGINAL

0126

Sec. 151.

Police Court— 2 — District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by William O'Roark
of No. 16 E. Precinct Street, that on the 25 day of April
1891, at the City of New York, in the County of New York, Mr. James B. Kelly
did keep and maintain at the premises known as Number 221 West 16th Street
Street, in said City, a house of prostitution on the 4th floor east side
and there unlawfully procure and permit as well men as women of evil name and fame, and of dishonest conversation
to visit, frequent and come together for unlawful sexual intercourse, and for the purpose of prostitution, and there
unlawfully and wilfully did permit said men and women of evil name and fame there to be and remain drinking,
~~dancing, fighting~~, disturbing the peace, whoring and misbehaving themselves whereby the peace, comfort, and decency
of persons inhabiting and residing in the neighborhood and there passing is habitually disturbed in violation of the
statute in such case made and provided.

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

Mr Kelly
and all vile, disorderly and improper persons found upon the premises occupied by said Mr Kelly
and forthwith bring them before me, at the 2 DISTRICT POLICE
COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police
Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 25 day of April 1891

W. M. Malon POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0127

Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

WARRANT—Keeping Disorderly House, &c.

Dated 188

Magistrate

Officer.

Precinct.

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.

Wm. Mahon Police Justice.

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

Dated

188

Police Justice.

The within named

POOR QUALITY
ORIGINAL

0128

BAILED,
No. 1, by John M. Bailey
Residence 126 10th Avenue Street.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court

District

563

THE PEOPLE, &c.,
ON THE COMPLAINT OF

William Banta

Francis B. Kelly

2 _____
3 _____
4 _____

Offence Keeping Dis House

Dated April 29 1891

Memorandum Magistrate.

Deputy Officer.

16 Precinct.

Witnesses.

No. John Corn
W. Banta Street.

No. _____ Street.

No. _____ Street.

No. 570 Street.

Devid

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

defendant

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

Dated April 29 1891 W. Banta Police Justice.

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

Dated April 29 1891 W. Banta 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

0129

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Francis B. Kelly

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

Francis B. Kelly

(Sec. 382,
Penal Code.) of the CRIME OF KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND
HOUSE OF ILL-FAME, committed as follows:

The said

Francis B. Kelly

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

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

SECOND COUNT—

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

Francis B. Kelly

(Section 385,
Penal Code.)

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

The said

Francis B. Kelly

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

**POOR QUALITY
ORIGINAL**

0130

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

THIRD COUNT.—

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

Frances B. Kelly

(Section 322
Penal Code.)

of the CRIME OF KEEPING A DISORDERLY HOUSE, committed as follows:

The said

Frances B. Kelly

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

JOHN R. FELLOWS,

District Attorney.

0131

BOX:

438

FOLDER:

4034

DESCRIPTION:

Kelly, John

DATE:

05/15/91



4034

0132

BOX:

438

FOLDER:

4034

DESCRIPTION:

Brougham, Thomas

DATE:

05/15/91



4034

0133

Friday

advised May 21/91
MSZ - tried & reprinted.

A True Bill

W. S. Kidman
Foreman.

May 23/91
May 25/91

Fried. G. Schenck

Robt. 2 day
 17 Apr 6 mo 28
 May 28. 1891

2025

POOR QUALITY
ORIGINAL

0134

1897 to Ch. King. Mr.
Geo. Kane is the owner.
Witnesses:
Henry Molestead
Chas. Fred K. Jimmie
Counsel, 15 May 1891
Filed day of May 1891
Pleads, May 1891
Robbery, degree
[Sections 224 and 225 of the Penal Code].
vs.
John Kelly
and
Thomas Bringham
H.D.
District Attorney.
Part II. May 21/91
1892. Trial requested.
A True Bill.
W. E. Wideman
Foreman.
May 21/91
May 21/91
Tues. 21/91
Kitt. 21/91
17 Apr 6 1891
May 12 8. 1891

Court of General Sessions of the Peace
in and for the City and County of New York

People etc.

vs.

John Kelly

City and County of New York, ss.

Bernard Henry being duly sworn
says that he is engaged in the business of
horse-shoeing at 468 E. 13th Street where he
also resides. That he has known the defendant
above-named for 16 ~~years~~ years, and knows
his family. That Kelly has always borne a
good character for honesty, sobriety and in-
dustry.

Bernard Henry

Sworn to before me this

27th day of May 1891

John A. Brown

Notary Public

King County

Cert. filed in N.Y. Co.

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

People etc.

^{vs}
John Kelly }
City and County of New York ss.

Dennis Ward being duly sworn
says that he is a truck-man by business;
that he resides at 401 East 13th Street.
That he has known the defendant above-
named for 18 years and knows his
mother and family intimately. That
he has always known the defendant as
a hard-working, sober and honest man,
and knows his family to be of the highest
respectability.

Sworn to before me this } Dennis J. Ward
day of May 1891 }

Robt B. Abbott

Notary Public

Kings County

Cert. filed in N.Y. Co.

Court of General Sessions

People etc. }
vs. }
John Kelly }

City and County of New York ss.
Michael Le Strange being
only sworn says that he is employed
in the Board of Health. That he
resides at No. 321 East 12 Street. That
he knows the defendant above-named
well and has always known him to
be honest and hard-working.

Sworn to before me this }
day of May 1891 } Michael Le Strange
Geo. B. Abbott }
Notary Public
Kings County
Cert. filed in N. Y. Co.

POOR QUALITY
ORIGINAL

0138

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

.....being duly
sworn, says that he resides at No. Street in the City of New York,
that he is.....years of age, that on the.....day of 18 , at Number.....
.....in the City of New York, he served the within.....
on.....the.....by
delivering to and leaving with said.....a true copy of the
within.....and at the same time
and place exhibiting to.....the within originals, and that he
knew the person thus served to be the person mentioned and described in the.....
as.....therein.

Sworn to, before me,

this.....day of18 . }

H. D. General Sessions

People etc.

Plaintiff,

against

John Kelly

Defendant

Affidavits

HUGH COLEMAN,

Attorney for *Def.*

~~STEWART BOWLING~~

No. 287 BROADWAY,

NEW YORK CITY.

Entrance to Elevator cor. Readle St.

Due and timely service of cop of the within

hereby admitted

this day of 18

Attorney.

To

POOR QUALITY
ORIGINAL

0139

Police Court— 3rd District.

CITY AND COUNTY } ss
OF NEW YORK,

House of Delegates Henry Molstead
of No 18 William Street, Aged 31 Years
Occupation Cook

being duly sworn, deposes and says, that on the
10th day of May 1891, at the 17th Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

A bunch of keys, and good
and lawful money of the
United States

of the value of Four 00 DOLLARS,
the property of Dependent

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

Kelly and Thomas Brougham (both now here)
and together with arrested, who acted in concert with
each other, for the reasons following, to wit:

Dependent says - at about 230 AM of said date
he was walking on Ninth Street, and had said
property in the pockets of his pants, then was
by dependent, when he was suddenly seized,
beaten and knocked down, and said
property - forcibly and violently, taken, stolen
and carried away.

Dependent further says
he is informed by Officer Frederick Timme of the
14th Precinct, that at about said time, he
saw dependent lying prostrate on said street,

day of

Sworn to before me, this

188

Police Justice.

POOR QUALITY
ORIGINAL

0140

and saw the two defendants, and the two
others not yet arrested running from defendant
and that said officer arrested defendants, the
said two others escaping. Dependent further
says, he identified defendant Kelly, in the presence
of said officer, as being one of his assailants, and
identified a bunch of keys found in the possession
of defendant Brougham as being his property.
Whereupon, Dependent charged defendants
with acting in concert with each other, and together
with said two others not yet arrested, and forcibly
and violently, taking, stealing and carrying away
the said property from Dependent's person and possession.
Served before me
this 10th day of May 1893

Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 188
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 188
There being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 188
Police Justice

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
vs.	
Offence—ROBBERY.	
1	
2	
3	
4	
Dated	188
Magistrate.	
Officer.	
Clerk.	
Witness,	
No.	Street,
No.	Street,
No.	Street,
No.	to answer General Sessions.

POOR QUALITY
ORIGINAL

0141

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation Officer of No. 145

Rice Street, being duly sworn, deposes and
says, that he has heard read the foregoing affidavit of Henry M. Stead
and that the facts stated therein on information of deponent are true of deponent's own
knowledge.

Sworn to before me, this 10
day of May 1899.

Frederick Timmer

W. O. Meads
Police Justice.

POOR QUALITY
ORIGINAL

0142

Sec. 198-200.

J District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

John 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.

John Kelly

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York City

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

Answer.

530 East 16 St - 1 year

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.

I am not guilty

John Kelly

Taken before me this

10

day of *January* 1931

Police Justice

POOR QUALITY
ORIGINAL

0143

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK,

Thomas Brougham 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 Brougham

Question. How old are you?

Answer.

22 years

Question. Where were you born?

Answer.

New York City.

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

Answer.

523 East 16th St. - Coney Island

Question. What is your business or profession?

Answer.

works in a gas house

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

Answer.

I am not guilty

Thomas Brougham

Taken before me this *10th*

day of *May* 189*1*

W. M. Wells
Police Justice

POOR QUALITY
ORIGINAL

0144

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

Police Court--- 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James M. McLaughlin
John Kelly
Thomas Brennan

Offence Robbery

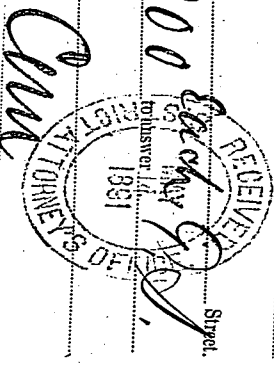
Dated May 10th 1891

Michael Magistrate.
Frederick J. Stewart Officer.

Witnesses *Jacob* Officer.
14th Precinct.

Comp. L. & A. Court & House
of the City of New York
in the County of New York

No. 1000 Each 90.
Street _____



1000. & 1 May 12. P. Recd

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 Two 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 May 12 18 91 *W. M. Mead* 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

0145

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 3rd DISTRICT.

of No. 14th Ave Street, aged _____ years,
occupation Officer being duly sworn deposes and says,
that on the 10th day of May 1889

at the City of New York, in the County of New York, he arrested John Kelly
and Thomas Brougham (both workers) on com-
plaint of one Henry Molstead for Robbery.

Deponent says, - said Henry Molstead is
a material and necessary witness for the
People in said action. Deponent further
says, - said Henry Molstead has no residence
in this City, and fears he will be unable to
produce him at time of trial. Whereon,
deponent prays, - that said Henry Molstead be com-
mitted to the House of Detention, in default of too
bail to testify. Frederick Timme

Sworn to before me, this 10 day

of

May 1889

Police Justice.

20/91

The People vs. John W. Kelly / Const. of General Sessions Part I
Before Recorder Smith May 25. 1891

Indictment for robbery in the first degree.

Herry Molstead, sworn and examined,
testified. I am a cook working down at No. 440 East
Sixth street. I was working there on the 10th of
May for Mr. Stane. I got there about half past
six o'clock in the evening. I went up to a
Creamery in the Brewery to meet a friend
of mine, Mr. Casey, he is an awning
hanger. On the 10th of May I left him between
twelve and one o'clock corner of Tenth St
and Avenue A. I went up as far as to
Ninth St. going home. I took a room at No.
14 East First Street. I went through Ninth St.
to go home from Avenue A. Do you rem-
ember what happened you in Ninth St?
I remember I was knocked down. I believe
I was between Avenue A. and First St.
I was knocked down from behind. Did you
see any person before you? No sir. Did
you see anybody behind you? Not before
I got the blow. Do you know what you were
knocked down with? No, I could not see
anything. I was knocked down because they
beat me so much I swooned. I lost
my senses. I got a blow I wheeled around
I saw a man kick me, at the same
time I fell down to the ground. I do not

remember anything more. When you got the first blow you wheeled around and you saw the man kicking you? Yes, it was this man in front of the bar. At that time I had four dollars upon my person, a bunch of keys and a spool of cotton. I saw the bunch of keys when I was brought up in the station house, they were lying on the desk; they were my bunch of keys which I had on my person the time I was knocked down. You are quite sure that the defendant is the man that kicked you? Yes sir. I fell down the same time I was knocked down; then I did not remember anything before I was brought back to my senses. I was kicked in the stomach and in the forehead. You felt the blow from behind, you turned, is that it, you looked in the direction and then you got kicked in the stomach? Yes. I fell to the ground and I remained there until the policeman fetched me to the station house. I got there about two o'clock. Was any of your clothing torn? No. Where did you have this money? In my trousers pocket; it was not in a pocket book, it was loose; it was not in bills, silver. I was not quite sober that

day, but I was not so drunk that I could not take care of myself. I knew what I was doing.

Cross Examined. I stated in the Police Court I was knocked down from behind and I wheeled around and got a kick in the stomach. I fell to the ground. I did not remember anything more. What is your business?

Cook. I am employed at 140 East Sixth St. How long have you been employed there? About six weeks. How long have you been in the city of New York? Twelve months the last time. Have you lived in one place during the twelve months? I have been living in one place nine months, No. 96 Gold St. right down near the City Hall. Were you employed the day in question? Yes, at 140 East Sixth St. What time did you leave work? Half past six o'clock in the evening. Where did you go to then? Up to the Creamery in the Brewery. What time did you reach there? A little before seven o'clock and I met a friend; after that we went into the barber shop and had a shave; then we went to a saloon and had a couple of glasses of beer. Did you drink anything but beer? No. Between seven and eight o'clock in the evening and half past two o'clock in the morning

how many beers did you have that day?
Six or eight glasses, I did not count them.
I did not have ten or twelve. I do not
drink as much as that. What time
did your friend leave you? About ten
minutes before I was knocked down. Where
does he live? He lives at 625 East 8th
st; his name is ^{Mr} Casey, and his
business is awning hanger. I had about
six or seven beers. I was not drunk.
Is it not a fact that you stated to the
Police officer when you regained consciousness
and he asked you who did it, that
you stated you did not know? I did
not. Did you not state that the party
who struck you and knocked you down
came up from behind and that you
did not have a chance to see him?
I did not state that. The question put
to me was, if I would know the man?
I said I did not know the name of the
man, but that (the defendant) is the
man who knocked me down. I don't
know what time I got up; the officer
took me to the station house. Did you
not state that the blow which you re-
ceived knocked you down and ren-
dered you unconscious? Yes, it did

Of course the same time I got up I wheeled round, that is the only time I had. You had another man arrested didn't you with this defendant? I had nobody arrested. Don't you know that he was arrested? Yes, I know he was. Don't you know he was tried in this Court? Certainly I know it. Didn't you testify against him and he was acquitted, was he not? Yes.

Frederick Timme, sworn and examined.

What precinct are you connected with? The Fourteenth. I was on duty upon the morning of the 10th on First Avenue. I saw the last witness that morning on Ninth street; he was lying down on the sidewalk all doubled up moaning and four men running away from him. Did you pursue the men who were running away? Yes, immediately. How near were the men to the prostrate form of the complainant when you first saw them? About 25 feet. Did you arrest the defendant then? Yes sir. Where did you arrest him? On the south west corner of Ninth street and First Avenue. He was running and you ran after him? Yes. Who besides him did you arrest? Thomas Brougham. Then you took him to the station house? First I took him to the man lying on the street and

Kept him there till he was brought to by another citizen by giving him whiskey, and he identified John Kelly as the man that injured him. He merely pointed to him and said, "That is the man." When you got to the station house did you search Brougham who was with him? No sir Brougham gave up the keys himself. Was the prisoner Kelly there at the time? Yes. I took the prisoners to the station house and came back and carried the complainant to the station house; he got unconscious again after bringing him to. Did the complainant identify Brougham as one of the men? No sir, he only identified Kelly. Did the complainant see the keys in the station house? Yes, he saw them lying on the desk; he said, "Those are my keys," and he wanted to take them. What did he say about having those keys on his person which he identified? He said he had them in his pocket the time of the assault. You caught Kelly within twenty five feet of where this man was lying? Yes. When you got up to this man and saw him on the sidewalk was he conscious or unconscious? He was unconscious at the time he was bleeding on his forehead, and

he was all doubled up, holding his stomach this way (showing) moaning lying on the street. You followed the man (the defendant) and arrested him, arrested the two of them, came back and then got a citizen to take charge of this prostrate man until you brought the prisoner to the station house, and then you came back and took him to the station house? Yes, he was unconscious, I had to carry him. Did you see the three leave the form of the complainant? I saw four of them running away. Were they running in the direction in which you were standing? No sir, they ran away from me.

Cross Examined. There is an electric light on the corner opposite to where the complainant was lying. I did not see him knocked down. I was patrolling along the Avenue and I happened to look up Ninth street and I saw this man running. I saw four men running away towards First Avenue; the complainant was lying on the south side, the down town side of the street, 25 feet from the corner of First Avenue. I was on the West side of the Avenue. I made the arrest on the south west corner of Ninth street and First Avenue. I was going towards Eighth street; the complainant was

8

between First and Second Avenues. I was going down the west side of First Avenue, and just as I struck the north west corner of First Avenue and Ninth St. I saw these men on the south side of Ninth Street running, and I had my back turned to Ninth St. at the time when I seen them. I was running towards Eighth Street when I was chasing the four men. Where were they when you arrested them? They were running. What part of the street or Avenue were they on where you put your hands on them? Right on the corner; the complainant was lying twenty five feet from the corner. Tell me how you can catch two men who are running at once? Very easy; they did not see me. I dropped my stick and held on to two of them. I thought it was a case of murder. They were not running side by side, but they were very close. What time was it when you took the complainant off the side walk? About half past two o'clock. It was about five or ten minutes of three o'clock when I got him to the station house. The only man identified by the complainant was this man Kelly? Yes.

Mr. Mc Intyre: The people rest.

John Kelly, sworn and examined in his own behalf testified: I live at 523 East Sixteenth St. and my business is that of driver for Joseph Murray, who is a stevedore at Sixteenth street and Avenue C; he does all kind of trucking. He rides coal, barrels of stuff, everything. How long were you in his employ? Three years. How old are you? Nineteen. Were you working the day previous to your arrest? Yes. I was arrested on Sunday morning at half past two o'clock. Have you ever arrested in your life before? No. I live with my father and mother, they are not in Court and none of my friends are here; the young man who was arrested with me is not here. Did you strike the complainant in this case? No sir. Did you see any one strike the complainant? No. Did you see any one kick or attempt to rob the complainant? No.; the man was lying down, we passed him, we seen a couple of men around him; we walked right on; we were going down First Avenue. There was a couple of men around this man and we passed them; we did not ask any questions; we were not in Ninth street that morning; the first time we were in Ninth street was when the officer took us there. Did these two men or any two men after you passed Ninth

street run by you? Yes. Were you running?
No sir, we were walking. My companion's
name is Thomas Brigham; he was in-
dicted with me for the crime of robbery and
was tried and acquitted in this Court. I
met him that evening about ten o'clock on
the same block where we live, and I was
with him till the time of my arrest. When
he was arrested a bunch of keys was found
in his possession? Yes, he picked the bunch
up, and when he went to the station
house he told the Sergeant, "Here is a bunch
of keys I picked up," before he was asked
anything about it.

Cross Examined. Have you ever been convicted of
any crime? No sir and was never ar-
rested before. The man for whom I worked,
Joseph Murray, keeps his place at Avenue
C and Sixteenth street. I worked pretty
steadily for him for three years; he would
have more work in the summer than
in the winter time. I worked also in
the American umbrella manufacturing Co.
also in the factory of Mr. Lueon. My friend
and I were all around this Saturday night
until it got to be eleven o'clock, and
then he tried to get into his house
and he could not because the door

was locked. I live at 530 East Sixteenth St with my mother and father. I left my house on Saturday night right after my supper but did not leave the block on Sixteenth street till I met Thomas Brougham at ten o'clock. We walked around the neighborhood and we stopped once in a while and had an odd drink. I don't know all the stores we went into; we were not drunk. I was down near Eighth St. when the policeman caught me; that was half past two o'clock in the morning. I walked down in the vicinity of Ninth street because I did not want to be hanging round my own block. I could not get in my own home because the door was locked. I did not want to wake up the people. I was not near enough the man (the complainant) who was lying on the sidewalk to hear him moan and groan. I did not know what these men were doing - a couple of men were fooling around him. After we passed Ninth St. I saw the men attempt to run away. We were not running; but we were walking lively. Thomas Brougham found the keys; after the men ran away he picked up the keys. When the keys got into Brougham's possession the officer came

up immediately and put his hands on our shoulders and arrested us. I heard the officer testify that four men ran away; the two men came from behind us and passed us running up. How far were they when the officer got hold of you and Brougham? They were on the other side of Eighth st. running and we were in the middle of the flock when the officer laid us under arrest. I was not a witness on the trial of Brougham.

John Kelly recalled by the Court. I don't know the two men who ran away, don't know where they lived nor anything about them. I did not send for Thomas Brougham; he lives in 523 East Sixteenth St. Frederick Jerome recalled by Mr. McIntyre. While I was taking Brougham to the station house he had his hands in his pocket and fearing he had some weapons told him to take his hands out. I asked him what he had and he said, a bunch of Keys. During that time Kelly tried to slip out of his coat and I held him by the shirt. I found a razor in his pocket. The jury rendered a verdict of guilty of robbery in the second degree.

POOR QUALITY
ORIGINAL

0158

Testimony in the
case of
John Kelly
filed
May 18, 1941

POOR QUALITY
ORIGINAL

0159

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 Kelly and
Thomas Cronan*

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

John Kelly and Thomas Cronan
of the CRIME OF ROBBERY in the *first* degree, committed as follows:

The said *John Kelly and Thomas
Cronan, both*

late of the City of New York, in the County of New York aforesaid, on the *twelfth*
day of *May*, in the year of our Lord one thousand eight
hundred and ~~eighty~~ *ninety-one*, in the ~~middle~~ *middle* time of the said day, at the City and
County aforesaid, with force and arms, in and upon one *Henry O. McLeod*,
in the peace of the said People, then and there being, feloniously did make an assault, and

*ten rings of the value of ten cents
each, and the sum of four dollars
in money, lawful money of the
United States of America, and of
the value of four dollars.*

of the goods, chattels and personal property of the said *Henry O. McLeod*,
from the person of the said *Henry O. McLeod*, against the will,
and by violence to the person of the said *Henry O. McLeod*,
then and there violently and feloniously did rob, steal, take and carry away, *the said*

*John Kelly and Thomas Cronan, and
each of them, being then and there aided
by an accomplice actually present, to wit:
each by the other, and also by other persons
other persons 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.

POOR QUALITY
ORIGINAL

0160

SECOND COUNT—

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

Thomas Brongham —

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

The said *Thomas Brongham*,

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

*Ten rings of the value of ten cents
each, and the sum of four dollars
in money, lawful money of the United
States of America, and of the value
of four dollars.*

*of the goods, chattels and personal property of one Henry O. Melstead
by one John Kelly and others* —

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

Henry O. Melstead —

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

Thomas Brongham —

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.

Deane O'Neil
JOHN R. FELLOWS,

District Attorney.

0 16 1

BOX:

438

FOLDER:

4034

DESCRIPTION:

Kenfemtel, Hugh

DATE:

05/01/91



4034

POOR QUALITY
ORIGINAL

0162

Witnesses;

Officer Maloney

4th Prec.

Hands held
Very serious

Counsel,

Filed

day of

1897

Pleas,

THE PEOPLE

vs.

Hugh Kiefertel

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

CLARENCE M. BOLL

JOHN R. FELLOWES

District Attorney.

A True Bill.

Edward J. Gaffney

Foreman.

Hendrickson 24
J. P. 1 M. P. 1
Clerk 11/91

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, DISTRICT.

Philip F Mahoney
of *14th Precinct Police* Street, aged _____ years,
occupation _____ being duly sworn deposes and says,

that on the _____ day of _____ 188____
at the City of New York, in the County of New York, *Thomas Woods*

the within named Complainant is a
necessary and natural witness
against *Hugh Keywintel* the within
named defendant charged with
assault

Deponent says that said Complainant
is a seafaring man and has no
permanent place of abode and prays
that he give surety for his appearance
to testify

Philip F Mahoney

Sworn to before me this

of _____

Charles J. Mahoney
Police Justice.

POOR QUALITY
ORIGINAL

0164

Police Court— / District.

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

of No. 418 East 20th Street, aged 22 years,
occupation Sailor being duly sworn

deposes and says, that on 26 day of April 1889 (at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Hugh Kuyper (a man)

who wilfully and maliciously cut
and stabbed deponent on the
breast and shoulder
with a knife then
held in his hand

Thomas Woods

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 dealt with according to law.

Sworn to before me, this 27 day
of April 1889.

Charles N. Winter Police Justice.

Thos. Woods

POOR QUALITY
ORIGINAL

0165

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

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

Question. What is your name?

Answer. *Hugh Kenbentel*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *U.S.*

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

Answer. *3 James St 2 weeks*

Question. What is your business or profession?

Answer. *Laborer*

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

Answer. *I was intoxicated*
Hugh Kenbentel

Taken before me this

day of

Month

1911

at

City of New York

Police Justice

Police Justice

POOR QUALITY
ORIGINAL

0166

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

James Woods
415 East 25th St
Joseph Decker

Offence Assault
Felony

Dated

April 27 1911

Jankin Magistrate.

McKensy Officer.

Precinct.

Witness

Dr. McManis

James Decker

in default of \$100 to take

No.

10000

\$

to master

10000



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

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

Dated April 27 1891 Charles Hunter Police Justice.

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

Dated April 27 1891 _____ 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 27 1891 _____ Police Justice.

POOR QUALITY
ORIGINAL

0167

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Hugh Keufemtel

The Grand Jury of the City and County of New York, by this indictment, accuse
Hugh Keufemtel
of the CRIME OF ASSAULT IN THE FIRST DEGREE, committed as follows:

The said

Hugh Keufemtel

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 *ninety-one*, with force and arms, at the City and
County aforesaid, in and upon the body of one *Thomas Woods*
in the Peace of the said People then and there being, feloniously did make an assault and
to, at and against *him* the said *Thomas Woods*, with
a certain *knife* then and there loaded and charged with gunpowder and one leaden
bullet, which the said *Hugh Keufemtel*
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 *strike, stab, cut and wound*
with intent *him* the said *Thomas Woods*
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
Hugh Keufemtel
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said

Hugh Keufemtel

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 *Thomas Woods*, 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
Thomas Woods, with a certain *knife*
a certain pistol then and there charged and loaded with gunpowder and one leaden bullet,
which the said *Hugh Keufemtel*
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, stab, cut 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.

DE LANCEY NICOLL,

JOHN R. FELLOWS,

District Attorney.

0 168

BOX:

438

FOLDER:

4034

DESCRIPTION:

Kennedy, William J.

DATE:

05/14/91



4034

POOR QUALITY
ORIGINAL

0169

Counsel,

Filed

Pleads,

THE PEOPLE

vs.

William J. Kennedy

Grand Larceny, Second Degree.
[Sections 528, 534 — Penal Code.]

JOHN R. FELLOWS

District Attorney.

A True Bill.

W. S. Kidman

Foreman.

24th 6th St
Valley 18/91

Witnesses;

Robert Bickel

Deft Refuses

to give answer

as to the

property taken

pp

POOR QUALITY
ORIGINAL

0170

Police Court

District.

Affidavit—Larceny.

City and County } ss:
of New York,

Robert Bicket

of No. 202 Broadway Street, aged 46 years,
occupation Jeweler being duly sworn,
deposes and says, that on the 15th day of January 1891 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:

Twenty nine dollars and
twenty five cents and one
Silver Watch the value
at \$119.25

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 William Kennedy

from the fact that deponent left
said defendant in charge of his
place of business and that said
money was in a drawer of a desk
in said place. That said money was
missing and that deponent subsequently
received the keys of said place by
mail from Philadelphia Pa. That said
defendant in a letter acknowledged to
have taken property from deponent said
letter being hereto annexed.

Robert Bicket

Subscribed and sworn to before me, this
15th day of January 1891

Police Justice.

POOR QUALITY
ORIGINAL

0171

Sec. 198-200.

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 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 Kennedy*

Question. How old are you?

Answer. *31 years*

Question. Where were you born?

Answer. *New Jersey U. S.*

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

Answer. *28 East 4th Street 3 years*

Question. What is your business or profession?

Answer. *Clerk*

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

Answer.

*I have not society
I had no moral intentions of
stealing the money*

W. J. Kennedy

Taken before me this
day of May

1891

Police Justice

28 East 4th St

New York Feb. 5th 1891

Dear Sir & Friend

Mr Bickett please think of me
as kindly as possible - You may have
here this reaches you, formed some Ideas
as to the motive of my leaving so sud-
denly - Which Ideas may not be the
most Charitable - First and fore-
most, let me assure you that I
did not intend you to be out one
dollar by what I ventured - But hav-
ing received on that particular Thurs-
day evening, a Letter from a person-
al friend - Who was in great distress I
without an opportunity of consulting
you - "as you remember you left early
in the afternoon in company with
That woman rather Lady". I took the
amount or near it - expecting it could

POOR QUALITY
ORIGINAL

0173

be replaced on the morrow. Yet that proved impossible, which put me in a state of mind not easily described yet had to be endured, and strange coincidence, my body was visited by a distressing, and painful malady which lasted one week. over which I have just recovered and think it quite possible for me to soon obtain employment. As to my not stopping at E 4th St. I have to say I left there on the impulse of the moment yet I could go back anytime I wished as the room I occupied is still vacant - You can well say I was foolish, after they having always treated me during my sick spells, with more than friendly kindness - I did not tell you I had left there for it was only temporary, and I expected to return daily and lively will. With your permission - Whatever agreement you suggest I am at your call.

**POOR QUALITY
ORIGINAL**

0174

Considering circumstances I remain
as ever with deep regard -

Yours Thankfully
W. J. Kennedy

Please address me at 18 East 4th St.
City.

POOR QUALITY
ORIGINAL

0175

Sec. 151.

Police Court _____ District.

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

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 *Robert J. Grier*
of No. *202 Broadway* Street, that on the *15th* day of *January*
1897 at the City of New York, in the County of New York, the following article to wit:

Twenty nine dollars and twenty five cents
in money and one silver watch
of the value of *one hundred and ninety* Dollars,
the property of *Samuel*
w. *as* taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and
believe, by *William Krumm*

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 _____ 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 *6th* day of *January* 1897

Robert J. Grier
POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0176

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-Larceny.

Dated 188

Magistrate

Weissberg & Dolan Officers.

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.

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

0177

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

Robert Becker
202 Broadway

1. John Kennedy

Offence Larceny

2. _____
3. _____
4. _____

Dated May 10 1891

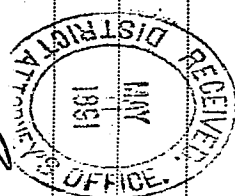
Magistrate.

Officer.
Central Precinct.

Witnesses

No. _____ Street _____

No. _____ Street _____



No. _____ Street _____
\$ 500 to answer

Committed to Prison

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

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

Dated May 10 1891 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

0178

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 J. Kennedy

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by

this indictment, accuse

William J. Kennedy

of the CRIME OF GRAND LARCENY IN THE SECOND DEGREE,

committed as follows:

The said

William J. Kennedy

late of the City of New York, in the County of New York aforesaid, on the *15th*
day of *January* in the year of our Lord one thousand eight hundred and
ninety-one, at the City and County aforesaid, with force and arms, in the
day time of the same day, divers promissory notes for the payment of money, being
then and there due and unsatisfied (and of the kind known as United States Treasury
Notes), of a number and denomination to the Grand Jury aforesaid unknown, for the
payment of and of the value of *fifty*

dollars; divers other promissory notes for the payment of money, being then and there due
and unsatisfied (and of the kind known as Bank Notes), of a number and denomination
to the Grand Jury aforesaid unknown, for the payment of and of the value of *fifty*

dollars; divers United States Silver Certificates of a number and denomination to the Grand
Jury aforesaid unknown, of the value of *fifty*

dollars; divers United States Gold Certificates of a number and denomination to the
Grand Jury aforesaid unknown, of the value of *fifty*

dollars; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *forty-nine dollars and*

twenty-five cents, and one watch of
the value of twenty dollars

of the goods, chattels and personal property of one

Robert Bicket

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.

DE LANCEY NICOLL.

~~JOHN R. FELLOWS~~ District Attorney.

0179

BOX:

438

FOLDER:

4034

DESCRIPTION:

Kenny, John

DATE:

05/29/91



4034

0 180

BOX:

438

FOLDER:

4034

DESCRIPTION:

Wold, Charles

DATE:

05/29/91



4034

0 18 1

BOX:

438

FOLDER:

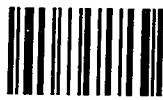
4034

DESCRIPTION:

Sharkey, John

DATE:

05/29/91



4034

0182

BOX:

438

FOLDER:

4034

DESCRIPTION:

Burras, Sidney

DATE:

05/29/91



4034

POOR QUALITY
ORIGINAL

0183

15 B. R. Question - World Building

Counsel, *25*
Filed *25* day of *May* 189*1*
Pleads, *25* vs. *25*

Burglary in the Third degree.
Grand Jurors, second
degree, receiving.
[Section 498, 524, 525, 531, 532]

THE PEOPLE

vs.

John Sharkey,
Charles Jones,
John Sharkey,
S. H. Burns

JOHN R. FELLOWS

District Attorney.

John Sharkey,
Charles Jones,
John Sharkey,
S. H. Burns

A True Bill.

W. E. Skidmore

Foreman.

John Sharkey,
Charles Jones,
John Sharkey,
S. H. Burns

Witnesses:

Peter MacDonald
off W. H. Burns
12. Price

POOR QUALITY
ORIGINAL

0184

Police Court—

District.

City and County } ss.:
of New York,

of No. 11 West 60

Street, aged 31 years,

occupation

Carpenter

being duly sworn

deposes and says, that the premises No. 203 West 63 Street, 22 Ward

in the City and County aforesaid the said being a four story tenement

dormitory

and which was occupied by deponent as a living apartment and in the cellar

of which deponent had property stored

and in which there was at the time human being, by name

were BURGLARIOUSLY entered by means of forcibly opening the

main door of the air shaft leading into the

cellar and forcing open the door leading

into deponent's wood house by pulling the

staple which was on the said door

on the 30 day of June 1899 in the day, time, and the

following property feloniously taken, stolen, and carried away, viz:

A quantity of tools, hardware,

clothing and other property of

the value of about one hundred

dollars

the property of Deponent

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

John Kiny, Charles Hogg, John Shuck,

Will Smith and Sydney Burns not yet

arrested, while acting in concert.

for the reasons following, to wit:

That on or about the 27th day of April 1899

deponent saw the said property in the

said wood house in the cellar of the said

premises. That the said property was

in a trunk and in a tool chest That

on the 30th of April deponent missed the

property. That deponent is now informed

by Daniel W. Laughlin of No 201 West 63 St

POOR QUALITY
ORIGINAL

0185

that he, McLaughlin, saw these defendants
in the said cellar and the defendants Keweenaw
and Hall, from New York and Burras and yet
arrested full the said staple and the defendant
Shawney stood in front of the wood house.
That he, McLaughlin, saw the defendants
leave the premises with the property
in their possession. Therefore defendant
charges the defendants with committing
the burglary as aforesaid and feloniously
taking, stealing and carrying away
the said property and fruits thereof
by force and fraud with us the Com. Pleas
Sworn before me
this 25th day of May 1891, George W. Landolt
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been
committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 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 within mentioned, I order he to be discharged.
Dated 1888
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

vs.

1
2
3
4

Dated

1888

Magistrate.

Officer.

Clerk.

Witness,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

POOR QUALITY
ORIGINAL

0 186

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 17 years, occupation g b school of No.

271 West 63 Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

1890,

25 } Daniel McLaughlin
May }
A J White Police Justice.

POOR QUALITY
ORIGINAL

0187

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

X District Police Court.

John Kenney 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. John Kenney

Question. How old are you?

Answer. 16 Years

Question. Where were you born?

Answer. New York

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

Answer. 27. 10 Turner 2 Months

Question. What is your business or profession?

Answer. Painter's apprentice

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

Answer. I am not guilty I had
nothing to do with it

John Kenney

Taken before me this

75

day of

John Kenney

Police Justice.

POOR QUALITY
ORIGINAL

0188

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss.

X District Police Court.

Charles Mold 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. *Charles Mold*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *207 West 43 Street 1 month*

Question. What is your business or profession?

Answer. *Cigarito*

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 do with it
I am not guilty*

Charles Mold

Taken before me this

25

day of
May 1897
St. Paul

Police Justice.

POOR QUALITY
ORIGINAL

0 189

Sec. 198-200.

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

John Sharkey 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.

John Sharkey

Taken before me this

25

day of

[Signature]
Police Justice.

0190

712

ON THE COMPLAINT OF

No. 1, by

Residence

No. 2, by:

Residence

No. 3, by

Residence

$$NO, 4, bu$$

Residence

Date _____

Magistrate

..... Officer,

Precinct.

With

NO

...ONT.

NO. 1

—d—

1

•

•

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.....

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

Dated May 23 1889 J. H. Ward Police Justice.

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

Dated _____ 188 _____ *Police Justice.*

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

Dated.....188.....*Police Justice.*

POOR QUALITY
ORIGINAL

0191

Court of
General Sessions
The People
vs
John. Sharkey

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

100 EAST 23^d STREET,

New York, May 28th 1891

CASE NO. 56 842 OFFICER Gormley
DATE OF ARREST May 26
CHARGE Burglary
AGE OF CHILD 15 yrs
RELIGION Catholic
FATHER John
MOTHER Kate
RESIDENCE 214 W. 61st St

AN INVESTIGATION BY THE SOCIETY SHOWS THAT the boy
has never been arrested before he
lives with his parents in a good home
and worked up to last April in
the New York Wall paper Co but
was laid off on account of dull
business, boy bears a good charac
ter in the neighborhood.

All which is respectfully submitted,

To Dist. Atty

C. Hollows Surrogate
Rt

POOR QUALITY
ORIGINAL

0192

495
Court - J

General Session

The People

vs.

John Sharkey

Burglary
PENAL CODE, § 160

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

0193

Court of
General Sessions
The People
vs
John. Kenney

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

100 EAST 23^d STREET,

New York, May 28 1891

CASE NO. 56 842 OFFICER Hornley
DATE OF ARREST May. 24
CHARGE Burglary
AGE OF CHILD 15 years
RELIGION Protestant
FATHER Robert
MOTHER Mary
RESIDENCE 84 Amsterdam av

AN INVESTIGATION BY THE SOCIETY SHOWS THAT the boy
has never been arrested before
he lives with his parents in a
fair home and at the time
of his arrest was working with
his father learning the painting
trade the boy bears a bad
character in the neighborhood where
he lives.

All which is respectfully submitted,

To Dist. Atty.

O. Holloway Secretary
Rpt

POOR QUALITY
ORIGINAL

0194

Count of

General Sessions

The People
vs

John Kenney

Burglary
PENAL CODE, § 160

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.

The People
vs.
John Kenny,
Charles Wold,
John Sharkey
and
Sidney Barrus
testified.

Court of General Sessions, Part I.
Before Judge Cowing. Wednesday, June 10, 1914.
Indictment for burglary in the third degree
grand larceny in the second degree.

Peter J. Macdonald, sworn and examined,
I live at 11 West Sixtieth street, and on the
30th of April last I lived at 203 West Sixty
third street; it is an apartment house. I lived
on the top floor and I have a wood house
in the cellar and had carpenters tools there
worth ten dollars.
I am a carpenter by trade. I had a trunk
ful of ~~clothes~~ and there was a coat and
a ~~wrap~~ ^{wrap} ~~ten dollars~~ belonging to my wife, a lot
of linens and other valuable clothes; there
was also a lot of books in the trunk. I
would not take a hundred dollars for
what was in the trunk. The woodhouse
was fastened with a padlock running
through two staples. Before I missed these goods
I was down in the woodhouse about the
27th of April. I fastened and locked it that day.
I next went to the woodhouse I think it
was on the last Saturday in April, about
the 30th, three days after that. I found
the woodhouse door broken open, the
staple pulled out, and the contents of the
trunk missing. I tried to find out
who took the things and in John

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Kenny's house. I found two boxes containing my tools and hardware. I found some keys that belong to me on a bunch. I never saw any other of the property. The only one of the defendants I do know is Charles Mold. I do not think I ever saw the other boy before. Mold lived in the neighborhood but he did not live in the same house with me. I never saw Sharkey before.

Cross Examined. I suppose I was robbed in that cellar twice before. I cannot exactly give the date, but about six months ago. The first time I was robbed clothes were taken, but no tools. In November I was robbed the second time and clothes were taken. The wrap that I have spoken about was stolen in October or November and it was returned to me by Mrs. Bailey. I accused a boy named Purcell with taking it, he lived in the house; he did not leave there in April. I think he moved out of there a month before. Mrs. Bailey lived in our house and she had part of the cellar. I was in the house on the 30th of April. I saw Mold there that day. I did not know Kenny at the time. I could not say as I saw M. Laughlin that day. I don't know whether he was there or not.

0197

I told as near as I could what was in that trunk. I am not in the habit of leaving valuable clothing in the cellar. These were clothes that I did not wear at that time. The cloak or wrap that I spoke of had been there all through the cold weather; my wife had not worn it because she did not need it. The tools that were taken consisted of chisels, screw drivers and some bits, and hooks and screws. It was through information received from the officer that I went to Kenny's house. I believe these things were found in the kitchen under the dresser. Kenny was not there at the time. McLaughlin informed me of his whereabouts; he told me that Kenny was down on the corner. I did not lay any trap for him. I went down and got him and gave him to an officer. I found three pairs and a half of brass buttons that were taken from the cellar. I never paid McLaughlin anything for telling on these boys, but he told me he was there. Kenny said he did not care; if we were to give him a hundred dollars he was not going to give anything away; he did not accuse McLaughlin in my presence. I know the clothes were there.

about the 27th of April I could not say that was the day Mrs. Bailey moved I know she moved out of the house on the 30th of the month. I don't know whether Mrs. Bailey ever gave these boys permission to go down to the cellar and get some raps. I first discovered the burglary about the 30th of April; it must have been committed between the 27th and the 30th. No other people than myself had access to the cellar; they could only have access by breaking the padlock. McLaughlin told me that Wold, Sharkey, Kenney and Sidney Burras had something to do with the burglary. I was at the Police Court. I did not hear McLaughlin say there that Sharkey and Wold had nothing to do with it.

Daniel McLaughlin sworn. I am going on 13 years old and if I told a lie under oath I would not go to heaven. I live at 225 West Sixty Third street and go to the school of the Paulist Fathers in Fifth North Street. I know Wold and Sharkey. I live in 225 and Mr. Macdonald lives in 223. One evening when I was playing buttons in the garden with another boy I saw Kenney, Wold and Sidney Burras pulling the staple out of Mr. Macdonald's cellar.

They pulled the staple with an ice pick, Charles
Wold and Kenny. Sharkey was standing
at the door and Sidney Burras was by
his cellar splitting some wood. Burras
was not at McDonald's house? No sir,
Sharkey was by the cellar door. Did you
see them get the staple out? Yes, I seen
them get the staple out, open the door,
pull out the trunk, take a lot of clothes
and put them in the bag, and Sidney
Burras went up and held the bag for
them. He came up and held the bag
did he? Yes sir. What did Kenny and
Wold do with the clothes? Me and the boy
who was playing buttons - Burras had
the bag and he held it? Yes sir. Who put
the things in the bag? Sharkey, Charlie
Wold and Kenny. Did you see them
take the things out of the trunk? Yes sir.
How big was it, was it a potato sack?
Yes sir, it was two potato sacks. They
had two potato sacks, did they? Yes sir.
Did they fill them both? Yes sir. Who car-
ried the bags off? Kenny carried one
and Charlie Wold carried the other; they
took turns in carrying them. Did Shar-
key go out with them? Yes sir, four
of them went down to the junk shop
and me and the boy who was playing

Buttress followed them down on the other side; we seen Mr. Mooney come up and halloo, "twenty seven cents for the clothes, for the two bags full? Yes sir. You saw them go down to the junk shop and you saw them come out? Yes sir. Who was it hallored, they got 27 cents for the bags? Mr. Mooney halloed. You heard Mooney the junk man say to the whole of them, "twenty seven cents?" Yes sir. Did you look down to see who took the money? Charlie Mold took the money, and they divided it up together. They divided it up? Yes sir. Then what did they do, did they all four come out of the junk shop? Yes. They went up to the baker's and bought pies and cake. What did you do then? I came up on a wagon, and when I came up I went right up to 59th street school, it was a quarter to one when I got to 59th street, the bell was ringing and I went up. You went to school? Yes. When did you tell anybody about what you saw that day? I told Mr. Macdonald - that was at its cellar. There is this other boy that is not here today? He lives in Rockland, N. J.

Cross Examined. Macdonald's cellar is the fourth

cellar on ^{the} south ave. side of the street; this occurred on Thursday and in November I made a mistake, it was in April, and at another time they were fetching out iron and lead: it was on a Thursday in the last of the month, in the morning about nine o'clock. My little brother saw them take the carpenter's tools, and I saw them take the clothes and the lead. I did not go to Moorey's and sell him rags. I am sure about that. I got no money from the sale of those rags; they offered me eight cents and I would not take it. Mr. Bailey gave me no rags; it was in the afternoon they took the rags. I was going to school at a quarter to nine o'clock when I saw them take the lead. I was not down in the cellar at all. I did not say to Mrs. Sharkey and her daughter up in the Police Court that I did not see Mold or Sharkey take anything at all. When you came out of the Police Court did not Mrs. Kenney say to you, "you little devil, you never stole anything" did you, and didn't you answer, "I did not say I did not? No sir, I did not. I did not steal anything. I remember that conversation. I told her it was her own boy and Sharkey and Mold did it."

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Kenny offered me all the keys if I would mind them. I says, No, you can mind them yourself if you want to mind them. That was on Saturday. I was going home with a load of wood, he asked me to put them in my bag. Did you not ask him to take the things up in your house? No sir. I did not ask him. I did not have the things. Where was Kenny arrested? It was over at the rock, and he had hinges with him; he showed me the hinges. He asked me if I knew of any place he could sell them. I said, no. Macdonald came over and he gave him to the officer. I did not inform Macdonald that I had Kenny. He asked me if I had seen Kenny? I told him he was sitting across the street, and he went over and gave him to officer Burns. Kenny was fooling with me at the time and purchasing me and asking me if I would play leap frog. I have never been arrested.

William H. Burns sworn. I am a police officer connected with the 22nd precinct and I arrested the three defendants. I found on Kenny 3 1/2 pairs of brass hinges. I asked him where he got them? You may as well tell me the truth. He said, "you can

get nothing out of me, if you give me a hundred years." That is all I could get out of him. I arrested Mold before Sharkey. I told him that Kerney had told everything about taking the stuff, and then he told me where the stuff was and all about it; he told where some of the tools were and where they sold some of the stuff to a junkman in Fifty Fifth St. Mold said he was with Kerney and that the stuff was in Moore's rag shop. He did not say how much he got for them and I did not ask him at the time. I used the same trick with Sharkey when I arrested him; he was brought into the station house afterwards by officer Sweeney. I had no talk with Sharkey whatsoever. I went to Kerney's house because of what Mold told me. I found there some of Mr. Macdonald's tools and a bunch of keys, I should say about twenty five, which would open almost any lock in New York. They are in the station house; they are most too heavy to bring down or I would have brought them down with me. Mr. Macdonald recognized the tools as his.

Cross Examined. Mold admitted being in with the other boys in the cellar; he said he took the lock off and that he helped to

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take the things away. I am positive of that. Some of this conversation occurred along the Boulevard and some of it in Eighth Ave. I never saw any of the boys before. I did not bulldoze Wold into this admission. I told him Kenny had given him away. He did not appear to me to be a sort of simple minded boy.

The case for the Defence.

John Sharkey, sworn and examined, testified I remember the day the staple was taken out of Macdonald's cellar, it was a Thursday and in the afternoon. Charley Wold and I got some raps from Mrs. Bailey and we went down to the cellar to take them away; we seen Kenny and McLaughlin in Macdonald's wood shed; they were filling their bags with tools, raps and stuff. Wold and I passed up the steps with our raps and sold them in Sixty Sixth St. They told me they sold their raps in Fifty Fifth street in Mooney's place. At the time of the commission of this offence what if anything did you say to these boys? I said to Kenny, you had better not have anything to do with it; he told me to mind my own business. McLaughlin did not say anything to me.

The boy Burras was chopping wood in the cellar. You heard McLaughlin testify that he saw you and Wold take some iron out of the cellar on the following morning is that so? No sir. You were not there? No. Do you remember where you were the following morning? I was playing ball on a lot in Sixty Third Street. Did you see Mrs. Bailey around that day the staple was taken out? No. she moved before; she had all the things in the wagon; she gave us the raps. How much did you get for the raps? Twelve cents and I divided it with Wold and gave him six cents. After these boys had left the cellar at any time did you ever see any of these tools and hinges? No. they sold them. I did not see any more of them. From the time they pulled the staple out of this cellar door did you see Kenny or McLaughlin again until Kenny was arrested? I seen them through the week. Did they say any thing to you? No. they did not say any thing to me at all. You did not go near that cellar at all again after they went out? No. I did not go near the cellar.

Cross Examined: The name of the boy who is not here is Sidney Burras. I know

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He is away. I know that Kenney pleaded guilty. Burras was chopping wood in the back cellar. You did not go to Mooney's that day? No sir; we sold our rags in Davis. McLaughlin is telling a lie when he says that you and Kenney, Hold and the other one that is out in Jersey went up to Mooney's place? Yes. Is he telling a lie when he says ^{he saw} you the next morning after that? Yes sir, that he saw us coming out with some tools about nine o'clock. Did you see what Kenney took out of Macdonald's cellar? The two of them took tools and things - rags. What do you call rag, the clothes out of the trunk? Yes. That is what you have been calling rags is it? Yes. Did you tell Mr. Macdonald what you saw that morning? No sir. I did not tell him. You knew Mr. Macdonald lived in that house? Yes, but I did not know it was Mr. Macdonald's cellar. Did you tell Mrs. Bailey that morning? No. Mrs. Bailey had moved away; she gave us the rag before she moved away. There was two potatoe bags; we did not want them, we could not sell them, we did not use the bags at all. Kenney and McLaughlin used the bags. I did not tell the officer anything.

Charles Hold, sworn and examined, testified -
 You remember this day that the staple was
 pulled out of the door, what day was that?
 Yes, Thursday in the afternoon. Where were
 you? We were with the rags down in Mr.
 Bailey's air shaft. She cracked the rags
 down; we went after them and put them
 in a bag. Then we were going through
 the cellar we seen Kenney and M. Laughlin
 at the wood shed; we said, we aint going
 to have anything to do with it; we walked
 down with our rags and went to Davis's
 and sold them. Where did the other
 bags go? They went to Mooney's. Did
 you say anything to them? Yes, we told
 them that we were not going to have nothing
 to do with it; we took our rags and
 went away. What answer did they make
 to you? They say, "Go ahead, we dont care".
 Did you see which of the boys pulled the
 staple out? No. You did not see them ac-
 tually in the operation? No. Did you see them
 filling their bags? They had two potatoe bags
 filling them up with rags. Filling them
 up with clothing that was in the trunk.
 Yes. What kind of a bag did you have?
 We had a little bit of a bag Mrs. Bailey
 gave us. What did you say to the
 officer when he arrested you? I said

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I did not have the tools, but Kenney and McLaughlin had them. I said I had nothing to do with it. I told the officer where the raps were sold, and that these two boys sold them in Mooreys. I did not tell the officer that I was with them when they were sold. We only got twelve cents, I got six cents and Sharkey got six cents. I afterwards saw Sharkey and some more boys playing ball in the lots. I did not tell the officer I helped to take those things away. I am 15 years old and go to school. Panning Bailey sworn and examined. In the latter part of April I resided at 203 West Sixty Third st. I asked Sharkey, Hold and Kenney to go into my cellar. I gave them the key and asked them to take the stuff out of there, stand to put my grill frame on the truck. I told them there was old window weights and raps and bottles in the cellar and to sell them. My little daughter went down to see them and she saw little McLaughlin over at McDonald's cellar. He asked him what he was doing? He said, "I am looking for your cellar." She said, "You have nothing to do with the cellar." The boys left with their raps before my truck left. The three were

together and went off towards Tenth Ave. with a bag of rags. I heard Mr. Macdonald testify about the wrap. There was a Swedish gentleman came to me and said, "There is a coat in my box, and you are the proper one to get it; go down and get it." I brought up the wrap as Mr. Macdonald described; it was black silk, trimmed with fur. I asked Mr. Macdonald if it was hers? She said it was not of much account and I gave it to her. On the third occasion I went to the cellar to get wood and I found a red padlock lying in the cellar. I brought it up stairs and I said to my daughter Do you know who this belongs to? They said both Macdonald I held it until he came home. I went to him and he said, "That is the second time my cellar was broken open," and that the pretty person in the house she had ever mentioned that the things were in the trunk was to Mr. Parsall. He said on that night he went down to the cellar and Mr. Parsall's son came running up out of the cellar and whistled up to his father, "Send me down five cents." Charles Hold as never been accused of anything but Mr. Laughlin has been accused when clothes were taken off the roof and the

neighbors had to chase him off the roof. I can prove he told stories. The Sharkey boy was in the neighborhood only for three weeks. Charlie was around playing ball. Mr. McKenney did not live in the neighborhood at the time J. Macdonald's tools was taken out of the cellar first. I moved out of the house on the 27th of April. My mother came down and told me one evening after these boys were arrested three days I said their tools was taken last October.

Kate Sharkey sworn. After the boys were arrested McLaughlin came into my house. I asked him what was the matter with my boy? He said he was arrested but he knows nothing about it; he will be out in a little while. McLaughlin does not bear a very good reputation in the neighborhood. My boy has been working in different places and he brought his earnings home to me.

Antoinette Picher sworn. I live at 326 East 34th Street. I was the landlady of the house where Sharkey and his mother lived. 244, Sixty First St. for more than two years. I had been in the habit of seeing Sharkey daily. I always found

him a good boy. I never heard of him being accused of a dishonest act.

Ella Sech sworn and examined. I live at 217 West Fifty Third Street. I know Charles Hold over three years and never heard anything against him. Have trusted him with my children and with money.

The jury rendered a verdict of guilty of Burglary in the third degree.

POOR QUALITY
ORIGINAL

02 12

Testimony in the
case of
John Kerney, Charles
Holt and John Stanley
filed May 11/91

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 Kenney, Charles Wold,
John Sharkey and Sidney Burras*

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

*John Kenney, Charles Wold,
John Sharkey and Sidney Burras*

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

The said

*John Kenney, Charles Wold,
John Sharkey and Sidney Burras, all*

late of the *Twenty-second* Ward of the City of New York, in the County of New York
aforesaid, on the *thirtieth* day of *April* in the year of our Lord one
thousand eight hundred and *ninety-one*, with force and arms, in the
day - time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one *a certain building, to wit: the*

building of one Peter J. McDonald -

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

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

SECOND COUNT—

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

John Kenny, Charles Wold
John Sharkey and Sidney Burras
of the CRIME OF *Grand LARCENY* in the second degree, committed as follows:

The said

John Kenny, Charles Wold,
John Sharkey and Sidney Burras, 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 *day* — time of said day, with force and arms,

divers tools of a number and description
to the Grand Jury aforesaid unknown,
of the value of thirty dollars, divers
articles of clothing of a number and
description to the Grand Jury aforesaid
unknown of the value of thirty
dollars, and divers other goods,
chattels and personal property, (a
more particular description whereof
is to the Grand Jury aforesaid unknown)
of the value of forty dollars, —

of the goods, chattels and personal property of one

building
in the dwelling house of the said *Peter J. Mc Donald* —

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

THIRD COUNT—

AND THE GRAND JURY AFORESAID, by this indictment, further accuse the said
John Kenny, Charles Wold,
John Sharkey and Sidney Burras
of the CRIME OF RECEIVING STOLEN GOODS, committed as follows:

The said

John Kenny, Charles Wold,
John Sharkey and Sidney Burras, all
late of the Ward, City and County aforesaid, afterwards to wit: on the day and in the
year aforesaid, with force and arms, at the Ward, City and County aforesaid,

~~stole~~ the same goods, chattels and
personal property described in the
second count of this indictment

of the goods, chattels and personal property of

Peter J. Mc Donald

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

Peter J. Mc Donald

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

John Kenny,
Charles Wold, John Sharkey and Sidney Burras

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

DE LAUNY COLL.
JOHN R. FELEOWS,
District Attorney.

02 16

BOX:

438

FOLDER:

4034

DESCRIPTION:

Kiley, Daniel

DATE:

05/01/91



4034

POOR QUALITY
ORIGINAL

0217

8 11 58

Counsel,

Filed

Pleds,

day of May 1891

at New York

THE PEOPLE

vs.

Daniel Kiley

F

BIGAMY
(Section 298, Penal Code.)

DeSancey Nicol
JOHN R. FELLOWS

District Attorney.

A True Bill.

Ernest A. Gilford

Foreman.

May 7/91

Henry Gault
H. G. Gault

Witnesses;

Mary A. Kiley

Sarah Osborne

Superior Court

at New York

at New York

at New York

at New York

POOR QUALITY
ORIGINAL

02 18

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 24 years, occupation Nurse of No.

205 First Avenue Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of Mary Kelly

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

Sworn to before me, this 29 day of April 1898, } Sarah Osborn

A. J. White
Police Justice.

POOR QUALITY
ORIGINAL

0219

Police Court, 4 District.

City and County } ss.
of New York,

of No. 354 Mott Street Street, aged 20 years,
occupation Kept House being duly sworn, deposes and says,

that on the 23 day of April 1891, at the City of New
York, in the County of New York, Daniel Kiley, "now here,"

did commit bigamy from the fact
that deponent was lawfully married
to this defendant on the 19th day of September
1886 at the Church of the Epiphany on East
47th Street between Lexington and Bogart Streets
by the Rev Alfred A. Butler. That deponent
is now informed by Sarah Osborne
that on the 23rd day of April 1891, she
Sarah was married to the defendant
at the residence of the Reverend Father
John J. McCabe No 147 East 39th
Street by the Rev Father John J. McCabe.
That she, Sarah, believing that the def-
endant was the right & marry, married
him. Therefore deponent charges the
defendant with bigamy and prays
that he be held and dealt with as the
law directs

Sworn before me this 29 day of April 1891 } Mary A. Kiley

A. J. White
Police Justice

POOR QUALITY
ORIGINAL

0220

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

4 District Police Court.

Daniel Kiley 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. *Daniel Kiley*

Question. How old are you?

Answer. *26 years old*

Question. Where were you born?

Answer. *New York City*

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

Answer. *10344 East 63rd 14 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. *I am not guilty*

Daniel Kiley

Taken before me this
day of *March* 1949
[Signature]
Police Justice.

0221

POOR QUALITY
ORIGINAL

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

Police Court---
District, 560

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Wm. J. Kelly
337 Madison Avenue
New York City

James Kelly

Offence: Bigamy

2
3
4

Date

April 29 1891

Magistrate

Officer

Precinct

Witness

Michael Adams

No. 205

East 10th 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

Defendant

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

Dated April 29 1891 R. J. White 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

0222

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Daniel Kiley

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

Daniel Kiley

of the CRIME OF BIGAMY, committed as follows.

The said *Daniel Kiley*

late of the City of New York, in the County of New York, aforesaid, on the *19th*
day of *September*, in the year of our Lord one thousand eight hundred and
eighty six, at the *City and County*
aforesaid,

did marry one *Mary A. Kiley*, and her,

the said *Mary A. Kiley* did then and there have for
his wife; and the said *Daniel Kiley*,

afterwards to wit: on the *23rd* day of *April*, in the year of

our Lord one thousand eight hundred and *ninety one*, at the *City and*
County aforesaid,

did feloniously marry and take as his wife one *Sarah Osborne*,

and to the said *Sarah Osborne*,

was then and there married, the said *Mary A. Kiley*

being then living and in full life, 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
JOHN R. FELLOWS,

District Attorney.

0223

BOX:

438

FOLDER:

4034

DESCRIPTION:

King, Peter

DATE:

05/25/91



4034

POOR QUALITY
ORIGINAL

0224

Witnesses;

Counsel, Maurice Cleary
Filed *May 1881*

Reads *August 26*

THE PEOPLE

vs.

Peter King

Grand Larceny, *1st Degree*
(From the Person.)
[Sections 528, 534, 452 Penal Code].

JOHN R. FELLOWS,

Reid
District Attorney.

A True Bill.

W. L. Shidman

Part II June 1911
Foreman

2 Lewis. Peter Larceny

Pen 192 - P.M.

POOR QUALITY
ORIGINAL

0225

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3 DISTRICT.

Edmund Carey
of No. 12th Ave Street, aged _____ years,
occupation Officer being duly sworn deposes and says,
that on the 17 day of May 1888

at the City of New York, in the County of New York, He arrested John
Harvey (nowhere) on complaint of George
Harvey for harassment of the person.

Dependent says - said George Harvey
has no residence in the City, and as
said Harvey is a material witness
for the People in said action, and as deponent
feels he cannot produce him at
your trial, prays that said George
Harvey be committed to the House of
Detention, in default of one hundred dollars
bail to testify.
Edmund Carey

Sworn to before me, this
of May 1888 day

John J. [Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0226

POLICE COURT— 3rd DISTRICT.
CITY AND COUNTY } ss.
OF NEW YORK, }

RECOGNIZANCE TO TESTIFY.

BE IT REMEMBERED, That on
the 20th day of May in the year of our Lord 1891
of No. 454 Palisades, near 45th Street, in the City of New York,
and Andrew Bachmann
of No. 63 East Ninth Street, in the said City,
personally came before the undersigned, one of the Police Justices in and for the City of New York, and
acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say: the said

George Haber
the sum of one Hundred Dollars,
and the said Andrew Bachmann
the sum of one Hundred Dollars,
separately, of good and lawful money of the State of New York, to be levied and made of their respective
goods and chattels, lands and tenements, to the use of said People, if default shall be made in the con-
dition following, viz:

The Condition of this Recognizance is such, That if the person first above recognized shall personally
appear at the next COURT OF General SESSIONS of the Peace, to be holden in and
for the City and County of New York, and then and there Testify and give such evidence, in behalf of
the People of the State of New York, as he may know concerning an Offence or
said to have been lately committed in the City of New York aforesaid by

Peter King

And do not depart thence without leave of the Court, then this Recognizance to be void, otherwise to
remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

George Moritz Haber
Andrew Bachmann

John Ryan Police Justice.

POOR QUALITY
ORIGINAL

0227

CITY AND COUNTY } ss.
OF NEW YORK,

Sworn before me, this
day of January 1888
John H. [Signature]
Police Justice.

Andrew Bachmann
house holder in

the within-named Bail, being duly sworn, says that he is a free holder in
said City, and is worth two Hundred Dollars,

over and above the amount of all his debts and liabilities; and that his property consists of a
three story brick building situated
at No. 63 East 9th Street, and
worth fifteen thousand dollars
above all encumbrances.

Andrew Bachmann

New York Sessions.

THE PEOPLE, &c.

Recognition to Testify.

23.

Magistrate

Filed day of 188

POOR QUALITY
ORIGINAL

0228

Police Court 3 District.

Affidavit—Larceny.

City and County } ss:
of New York,

House of Detention
of No. 1154 Palisade Ave. *James City Heights* *and*, aged *36* years,
occupation *Baker* being duly sworn,
deposes and says, that on the *17th* day of *May* 189*1* at the City of New York,
in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in
the *night* time, the following property, viz:

*A watch, of the value
of Eight (8) 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 *Peter King (nowhere)* for the reasons
following, to-wit:

*Deponent says—about 10 AM of
said date, he and defendant were together
on Grand Street, where defendant took
said watch from a pocket of the vest
worn by deponent at the time, and ran
off there with, pursued by deponent, who
caught defendant and recovered said
property, and caused himself by Officer
Edward Conroy of the 12th Precinct.
Wherefore, deponent charges defendant with
larceny, stealing and carrying away said
property, from his personal possession*

George Heberer

Sworn to before me, this

17th day

1891

John H. Ryan
Police Justice.

POOR QUALITY
ORIGINAL

0229

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

3

District Police Court.

Peter 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.

Peter King

Question. How old are you?

Answer.

27 years

Question. Where were you born?

Answer.

United States

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

Answer.

164 Briggs Street - Wmsburgh 3 years

Question. What is your business or profession?

Answer.

Cooper

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

Answer.

*I am not guilty; and demand
an examination
Peter King*

Taken before me this
day of *March* 19*27*

John J. [Signature]

Police Justice.

POOR QUALITY
ORIGINAL

0230

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

John J. McLaughlin
Peckling

Office

Recovery from person

Dated

May 17 1891

James Magistrate

Edward Conroy Officer

12 Precinct

Complaint made at

Room of Police Court

under seal of the Court

Complaint made at

by William H. McLaughlin

1003 East 9th Street

1000 East 18th Street

1000 East 18th Street

Complaint

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

Dated May 17 1891 John J. McLaughlin 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

0231



REFINERY

NORTH 3d ST. & WYTHE AVE.

Brooklyn, C. D., N. Y.

DRYDEN & PALMER
MANUFACTURERS OF
ROCK CANDY SYRUPS.

19 HUDSON ST.

Manhattan, 2 May 1891

To all whom it concerns.

Peter King has worked for us
we have always found him steady
honest & industrious & the reason
of his leaving us is that we have
no further need for his services
although he suited us in every way

DRYDEN & PALMER

Chas. J. Palmer

POOR QUALITY
ORIGINAL

0232

CONSULATE GENERAL OF JAPAN,

P. O. BOX 284.

NEW YORK CITY, N. Y.

May 8, 1891

Answer this?

Hon. DeLaury McCall
District Attorney,
Dear Sir,

Permit me to call your
attention to the case of Celestino
Dottigher, set down for trial in
Part III. General Sessions. May 15/91.

F. Okamoto a Japanese, who
has been summoned to appear as
a witness, is very anxious to return
to Japan, — and besides, being a
poor man, the detention causes an ex-
pense that is a positive hardship.

I would therefore respectfully request,
that if possible without inconvenience
to your office, you would try the
case at an earlier date.

I have the honor to be,

Very truly yours

Sakura Fujii
Consul of Japan.

**POOR QUALITY
ORIGINAL**

0233



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 King

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

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

The said

Peter King

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

*one watch of the
value of eight dollars*

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

De Lancey Nicoll,
District Attorney