

0513

BOX:

360

FOLDER:

3384

DESCRIPTION:

Kelly, John

DATE:

07/16/89



3384

0514

This Indictment was found in 1889 -

The complainant cannot be found at 135
west 42^d the residence given by complainant
in 1889 - The people in the neighborhood
know nothing of the complainant

Shannon's affidavit. There is with these papers
a telegram dated June 15th the year not given
In that telegram complainant says he does
not wish to prosecute - under those circum-
stances, I ask that the defendant be discharged
on his own recognizance
May 31st - 93

G. L. B.
U. D. C.

JD 145

Counsel,
Filed
Plends,
16 July 1889

Grand Larceny
[Sections 628, 630, Penal Code].
degree.

THE PEOPLE

vs.

John Kelly

JOHN R. FELLOWS,

District Attorney.

Received June 9/93

A TRUE BILL.

May 31 1893

Foreman.

appeared in court

Shannon's affidavit

Witnesses:

By Stephen Dean

For my recogni-
- mandation order
made this
Indictment

May 31 1893
G. L. B.
U. D. C.

0515

Court of General Sessions.

1714

THE PEOPLE

John Kelly

vs.

City and County of New York, ss:

sworn, deposes and says: I reside at No. 217 Mulberry

Street, in the City of New York. I am a Subpoena server in the office of the District Attorney

of the City and County of New York. On the 25th day of May 1893

I called at

the alleged

the complainant herein, to serve him with the annexed subpoena, and was informed by

the tenants that no one of that name lived there, & knew nothing of him. I also called at 133, & was informed by the tenants, that they never knew anyone of that name living at No. 135 West 42nd St.

Sworn to before me, this

25th day
of May 1893

Thos. A. McGuire
County Clerk, N.Y.

Jos. H. Shannon
Subpoena Server.

Count of General Sessions.

THE PEOPLE, on the complaint of

vs.

John Kelly

Offense

DE LANCEY NICOLL,
District Attorney.

Affidavit of
J. W. Shannon
Subpoena Server.

FAILURE TO FIND WITNESS.

May 26/93

05 16

0517

District Attorney's Office.

PEOPLE

vs.

Sent to Kings
County & be tried
on a charge in
that county. Will
be sent back if
not convicted. Then
indictment found
in that county, a
bench warrant is
served with Kings
Co. Did not if present
not sent back H. H. Henry

0518

Please send me the Papers in the Case of

PEOPLE

vs.

John Kelly :

Grand Juror.

Prison

Sent to Brooklyn
on a warrant
from District Attorney

Ridgway

June 22/89

Gay

District Attorney.

0519

DIRECTIONS.

The Grand Jury Rooms are in the third story of large brown stone Building in Chambers Street, near Centre Street, adjoining the New Court House in the Park.

When you arrive at the witness room, hand this Subpoena to the officer or Clerk at the desk.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

SUBPOENA FOR A WITNESS TO ATTEND THE GRAND JURY OF THE COURT OF GENERAL SESSIONS.

In the Name of the People of the State of New York,

To *Edw. N. Robbins*

of No. *135 West 42* Street

YOU ARE COMMANDED to appear before the Grand Jury of County of New York, at the Grand Jury Room, in the third story of the Sessions Building, adjoining the New Court House in the City Hall Park, in the City of New York, on the *25th* day of *May* 189*3* at the hour of 10½ in the forenoon of the same day, as a witness in a criminal action prosecuted by the People of the State of New York, against

John Kelly
Dated at the City of New York, the first Monday of *May*
in the year of our Lord 189*3*

DE LANCEY NICOLL, District Attorney.

Ask to see Mr. Redfern
At 12 o'clock

0520

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation Stephen Dean
Police officer of No.

4th Precinct Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Edwin N. Robbins
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this 27

day of June 188 7

E. Hagan
Police Justice.

Stephen Dean

0521

Form No. 1.

THE WESTERN UNION TELEGRAPH COMPANY.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after sending the message.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

TEOS. T. ECKERT, General Manager.

NORVIN GREEN, President.

NUMBER	SENT BY	RECD BY	CHECK
160	To R B & O		

Received

1888-23477

Dated

To

Brookfield

Cornelius

Range

420 from Twenty

Ask District Attorney if I may be Excused

am out of State and very

inconvenient to attend before July first but

Wish Case prosecuted if it can be avoided. Write

me by Monday noon -

Winnabois

188

0522

Police Court— / — District.

Affidavit—Larceny.

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

Edwin N. Robbins

of No. 135 West 42nd Street, aged 39 years,

occupation Steenographer being duly sworn

deposes and says, that on the 3rd day of June 1887 at the City of New

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

Good and lawful money of the
United States of the value of
Seventy seven 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 John Kelly (now here) for the

reasons that on the evening of said
day the defendant was in deponent's
company and deponent has said
money in the pocket of the pantaloons
then worn on his person and part
of his bodily clothing. Deponent felt
a movement at said pocket and im-
mediately thereafter missed said money.
Deponent is informed by Stephen Dean
officer of the Fourth Precinct that he
Dean arrested the defendant and
found a roll of bills in the hand
of said defendant which amounted to
the sum of Seventy seven dollars.

(over)

Edwin N. Robbins

Sworn to before me, this

4

day

of June

1887

Police Justice.

0523

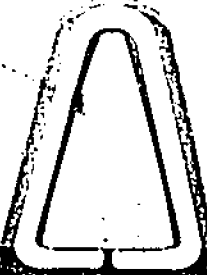
Edwin N. Robbins, being duly
sworn and examined by the
Court says - I am not over care-
ful of my money, I might have
dropped it and the defendant
may have picked it up.

I never to (sign) me this
7th day of June 1889

Edwin N. Robbins

E. Hagan

Police Justice



0524

Police Court

District.

Affidavit—Larceny.

City and County } ss.:
of New York,

Edwin N. Robbins

of No. 135 West 42nd Street, aged 39 years,
occupation Stereographer being duly sworndeposes and says, that on the 3rd day of June 1889 at the City of NewYork, in the County of New York, was feloniously taken, stolen and carried away from the possession and
person of deponent, in the night time, the following property, viz:Good and lawful money of the
United States of the value of
Seventy seven 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 John Kelly (now here) for thereasons that on the evening of said
day the defendant was in deponent's
company and deponent has said
money in the pocket of the pantaloons
then worn on his person and part
of his bodily clothing. Deponent felt
a movement at said pocket and im-
mediately thereafter missed said money
Deponent is informed by Stephen Dean
officer of the Fourth Precinct that he
Dean arrested the defendant and
found a roll of bills in the hand
of said defendant which amounted to
the sum of Seventy seven dollars

(over)

Edwin N. Robbins

Sworn to before me, this

day

188

Police Justice

0525

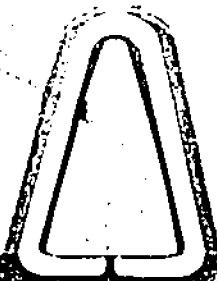
Edwin N. Robbins, being duly
sworn and examined by the
Court says - I am not over care-
ful of my money, I might have
dropped it and the dependant
may have picked it up.

Sworn to before me this }
7th day of June 1889 }

Edwin N. Robbins

E. Hagan

Police Justice



0526

Sec. 193—200.

CITY AND COUNTY } ss.
OF NEW YORK,

First District Police Court.

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.

47 Years

Question. Where were you born?

Answer.

Ireland

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

Answer.

35 Stanton Street; two days

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 of the charge
John Kelly
his
mark

Taken before me this

17 th

day of January 1889

Police Justice.

0527

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 June 7th 1889

Police Justice.

I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

Dated..... 188

Police Justice.

There being no sufficient cause to believe the within named.....

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

Dated..... 188

Police Justice.

0528

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

*aid. in motion of
defendant to James
J^d at 2 1/2 P. M.
\$1000. for cost.*

Police Court--- *849* *first* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edw. N. Robbins
35 W. 42

John Kelly

2.....

3.....

4.....

Dated *June 4th* 188*9*

Hogan Magistrate.

Dean Officer.

4th Precinct.

Witnesses.....

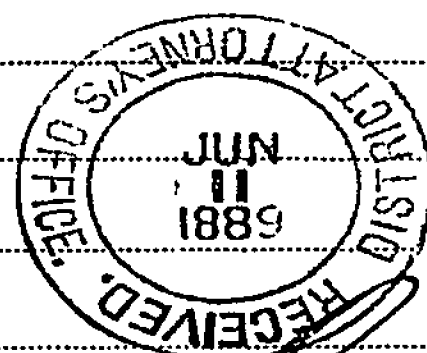
No. Street.

No. Street.

No. Street.

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

Comd



0529

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

THE GRAND JURY OF THE CITY AND COUNTY OF NEW YORK, by
this indictment, accuse *John Kelly*

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

The said *John Kelly*

late of the City of New York, in the County of New York aforesaid, on the *third*
day of *June*, in the year of our Lord one thousand eight hundred and
eighty-*nine*, at the City and County aforesaid, with force and arms, in the
month 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 *seventy seven*

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

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

dollars ; divers coins of a number, kind and denomination to the Grand Jury aforesaid
unknown, of the value of *seven dollars*.

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

JOHN R. FELLOWS, *District Attorney.*

0530

BOX:

360

FOLDER:

3384

DESCRIPTION:

Kennedy, David

DATE:

07/16/89



3384

Witnesses:

Henry Jenkins
24 W. 19th St.

Counsel,

Filed

Pleads,

THE PEOPLE

vs.

David Kennedy

JOHN R. FELLOWS,

District Attorney.

Grand Larceny Second degree.
[Sections 528, 531 — , Penal Code].

1889

A TRUE BILL.

July 10/89. Foreman.
J. H. C. G. G. G.
S. P. 2 1/2 yrs.

0531

0532

Police Court—

2

District.

Affidavit—Larceny.

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

Henry Berliner
 of No. 124 West 19th Street, aged 63 years,
 occupation Merchant being duly sworn
 deposes and says, that on the 5 day of July 1889 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property, viz:

Sample money of the
 United States to the amount and
 value of sixty dollars and forty
 cents. \$60.40

the property of Edmund Jenner and then
 in deponent's store care

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 Brown, now under
 commitment to await trial for larceny, and David Kennedy
 now here, and two others not arrested,
 all acting in concert. The said Kennedy
 was present at the time of the actual
 taking of said money by said Brown,
 and deponent charges that said Kennedy
 was acting in concert with said
 Brown for the reason that said Kennedy
 engaged the attention of clerks in
 said store by pretending to purchase
 goods at said time.

Henry Berliner.

Sworn to before me, this

of

1889

day

John A. Smith
Justice

0533

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

David Kennedy

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.

David Kennedy

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

N.Y.

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

Answer.

435 West St 1 year

Question. What is your business or profession?

Answer.

Cook

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 know nothing about it.

David Kennedy

Subscribed before me this

day of

188

John J. Quinn
Police Justice

0534

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.....

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

Dated *July 8* 188*5* *Salomon Blumenthal* Police Justice.

I have admitted the above-named.....

to bail to answer by the undertaking hereto annexed.

Dated..... 188*5*..... Police Justice.

There being no sufficient cause to believe the within named.....

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

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

0535

See Complaint against
Charles Brown 1006
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Henry Berliner
vs. 124 N. 19

David Kennedy

1. H. al.

2.

3.

4.

Offence
Larceny
Jury

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated July 8 1889

John D. Smith Magistrate.

John D. Smith Officer.

Preinct.

Witnesses Robert J. Hanson

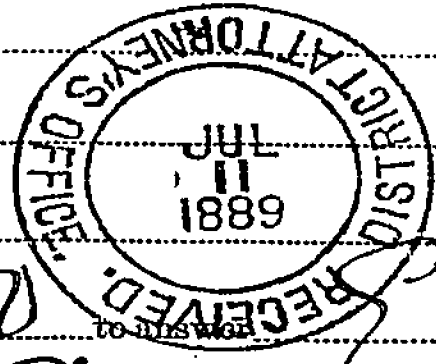
No. 317 S. 26 Street.

No. _____ Street.

No. _____ Street.

\$ 1000 RECEIVED.

Com. G. L. W.



0536

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

THE PEOPLE OF THE STATE OF NEW YORK,

against

David Kennedy

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

this indictment, accuse

David Kennedy

of the CRIME OF GRAND LARCENY IN THE *second* DEGREE,

committed as follows :

The said

David Kennedy

late of the City of New York, in the County of New York aforesaid, on the *fifth*
day of *July* in the year of our Lord one thousand eight hundred and
eighty-*nine*, 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 *ten dollars and*

forty cents

of the goods, chattels and personal property of one *Edward Jansen*
then and there being found,

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

JOHN R. FELLOWS, *District Attorney.*

0537

BOX:

360

FOLDER:

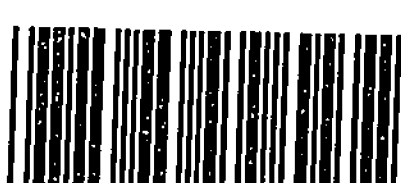
3384

DESCRIPTION:

Kessler, Moses

DATE:

07/18/89



3384

0538

BOX:

360

FOLDER:

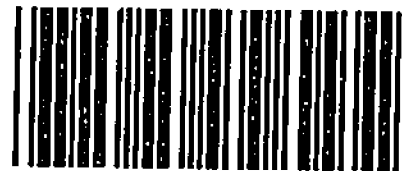
3384

DESCRIPTION:

Abrams, Abraham

DATE:

07/18/89



3384

Witnesses:

David Cohen
91 West 4th St.

Counsel,

Filed

18th day of July 1889

Pleads,

Obtaining

THE PEOPLE

vs. B

vs.

Moses Kessler

and

Abraham Abram

Aug 6/89

JOHN R. FELLOWS,

District Attorney.

Both plead P.L.

A True Bill.

Magd. Casey

Foreman.

City Prison, One
month each.

0539

0540

Police Court— District,

City and County } ss.:
of New York,David Cohen
of No. 91 Hester Street, aged 39 years,
occupation Merchant being duly sworn

deposes and says, that the premises No. 91 Hester Street, 10 Ward

in the City and County aforesaid the said being a 4 story tenement
house one store of which was
~~and which was~~ occupied by deponent as a shoe store
and in which there was at the time ^{no} human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking
a pane of glass in the
shop window of said
store
on the 13 day of July 188 in the night, and the
following property feloniously taken, stolen, and carried away, viz:Three shoes
of the value of four dollars
(\$4.)the property of David Cohen
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 byHoses Kessler and Abraham
Abrahams (both now here)for the reasons following, to wit: At ten minutes to
eleven o'clock on said night
and date deponent locked
bolted and effectually closed
said premises, at three o'clock
on said night and
date Officer Denis J. Brennan
of the Eleventh Precinct Police
brought said defendants committing

0541

around said premises and found said window broken and when the Defendants were arrested, each said the other did it, and the tags of said shoes were found in the pockets of all of said Defendants. Therefore Defendant now charges said Defendants with unlawfully attempting to enter said premises and taking, stealing and carrying away said property and prays that they be dealt with as the law directs.

Sworn to before me } David Cohen.
This 14th day of May 1889 }
J. J. Justice

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

Dated 1889 Police Justice.

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

Dated 1889 Police Justice.

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

Dated 1889 Police Justice.

Police Court, District.

THE PEOPLE, &c.,
on the complaint of

1. 2. 3. 4.

Offence—BURGLARY.

Dated 1889

Magistrate.

Officer.

Clerk.

Witness.

No. Street.

No. Street.

No. Street.

\$ to answer General Sessions.

0542

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation Policeman of No. _____

the 11th Precinct Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of David Cohn

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

Sworn to before me, this

day of July 14th 1889

Dennis J. Brennan

W. H. Duffy

Police Justice.

0543

Sec. 198-200.

CITY AND COUNTY }
OF NEW YORK, } ss.

3

District Police Court.

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

Question. What is your name?

Answer. *Moses Tessler*

Question. How old are you?

Answer. *13 Years*

Question. Where were you born?

Answer. *Russia Poland*

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

Answer. *607 Broadway St 5 Months*

Question. What is your business or profession?

Answer. *Photographer*

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*

Moses Tessler
mark

Taken before me this

day of

July 18 1908
Police Justice

0544

Sec. 193-200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Abraham Abrams 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. *Abraham Abrams*

Question. How old are you?

Answer. *11 Years*

Question. Where were you born?

Answer. *Russia Poland*

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

Answer. *55 Perry St 6 Months*

Question. What is your business or profession?

Answer. *Se gar Stripper*

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

do
Abraham Abrams
marks

Taken before me this

14

day of

July 1887
W. J. Justice

Police Justice.

0545

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

Defendants
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
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 *July 14* 188 *9* *W. H. Murphy* *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.*

0546

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by Raphael Sturwitz

Residence 44 E 10 Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court 1028 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

David Cohen
vs. 91-10 St.

1. Abraham Abram

2. Moses Hessel

3. _____

4. _____

Dated July 14 1889

Duffy Magistrate

Brennan Officer.

11 Precinct.

Witnesses J. Brennan

No. 11 Precinct Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. _____ Street.

0547

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Moses Kessler and
Abraham Abrams

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

Moses Kessler and
Abraham Abrams —

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

The said

Moses Kessler and
Abraham Abrams, both

late of the Tenth Ward of the City of New York, in the County of New York
aforesaid, on the thirteenth day of July in the year of our Lord one
thousand eight hundred and eighty-nine, with force and arms, in the

night — time of the same day, at the Ward, City and County aforesaid, the
dwelling house of one David Cohen — a certain building, to wit: store

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 David Cohen, in the
said store 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.

0548

SECOND COUNT—

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

Moses Kessler and Abraham Abrams

of the CRIME OF *Petit* LARCENY

, committed as follows:

The said

*Moses Kessler and
Abraham Abrams, both*

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

*three shoes of the value
of one dollar and fifty
Cents each*

of the goods, chattels, and personal property of one

store
in the ~~dwelling house~~ of the said

David Cohen
David Cohen
in store
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.

*John R. Fellows,
District Attorney.*

0549

BOX:

360

FOLDER:

3384

DESCRIPTION:

Kirk, Joseph

DATE:

07/19/89



3384

0550

Witnesses:

W. J. Lehman
79 W. 124th St.
Elizabeth Hubbard
79 W. 124th St.
Sophie Lednick
79 W. 124th St.

Counsel,

Filed

Day of

188

Pleads,

19 July 1889
C. J. Lehman

THE PEOPLE

vs.

Joseph Kirk

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

JOHN R. FELLOWS,

District Attorney.

Aug 16/89
Inds & acquitted.

A True Bill.

(H. J. Carey)

Foreman.

0551

Police Court—5—District.

Affidavit—Larceny.

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

Elizabeth Hubbard
 of No. 79 West 121st Street, aged 50 years,
 occupation Housekeeper being duly sworn
 deposes and says, that on the 10 day of July 1889 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the daytime, the following property, viz:

One (1) gold watch and gold chain
 of the value of one hundred dollars
 One (1) silver watch and gold chain of
 the value of Ten dollars and all of the
 value of One hundred and ten dollars \$110.00

the property of Deponent and in her care
 and custody,

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
 and carried away by Joseph Kirk (now heard from

the fact that said property was missing
 from deponent's apartments on the 5th floor
 of the apartment house No 79 West 121st St
 at about 12 o'clock M. on the aforesaid date
 deponent was informed by Nicola Loefergen
 the janitor of said premises that defendant
 applied to him for admittance to said premises
 and was by him refused at about 10.30 on
 said date and was also informed by Sophie
 Leidrich an occupant of said premises that
 she saw defendant in the hallway of the
 4th floor of said premises at about about
 10.30 AM of said date and defendant asked
 her "if the hall bedroom was a part of the
 4th floor flat" from the fact, no

Sworn to before me, this

day

Police Justice.

0552

other strange person was in the hall ways
of said premises on said date. deponent
~~charges~~ charges defendant with the larceny
of the property so feloniously taken stolen and
carried away.

Sworn to before me } Elizabeth H. Abbott
this 15th day of July 1889 }

A. J. White
Police Justice

0553

Sec. 198—200.

CITY AND COUNTY OF NEW YORK,

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty
Joseph Kirk

Taken before me this 1st day of

Police Justice.

0554

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 *July 15* 188*9*

[Signature] Police Justice.

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

Dated..... 188

[Signature] Police Justice.

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

Dated..... 188

[Signature] Police Justice.

0555

Police Court--- S- 1040 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Elizabeth Hubbard
vs. Joseph Russ

Offence Larceny

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated July 10 1889

Magistrate.

Officer.

Precinct.

Witnesses Nevel Loefgren

No. 79 West 12th Street.

737-2nd Ave. ~~Carroll~~ ~~bound~~

No. 79 West 12th Street.

No. 79 West 12th Street.

\$ 150.00 to answer

Mrs Van Cleave

1 King Street

in answer

79 West 12th

0556

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Joseph Kirk

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

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

The said

Joseph Kirk

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

*one watch of the value of
seventy dollars, one chain of
the value of thirty dollars,
one other watch of the value
of five dollars, and one
other chain of the value of
five dollars*

of the goods, chattels and personal property of one *Elizabeth Hubbard*

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

*John R. Fellows,
District Attorney.*

0557

BOX:

360

FOLDER:

3384

DESCRIPTION:

Kuhn, Sebastian

DATE:

07/18/89



3384

Witnesses:

Geo. Recine

No. 166

Counsel,
Filed
Pleads,

18 July 1889

THE PEOPLE

vs.

Sebastian Kuhn

for Prisoner

Burglary in the Third degree.
Section 498, Penal Code.

JOHN R. FELLOWS,

District Attorney.

A True Bill.

J. Lloyd Conway

July 18/89 Foreman.

Charles Ray 3dly.

SP 2 1/2 yrs.

0550

0559

Police Court—3rd District.City and County } ss.:
of New York, }

Max J. Breitenbach
 of No. 1533 Madison Avenue Street, aged 33 years,
 occupation Surgeon being duly sworn
 deposes and says, that the premises No. 61 Bowery Street, 10th Ward
 in the City and County aforesaid the said being a five story brick building
the ground floor & Basement of
and which was occupied by deponent as a Drugstore & warehouses
 and in which there was at the time a human being, by name Paul Sevrans

were **BURGLARIOUSLY** entered by means of forcibly entering an
inter door on the Basement by breaking or
cutting a pane of glass on the window leading
into a gangway connecting the same with
deponent's store & warehouses
 on the 7th day of July 1889 in the night time, and, the
 following property feloniously taken, stolen, and carried away, viz:

A quantity of Drugs & Chemicals
of the amount and value of about
five thousand 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 ^{attempted to be} taken, stolen and carried away by

Sebastian Kichu, (now here) & another
men, not arrested

for the reasons following, to wit: That on Saturday said premises
were properly closed by one of deponent's
employees, and deponent is informed
by Rocco Kichu who keeps a barbershop in the
Basement, next to the warehouse of deponent,
where said property is stored away, that
when he, said Rocco Kichu, came to open
his place of business he saw a box & coat
lying in the gangway between his place &

0560

Said Wareroven and also that the window aforesaid was broken, he, called ~~a~~ ^{and} ~~the~~ ^{an} officer George Hanson, from the 11th Precinct, who arrested the said Kerkow who was found in said premises and deponent charges the defendant for having feloniously with force & arms entered the said premises and attempted to take, steal & carry away the property aforesaid, in violation of the statute in such case made & provided.

Sworn to before
me this 8th day of July 1889
J. J. Duffy
Police Justice

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1889
Police Justice.
I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1889
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 1889
Police Justice.

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

0561

Sec. 198-200.

CITY AND COUNTY } ss.
OF NEW YORK,

God
District Police Court.

Sebastian Kuhn 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. *Sebastian Kuhn*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *110 E. 3rd Street, New York City*

Question. What is your business or profession?

Answer. *Spinning Machine*

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

Answer.

I am guilty

Sebastian Kuhn

Taken before me this

day of

July 1888
Police Justice.

0562

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

Dated *July 8th* 188 *9* *John D. Suffern* *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.*

0563

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court ¹⁰⁰² 19th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Mary J. Kreithbaum
Sebastian Kuchner

2 _____
3 _____
4 _____

Dated *July 8* 1889

Huffy Magistrate

Hansen Officer.

11 Precinct.

Witnesses *Roger Rechio*

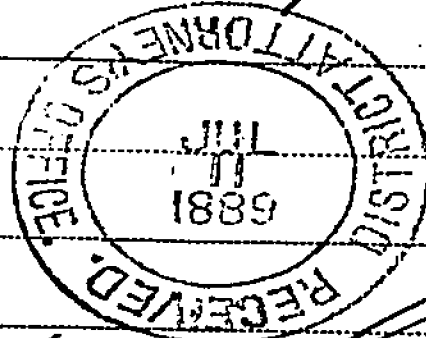
No. *61 Bowery* Street.

No. _____ Street.

No. _____ Street.

\$ *1000* to answer

Amey



0564

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Sebastian Kuhn

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

Sebastian Kuhn

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

The said

Sebastian Kuhn

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

Max J. Breitenbach

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

Max J. Breitenbach

in the said 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.

John R. Fellows
District Attorney