

0434

BOX:

264

FOLDER:

2539

DESCRIPTION:

Wagner, Frederick

DATE:

05/06/87



2539

POOR QUALITY
ORIGINAL

0435

Witnesses:

G. H. Young

Officer Jackson

John McCarthy

May 25, 1887. I have carefully examined the facts in this case and while it comes within the letter of the statutes in the circumstances and the previous character of the prisoner I think the ends of justice would be satisfied by the imposition of a moderate sentence.

Thos. Terry
President of the

Counsel,

Filed, 6 day of May 1887

Pleas, Guilty

THE PEOPLE

vs.
267

Fredrick Wagner

[Section

Penal Code]

RANDOLPH B. MARTINE,

22 May 1887 District Attorney.

pleads guilty

A True Bill.

G. G. H. W. Foreman.

24 same as

Return

POOR QUALITY
ORIGINAL

0436

First. District Police Court.

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

George H. Young an officer
of the New York Society for the Prevention of Cruelty to Children
of Number *100 East 23rd Street* being duly sworn,
deposes and says, that on the *Twenty eighth* day of *April* 1887, at the
City of New York, in the County of New York, *at No. 121 E. 12th Street*
in said City on *Frederick Wagner* (now present)
did unlawfully, and wilfully take, receive em-
ploy, harbor and use one *Alfred McCarthy*
(now present) being a female under the age of sixteen
years to wit: of the age of fifteen years, not being
her husband, for the purpose of sexual intercourse,
in violation of the statutes in such case made and
provided, and especially of section 282 of the
Penal Code of the State of New York as amended

Wherefore the complainant prays that the said

may be apprehended, arrested and dealt with according to law.

Sworn to before me, this

day of

29

April

1887

John J. Smith

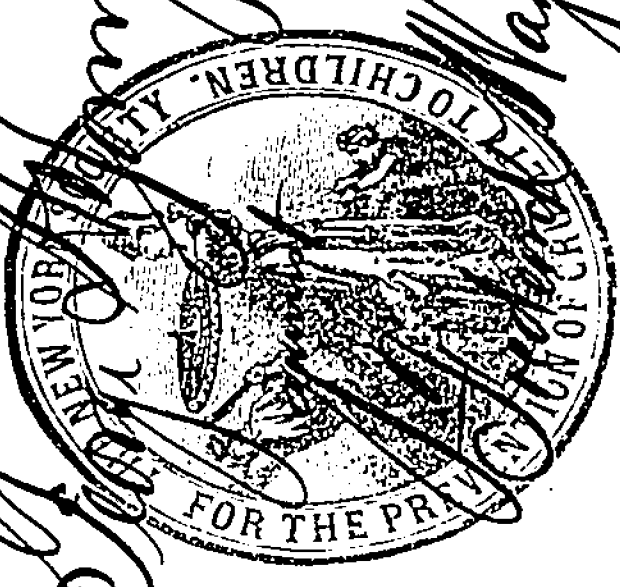
Police Justice

POOR QUALITY
ORIGINAL

0437

POLICE COURT DISTRICT.

THE PEOPLE, & CO.,
ON THE COMPLAINT OF
John J. Waples
John J. Waples
COURTESY TO CHILDREN.
John J. Waples



DATED April 29th 1887

Magistrate.

Clerk.

Officer.

Witnesses:

E. Galloway Jenkins, Supt.,
100 East 23rd Street

Disposition,

0438

POOR QUALITY
ORIGINAL

Sworn to before me, this
of April 1887 day
29
John J. O'Donnell
Justice

CITY AND COUNTY OF NEW YORK, ss. POLICE COURT, 13th DISTRICT.
Nellie W. Carthy
of No. 414 Cherry Street, aged 15 years,
occupation _____ being duly sworn deposes and says
that on the 28th day of April 1887

at the City of New York, in the County of New York,
at about the hour of eight o'clock P.M., deponent
met Frederick Wagner, on William Street near
Roe Street, who asked deponent to accompany
him to 2 1/2 Roosevelt Street in said City, for the
purpose of getting a glass of sarsaparilla, that
deponent, and said Wagner, then proceeded to said
house, and while there engaged rooms from
a woman in charge, & paid her 25 cts, & deponent
and said Wagner, ^{they} had sexual intercourse
~~with together~~ E. Nellie W. & Carthy

POOR QUALITY
ORIGINAL

0439

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK.

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

Question. What is your name?

Answer

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
Fred. Wagner

Taken before me this

2/2/18
John A. [Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0440

BAILED,
No. 1, by John Lynch
Residence 7th Ave
Street,
No. 2, by _____
Residence _____
Street,
No. 3, by _____
Residence _____
Street,
No. 4, by _____
Residence _____
Street,
Residence _____
Street,

Police Court, District, 635
THE PEOPLE, &c.,
ON THE COMPLAINT OF
George H. Clark
100 E. 25
Frederick W. Clark
100 E. 25
1 _____
2 _____
3 _____
4 _____
Offence Sec 202. Penal Code
Dated April 29 188
Smith Magistrate
Chalvey Officer,
Precinct,
Witnesses, Nellie Mc Carthy
No. 90 Street,
St. John's
No. 1414 Street,
Mc Carthy
No. _____ Street,
_____ to answer 44
Street,
Bailet

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

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

Dated April 29 188 Solomon Smith Police Justice.

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

Dated April 29 188 Solomon Smith 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

0441

District Attorney's Office.

Part One

PEOPLE

vs.

Fredrick Wagner

For trial

May 19/87

Subpoenas Issued

May 9—

p 156.

District Attorney's Office.

Part 2

PEOPLE

vs.

Fredrick Wagner

for trial May 25

Subpoenas Issued

May 19—

Quire notified

p 138

POOR QUALITY
ORIGINAL

0442

New York, May 25 1887

Hon Judge Cowing
Dear Son

is to testify that I have ^{this} known
Mr Frederick Wagner inti-
mately from his childhood
both as boy and man and
have found him an indus-
trious truthful and honest
person. I am now informed
that there is a charge of a ser-
ious nature pending against
him the same to be tried before
your Honor. I trust that in
the matter your Honor will
deal leniently with him and
restore him to his mother
whose maiden aid he is

Very Respectfully
Dennis Shea

POOR QUALITY
ORIGINAL

0443

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Fredinda Wagner

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

— *Fredinda Wagner* —

of the CRIME of

Abduction, —

committed as follows:

The said

Fredinda Wagner,

late of the ~~South~~ Ward of the City of New York, in the County of New York afore-
said, on the ~~twenty-first~~ day of *April*, in the year of our Lord
one thousand eight hundred and eighty-~~seven~~, at the Ward, City and County aforesaid,

*did feloniously take, receive, harbor,
employ and use one Nellie Mc
Carthy, who was then and there
a female under the age of sixteen
years, to wit: of the age of fifteen
years, for the purpose of sexual
intercourse, in the said Fredinda
Wagner not being then and there
the husband of her said
Nellie McCarthy, against the
form of the Statute in such case
made and provided, and against
the peace of the People of the State
of New York, and their dignity.*

Charles J. Bernhart

District Attorney.

0444

BOX:

264

FOLDER:

2539

DESCRIPTION:

Wagner, Leonhard

DATE:

05/13/87



2539

POOR QUALITY
ORIGINAL

0445

Witnesses:

Off Mc-Mahan

Counsel,

Filed

Pleads,

1887

day of May

13th

THE PEOPLE

vs.

Leonhard Wagner

Del 10 81

VIOLATION OF EXCISE LAW.
(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), page 1089, Sec. 5].

RANDOLPH B. MARTINEZ

James H. S.
Attorney

A True Bill.

John H. S.
Foreman.

June 8th 1887

WMS

POOR QUALITY
ORIGINAL

0446

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Seaward Wagner

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

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

The said

Seaward Wagner,

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

RANDOLPH B. MARTINE, District Attorney.

0447

BOX:

264

FOLDER:

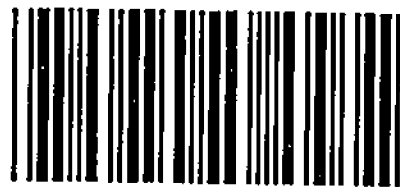
2539

DESCRIPTION:

Wagstaff, Richard

DATE:

05/13/87



2539

0448

BOX:

264

FOLDER:

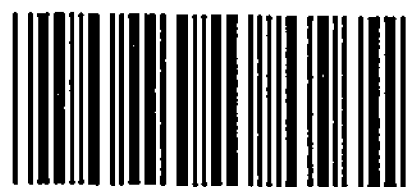
2539

DESCRIPTION:

Fagan, William

DATE:

05/13/87



2539

POOR QUALITY
ORIGINAL

0449

251

Witnesses:
J. J. Lynch
J. J. Lynch
J. J. Lynch
J. J. Lynch

Counsel, *13* day of *May* 188*8*
Filed,
Pleads,

THE PEOPLE
vs.
13 *to* *be* *indicted*
Richard Wagstaff
and
William Fagan

RANDOLPH B. MARTINE,
District Attorney.
Wagstaff & Fagan
James A. Lynch
A True Bill.
J. J. Lynch
Foreman
James A. Lynch
James A. Lynch

Grand Larceny, second degree
[Sections 528, 531, 550, Penal Code].
W. J. Lynch

POOR QUALITY
ORIGINAL

0450

General Seaman, Comr
The Police
William Fagan

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

100 EAST 23d STREET.

New York, May 11 1887

CASE NO. 29056. OFFICER O'Brien & Reeves
DATE OF ARREST May 11 1887
CHARGE Grand Larceny

AGE OF CHILD 3 years

RELIGION Catholic

FATHER Ellen

MOTHER Mary Fagan

RESIDENCE No 36 August Place

AN INVESTIGATION BY THE SOCIETY SHOWS THAT William Fagan does not attend school or work, nor never arrested before. Parents are husine of intemperate habits. Home is poorly furnished and filthy.

All which is respectfully submitted,

E. Lloros Secretary

To Dist. Attorney

POOR QUALITY
ORIGINAL

0451

Harriet Sedgwick
Grant

The People
for
William Fagan

PENAL CODE, §

Howard & Avery

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

0452

General Services Court
The People
vs
Richard Magstaff

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

100 EAST 23^d STREET.

New York, May 11, 1887

CASE NO. 29056 OFFICER O'Brien & Viccini.
DATE OF ARREST May 11, 87
CHARGE Grand Larceny.

AGE OF CHILD 13 years.

RELIGION Catholic.

FATHER Thomas G.

MOTHER step-mother does not know her name.

RESIDENCE 83 York Street Jersey City.

AN INVESTIGATION BY THE SOCIETY SHOWS THAT Richard
Magstaff does not attend school, formerly
employed as express business. The boys
parents reside in Jersey City and no
investigation made as to the same.

All which is respectfully submitted.

J. H. L. Sullivan
Supt

To Dist. Attorney.

POOR QUALITY
ORIGINAL

0453

General Sessions
Court.

The People

vs

Richard Wadsworth

Michael Laverne

PENAL CODE, §

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

0454

Police Court—2^d District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 76 King Street, aged 35 years,
occupation House - Keeper being duly sworn

deposes and says, that on the 10th day of May 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz :

One Cloak, Skirt and waist of the value of
Twenty Dollars, One Shawl of the value of
Two Dollars, One Skirt of the value of
One Dollar, One Dress of the value of
Three Dollars, One Waist of the value of
One Dollar, One Pair of Dress Goods of
the value of five Dollars and One pair
of Pants and one Vest of the value of four
Dollars all of the value of Forty six
Dollars (\$46⁰⁰)
the property of Deponent and of Maggie Butler
and in the care of and custody 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 Richard Nagstaff and William

Fagan (both now here) with the intent to
deprive the true owners of said property
from the fact that previous to the said
Larceny the said property was in deponent's
apartments in the aforesaid premises
and deponent is informed by James
Lynch that on the aforesaid day while
deponent was out of said premises
the said Nagstaff took and carried
away said property and then with
the assistance and connivance of said
Fagan, they together pawned the same
Deponent further says that said
Fagan handed deponent the annexed pawn

Subscribed before me, this 10th day of May 1887

Police Justice.

POOR QUALITY
ORIGINAL

0455

tickets and stated to deponent that the
said tickets represented the said property
so taken stolen and carried away and
then pawned.

Deponent therefore charges the
said Nagstaff and Fagan with having
committed the said larceny and
prays that they may be dealt with as
the law may direct.

Sworn to before me this } Attest Lyuch
11th day of May 1887 }

Wm M. Bishop
Police Justice

POOR QUALITY
ORIGINAL

0456

CITY AND COUNTY }
OF NEW YORK, } ss.

James Lynch
aged 10 years, occupation none of No.

76 King Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Alice Lynch
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

188

11 May 1887 James Lynch
Police Justice.

POOR QUALITY
ORIGINAL

0457

Sec. 198-200.

2^o

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK,

Richard Wagstaff 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. Richard Wagstaff

Question. How old are you?

Answer. 13 years

Question. Where were you born?

Answer. England

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

Answer. R3 York St. Jersey City N.J. 1 month

Question. What is your business or profession?

Answer. Express helper

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 took the things and pawned
them—

R Wagstaff

Taken before me this

11th

day of May 1888

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0458

Sec. 108-200.

26 District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

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

Question. What is your name?

Answer. William Fagan

Question. How old are you?

Answer. 13 years.

Question. Where were you born?

Answer. United States

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

Answer. 3 Congress Place, 7 years.

Question. What is your business or profession?

Answer. Working as bronzeing

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 did not take the articles from the house, but I pawned the pants, and the ticket was destroyed.

William Fagan

Taken before me this

11th

1887

Police Justice.

POOR QUALITY
ORIGINAL

0459

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court-- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Alice French

76 West 14th St.

1 Richard Wasstaff

2 William Fagan

4

3

Offence

Felony

Dated

May 11

1887

Henry Morrison Magistrate.

Officer.

Preinct.

Witnesses

James Reynolds

John G. Smith

No. 10-0

Street.

No. 307-1

to answer

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

Richard Wasstaff and William Fagan

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

Three 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 11 1887 Henry Morrison Police Justice.

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

Dated 1887 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 1887 Police Justice.

POOR QUALITY
ORIGINAL

0460

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Richard Waagstaff
and
William Tagger

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

Richard Waagstaff and *William Tagger*

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

The said

Richard Waagstaff and
William Tagger, both —

late of the First 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 eighty-~~seven~~, at the City and County aforesaid,
with force and arms,

one book of the value of twenty
five dollars, two shirts of the
value of one dollar each, two
pairs of the value of one dollar
each, one shirt of the value of
two dollars, one dress of the
value of three dollars, one piece
of dress goods of the value of
five dollars, one pair of trousers
of the value of three dollars, and
one vest of the value of one dollar,
of the goods, chattels and personal property of one *Alice Sigurd,*

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

**POOR QUALITY
ORIGINAL**

0461

SECOND COUNT—

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

- William Hagan -

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

The said *William Hagan,*

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, with force and arms,

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

of the goods, chattels and personal property of one *Alice Snyder,*

my one Richard Waapstall, and

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

Alice Snyder,

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

William Hagan

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.

RANDOLPH B. MARTINE,

District Attorney.

0462

BOX:

264

FOLDER:

2539

DESCRIPTION:

Walgering, Frank J.

DATE:

05/19/87



2539

POOR QUALITY
ORIGINAL

0463

425

Witnesses:

Wm. Wilson
W. P. W. Moore

Counsel, *Geo. H. Krach*
Filed, *19* day of *May* 188*7*
Pleads, *Not Guilty*

THE PEOPLE

vs.

Frank J. Walgering

MISDEMEANOR.

[Chap. 188, Laws of 1887, § 8, as amended by
Chap. 577, Laws of 1888, § 2 and 8; § 430, Penal
Code; Chap. 238, Laws of 1882, § 2;
Ibid., § 1; and Chap. 216, Ibid., § 12.]

RANDOLPH B. MARTINE,

District Attorney.

June 9/87
Wm. Wilson

A True Bill.

June \$100.
G. H. Krach

Foreman.

June 9th
H. P.

POOR QUALITY
ORIGINAL

0464

RUSSELL W. MOORE, A. M. M. Sc.
CHEMIST.

New York, *Mar 14* 188*7*

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, *#219 of New York Tech 7th 1887 61011 Avenue*
Received from *Mr B. F. Van Valkenburg* per *E. S. Wilson*
on *Tuesday March 8* 188*7*

THE SAMPLE CONTAINS:

WATER,	- - - -	<i>9.88%</i>
ANIMAL AND BUTTER FAT,	<i>87.93%</i>	
CURD,	- - - -	<i>1.34%</i>
SALT,	- - - -	<i>1.45%</i>

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	- - - -	<i>95.66%</i>
SOLUBLE " "	- - - -	<i>1.25%</i>
SPECIFIC GRAVITY OF THE FAT	- - - -	
AT 100° F.,	- - - -	<i>0.93%</i>
REICHERT FIGURE. C. C. $\frac{N}{10}$ Na OH.	- - - -	<i>16.9</i>

This sample is composed mainly of animal fat, and was not produced from unadulterated milk, or cream from the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter, the product of the dairy; and it is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same.

Respectfully yours,

Russell W. Moore

Mr B. F. Van Valkenburg

State of *New York*
City of *New York* } ss.
County of *New York*

On the *2d* day of *April* in the year
one thousand eight hundred and Eighty-seven before me personally came
Russell W. Moore to me known, and known to me to be the individual
described in, and who executed the foregoing instrument, and
acknowledged that he executed the same.

William J. Ferguson
Notary Public
N. Y. Co

Second District Police
Court of the City of New York

The People

vs
Frank Malgering

City of New York ss: Ferdinand
Wolenteng, City No. 610 11th Avenue, New York
City, being duly sworn says: That he is 11-
years old; That he knows the above named
Defendant; That he has been employed
by said Frank Malgering at No. 610
11th Avenue, New York City; as a Clerk in his
Apprecy Store on said premises; That
on the 8th day of March 1887, he was Clerk
at said Store, and at said Clerk for
said Malgering, he sold one half pound
of what he believed to be butter for
thirteen cents to one Edmund S. Wilson.
That at the time he sold said article, he
believed it to be butter, as he was told
by his Employer that it was butter
and to sell it as such; that he has since
learned it was not butter, but to be margarine.

W. J. Duffy
Police Justice

POOR QUALITY
ORIGINAL

0466

And further deponent hath not
sworn before me

This 31st day of March 1887

Hendrickson Rosenberg

P. W. Deffy
Police Justice

POOR QUALITY
ORIGINAL

0467

STATE OF NEW YORK,
City and County of New York. } ss:

Edmund S. Wilson of No. 350 Washington Street,
being duly sworn, says: That he resides at No. 153 1/2 1st Street
Street, in the City of New York, County and State of New York, is 30
years of age, and an expert appointed by Hon. JOSIAH K. BROWN, the New York Dairy Com-
missioner; That at the, times hereinafter mentioned one Frank
Walgreen was a Retail Grocery Dealer, and had his Grocery Store
in a room in No. 610 Elevanth Avenue Street, in the said City of New
York, and occupied and controlled such room; That on the 7th
day of March, 1887, deponent went into said

store and such room so occupied and controlled by
him, and said to Frank Walgreen, the agent and servant of said Walgreen, on said premises
buy some Butter; That the said Frank Walgreen in
response thereto then and there sold and delivered to deponent half pound of the manufactured substance hereinafter mentioned, for which he asked and deponent
then and there paid him thirteen cents per pound; That it was so sold
and delivered to deponent by said Roseberry's as
and for Butter, the product of the dairy; That thereafter and on March 8th

, 1886, deponent delivered a portion of such substance so sold to
him by said Roseberry to Russell
W. Moore, a Chemist of No. 4th Avenue and 4th
Street in said City of New York, and caused the same to be analyzed by such Chemist; That

the certificate thereof made by such Chemist is hereto annexed; That such substance so sold
and delivered to deponent by said Roseberry
was not Butter, the product of the dairy, and was not made from unadulterated milk or cream;
That it was a manufactured oleaginous substance not produced from milk or cream, and had been
made by mixing, compounding with and adding to natural milk, cream or Butter, some animal
fats or animal or vegetable oils; Not produced from milk or cream, so as to produce an article,
substance and human food in imitation and semblance of natural Butter; That the said substance
had been and was colored with some coloring matter whereby said substance was made to and did
resemble Butter the product of the dairy, and was so colored thereby in semblance of and to re-
semble natural Butter; That on said day of

1886, deponent in said
store and room occupied and controlled by him saw a quantity of such manufactured substance
offered for sale as and for Butter made from unadulterated milk or cream, with intent to sell the
same as and for Butter made from unadulterated milk or cream in the ordinary course of said
Grocery business.

Deponent charges that the said Frank Walgreen
against the peace and dignity of the people of the State of New York and the values in such
case made and provided, unlawfully, wilfully and knowingly so, had such manufactured substance
in his possession with intent to sell the same as and for Butter made from unadulterated milk or
cream, and so offered the same for sale with such intent, and so sold the said portion thereof to
this deponent as and for Butter the product of the dairy, and caused, procured, and suffered and permitted
the same to be so offered for sale and sold, and was thereby guilty of a misdemeanor.

Sworn to before me this 10th
day of April, 1887

Edmund S. Wilson

[Signature]
Justice

POOR QUALITY
ORIGINAL

0468

2nd District Police
Court of The City and
County of New York

THE PEOPLE, &c.

vs
Franz Walzereng

Affiant:

E. L. Wilson
350 Washington St

Witnesses:

J. R. Gray

Residence 350 Washington
Gerhard Rosenberg
610 Elworth Avenue
Residence 64 Third Avenue

Residence

POOR QUALITY
ORIGINAL

0469

Sec. 151.

Police Court Second 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 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 Edmund J. Wilton

of No. 350 Madison St Street, that on the 2nd day of March

1887 at the City of New York, in the County of New York, One Edward H. Matheering

aggravated No. 610 11th Avenue New York City, did suffer and

permit one Edward H. Matheering, his Agent and Servant

to sell and store on said premises to sell Oleomargarine

for butter against the Statute in such Cases made

and provided

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring him
forthwith before me, at the Second 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 2nd day of April 1887

POLICE JUSTICE.

Police Court Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edmund J. Wilton

vs

Edward H. Matheering

Warrant-General.

Edward H. Matheering

Dated April 2

1887

Edmund J. Wilton

Magistrate.

Edmund J. Wilton Officer.

The Defendant Frank P. Matheering

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

Edmund J. Wilton Officer.

Dated April 3

1887

This Warrant may be executed on Sunday or at
night.

Edmund J. Wilton
Police Justice.

REMARKS.

Time of Arrest, 2:30 A.M.

Naive of A.S.

Age, 22

Sex, Male

Complexion, Dark

Color, Dark

Profession, Specie

Married, No

Single, No

Read, No

Write, No

610 11th Avenue

POOR QUALITY
ORIGINAL

0470

Sec. 198-200.

Accond District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

Frank J. Walgering 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

Frank J. Walgering

Question. How old are you?

Answer

29 Years old

Question. Where were you born?

Answer.

New York

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

Answer.

610 11th Avenue, Fifteen Years

Question What is your business or profession?

Answer

Grocer

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

Answer.

I am not guilty - and

I demand a trial by Jury
Frank J. Walgering

Taken before me this
day of November 1888

[Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0471

BAILED
No. 1, by George Kracht
Residence 521 W. 41st Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court - 426 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Almond J. M. H. H.
John H. H. H. H.

Offence Selling Oleomargarine
for butter

Dated Nov 11 1887

Magistrate.

Officer.

Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

No. 100 Street.

TO ANSWER

Almond J. M. H. H.

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 _____

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

Dated April 3 188 7 Almond J. M. H. H. Police Justice.

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

Dated April 3 188 7 Almond J. M. H. H. 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**

0472

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Frank J. Walagrim

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

Frank J. Walagrim

(Chap. 183, Laws of
1885, § 8,
as amended by
Chap. 577, Laws of
1886, § 3.) of a Misdemeanor, committed as follows:

The said *Frank J. Walagrim*

late of the City of New York, in the County of New York aforesaid, on the *seventh*
day of *March*, in the year of our Lord one thousand eight hundred and
eighty-*seven*, at the City and County aforesaid, *one half pound*
of a certain oleaginous substance and compound, not made nor produced from milk or cream
(a more particular description of which said substance and compound, and of the ingredients and
matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and
cannot now be given), unlawfully did intentionally sell, and cause and procure to be sold to one
Edmund S. Wilson, as and for butter, the product of the dairy; against the
form of the statute in such case made and provided, and against the peace and dignity of the said
people.

SECOND COUNT: (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3).

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

Frank J. Walagrim

of a Misdemeanor, committed as follows:

The said *Frank J. Walagrim*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at
the City and County aforesaid, unlawfully did unintentionally sell and cause and procure to be sold
to one *Edmund S. Wilson, one half pound*

of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more
particular description of which said substance and compound, and of the ingredients and matters of
which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now
be given), as and for butter, the product of the dairy; against the form of the statute in such case
made and provided, and against the peace and dignity of the said people.

**POOR QUALITY
ORIGINAL**

0473

THIRD COUNT: (Chap. 246, Laws of 1882, § 1).

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

Frank J. Walaguna

of a Misdemeanor committed as follows:

The said

Frank J. Walaguna

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one

Edmund S. Wilson one half pound
of a certain substance, not being butter, and commonly called oleomargarine, and did then and there falsely represent the same to the said *Edmund S. Wilson*

to be butter; against the form of the statute in such case made and provided, and against the peace and dignity of said people.

FOURTH COUNT: (Section 480, Penal Code)

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

Frank J. Walaguna

of a Misdemeanor, committed as follows:

The said

Frank J. Walaguna

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one

Edmund S. Wilson
as an article of food, *one half pound* of a certain substance in imitation of a certain article of food, to wit: butter, without disclosing such imitation by a suitable and plainly visible mark or brand; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FIFTH COUNT: (Chap. 238, Laws of 1882, § 3.)

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

Frank J. Walaguna

of a Misdemeanor, committed as follows:

The said

Frank J. Walaguna

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain parcel containing *one half pound* of a certain article and substance in semblance of butter, not the legitimate product of the dairy,

**POOR QUALITY
ORIGINAL**

0474

and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of retail sales in parcels, to be sold from a tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint, in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law in such case, to deliver to the purchaser thereof, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line, unlawfully did then and there sell and cause and procure to be sold at retail, to one

Edmund S. Wilson —
from a certain *Edmund S. Wilson* which was not then and there stamped, branded or marked as aforesaid, and unlawfully did not then and there deliver therewith to the said

Edmund S. Wilson —
such purchaser as aforesaid, a label of the kind and description aforesaid, against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SIXTH COUNT: (Chap. 215, Laws 1882, § 2.)

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

Frank J. Walgreen —
of a Misdemeanor, committed as follows:

The said *Frank J. Walgreen* —

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Edmund S. Wilson, as he is known
of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SEVENTH COUNT: (Chap. 188, Laws of 1885, § 7, as amended by Chap. 577, Laws of 1886, § 2.)

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

Frank J. Walgreen —
of a Misdemeanor, committed as follows:

The said *Frank J. Walgreen* —

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

**POOR QUALITY
ORIGINAL**

0475

at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Edmund S. Wilson, one half pound

of a certain article, substance and compound in imitation and semblance of natural butter produced from pure, unadulterated milk, or cream of the same, the said article, substance and compound, so sold as aforesaid, being rendered, manufactured and produced out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article substance and compound not having been manufactured prior to, and not being in process of manufacture, on the first day of August, in the year of our Lord one thousand eight hundred and eighty six, (a more particular description of which said article, substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

EIGHTH COUNT: (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3.)

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

Frank J. Walgreen

of a Misdemeanor, committed as follows:

The said *Frank J. Walgreen*

late of the City and County aforesaid, afterwards, to wit: on the said *seventh* day of *March*, — in the year of our Lord one thousand eight hundred and eighty-*seven*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Edmund S. Wilson — one half pound*

of a certain compound product and manufacture made in whole from animal fats and animal and vegetable oils, not produced from unadulterated milk or cream, which said compound product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy (a more particular description of which said compound, product and manufacture, and of the fats and oils from which the same was so made as aforesaid, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

NINTH COUNT: (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3.)

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

Frank J. Walgreen

of a Misdemeanor, committed as follows:

The said *Frank J. Walgreen*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold to one

Edmund S. Wilson, one half pound

0476

BOX:

264

FOLDER:

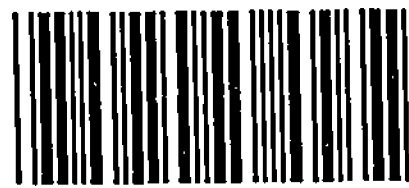
2539

DESCRIPTION:

Walsh, James

DATE:

05/11/87



2539

0477

BOX:

264

FOLDER:

2539

DESCRIPTION:

Walsh, Thomas F.

DATE:

05/11/87



2539

0478

BOX:

264

FOLDER:

2539

DESCRIPTION:

Foy, Alphonse

DATE:

05/11/87



2539

POOR QUALITY
ORIGINAL

0479

192

Counsel,
Filed 11 day of May 1887
Pleadings, Vol. 14.

THE PEOPLE

vs.

James Walsh
Thomas J. Walsh
Alphonse Fay

RANDOLPH B. MARTINE,
District Attorney.
all read &
Each City Prison
A True Bill. 10 days.

G. H. H. H.
Foreman

Witnesses:

Wm. R. Taylor
John Sang

Brought in the Third Degree.
Sections 498, 506, 528 and 5532.

0480

The People encl
James Q Taylor

100 EAST 23^D STREET.

New York, *May 7* 1887

RESIDENCE 41 Goerck Street

AN INVESTIGATION BY THE SOCIETY SHOWS THAT *boy* does not attend school, or work, & there is no record that he has ever been arrested before; parents are respectable,

All which is respectfully submitted,

is respectfully submitted,
P. Helms Jenkins
D.H.

To Dist Attorney

POOR QUALITY
ORIGINAL

0481

Court of
General Sessions

The People vs

against

Alphonse Foy

Aug 1891
PENAL CODE, N.Y.

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.

0402

The People ex rel
James R Taylor
against
James Walsh
his pleader

100 EAST 23^D STREET.

New York, May 7th 1887
OFFICER Lang. 12th Dist
1887

RESIDENCE *329 Stanton Street*

AN INVESTIGATION BY THE SOCIETY SHOWS THAT *boy does not attend school, or work, & there is no record, that he has ever been arrested before, his parents are said to be respectable.* _____

All which is respectfully submitted,

is respectfully submitted,
 P. H. Brown Secretary
 Supl

To Dist. Attorney

POOR QUALITY
ORIGINAL

0483

Court of
General Sessions

The People vs

against

James Walsh
et al.

Strongham
PENAL CODE, §

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

0484

Grand Jury Room.

PEOPLE

vs.

James Walsh et al

*James R Taylor
Jos Lake
Off Lang*

POOR QUALITY
ORIGINAL

0485

Police Court—3 District.

City and County } ss.:
of New York,

of No. 234 East 12 Street, aged 60 years,
occupation Physician being duly sworn

deposes and says, that the premises No. 68 Garnett Street, 13 Ward
in the City and County aforesaid the said being a four story brick
building
and which was occupied by deponent as a
and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking open
the shutter leading to the first
floor.

on the 5 day of May 1887 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

a quantity of leaden pipe, and Gas fixtures
of the value of twenty five 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

James Walsh, Thomas F Walsh
and Alfred Fog (all now living)

for the reasons following, to wit: deponent is informed
by Joseph Lake of No 322 Mulberry
Street, that he saw said James
Thomas carry away said property,
and that he caught said Fog
in the premises, and in the act
of breaking the leaden pipe from a
meater in said premises.

James R Taylor

James R Taylor
deponent
1887
James R Taylor

POOR QUALITY
ORIGINAL

0486

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 26 years, occupation Fire Patrol of No.

322 Mulberry 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 May 1884

J. H. M. Ford

Police Justice.

Joseph Lake

POOR QUALITY
ORIGINAL

0487

Sec. 198-200.

3^d District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

James Walsh 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. *James Walsh*

Question. How old are you?

Answer. *15 years*

Question. Where were you born?

Answer. *Jersey City*

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

Answer. *329 Stanton street 8 months*

Question. What is your business or profession?

Answer. *booster*

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

James Walsh

Taken before me this

day of *July* 188*8*

William J. [Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0488

Sec. 198-200.

3rd District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer.

Thomas F. Walsh

Question. How old are you?

Answer.

17 years

Question. Where were you born?

Answer.

South Brooklyn

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

Answer.

319 Stanton street Greenmouth

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 guilty

Thomas F. Walsh

Taken before me this

day of *Sept*

188

John J. [Signature]
Police Justice.

POOR QUALITY
ORIGINAL

0489

Sec. 198-200.

3rd District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Alphonse Foy 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.

Alphonse Foy

Question. How old are you?

Answer.

15 years

Question. Where were you born?

Answer.

Mobile Alabama

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

Answer.

41 Harrison Street one year

Question. What is your business or profession?

Answer.

Brewer

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

Alphonse Foy

Taken before me this

6

day of May

1887

John J. Smith

Police Justice.

POOR QUALITY
ORIGINAL

0490

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

Police Court--

3 662
District.

THE PEOPLE, &c.,

OF THE COMPLAINANT

Jack H. Thompson
234 W. 12th St.
1st & 2nd
offences - Forgery
4
Offence *Burglary*

Dated *May 6* 188*4*

John J. Davis Magistrate.

John J. Davis Officer.

12. Precinct.

Witnesses *each appear*

No. *1* Street.

Joseph L. Lusk

No. *352* Street.

Wm. E. E. E.

No. *500* Street.

to answer

Com

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, *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 6* 188*4* *John J. Davis* 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**

0491

MANUFACTURERS OF
NEW FLOUR
AND
SUGAR BARRELS
Half Barrels, Kegs, &c.
DEALERS IN
Second-Hand Barrels
OF
EVERY DESCRIPTION.

M. & E. CONNELLY,

Nos. 81, 83, 85 and 87 Mangin Street,
325 & 327 Rivington St., New York, and
76 Delevan Street, South Brooklyn.

Office, 87 MANGIN STREET,

Telephone Calls, { 537 Spring, N. Y.
842 Brooklyn.

New York, May 11 1887

*We know Mr. Michael Watson
to be a respectable, honest,
industrious man. He has
been in our employ for
several years*

M. Connelly

POOR QUALITY
ORIGINAL

0492

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Walsh, Thomas
S. Walsh & Adolphus Long

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

James Walsh, Thomas S. Walsh and
Adolphus Long —

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

The said James Walsh, Thomas S.

Walsh and Adolphus Long, all —

late of the Thirtieth Ward of the City of New York, in the County of
New York, aforesaid, on the 15th day of May, in the year of
our Lord one thousand eight hundred and eighty-seven, with force and arms, at the Ward,
City and County aforesaid, a certain building there situate, to wit: the building of one

James R. Taylor, —

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

James R. Taylor, —

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

POOR QUALITY
ORIGINAL

0493

SECOND COUNT—

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

James Walsh, Thomas S. Walsh and Augustine Long
of the CRIME OF *Petit* LARCENY, — committed as follows:

The said *James Walsh, Thomas S. Walsh*
and Augustine Long, 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 the said day, with force and arms,

one hundred pounds of lead pipe
of the value of ten cents each
round, and three gas fixtures
of the value of five dollars
each,

of the goods, chattels and personal property of one *James R. Sanford,*

in the *building* of the said *James R. Sanford, —*

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

Randolph B. B. B. B. B.

District Attorney.

0494

BOX:

264

FOLDER:

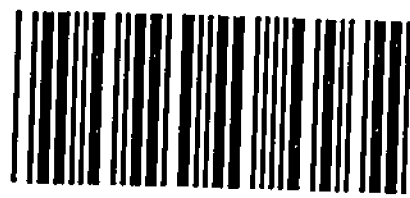
2539

DESCRIPTION:

Walsh, Thomas

DATE:

05/27/87



2539

0495

BOX:

264

FOLDER:

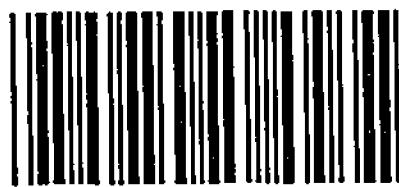
2539

DESCRIPTION:

Russell, John


DATE:

05/27/87



2539

0496



44 Jan 2 Mrs each 1/2
 1/2 Jan 2 Mrs each 1/2
 1/2 Jan 2 Mrs each 1/2
 1/2 Jan 2 Mrs each 1/2

POOR QUALITY
ORIGINAL

0497

Police Court—3 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

Daniel Lane

of No. House of Detention Street, aged 31 years,
occupation Bar tender being duly sworn

deposes and says, that on the 24 day of May 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of a person
of deponent, in the night time, the following property viz :

One cloth Coat and Vest of the value of
Twenty two dollars, one pair of Shoes
of the value of Five dollars, one satin
necktie of the value of Fifty cents all of
the value of Twenty seven dollars and
fifty cents

\$27⁵⁰/₁₀₀

the property of Deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Thomas Walsh and John Russell (now here)
Deponent is informed by Officer McCauley of the 7th
Precinct Police that he saw said defendants together
in Cherry Street at the of 9.15 P. M on said
date, and about thirty minutes thereafter
he found said property in their possession
of said Walsh and said Russell was
in his company at the time Wherefore
deponent charges said defendants with
feloniously taking stealing and carrying
away said property from the person of
the same being then and there worn by
him

Daniel Lane

Sworn to before me, this

25

day

1887

Police Justice.

POOR QUALITY
ORIGINAL

0498

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 30 years, occupation Police officer of No.

7th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Daniel Lane

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

Sworn to before me, this 25
day of May 1888

Sam'l C. Smith
Police Justice.

POOR QUALITY
ORIGINAL

0499

Sec. 198-200.

3

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Question. What is your name.

Answer. *Thomas Walsh*

Question. How old are you?

Answer. *23 years*

Question. Where were you born?

Answer. *New York*

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

Answer. *364 Madison St 12 years*

Question. What is your business or profession?

Answer. *None*

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

Answer.

I was drunk and did not know what I was doing

Thomas Walsh
to
Thomas Walsh
mark

Taken before me this

day of

1887

Police Justice.

POOR QUALITY
ORIGINAL

0500

Sec. 198-200.

3

District Police Court.

CITY (AND COUNTY) } ss.
OF NEW YORK, }

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

Question. What is your name.

Answer.

John Russell

Question. How old are you?

Answer.

19 years

Question. Where were you born?

Answer.

New York

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

Answer.

222 Cherry St - 7 years

Question. What is your business or profession?

Answer.

Drawer

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

Answer.

I have nothing to say I am not guilty

John Russell

Taken before me this

25

day of

May

188

Police Justice.

POOR QUALITY
ORIGINAL

0501

BAILED.

No. 1, by _____
Residence _____ Street _____

No. 2, by _____
Residence _____ Street _____

No. 3, by _____
Residence _____ Street _____

No. 4, by _____
Residence _____ Street _____

Police Court 3 District. *144*

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Daniel Jones
Thomas Malis
John Russell

Offence *Larceny from the Person*

Dated *May 25* 188 *7*

D. O. Reilly Magistrate
J. M. Gauley Officer

Witnesses *Officer*
James Lamont committed to the House of Detention on default of \$100. Street. *appear*

No. *151* Street. *187*

James M. Gauley District Attorney

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 *Fifty* 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 25* 188 *7* *Daniel O. Reilly* 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**

0502

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

The People of the State of New York, To the Sheriff, Deputy
Sheriffs, and Policemen of the City and County of New York,
Greeting :

We Command You, and each of you
That you attach and take the body of
Amie Lane
who stands charged before our Justices of
our Court of General Sessions of the Peace, in and for the said
City and County, with a Contempt, and him forthwith bring
before our said Justices, to be dealt with according to law.

Witness, Hon. *George F. Silsbee* Judge
of our said Court this *eight* day of *June*
in the year of our Lord, one thousand eight hundred and
eighty-seven.

BY THE COURT,

[Signature]
Clerk of Court.

**POOR QUALITY
ORIGINAL**

0503

New York General Sessions of the Peace.

THE PEOPLE
Of the State of New York,

against

Daniel Lane

Dated,

June 8. 1887

ATTACHMENT FOR A CONTEMPT.

*File ASD
in case of Thomas Wash
John Puffell, Pl. Bailly
June 10 87. ASD*

POOR QUALITY
ORIGINAL

0504

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 3 DISTRICT.

of the 7th Precinct Police Joseph McAuley
occupation Street, aged years
being duly sworn deposes and says
that on the day of 1887

at the City of New York, in the County of New York, Daniel Lane
the within named Complainant is a
necessary and material witness against
Thomas Walsh & John Russell who are
charged with a Felony.

Deponent says that said Lane
has no permanent place of abode
and asks that he give surety
for his appearance to testify

Joseph McAuley

Sworn to before me this
of May 1887 25 day

Samuel A. M. M. Police Justice.

POOR QUALITY
ORIGINAL

0505

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Thomas Walden
and John Russell

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

Thomas Walden and John Russell
of the CRIME OF GRAND LARCENY IN THE *First* DEGREE, committed
as follows:

The said *Thomas Walden and John
Russell, both* —

late of the City of New York, in the County of New York aforesaid, on the
Twenty-fourth day of *May*, — in the year of our Lord
one thousand eight hundred and eighty ~~seven~~, at the City and County aforesaid, in the
month time of the same day, with force and arms, *one coat of*
the value of seventeen dollars, one
vest of the value of four dollars,
one pair of shoes of the value
of five dollars, and one neck-tie
of the value of fifty cents,

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

POOR QUALITY
ORIGINAL

0506

SECOND COUNT—

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

Thomas Walsh and John Russell
of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Thomas Walsh and John Russell, both —*

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

*of the value of seventeen dollars, one
vest of the value of four dollars,
one pair of shoes of the value
of five dollars, and one neck tie
of the value of fifty cents,*

of the goods, chattels and personal property of one *Daniel Sane, —*

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

unlawfully and unjustly, did feloniously receive and have; the said *Thomas
Walsh and John Russell —*

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.

RANDOLPH B. MARTINE,
District Attorney.

0507

BOX:

264

FOLDER:

2539

DESCRIPTION:

Ward, John

DATE:

05/03/87



2539

POOR QUALITY
ORIGINAL

0508

26

Counsel, *[Signature]*
Filed, *3* day of *May* 188*7*
Pleads, *[Signature]*

Grand Larceny, *[Signature]* first degree
[Sections 628, 58 0, Penal Code]

THE PEOPLE

vs.

John Ward

RANDOLPH B. MARTINE,

District Attorney.

*In May 6/87
Fred Taggitt.*

A True Bill.

Glynn Foreman.

Witnesses:
Officer J. J. Bailey
Officer S. S. S. S.

POOR QUALITY
ORIGINAL

0509

Police Court— 2 District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of No. 120 Sullivan Street, aged 39 years,
occupation Limyng stable keeper being duly sworn

deposes and says, that on the 23 day of April 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz :

One live horse one set of leather
harness and one couple all of
the value of eight hundred dollars
(~~8~~ \$ 800.⁰⁰/₁₀₀)

the property of deponent

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by John Ward (now here)
from the fact that deponent is
informed by Henry Voepel that he
saw the said deponent feloniously
take steal and ~~carry~~ away the
aforesaid property from the corner of
Hudson & Christopher streets
Wherefore deponent prays the said
deponent may be held and dealt with
according to law.

James J. Bailey

Sworn to before me, this
of April 1887
at New York
Police Justice.

POOR QUALITY
ORIGINAL

0510

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 26 years, occupation Driver of No.

120 Sullivan Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of James J. Bailey

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

knowledge.

Sworn to before me, this 2^d }
day of April 188 } Henry Voelpel

Samuel C. Reilly
Police Justice.

POOR QUALITY
ORIGINAL

0511

Sec. 108-200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

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

Question. What is your name?

Answer.

John Ward

Question. How old are you?

Answer.

22 years old

Question. Where were you born?

Answer.

New York City

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

Answer.

729 Washington St. 8 years

Question. What is your business or profession?

Answer.

Truck 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 had no intention of stealing
this turntable. I was intoxicated at the
time and only took it to have a ride*

John J. Ward.

Taken before me this

day of

April

188*8*

Samuel J. McElroy
Police Justice.

POOR QUALITY
ORIGINAL

05 12

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

Police Court-- 2 District. 628

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James J. Dooly
John W. Ward

2 _____
3 _____
4 _____

Offence Larceny (Felony)

Dated April 22 1883

H. H. Wall Magistrate.

John E. Lawrence Officer.

Precinct.

Witnesses Henry Cooper

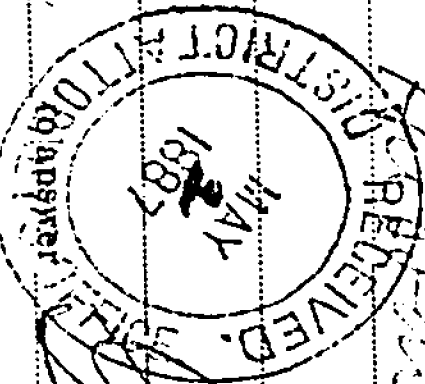
No. 120 Sullivan Street.

Thos M. Mackey

No. 515 Street.

No. _____ Street.

\$1500



Lawrence

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 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 22 1883 _____ Police Justice.

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

Dated _____ 1883 _____ 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 _____ 1883 _____ Police Justice.

POOR QUALITY
ORIGINAL

05 13

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 Ward

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

John Ward

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

The said

John Ward,

late of the First Ward 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 eighty-*seven*, at the City and County aforesaid,
with force and arms,

one horse of the value of
two hundred and seventy
five dollars, one set of harness
of the value of twenty five
dollars, and one vehicle of the
kind called carriages, of the value
of five hundred dollars.

of the goods, chattels and personal property of one

James F. O'Leary,

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.

Handwritten signature of District Attorney

District Attorney.

05 14

BOX:

264

FOLDER:

2539

DESCRIPTION:

Ward, Matthew

DATE:

05/18/87



2539

POOR QUALITY
ORIGINAL

05 15

X 387 A

Witnesses

J. J. Smalla

Off. Smith

Counsel,

H. H.

Filed

day of

188

Pleads

Ch. J. Smith

THE PEOPLE

vs.

36. 11/24

101
Ch. J. Smith

Mathew Ward

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

RANDOLPH B. MARTINE,

Pr. J. 11/24 District Attorney.

per. J. 11/24

A True Bill.

Gly. H. H. H.
Foreman.

S. P. 2 1/2 years.

N.Y. General Sessions

The People vs Matthew Ward Assault &c

City and County of New York ss }
J. Charles J. Kivilla
being duly sworn do depose and
say:

I am the complainant in
the above case and I reside
at 333-9th Ave. this City.

I have known the de-
fendant some time.

He is a married man,
the father of 4 children,
their mother being dead, the
oldest child is not over eleven
years of age.

On the evening of the
assault & at the time it was
committed, I was going to
bed & so was the defendant
we had words near his bed
room door, & the discussion
became so warm, that we were
about to fight, and whether he

has the knife in his hand or whether he took it out of his pocket I do not know but I was cut in the left leg -

I immediately struck him four or five blows in the face, and put my hand in his pocket & took the knife away from him without his offering any resistance.

We have been good friends for a long while past.

I went to work steady within two days after I was cut, and have been working right along ever since.

I have ascertained that his previous character has been the best, a hardworking, sober, industrious & hard working honest man.

In view of the fact that his children depend upon him for support, and in view of the fact that he has been now three weeks in jail, and the

POOR QUALITY
ORIGINAL

0518

circumstances under which
the cutting took place, together
with his previous good character
I earnestly beseech you, honor
to be as merciful to defendant
as the ends of justice will per-
mit, as I can confidently believe
it will be a lesson & warning
to the defendant.

I make this affidavit
voluntarily, and without any
inducement from the defendant
or his friends, as I was willing
to withdraw the complaint I

made
I swear to before me this }
1 day of June 1887 } Charles L. Kinsella
J. H. T. Moore
Commissioner of the Court
Circuit

N.Y. General Sessions

The People vs.

Matthew Ward

City and County of New York ss

I, John Murphy
being duly sworn according to law
do depose and say:

I am a carpenter and
builder, and have been in such
business 28 years in the City of
New York.

I reside at 237 East 78th
Street, this City.

I have known Matthew Ward
the defendant above named six-
teen years. Ever since the time he
came to this Country.

His wife died two years
ago, leaving four little children.

The defendant worked for
me as a carpenter for six years,
and I always found him to be
a respectable, honest, sober, quiet
hardworking and industrious man.

I know other people than

POOR QUALITY
ORIGINAL

0520

Know him and they all speak highly
of his character.

I will take the dependant
in my employ at once, as he is
a good & reliable workman.

Swan to be far see this
2 day of June 1883
Joseph Moss
Commissioner of Lands,
Wash D.C.

John M. M. M.

N.Y. General Sessions

The People }
v. }
Mathew Ward }

City and County of New York ss }
D. Nicholas J. Reville }
being duly sworn do depose and
say:

I reside at 35 Sutton Place
in the City of New York with my
wife and family.

I am a carpenter and stair
builder and carry on business at
No. 425 East 61st Street this City,
and I have been in that business
in the City of New York for the past ten years.

I have known the above named
defendant Mathew Ward for the
past ten or twelve years, and I
know a great many people that
know him.

He worked together at dif-
ferent times during that period
of time.

He was always a good, honest
sober, hardworking and peaceful

POOR QUALITY
ORIGINAL

0522

man, and every body that knows
him speak highly of his good
& peaceful character.

I never heard of his being
in any trouble before this present
case.

Sworn to before me this } Nicholas J. Reville
3rd day of June 1887 }
J. H. [unclear]
Commissioner of Deeds
N. Y. City

N.Y. General Sessions

The People }
v. } Assault &c
Mathew Waid }

City & County of New York ss }

I, Mathew Waid
being duly sworn according to
law do depose and say;

I am now 36 years of age,
was born in Ireland, and came
to this County when I was eighteen
years of age.

I was married in the
year 1875, and have four children
now living the oldest being 10
years of age, and the youngest
5, their mother having died
two years ago, leaving me the
only person to whom they look
for support and clothing.

I have worked for different
people in the City of New York
during the past 18 years as a
carpenter, among whom are James
Duffy, Henry Mahon, John Murphy,
and some others.

I have worked hard during the past ten years to support my family and myself and up to the time of the present trouble I have conducted and behaved myself as a peaceful, respectable, honest and hardworking citizen; never having been arrested before in my life, for any cause or crime whatsoever.

The affidavit of complainant explains fully the circumstances under which the knife was used. Excepting that I had the knife in my hand cutting a piece of wood when the quarrel ensued.

I earnestly and solemnly promise the Court that in the future I will never commit myself amenable to the law, as I will not commit ^{any crime} or violate any of the laws, and if the Court will be merciful and give me a chance to prove my sincerity and honesty over

POOR QUALITY
ORIGINAL

0525

thus its mercy unto the dead
to appreciate
Some before me this } Mr Ward
3 day of June 1877
Joseph T. Moore
Commissioner of the
City

POOR QUALITY
ORIGINAL

0526

Dear Mr. [unclear]

That Ward has been living
in the same house with me
for two years. I've had daily
intercourse with him and have
always found him an upright
and honest man. I have
loaned him on one occasion
when he thought his Boy was
dying, a considerable sum of money
which he promptly repaid me;
he is an excellent carpenter and
has a growing list of business
depending on his support.

Respectfully,
A. M. [unclear]

333 — [unclear]

**POOR QUALITY
ORIGINAL**

0527

T. J. DUFFY,
CARPENTER & BUILDER,
131 West 31st Street,
Bet. 6th and 7th Aves.

New York June 1st 1887.

This is to certify that the bearer
Matthew Ward was in my employ
for Two years. I always found him to
be a sober, industrious man and
not at all quarrelsome, in fact
he was a particularly quiet
man while in my employ—

Signed
Terence J. Duffy
per R.

POOR QUALITY
ORIGINAL

0528

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 leaving a copy thereof with

Sworn to before me, this

day of

18 }

N. D. General Sessions

The People ^{Plaintiff}

against

Matthew Ward

Defendant.

*Affidavits of
Good Character*

HOWE & HUMMEL,

Attorneys for Defendant.

87 & 89 CENTRE ST., New York City.

Due and timely service of cop of the within
hereby admitted
this day of 18

Attorney.

To _____

POOR QUALITY
ORIGINAL

0529

this is to certify that
Cous. Kunalloo, is
unable to appear
at present
W. H. Hoyt m. b.

POOR QUALITY
ORIGINAL

0530

Police Court— 2^d District.

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

of No. 333 Ninth Avenue Charles J. Kinsella Street, aged 23 years,
occupation Bar-tender being duly sworn

deposes and says, that on the 9th day of May 1887 at the City of New
York, in the County of New York,

he was violently and feloniously ASSAULTED and BEATEN by Matthew
Hard (nowhere) who cut and
stabbed deponent in the body with
a knife then and there held
in his Hard's hand and said
assault was committed

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

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

Sworn to before me, this 12 day
of May 1887.

Charles J. Kinsella
Police Justice.

POOR QUALITY
ORIGINAL

0531

District Attorney's Office.

Hert 2

PEOPLE

vs.
William Ward

for trial

June 1-

Subpoena taken by
Officer
p146

POOR QUALITY
ORIGINAL

0532

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Matthew Ward 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.

Matthew Ward

Question. How old are you?

Answer.

36 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

N^o 401 West 29 Street & about 1 year

Question. What is your business or profession?

Answer.

Carpenter

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

M Ward

Taken before me this

14

188

Police Justice.

POOR QUALITY
ORIGINAL

0533

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

POLICE COURT, 2 DISTRICT.

of No. James Smith Street, being duly sworn, deposes and says,

that on the 9th day of May 1887

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

Mathew Ward (now here) on
Complaint of Charles Kusler.
Charging him the said Ward with
having cut and stabbed him the said
Kusler in the left thigh with a knife
which he Ward then and there held
in his hand inflicting injuries from
the effects of which he Kusler
is now confined to his home and
unable to appear in court as shown
by the annexed doctors certificate

Subscribed before me this
1887

Police Justice

POOR QUALITY
ORIGINAL

0534

and dependent further says - the
said Kusler fully identified
Ward in dependent presence as the
man that had stabbed him.
Wherefore dependent prays the said
Mathew Ward may be held to answer
the result of said injuries

Sworn to before me
this 10th day of May 1887

James Smith

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Dated

Witness,

Disposition

AFFIDAVIT

Police Justice

1887

Magistrate

Officer.

POOR QUALITY
ORIGINAL

0535

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court-- 2 District. 717

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles P. Swella
333 10th Ave

Mathew Ward

2

3

4

Offence Assault
(Felony)

Dated

May 10th

188

Mathew Ward
Magistrate.

James Smith
Officer.

20
Precinct.

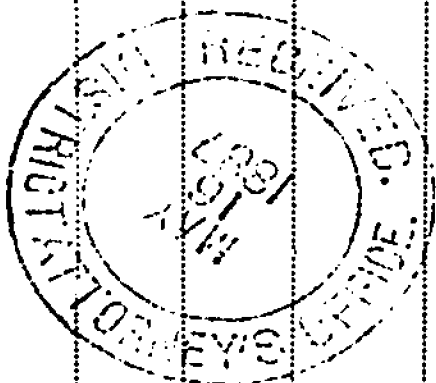
Witnesses

No.

Street.

No.

Street.



No.

Street.

to answer

comprised in the sum of
the sum of
(Orma)

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 12 188

Police Justice.

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

Dated 188

Police Justice.

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

Dated 188

Police Justice.

POOR QUALITY
ORIGINAL

0536

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

THE PEOPLE OF STATE OF NEW YORK,

against

Matthew Ward

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

Matthew Ward

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

The said

Matthew Ward,

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

ninth day of *May*, in the year of our Lord

one thousand eight hundred and eighty-~~seven~~, with force and arms, at the City and

County aforesaid, in and upon the body of one *Charles J. Kinsella,*

in the peace of the said People then and there being, feloniously did make an assault,

and *him* the said *Charles J. Kinsella,*

with a certain *knife* —

which the said *Matthew Ward,* —

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

with intent

him the said *Charles J. Kinsella,*

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

Matthew Ward

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

The said

Matthew Ward,

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 *Charles J. Kinsella,* —

in the peace of the said People then and there being, feloniously did wilfully and

wrongfully make another assault, and *him* the said

Charles J. Kinsella, —

with a certain *knife* —

which the said *Matthew Ward,* —

in *his* right hand then and there had and held, the same being an instrument and weapon likely to produce grievous bodily harm, then and there feloniously did wilfully and wrongfully cut, stab and wound, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

Handwritten signature of District Attorney

District Attorney.

0537

BOX:

264

FOLDER:

2539

DESCRIPTION:

Waterbury, Nathaniel

DATE:

05/19/87



2539

POOR QUALITY
ORIGINAL

0538

412

Counsel, W. J. G. G. G.
Filed 19 day of May 1887
Pleads, _____

Witnesses,
W. J. G. G. G.
W. J. G. G. G.

THE PEOPLE,
vs.
W. J. G. G. G.
Nathaniel Waterbury
MISDEMEANOR.
[Chap. 188, Laws of 1886, §§ 7 and 8, as amended
by Chap. 677, Laws of 1886, §§ 2 and 8; and
Chap. 216, Laws of 1882, § 2.]

RANDOLPH B. MARTINE,

Per May 23/87 District Attorney.

Yours truly,

A TRUE BILL

G. G. G. G.

Foreman.

The party having pleaded
guilty in an other indictment
at having paid a fine, in
this case I am suspended

POOR QUALITY
ORIGINAL

0539

OFFICIAL CHEMIST
— TO THE —
N. Y. MERCANTILE EXCHANGE.

Office and Laboratory
JOSEPH F. GEISLER, Ph. C.,

Analytical and Consulting Chemist,

N. Y. Mercantile Exchange Building.

New Series, No. 1766

New York, April 14th 1887

Certificate of Analysis

of a sealed sample of "BUTTER"
marked "No 1412, March 26" 1887 N Waterbury 115 Warren St. N. Y.
received from Mr. B. F. Van Valkenburgh, Analyst, State Dairy Com.
per Mr. J. R. Wheeler on March 28th 1887

This Sample contains
Animal and Butter Fat, - - - 86.75 %
Curd, - - - - - 7.8 %
Salt, [Ash] - - - - - 4.19 %
Water, at 100° C., - - - - 8.28 %
100.00 %

Analysis of the Fat present in the sample:
Soluble Fatty Acids, [on a dry basis] - 41 %
Insoluble " " " " - 94.57 %
Specific Gravity of the dry Fat, at 100° F., .9053
Titre,

This sample is composed mainly of Animal Fat and is not produced from unadulterated milk, or cream from the same. It contains coloring matter, whereby it is made to resemble butter—the product of the dairy, and is made in imitation and semblance of butter produced from unadulterated milk or cream from the same.

Very Respectfully,

J. F. Geisler.
Mr. B. F. Van Valkenburgh,
Assist. State Dairy Com.

State of New York
City of New York ss.
County of New York

On the fourteenth day of April in the year one thousand eight hundred
and eighty-seven before me personally came Joseph F. Geisler
to me known, and known to me to be the individual described in, and who executed the foregoing instrument, and he
acknowledged that he executed the same.

John Regan
Notary Public
in and for the City and County of New York

**POOR QUALITY
ORIGINAL**

0540

State of New York : ssx
City and County of New York :

Jedediah R. Wheeler of No. 350 Washington Street being duly sworn says; that he resides at No. ~~110~~ East 22d. Street in the City of New York, County and State of New York, is sixty two years of age and an expert appointed by Hon. Josiah K. Brown the New York Dairy Commissioner; That at the times hereinafter mentioned one Nathaniel Waterbury, was a wholesale dealer in oleomargarine and carried on said business and had a store or room for that purpose at No. 115 Warren Street in the City of New York and occupied and controlled such store or room

That on the 26th. day of March, 1887, deponent as such expert as aforesaid, and in pursuance of his duties as such, went into said Nathaniel Waterbury's store and such room so occupied and controlled by him and then and there took from a tub or package then in the possession of said Nathaniel Waterbury in his said store a sample of the manufactured substance hereinafter mentioned and carried the same away with him.

That thereafter and on the 28th. day of March, 1887, deponent delivered a portion of such substance so taken as aforesaid to Joseph F. Geisler a chemist of No 6 Harrison Street in the City of New York and caused the same to be analyzed by such chemist; that the certificate made by such chemist is hereto annexed; that such substance so taken by deponent from said Waterbury's said

**POOR QUALITY
ORIGINAL**

0541

store and room was not butter the product of the dairy and was not made from unadulterated milk or cream. That it was a manufactured oleaginous substance not produced from milk or cream and had been made by mixing, compounding with and adding to natural milk, cream or butter, some animal fats ^{or animal} or vegetable oils, not produced from milk or cream so as to produce an article, substance and human food in imitation and semblance of natural butter. That the said substance had been and was colored with some coloring matter, whereby said substance was made to and did resemble butter the product of the dairy and was so colored thereby in semblance of and to resemble natural butter.

That said Waterbury had such manufactured substance in his possession with intent to sell the same and kept and offered the same for sale in the ordinary course of his said business as a wholesale oleomargarine dealer.

That on said 26th. day of March 1887, deponent in said Waterbury's said store and room so occupied and controlled by him, saw a quantity of such manufactured substance, kept and offered for sale by said Waterbury in the ordinary course of his said business.

Deponent Charges that the said Nathaniel Waterbury against the peace and dignity of the people of the State of New York and the statutes in such case made and provided, unlawfully, willfully and knowingly so, had such manufactured substance in his possession with intent to

POOR QUALITY
ORIGINAL

0542

sell the same, and kept and offered the same for sale
and was thereby guilty of a misdemeanor.

Sworn to before me this : *Edw. R. Wheeler*
20th day of April, 1887. :

John W. Wood
.....
Police Justice.

POOR QUALITY
ORIGINAL

0543

STATE OF NEW YORK, }
City and County of New York. } ss:

..... of No. 350 Washington Street,
being duly sworn, says: That he resides at No.
Street, in the City of New York, County and State of New York, is
years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Com-
missioner; That at the times hereinafter mentioned one
..... was a Retail Grocery Dealer, and had his Grocery Store
in a room in No. Street, in the said City of New
York, and occupied and controlled such room; That on the
day of, 1886, deponent went into said
..... store and such room so occupied and controlled by
him, and said to that he wanted to
buy some Butter; That the said in
response thereto then and there sold and delivered to deponent
pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent
then and there paid him cents per pound; That it was so sold
and delivered to deponent by said as
and for Butter, the product of the dairy; That thereafter and on
....., 1886, deponent delivered a portion of such substance so sold to
him by said to

....., a Chemist of No.
Street in said City of New York, and caused the same to be analyzed by such Chemist; That
the certificate thereof made by such Chemist is hereto annexed; That such substance so sold
and delivered to deponent by said
was not Butter, the product of the dairy, and was not made from unadulterated milk or cream;
That it was a manufactured oleaginous substance not produced from milk or cream, and had been
made by mixing, compounding with and adding to natural milk, cream or Butter, some animal
fats or animal or vegetable oils; Not produced from milk or cream, so as to produce an article,
substance and human food in imitation and semblance of natural Butter; That the said substance
had been and was colored with some coloring matter whereby said substance was made to and did
resemble Butter the product of the dairy, and was so colored thereby in semblance of and to re-
semble natural Butter; That on said day of

....., 1886, deponent in said
store and room occupied and controlled by him saw a quantity of such manufactured substance
offered for sale as and for Butter made from unadulterated milk or cream, with intent to sell the
same as and for Butter made from unadulterated milk or cream in the ordinary course of said
..... Grocery business.

Deponent charges that the said
against the peace and dignity of the people of the State of New York and the statutes in such
case made and provided, unlawfully, wilfully and knowingly so, had such manufactured substance
in his possession with intent to sell the same as and for Butter made from unadulterated milk or
cream, and so offered the same for sale with such intent, and so sold the said portion thereof to
this deponent as and for Butter the product of the dairy, and caused, procured, and suffered the
same to be so offered for sale and sold, and was thereby guilty of a misdemeanor.

Sworn to before me this }
day of 1886. }

Jedediah R. Wheeler

Justice.

POOR QUALITY
ORIGINAL

0544

V Police Court
Court of 2d District

County of New York

THE PEOPLE, &c.

vs.
Nathaniel Waterbury

Affidavit:

Jedediah R. Wheeler
350 Washington St

Witnesses:

William H. Mearns

Residence 350 Washington St
Archibald D. Leland

Residence 350 Washington St
Joseph F. Keeler
Residence 6 Harrison St

C. D. O'Leary
Counsel
229 Broadway

POOR QUALITY
ORIGINAL

0545

Sec. 151.

Police Court 2d 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 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 Jedediah R. Wheeler of No. 350 Washington Street, that on the 26th day of March 1887 at the City of New York, in the County of New York, One Nathaniel Waterbury unlawfully had in his possession at the premises No. 115 Nassau Street in said City: with intent to sell the same, a certain manufactured substance known as Chloromargarine, made and colored in imitation and semblance of natural butter the product of the dairy, and unlawfully kept and offered the same for sale in violation of Chapter 577 of the Laws of 1886.

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring him forthwith before me, at the 2d 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 26th day of April 1887.

J. H. [Signature] POLICE JUSTICE.

Police Court 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Jedediah R. Wheeler
vs

Nathaniel Waterbury

Warrant-General.

Dated April 20 1887

J. Henry Ford Magistrate.

Ramond H. Campbell Officer.

The Defendant Nathaniel Waterbury taken, and brought before the Magistrate, to answer the within charge, pursuant to the command contained in this Warrant.

Ramond H. Campbell Officer.

Dated April 20 1887

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, 1:20 P.M.

Native of A.I.

Age, 32

Sex, Male

Complexion, _____

Color, White

Profession, Cutter Stone

Married, No

Single, _____

Read, No

Write, No

418 N. 20th St.

POOR QUALITY
ORIGINAL

0546

Sec. 193-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss

Nathaniel Waterbury being duly examined before the under-
signed, according to law, on the annexed charge; and being informed that it is h's 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's waiver cannot be used
against h' on the trial.

Question. What is your name?

Answer. Nathaniel Waterbury

Question. How old are you?

Answer. 59 years old

Question. Where were you born?

Answer. New York City

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

Answer. 418, W. 20th St. 3 years

Question. What is your business or profession?

Answer. dealer in ~~oleomargarine~~ Butter

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

Answer.

I am not guilty and
I demand a trial by Jury

Nathaniel Waterbury

I taken before me this

day of April 1884

J. J. J.
Police Justice.

POOR QUALITY
ORIGINAL

0547

BAILED
No. 1, by John W. Buchanan
Residence 1337 West 22 Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

W 5974
Police Court- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Ed. R. Walker

William W. W. W.

2 _____
3 _____
4 _____

Offence

Violation of

Dated April 20 1889

Frank Magistrate.

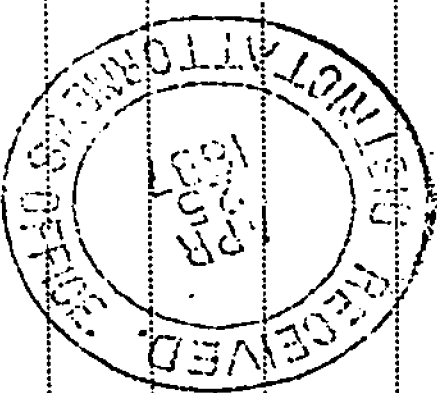
Campbell Officer.

Conrad Precinct.

Witnesses

No. _____ Street.

No. _____ Street.



No. _____ Street.

John W. Buchanan

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 20 1889 J. H. H. H. Police Justice.

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

Dated April 21 1889 J. H. H. H. 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

0548

Grand Jury Room.

PEOPLE

vs.

N. Waterbury

*W. Wheeler
J. G. Geisler
Chenest*

POOR QUALITY
ORIGINAL

0549

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

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

Nathaniel Waterbury
Defendant.

(Chap. 215, Laws
of 1882, § 2.)

The Grand Jury of the City and County of New York, by this indictment, accuse the above-named defendant of a Misdemeanor, committed as follows :

The said defendant, late of the City of New York, in the County of New York, aforesaid, on the *26th* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*seven*, at the City and County aforesaid, did unlawfully expose for sale and cause and procure to be exposed for sale, a large quantity, to wit : one hundred pounds, of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SECOND COUNT : (Chap. 183, Laws of 1885, § 7, as amended by Chap. 577, Laws of 1886, § 2.)

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows :

The said defendant, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully keep and offer for sale and cause and procure to be kept and offered for sale, a large quantity, to wit : one hundred pounds, of a certain article, substance and compound in imitation and semblance of natural butter produced from pure unadulterated milk, or cream of the same, the said article, substance and compound, so sold as aforesaid, being rendered, manufactured and produced out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not having been manufactured prior to, and not being in process of manufacture

**POOR QUALITY
ORIGINAL**

0550

on the first day of August, in the year of our Lord one thousand eight hundred and eighty six, (a more particular description of which said article; substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

THIRD COUNT, (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886 § 3,

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows:

The said defendant late of the City and County aforesaid, afterwards, to wit: on the said 26th day of March, in the year of our Lord one thousand eight hundred and eighty-nine, at the City and County aforesaid, did unlawfully have in his possession, a large quantity, to wit: one hundred pounds of a certain compound, product and manufacture made in whole from animal fats and animal and vegetable oils, not produced from unadulterated milk or cream, which said compound, product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy, with intent to sell the same; (a more particular description of which said compound, product or manufacture, and of the fats and oils from which the same was so made as aforesaid, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FOURTH COUNT: (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 8.

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows:

The said defendant, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully have in his possession, a large quantity, to wit: one hundred pounds of a certain compound, product and manufacture made in part from animal fats and vegetable oils not produced from unadulterated milk or cream, which said compound, product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy, with intent to sell the same; (a more particular description of which said compound, and of the ingredients thereof, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0551

BOX:

264

FOLDER:

2539

DESCRIPTION:

Waterbury, Nathaniel

DATE:

05/23/87



2539

POOR QUALITY ORIGINAL

0552

431.

Witnesses.

R. W. Moore

A. J. White

Counsel, *[Signature]*
Filed *22* day of *May* 188*7*
Pleads, _____

THE PEOPLE,

vs.

M. H. 20
41870

Nathaniel Waterbury

MISDEMEANOR.

[Chap. 183, Laws of 1885, §§ 7 and 8, as amended
by Chap. 577, Laws of 1886, §§ 2 and 8; and
Chap. 216, Laws of 1882, § 2.]

RANDOLPH B. MARTINE,

Dr May 24/87 District Attorney.

Yerads gues

A True BILL.

G. H. Martin Foreman.

*This party having
paid a fine. is another
Case Sen is suspended.*

POOR QUALITY
ORIGINAL

0553

RUSSELL W. MOORE, A. M. M. Sc.
CHEMIST.

New York, March 25th 1887

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

J. J. White
W. W. Weston

Marked #11298 N. Watubury 115 Warren St N. Y March 25th 1887
Received from Mr. B. F. Valkenburg per J. J. White
on Friday March 25th 1887.

THE SAMPLE CONTAINS:

WATER,	- - - -	_____ %
ANIMAL AND BUTTER FAT,	- - - -	_____ %
CURD,	- - - -	_____ %
SALT,	- - - -	_____ %

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	- - - -	_____ %
SOLUBLE " "	- - - -	15 %
SPECIFIC GRAVITY OF THE FAT	- - - -	_____ %
AT 100° F.,	- - - -	_____ %
REICHERT FIGURE. C. C. $\frac{N}{10}$ Na OH.	- - - -	69

This sample is composed mainly of animal fat, and was not produced from unadulterated milk, or cream from the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter, the product of the dairy; and it is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same.

Respectfully yours,

Russell W. Moore

Mr. B. F. Van Valkenburg
Asst. Dairy Comr

State of N.Y.
City of N.Y. SS.
County of N.Y.

On the 26th day of March in the year
one thousand eight hundred and Eighty seven before me personally came
Russell W. Moore to me known, and known to me to be the individual
described in, and who executed the foregoing instrument, and he
acknowledged that he executed the same.

E. J. Durbin's
NOTARY PUBLIC No. 70,
CITY & COUNTY OF NEW YORK.

POOR QUALITY
ORIGINAL

0554

STATE OF NEW YORK,
City and County of New York. } ss:

Samuel J. White of No. 350 Washington Street,
being duly sworn, says: That he resides at No. 36
~~Street, in the City of New York, County and State of New York,~~ is

years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Com-
missioner; That at the times hereinafter mentioned one Nathaniel Waterbury

was a Retail Grocery Dealer, and had his Grocery Store
in a room in No. 1157 Warren Street, in the said City of New
York, and occupied and controlled such room; That on the 25th

day of March, 1886, deponent went into said Nathaniel
Waterbury's store and such room so occupied and controlled by

him, and said to him that he wanted to
buy some Butter; That the said Nathaniel Waterbury in

response thereto then and there sold and delivered to deponent 50
pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent

then and there paid him 7 cents per pound; That it was so sold
and delivered to deponent by said Nathaniel Waterbury

and for Butter, the product of the dairy; That thereafter and on the same day

March, 1886, deponent delivered a portion of such substance so sold
him by said Nathaniel Waterbury to Russell

W. Moore, a Chemist of No. 4 "Acme Bldg" Street
Street in said City of New York, and caused the same to be analyzed by such Chemist; That

the certificate thereof made by such Chemist is hereto annexed; That such substance so sold
and delivered to deponent by said Nathaniel Waterbury

was not Butter, the product of the dairy, and was not made from unadulterated milk or cream;

That it was a manufactured oleaginous substance not produced from milk or cream, and had been
made by mixing, compounding with and adding to natural milk, cream or Butter, some animal

fats or animal or vegetable oils; ~~Not~~ produced from milk or cream, so as to produce an article,
substance and human food in imitation and semblance of natural Butter; That the said substance

had been and was colored with some coloring matter whereby said substance was made to and did
resemble Butter the product of the dairy, and was so colored thereby in semblance of and to re-
semble natural Butter; That on said 25th day of

March, 1886, deponent in said Nathaniel Waterbury's
store and room occupied and controlled by him saw a quantity of such manufactured substance

offered for sale as and for Butter made from unadulterated milk or cream, with intent to sell the
same as and for Butter made from unadulterated milk or cream in the ordinary course of said

Nathaniel Waterbury's Grocery business.

Deponent charges that the said Nathaniel Waterbury
against the peace and dignity of the people of the State of New York and the statutes in such

case made and provided, unlawfully, wilfully and knowingly so, had such manufactured substance
in his possession with intent to sell the same as and for Butter made from unadulterated milk or

cream, and so offered the same for sale with such intent, and so sold the said portion thereof to
this deponent as and for Butter the product of the dairy, and caused, procured, and suffered the

same to be so offered for sale and sold, and was thereby guilty of a misdemeanor.

Sworn to before me this 25th
day of March, 1886.

Solomon D. Smith

Justice.

POOR QUALITY
ORIGINAL

0555

Smith-Police
Court of
New York
County of

THE PEOPLE, &c.
Samuel J. White
Nathaniel Waterbury

Affidavit:
Samuel J. White
358 Washington Street

Witnesses:
William W. Carter
Residence *350 Washington Street*
Francis M. Moore
Residence *4th Avenue 149th Street*

Residence

POOR QUALITY
ORIGINAL

0556

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK, }

Nathaniel Waterbury 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.

Nathaniel Waterbury

Question. How old are you?

Answer.

39 years

Question. Where were you born?

Answer.

New York

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

Answer.

418 W 20th St. 3 years

Question. What is your business or profession?

Answer.

Dealer in Oleomargarine

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 if
held I demand a trial by
jury at the Court of General Sessions
Nathaniel Waterbury*

Taken before me this

188

Justice.

POOR QUALITY
ORIGINAL

0557

Sec. 151.

Police Court 1st 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 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 Samuel J. White
of No. 357 Washington Street, that on the 25 day of March
1887 at the City of New York, in the County of New York, on the premises
115 Warren Street one Nathaniel
Waterbury had in his possession with
intent to sell the same ten pounds of
Homemade not made from milk or cream but
made in imitation and resemblance of butter and
colored to resemble butter in violation of the
Chapter 215 of Laws of 1882, Chapter
183 of Laws of 1885 and Chapter 577 of
Laws of 1886

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring
forthwith before me, at the 1st 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 March 1887

Samuel J. White
POLICE JUSTICE.

Police Court 1st District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Samuel J. White

Nathaniel Waterbury

Warrant-General.

Dated March 25 1887

Smith Magistrate.

Parity Officer.

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

James Parity Officer.

Dated March 26 1887

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest, March 26/87

Nathaniel Waterbury

115 Warren Street

Native of MS

Age, 59 yrs

Sex, M

Complexion, fair

Color, W

Profession, Mechanic

Married, No

Single, Yes

Read, No

Write, No

POOR QUALITY
ORIGINAL

0558

BAILLED,
No. 1 by Marion Bonhuet
Residence 125 Warren St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court, District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1
2
3
4
Dated March 25 188

Magistrate.

Officer.

Precinct.

Witnesses

No. _____ Street.

No. _____ Street.

No. _____ Street.

TO ANSWER

Boyle

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 Three 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 26 188 Solomon Police Justice.

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

Dated March 26 188 Solomon 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

0559

Grand Jury Room.

PEOPLE

vs.

N. Waterbury

off. White

Chemist

R. W. Moore.

Grand Jury Room.

PEOPLE

vs.

Hos. Schiles.

a. H. H. Co.

H. C. Schaefer,

D. M. McKenzie

Wm. Kierman.

off. Metter

J. F. Geisler.

Chemist.

POOR QUALITY
ORIGINAL

0560

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

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

Nathaniel Waterbury
Defendant.

(Chap. 215, Laws of 1882, § 2.) The Grand Jury of the City and County of New York, by this indictment, accuse the above-named defendant of a Misdemeanor, committed as follows :

The said defendant, late of the City of New York, in the County of New York, aforesaid, on the *25th* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*seven*, at the City and County aforesaid, did unlawfully expose for sale and cause and procure to be exposed for sale, a large quantity, to wit: one hundred pounds, of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

SECOND COUNT : (Chap. 183, Laws of 1885, § 7, as amended by Chap. 577, Laws of 1886, § 2.)

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows :

The said defendant, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully keep and offer for sale and cause and procure to be kept and offered for sale, a large quantity, to wit: one hundred pounds, of a certain article, substance and compound in imitation and semblance of natural butter produced from pure unadulterated milk, or cream of the same, the said article, substance and compound, so sold as aforesaid, being rendered, manufactured and produced out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not having been manufactured prior to, and not being in process of manufacture

**POOR QUALITY
ORIGINAL**

0561

on the first day of August, in the year of our Lord one thousand eight hundred and eighty six, (a more particular description of which said article ; substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

THIRD COUNT, (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 3.

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows :

The said defendant late of the City and County aforesaid, afterwards, to wit: on the said 26th day of March, in the year of our Lord one thousand eight hundred and eighty; 1886, at the City and County aforesaid, did unlawfully have in his possession, a large quantity, to wit: one hundred pounds of a certain compound, product and manufacture made in whole from animal fats and animal and vegetable oils, not produced from unadulterated milk or cream, which said compound, product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy, with intent to sell the same; (a more particular description of which said compound, product or manufacture, and of the fats and oils from which the same was so made as aforesaid, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

FOURTH COUNT : (Chap. 183, Laws of 1885, § 8, as amended by Chap. 577, Laws of 1886, § 8.

And the Grand Jury aforesaid, by this indictment further accuse the said defendant of a Misdemeanor, committed as follows :

The said defendant, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully have in his possession, a large quantity, to wit: one hundred pounds of a certain compound, product and manufacture made in part from animal fats and vegetable oils not produced from unadulterated milk or cream, which said compound, product and manufacture had been before then, and was then and there colored with coloring matter, whereby the same did then and there resemble butter, the product of the dairy, with intent to sell the same; (a more particular description of which said compound, and of the ingredients thereof, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0562

BOX:

264

FOLDER:

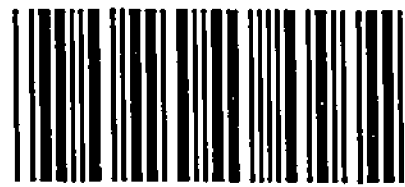
2539

DESCRIPTION:

Watkins, John

DATE:

05/13/87



2539

0563

278

Ansbacher
27 Chambers

Counsel, 13
Filed 13 day of May 1887
Pleads Not Guilty

Witnesses:
W. Hallahan

THE PEOPLE
vs.
John Watkins
Violation of Excise Law.
(Sunday).
[Ill. Rev. Stat., 17th Edition, page 1983 Sec. 21, and page 1989, Sec. 5].

RANDOLPH B. MARTINE,
District Attorney.

For Pardon
Ed. George
A True Bill. George

G. H. Aver

Foreman.
May 18/87
Spencer

POOR QUALITY
ORIGINAL

0564

The People of Court of General Sessions. Part I
John Watkins (Before Recorder Smyth. May 18. 1887.
Indictment for violation of the Excise law
Thomas W. Hallamane, sworn. I am
an officer of the 29th precinct. I recollect the 24th of
April last, which was Sunday. I went into 109 East
123rd street, which is a liquor store and lager
beer saloon. I went in the side door in the mid-
dle of the block; the side door leads into the hall-
way and there is a door from there into
the barroom. I went in a quarter to two o'clock.
I was in plain clothes; it is in Capt. Hooker's
precinct. I was proceeding under instructions
from the Capt. When I went into the saloon I
saw a number of glass bottles and an ice
box; the defendant was in the back room
when I went in and there was another
bar tender behind the bar. I bought a glass
of lager from the other bar tender first;
he drew it from a spigot that projected
from the ice box; then the defendant came
out and sold me another glass of lager five
or ten minutes afterwards. Some of the employ-
ees of the Railroad came in while I was
there and they bought lager, which was
drawn from the spigot. I did not drink the
two glasses of lager I bought, but I tasted
them and it was lager beer. I know what

POOR QUALITY
ORIGINAL

0565

lager beer is. I stayed there until I believe half past three; they were doing the business of an ordinary bar room selling to all customers. One bar tender went for the boss. He knew they were under arrest; they wanted me to wait till the boss came. I waited and he went bail for them.

Cross Examined. When I bought the first glass of beer I told the bar keeper I was a police officer. He said he was a married man and that there was another bar keeper in the place and if it made no difference to me would I take the other bar keeper. I said it did not make a particle of difference to me; every man who sold me a glass of beer would be under arrest; they both sold beer and I arrested one of them. I believe the defendant was at the usual when I bought the first glass of beer. They were conversing in the back ground. I stood at the bar not within hearing; the conversation was carried on in a low tone of voice. I tasted the beer which the defendant sold me and I know it was lager beer. The place was not all darkened up, the shades were partly down; there was no shutters on the outside door, which was closed.

POOR QUALITY
ORIGINAL

0566

John Watkins sworn in his own behalf testified. I was working at the premises 109 West 125th St. on the 24th of April last. I was working over at 45 West 125th St. and the boss asked me to go over and relieve this man (the other barkeeper) while he went to get his dinner. I had my dinner and went over there. I went into the water closet and Joe came and said, "Hurry up and get Louis," who was the manager. He said to come over here, "a friend of mine has given me dead away." I said, "What do you mean? I thought he was fooling, after which he said, 'No, it is really so, hurry up.'" So I got myself ready. Then I came out. Joe, the other barkeeper said, "John, this man (the officer) says if you sell him another glass of beer, he will take you instead of me. I am sick, you know I have been up all night, and I think you can fix it." Then I went in and poured myself out a glass of ginger ale; the lager beer was pretty low in the keg. While Joe was talking to the officer, he had his back to the bar and I put the glass of ginger ale on the bar and he put it to his lips. I asked him to wait till Louis came to get somebody to bail me out.

POOR QUALITY
ORIGINAL

0567

The officer took two glasses of Sarsaparilla with me - afterwards and made himself sociable. When Louis came he took me away instead of the other man. I am sure it was ginger ale and not lager beer I gave the officer. Cross Examined. I did not sell any lager that day. Joe told me he sold a glass of beer to the officer. I did not see several people in there. George Scobie is the name of the man who keeps the place.

Joseph Rosomassal sworn. I was a bar tender at 109 One Hundred and Twenty fifth St. on the 24th of April; the officer came in in citizens clothes. I sold him a glass of lager beer, I saw him before when I was working at the bar in 125th St. and Third Avenue. I told him who I was and he said he was sorry, that he would let me off in place of the other man. I saw Watkins give the officer something, but I don't know what it was. I think he got it out of the box. I saw the officer drink out of the glass and then put it on the counter. The lager beer barrel was tapped the night before.

Thos. Ballanan recalled. I know it was not ginger ale that the defendant sold me. I drink ginger ale every day. I never drink lager, it is like medicine to me.
The jury rendered a verdict of guilty.

POOR QUALITY
ORIGINAL

0568

Testimony in the
case of
John Watkins

filed
May
1867

POOR QUALITY
ORIGINAL

0569

Excise Violation-Selling on Sunday.

POLICE COURT- 5 DISTRICT.

City and County { ss.
of New York, }

Thomas H. Hallanan
of No. the 29th Precinct Police Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 24 day

of April 1887, in the City of New York, in the County of New York, at

premises No. 199. Cyst 125th Street,

John Watkins (now here)

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

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

Sworn to before me, this 24 day } Thomas H. Hallanan
of April 1887 }

John P. Watson Police Justice.

POOR QUALITY
ORIGINAL

0570

Sec. 125-300.

CITY AND COUNTY
OF NEW YORK.

District Police Court.

John Watkins 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

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 of the
charge and demand a trial
by jury -*

John Watkins.

Taken before me this

day of *March* 188*7*

Edw. J. McCann Police Justice.

POOR QUALITY
ORIGINAL

0571

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

EXCISE
Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James J. Stillman
John Watkins

2
3
4

Offence Violation
of Liquor Law

Dated

188

Magistrate.

Officer.

Witnesses

No.

No.

No.

No.

No.

No.

to answer

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

Street.

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

John Watkins

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of

one Hundred Dollars, and be committed to the Warden and Keeper of

the City Prison of the City of New York, until he give such bail.

Dated April 24 188 James J. Stillman Police Justice.

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

Dated April 25 188 James J. Stillman 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**

0572

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 Wathenig

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

John Wathenig —

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

The said

John Wathenig

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
24th day of *April*, in the year of our Lord one thousand
eight hundred and eighty-*seven*, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with force and arms,
certain intoxicating liquors and certain wines, to wit : One gill of wine, one gill of brandy, one
gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill
of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain
intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

Thomas W. Hallahan, and to

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

SECOND COUNT:

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

John Wathenig —

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

The said

John Wathenig

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, the same being the first day of the week

**POOR QUALITY
ORIGINAL**

0573

commonly called and known as Sunday, with force and arms, certain intoxicating liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did give away as a beverage to

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

THIRD COUNT:

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

John W. Martine —

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

The said

John W. Martine —

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number

109 East 125th Street —

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,
District Attorney.