

0096

BOX:

253

FOLDER:

2449

DESCRIPTION:

Landre, Ernst

DATE:

03/16/87



2449

1112  
R. Gordon

Counsel,  
Filed 16 day of March 1887  
Pleads, *Chapman*

THE PEOPLE

vs.  
*Ernest Sandre*

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by Chap. 577, Laws of 1886, §§ 2 and 3; § 480, Penal Code; Chap. 238, Laws of 1882, § 2; Ibid., § 1; and Chap. 216, Ibid., § 2.]

RANDOLPH B. MARTINE,  
District Attorney.

Part III April 1887  
*Pleads Guilty*

A True Bill.

*Wm. Daph* Foreman.  
*True H. D. D.*

Witnesses:

0098

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

Charles Sears, of No. 350 Washington Street, being duly sworn, says: That he resides at No. 58 Montgomery Street, in the City of New York, County and State of New York, is 38 years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Commissioner; That at the times hereinafter mentioned one Ernest Landre was a Retail Grocery Dealer, and had his Grocery Store in a room in No. 369 Greenwich Street, in the said City of New York, and occupied and controlled such room; That on the 25<sup>th</sup> day of September, 1886, deponent went into said Ernest Landre's store and such room so occupied and controlled by him, and said to Ernest Landre that he wanted to buy some Butter; That the said Ernest Landre in response thereto then and there sold and delivered to deponent one half pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent then and there paid him ten cents ~~per pound~~; That it was so sold and delivered to deponent by said Ernest Landre as and for Butter, the product of the dairy; That thereafter and on September 25<sup>th</sup>, 1886, deponent delivered a portion of such substance so sold to him by said Ernest Landre to Edward G. Love, a Chemist of No. 122 Bowery 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 Ernest Landre 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 on said 25<sup>th</sup> day of September, 1886, deponent in said Ernest Landre'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 Ernest Landre's Grocery business.

Deponent charges that the said Ernest Landre 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 25<sup>th</sup> day of September, 1886.

Charles Sears  
Justice.



Ind of Dist Office

Court of

New York

County of

THE PEOPLE & C.

Charles J. Sears

Bernest Landre

Affidavit:

Charles J. Sears

Ed Washington

Witnesses:

A. A. Clark

Residence Ed Washington

E. C. Love

Residence 122 Broadway

Residence



0100

E. G. LOVE, PH. D.,  
Analytical and Consulting Chemist,  
122 BOWERY,

New York, Sept. 30<sup>th</sup> 1886

# CERTIFICATE OF ANALYSIS.

## SAMPLE OF BUTTER.

Marked, B. 964; No. 369 Greenwich St. N.Y. Sept. 25<sup>th</sup> 86  
Received from B. F. Van Valkenburgh per Chas. Deane  
on Sept. 25<sup>th</sup> 1886.

### THE SAMPLE CONTAINS:

|                        |   |   |   |        |
|------------------------|---|---|---|--------|
| WATER,                 | - | - | - | 10.54% |
| ANIMAL AND BUTTER FAT, | - | - | - | 86.46% |
| CURD,                  | - | - | - | 9.69%  |
| SALT,                  | - | - | - | 2.31%  |

### ANALYSIS OF THE FAT:

|                             |   |        |
|-----------------------------|---|--------|
| INSOLUBLE FATTY ACIDS,      | - | 9.344% |
| SOLUBLE " "                 | - | 1.28%  |
| SPECIFIC GRAVITY OF THE FAT |   |        |
| AT 100° F.,                 | - | 0.9054 |

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,

E. G. Love, Ph. D.

Mr. B. F. Van Valkenburgh

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

On the first day of October in the year  
one thousand eight hundred and eighty-six  
E. G. Love 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.

Joseph H. Moore

0101

(No 1)

N.Y.C.

No. 964 B.  
Sept 30<sup>th</sup> 16

0102

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss.

*Ernest Landre* 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. *Ernest Landre*

Question. How old are you?

Answer. *44 years of age*

Question. Where were you born?

Answer, *Germany*

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

Answer. *369 Greenwich St. 6 years.*

Question. What is your business or profession?

Answer, *Graver*

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

Answer. *I am not guilty.*

*I demand a trial by Jury.*  
*Ernest Landre*

Taken before me this

*24<sup>th</sup>*

day of *November* 188*8*

*W. J. Brennan*

Police Justice.



0103

Sec. 151.

Police Court 2nd 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 Charles Sears

of No. 357 Washington Street, that on the 25<sup>th</sup> day of September  
 1886 at the City of New York, in the County of New York, on the premises 369

Greenwich Street near Rensselaer  
Pierre did sell as and for butter  
which Charles Sears one half pound of  
oleomargarine made in imitation and resemblance  
of butter by mixing animal fats with  
butter milk or cream 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  
 forthwith before me, at the 2nd 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 23<sup>rd</sup> day of November 1886

W. H. Patterson POLICE JUSTICE.

0104

369 Greenwich  
Police Court ..... District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Charles Sears*

vs

*Ernest Landre*

Warrant-General.

Dated *November 23* 1886

*Fatterson* Magistrate.

*Campbell* Officer.

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

*Ronald McArthur Campbell* Secy.

Dated *November 24* 1886

This Warrant may be executed on Sunday or at  
night.

Police Justice.

REMARKS.

Time of Arrest, *10 05 A.M.*

Native of *Germany*

Age, *44*

Sex, *Male*

Complexion, *Fair*

Color, *White*

Profession, *Grocer*

Married, *Yes*

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

Read, *Yes*

Write, *Yes*

*369 Greenwich St*



0105

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.....

Ernest Landre  
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 Nov. 24<sup>th</sup> 1886 J. M. Patterson Police Justice.

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

Dated Nov 24 1886 J. M. Patterson 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.



0106

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles Sears  
vs.  
Ernest Landre

Offence Adulteration  
of 1760

Dated

November 24 1886

Patterson Magistrate.

Campbell Officer.

Corbett Precinct.

Witnesses A. W. Clarke

No. 35 Washington Street.

No. 121 Street.

No. 200 Street.

No. 200 to answer

Bailed

COURT OF GENERAL SESSION, PART THREE.

# The People

**vs.**

Earnest Landre

Upon reading the affidavit of Robert Godson Esq. sworn to on the first day of April 1887 and upon all the papers and proceedings in this action it is hereby

ORDERED, that a commission be issued in this action  
to *George R. Davis Esq, 47. Montgomery*  
*Street Jersey City New Jersey*  
and that the people be permitted

port of the indictment in this action. It is further

O R D E R E D, that the trial of the Indictment in this action ~~has~~ be stayed for the period of twenty days or until the return of this commission.

Dated New York ~~NY~~ April 12<sup>th</sup> 1887

Wm. H. Giddens  
Judge Court House

0.108

Court of General Sessions, Part Three.

The People  
vs

Earnest Landre.

City and County of New York s.s.

Robert Godson being duly sworn says: that he is the attorney in this action for said defendant; that the nature of the crime charged is for selling a composition in imitation but not butter for butter under the statutes of the State of New York.

Second: The state of Proceedings in the action is that an Indictment has been found against said defendant for said act as a misdemeanor and that the defendant has plead Not Guilty thereto.

THIRD: The names of the Witnesses for defendant herein are Charles Germann residing at 69 1st. St. Hoboken State of New Jersey and Earnest Ahnert residing at 49 1st. Street Hoboken State of New Jersey. That said Witnesses reside out of the State. That the testimony of each of said Witnesses is material to the defense of said defendant in said trial under said Indictment. Deponent further says that heretofore said Witnesses have promised to attend said trial and testify for defendant but that he has recently learned that they fear that if it is found that they the Witnesses sold the article known as butter for which defendant is Indicted for selling and that the same was not butter



that they may bring themselves into peril thereby and as each of these witnesses has gone out of the butter business they no longer have any interest in substantiating the fact upon which defendant relies ; viz., that the sale for which defendant was indicted was of an article bought of said Witnesses for good butter at good butter price under the belief that it was good butter. Deponent further says that he was not aware of said Witnesses determination not to appear herein until within three days last past. Wherefore deponent prays for a commission to examine said Witnesses in due form of law also for a Stay of proceedings herein until the return thereof not to exceed 20 days from the date herein.

Subscribed and sworn to before me this 7<sup>th</sup> day

of April 1887

*Robert Gordon*

*The Parish*  
*Notary Public*  
*New York County*

0110

City and County of New York, ss:

sworn says, that on the

day of 188

at No.

in the City of New York.

he served

the annexed

upon

to him known to be the Attorney for

the

herein, by delivering a copy of the same to and

leaving it with

a person having

charge of the office of said Attorney during the absence of said Attorney

his partner and managing clerk therefrom.

Sworn to before me this

day of

188

Notary Public,

N. Y. Co.

Court of General Sessions

The People

Plaintiff

against

Ernest Landre.

Defendant

Affidavit and Order for

Commission.

Robert Gordon  
JACK HAYWARD,

Attorney for Defendant

Office and Post Office Address,  
154 NASSAU STREET,

NEW YORK CITY

To

Esq.

Attorney for

Due and timely service of a copy of the within

is hereby admitted.

Dated

188

Attorney for

0111

**Court of General Sessions of the Peace.**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Ernst Sandre*

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

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

*Ernst Sandre*  
of a Misdemeanor, committed as follows:

The said *Ernst Sandre*,

late of the City of New York, in the County of New York aforesaid, on the *twenty-fifth*  
day of *September*, in the year of our Lord one thousand eight hundred and  
eighty-*nine*, 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  
*Charles Sears*, 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

*Ernst Sandre*

of a Misdemeanor, committed as follows:

The said *Ernst Sandre*,

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 *Charles Sears*, *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.



0112

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

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

*- Ernst Sander -*

of a Misdemeanor committed as follows:

The said

*Ernst Sander,*

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

*Charles Sears, 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 *Charles Sears,*

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

*- Ernst Sander -*

of a Misdemeanor, committed as follows:

The said

*Ernst Sander,*

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

*- Charles Sears,* 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. 288, Laws of 1882, § 3.)

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

*- Ernst Sander -*

of a Misdemeanor, committed as follows:

The said

*Ernst Sander,*

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,

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

*Phadon Sears,*  
from a certain *box* which was not then and there stamped, branded or marked as aforesaid, and unlawfully did not then and there deliver therewith to the said

*Phadon Sears,*  
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

*Ernst Sander*  
of a Misdemeanor, committed as follows:

The said

*Ernst Sander,*  
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

*Phadon Sears, one half pound*  
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

*Ernst Sander*  
of a Misdemeanor, committed as follows:

The said

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

0114

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

*Ernst Sander*  
of a Misdemeanor, committed as follows:

The said

*Ernst Sander,*  
late of the City and County aforesaid, afterwards, to wit: on the said *twenty eighth* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Charles Sears, 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

*Ernst Sander*  
of a Misdemeanor, committed as follows:

The said

*Ernst Sander.*  
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

*Charles Sears, one half pound*



0115

of a certain compound, product and manufacture made in part 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, 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.**

(Ch  
at  
Cha)

0116

BOX:

253

FOLDER:

2449

DESCRIPTION:

Lanferty, Emanuel

DATE:

03/21/87



2449

0117

Witnesses.

104

*Gondert Bm*

Counsel, \_\_\_\_\_  
Filed *21* day of *March* 188*7*  
Pleads, *Prognit*

THE PEOPLE,

vs.

*Emanuel Sanferty*

MISDEMEANOR.  
[Chap. 183, Laws of 1885, §§ 7 and 8, as amended  
by Chap. 677, Laws of 1886, §§ 2 and 3; and  
Chap. 215, Laws of 1882, § 2.]

RANDOLPH B. MARTINE,

*Part District Attorney.*

*Pleads Guilty*

**A True BILL.**

*Bonnie Dasky Foreman.*

*Am* *H200* *7*



0118

Sec. 151.

Police Court St. John's District.

CITY AND COUNTY  
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County  
of New York, or to any Marshal or Policeman of the City of New York, GREETING.

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Thomas H. Gray  
of No. 350 Washington Street, that on the 5th day of January

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

Donald Stuart Air manufacturer of Manuel Leupold at No. 188 West  
42nd Street New York City. Called Neomarine not produced from  
milk or cream, but which has been made by mixing, combining  
with one adding to natural milk, cream or butter some animal fats or  
animal or vegetable oils, but the same was manufactured to imitate and  
simulate of natural butter, and was sold, in violation of 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 St. John's 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 23rd day of February 1887

Charles J. White POLICE JUSTICE.

0119

Police Court 1<sup>st</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thos R Gray

vs.

Emanuel Sanford

Warrant-General.

Dated

Feb'y 23 1887

J White Magistrate

Jarity Officer.

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

Jas Jarity Officer.

Dated

Feb'y 24 1887

This Warrant may be executed on Sunday or at  
night.

Police Justice.

Dated

188

374  
w

US

Mamfch

m

yro

81 & 91-1

Police Justice.

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

The within named



0120

CHEMIST.

New York, January 19<sup>th</sup> 1887

## CERTIFICATE OF ANALYSIS.

## SAMPLE OF BUTTER.

Charles Sears

January 8<sup>th</sup> 1887

Marked, No 9500 Emanuel Laufertig 188 West Houston St  
 Received from Mr. B. F. Van Valkenburgh per J. R. Gray  
 on Saturday January 8<sup>th</sup> 1887.

## THE SAMPLE CONTAINS:

|                        |         |        |
|------------------------|---------|--------|
| WATER,                 | - - - - | 9.20%  |
| ANIMAL AND BUTTER FAT, | - - - - | 85.70% |
| CURD,                  | - - - - | 8.8%   |
| SALT,                  | - - - - | 4.22%  |
|                        |         | 100.00 |

## ANALYSIS OF THE FAT:

|  |   |        |
|--|---|--------|
| INSOLUBLE FATTY ACIDS,                       | - | 95.52% |
| SOLUBLE " "                                  | - | 4.48%  |
| SPECIFIC GRAVITY OF THE FAT                  |   |        |
| AT 100° F.,                                  | - | -      |
| REICHERT FIGURE. C. C. $\frac{N}{10}$ Na OH. | - | 5.2    |

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 Valkenburgh  
 Asst Dairy Com'r

State of New York  
 City of New York  
 County of New York

ss.

On the 20<sup>th</sup> day of January 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. Dubois

NOTARY PUBLIC No. 70,  
CITY & COUNTY OF NEW YORK



0121

No 500.9.

January 19/87

—

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

State of New York  
 City & County of New York ss: Thomas R.  
 Gray of No 350 Washington Street being  
 duly sworn says: That he, residing at  
 No 42 Norfolk Street in the City, County  
 and State of New York, is 37 years of  
 age, and an expert appointed by  
 Hon Josiah K. Brown, the New York  
 State Dairy Commissioner. That at  
 the times hereinafter mentioned one  
 Emanuel Laferty was a manufacturer  
 of oleomargarine, and had his  
 factory in a building on premises  
 Number 188 West Houston Street in  
 the said City of New York and occupied  
 and controlled such building. That  
 on the 8th day of January 1887, deponent  
 went into said building, so occupied  
 and controlled by him and said  
 to said ~~Laferty~~ Laferty that he wished to  
 inspect the material he was then  
 manufacturing. That the said  
 Laferty in response thereto then and  
 there permitted deponent to inspect  
 one half pound of the manufactured  
 substance hereinafter mentioned.  
 That it was so manufactured and  
 delivered to deponent by said Laferty.

That thereafter and on January  
 8<sup>th</sup> 1887 deponent delivered a portion of  
 such substance so manufactured by  
 said Lavery to Russell W. Moore a  
 Chemist of School of Mines at the Corner of 49<sup>th</sup>  
~~Street & 4<sup>th</sup> Avenue~~ in said City of New York and  
 caused the same to be analyzed by  
 such Chemist; that the certificate they  
 signed by such Chemist is hereto  
 annexed. That such substance so  
 manufactured and delivered to deponent  
 by said Lavery 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 but  
 the same was manufactured and  
 made in imitation and semblance  
 of natural butter, produced from  
 pure unadulterated milk or cream  
 from the same. That the same was  
 coated, powdered or colored with  
 annatto or some other coloring  
 matter whereby said substance was



made to resemble butter the product of the dairy, contrary to Sections 7 and 8, Chapter 202, Laws of 1884 amended by Chapter 183, Laws of 1885 and amended by Chapter 577, Laws of 1886.

That on said 8th day of January 1887 deponent in said factory, occupied and controlled by said Lafferty saw a quantity of such manufactured substance. That such substance was manufactured since August 1st 1886.

Deponent charges that the said Emanuel Lafferty, against the peace and dignity of the People of the State of New York and the statutes in such cases made and provided, unlawfully, wilfully, and knowingly so, had such manufactured substance in his possession with intent to sell the same, and caused, procured and suffered the same to be manufactured and was thereby guilty of a misdemeanor.

Sworn to before me this }  
day of January 1887 } Thomas R. Gray

*Charles White*  
Police Justice.

0 125

John D. H. H. H. H. H.  
Count

Ex Comptant

Thomas H. Gray

Agst.

James H. H. H. H.

Applicant

Mr. H. H. H. H. H.  
Charles V. H. H. H.  
330 Washington St.

H. H. H. H. H.

George H. H. H. H.  
H. H. H. H. H. H.

0126

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Emanuel Leaperly 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

Emanuel Leaperly

Question. How old are you?

Answer

37 years.

Question. Where were you born?

Answer.

NY

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

Answer.

21 E 1<sup>st</sup> St. 2 years

Question. What is your business or profession?

Answer

Alomargarine Manufacturer

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 demand a trial by jury  
Emanuel Leaperly.

Taken before me this

day of March 1888

Police Justice.



0 127

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 February 24 188

And J. M. H. Police Justice.

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

Dated February 24 188

And J. M. 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.

0 128

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Thomas R. Gray

1 Emanuel Laferty

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

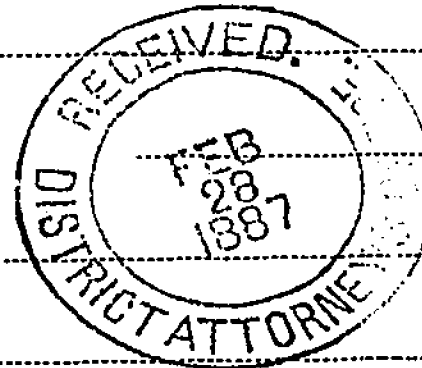
No.

Street.

\$

to answer

Too G.S.  
Bailed  
Bill ordered



0129

District Attorney's Office,

New York, *April 18 1887*

THE PEOPLE, &c.,

vs.

*Emmanuel Lauffer*

*Conrad Bro Esq.,*

Attorney and Counsellor at Law.

Dear Sir:

Please take notice that  
the above-named defendant, for whom you are  
Counsel, will be placed on the calendar of  
Part *3* Court of General Sessions,  
for trial on *Thursday April 21*  
*1887*

Very respectfully,

RANDOLPH B. MARTINE,

District Attorney.

*(over)*



0130

adjoined to  
27<sup>th</sup> inst - RB 11,  
april 18/87

To Mr. Parker

0131

## 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*

*Emanuel Baderberg*  
*Defendant.*

**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 :

(Chap. 215, Laws of 1882, § 2.)

The said defendant, late of the City of New York, in the County of New York, aforesaid, on the *eleventh* day of *January*, 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

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 *eight* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*seven*, at the City and County aforesaid, did unlawfully have in *and* 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 *and* 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.*



0133

BOX:

253

FOLDER:

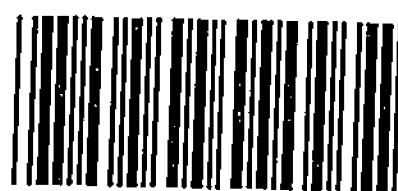
2449

DESCRIPTION:

Lang, John

DATE:

03/09/87



2449

0134

BOX:

253

FOLDER:

2449

DESCRIPTION:

Rossner, Adolph

DATE:

03/09/87



2449

Augustus Thomas  
Off-Bygone

Counsel,  
Filed *9* day of *March* 188*7*  
Pleaded *Not guilty*

# THE PEOPLE

*John Lang*

Adolph Rosner

RANDOLPH B. MARTINE,

By McCL 148 District Attorney.

Record removed. At 1874/3

# A True Bill

Appl. Cal. Ref.  
Mar 24/92

W. V. Spirit, convicted of  
a charge of being gay  
before a court

Cherryton, Cal. Sept 10  
Mark 23  
Webster

W. S. D. 9.8.10  
A. H. P. March 12/10

15

0135



21

The People { Court of General Sessions. Part I  
 Adolph Rosner { Before Judge Gildersleeve.  
 March 24. 1887. Jointly indicted with John Lang  
 for burglary in the third degree.

Augustus Thoman sworn and examined.  
 I live 415 East 143<sup>d</sup> st; it is a factory; on the 25<sup>th</sup>  
 of Feb. I was there and locked up that part of the  
 factory that was rented from another party.  
 I went down stairs and went around to  
 the stable and as I came back I saw Ros-  
 ner and Lang, <sup>and Reiney</sup> standing at the cellar  
 door; they were asking for work. When I saw  
 them the cellar door was locked yet, but  
 when I returned the staple of the door was  
 bursted. I opened the door and I saw them  
 in there inside of the cellar with a lighted  
 candle. I told my little brother to go up  
 stairs and call for; I looked down again  
 and they had blown out the light. The value  
 of the brass in there was five hundred dollars.  
 They had no right to be in that cellar. I  
 made feather trimmings in the factory.  
 This was a boiler machine shop and the  
 brass was there in my care and custody.  
 There was a lot of brass in pieces and some  
 of them pretty large pieces. Cross Examined.  
 They could not carry the heavy pieces of brass  
 away and the little pieces were not of much

value. The brass belonged to Edward Luskey; he has an office in 95 Bleeker st., he is in Europe now. When I looked into the factory I could distinctly see Lang and Rossner. Rhein held the candle in his hand; there are no steps to the cellar, it goes right in from the street. Mr. Weir has the other part of the factory. I called for my father. I heard somebody say, "bring a pistol", but I could not tell you who it was. The shots were fired by an officer, but I could not tell how many.

John Byrnes sworn. I am an officer of the 33<sup>rd</sup> precinct and was on duty upon the 25<sup>th</sup> of Feb. standing at the corner of 139<sup>th</sup> st. and Third Avenue; it is about five blocks from this factory. A boy came up to me and told me at 139<sup>th</sup> st. that there was — I went to the factory and found another officer in pursuit of these boys and we followed them up and caught John Lang and brought him back to the factory and the watchman identified him as the boy that was in the cellar. I brought Lang to the station house and in consequence of something which Lang told me the detective arrested Rossner two days afterward. I was present at the time of the firing which has been testified to, it was the other officer who fired; he was



in pursuit of Lang; he did not hit him, he fired to scare him to make them stop, the whole three of them were running. Lang told me that Rossner lived in 114<sup>th</sup> St. and Brook Avenue.

Henry Grimm sworn. I am a detective and arrested the prisoner in his sister's house. He tried to escape through the front room occupied by another family; he was arrested and taken to the station house.

Adolph Rossner, sworn and examined in his own behalf testified. I have never been arrested for any offence before this. I do not know the complainant. On the day that I was charged with breaking into this place we came down 114<sup>th</sup> St.; we went into the factory next door to the feather factory. We asked the gentleman there for work, and he said that they had all the boys they wanted. We started to play ball from one side of the street to the other and the ball happened to go through under this cellar; the door was open; we went to get the ball; we were in there twenty minutes. There was old steam pipes there. I lit a match to look for the ball. The complainant shut the door and halloed for his father to get a pistol; only for that we would have



came out to explain matters to the gentleman himself; when we heard he was going to get a pistol we ran away. I believe I heard ten shots fired; this was about five o'clock in the afternoon. I did not attempt to leave the neighborhood. I slept at home. There was four of us playing ball, Lang, Leroy, Rhein and myself; we did not find the ball. Lang was jointly indicted with me. I was a witness in the trial of Lang. I have been locked up in the Tombs all the while.

Eliza Rosner sworn. I saw the man in charge of the premises where the alleged burglary took place Tuesday morning after the arrest of my boy. I asked him if there was any property in that cellar; he said there was too much made out of the case entirely; he said there was nothing in the cellar the boys could carry away.

Rodolph Kanonsky sworn. I am in the cigar business. I know the prisoner five or six years. I have always found him honest; he worked for me about a year.

Henry Quinn recalled. The reputation of Rosner for honesty is bad. Mr. Jordan, and Mr. Beckman have said so.

The jury rendered a verdict of guilty of an attempt at burglary in the third degree.

0140

Testimony in the  
case of  
Adolph Rosener  
filed March  
1887.

0141

New York March 1892

To Whom It May Concern

I the undersigned have  
employed Adolph Rossner  
for six (6) months and  
during that time have  
trusted him with packages  
of great value and have  
found him a very honest  
and industrious and would  
employ him at any  
time if he was in need  
of work signed  
E. H. Allen



0142

N.Y. March 26<sup>th</sup> 1887

We, the undersigned,  
hereby certify, that we know  
Adolf Rosner to be an honest,  
industrious, thrutfull and trustfull  
boy.

We hear with regrets,  
that he is in trouble at present,  
but knowing the boy's character,  
we are convinced, that he is  
innocent of the charge made  
against him. Besides we  
wish to state, that his parents  
are very respectable, honest  
& hard working people with a  
large family. & that they  
would not allow any of their  
children to go with bad  
company.

characters, they know  
it.

John Stollers House owner  
No 723 147 St

Wm. Kraus Property Owner 146 St Brook Ave  
J. Stubbings 350 P Avenue NY  
James Martin 788 E 142 St

John Hart 690 E 139 St

Julius Fiegel 690 E 139 St  
Hermann Mundt 757 142 St  
George W. McGuire No 10  
737 E 145 St.

Charles Friedrich

350 Brook Ave NY

Stephen Devor 739 142 St

Max Weystein 737 E 142 St

Mrs Margaret W. Donald

bet 142 & 143 Brook  
House Owner Ave

John Schramm Junior coal dealer  
John Schramm Senior coal dealer  
145 St. near Brook Ave.  
Wm. Keller 610 E 154 street  
Piano Forte Manf

0144

E. H. ALLEN,

Manufacturing Jeweler,

Jobbing and Matching in all its Branches.

575 EAST 146TH STREET,

West of 3d Avenue,

NEW YORK,

GILDING AND SILVERING A SPECIALTY.

All Work Promptly Attended to.



0145

Police Court— 6<sup>th</sup> District.City and County  
of New York, } ss.:of No. 415 West 143<sup>d</sup>

Gustav Thoman

occupation Watchman Street, aged 20 years,

deposes and says, that the premises No. 415 to 427 East 143<sup>d</sup> Street,

in the City and County aforesaid, the said being a brick building, situated in  
the 23<sup>d</sup> Ward of said city  
and which was occupied by ~~Edward Tauske~~ as a factory, and in deponent's charge  
and in which there was at the time a human being,

were BURGLARIOUSLY entered by means of forcibly breaking open  
a cellar door, breaking a padlock by which  
the same was fastened

on the 25<sup>th</sup> day of February 1887 in the day time, and the  
following property feloniously taken, stolen, and carried away, viz: Five brass  
castings to the value of Five hundred  
dollars

the property of Edward Tauske and in deponent's care and custody  
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by  
John Lang, now here,

for the reasons following, to wit: At about six o'clock and fifteen  
minutes on the afternoon of said day, deponent  
found said ~~factory~~ and two companions in the  
cellar of said factory, and found the door of the  
cellar broken open as hereinbefore described.  
Deponent had locked said door at about half  
past four o'clock. When deponent saw said Lang  
and his companions they were picking brass  
pieces out of a box in said cellar. Said Lang and his

companions ran away but said Lang was apprehended by Officer Rymer  
and said officer informs deponent.

Sum of \$500.00  
26 day of February 1887  
John Lang  
deponent

Gustav Thoman

0146

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, } ss

John Lang 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 Lang

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. Philadelphia Penna

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

Answer. 142<sup>nd</sup> street near Broome Avenue, 3 months

Question. What is your business or profession?

Answer. Factory hand

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

Answer. I am not guilty. I had nothing to do with the beating open of the place. I demand an examination in this court

Taken before me this 2<sup>nd</sup>

day of February

1887

Police Justice.

0147

CITY AND COUNTY }  
OF NEW YORK, } ss.

John F. Byrnes  
aged 27 years, occupation policeman of No  
33rd Precinct Police Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Augustus Thomas  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 26  
day of February 1889

John F. Byrnes

W. A. Woods  
Police Justice.



0148

Form 9.

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK, } ss. 1

Sixth District Police Court.

watchman

of No. 415 West 143<sup>d</sup> street

street, New York City

being duly sworn, deposes and says,

that on the

25<sup>th</sup>

day of

February

1887

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

the premises, the

factory Nos 415 to 427 East 143<sup>d</sup> street were  
unlawfully entered and certain property  
attempted to be stolen as described in a  
certain affidavit of complaint against one John  
Lang made by this deponent in this court  
on the 26<sup>th</sup> day of February 1887. Deponent  
identifies Adolph Rosner, now here, as  
one of the two men who were with said  
John Lang in the cellar of said premises  
as set forth in said complaint. Said  
Adolph Rosner was standing by the box  
of brasses in said cellar, <sup>and</sup> was bending over  
the box with his hands in it. When deponent  
entered the cellar one Rhema was holding  
the light and the light was blown out and  
said Lang, Rosner and Rhema hid away.  
Deponent is informed by officer Henry Lorrin  
of the 33<sup>d</sup> Precinct Police that said Lang informed  
him the said officer, that said Rosner was with  
him in the commission of said burglary.

Sworn to before me this  
28<sup>th</sup> day of February 1887  
J. M. Patterson  
Police Justice

Gustav Thorman

City and County of New York ss.  
Henry Quinn of the 33<sup>d</sup> Precinct Police  
being duly sworn says - That the  
Statement made in the foregoing affidavit  
of Gustav Thorman, now present, to  
the effect that deponent was informed  
by the defendant Lang that the  
defendant Rosner was with him

0149

Larg, at the time of its Bayley is not  
strictly correct. That deponent told the  
Complainant, Morris, that said Larg  
made that statement to Officer Burns  
and that Burns so informed deponent.  
Sworn to before me this  
1<sup>st</sup> day of March 1887 } Henry J. Sisson  
J. W. Peterson  
Police Justice

Form 9.

POLICE COURT—SIXTH DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

1887

Magistrate.

Officer.

0150

CITY AND COUNTY }  
OF NEW YORK, } ss.

Henry Quinn,  
aged 42 years, occupation Police of No.  
the 33rd Precinct Police Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of August Thuman  
and that the facts stated therein on information of deponent are true of deponents' own  
knowledge.

Sworn to before me, this 28  
day of February 1887

Henry Quinn

J. M. Patterson

Police Justice.



0151

Sec. 108-200.

6<sup>th</sup>

District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss

Adolph Rosner 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. Adolph Rosner

Question. How old are you?

Answer. 18 years

Question. Where were you born?

Answer. Sandy Hill N.Y.

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

Answer. No 350 Broome Avenue; 1 year  
~~jeweler's polisher~~

Question. What is your business or profession?

Answer. Jeweler's polisher

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

Answer. I am not guilty

Adolph Rosner

Taken before me this

28

day of

1887

John J. McQuinn

Police Justice.

0152

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 Henry

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

Dated Feb 1887

Har. Wells Police Justice.

I have admitted the above-named

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

Dated March 1<sup>st</sup> 1887

J. M. Patterson Police Justice.

0153

BAILED,

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

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

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

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

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

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

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

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

Held in #1500# for  
examination as to No. 2  
(Russer) 5 Dist Court  
March 1<sup>st</sup> 2 30 P.M.

Police Court 6<sup>th</sup> District. 288

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Augustus Thomas  
415<sup>th</sup> East 14<sup>th</sup>

1 John Lang  
2 Joseph Russer  
3  
4

Offence

Dated February 26 1887

Wells Magistrate.

Byrnes Officer.

33<sup>rd</sup> Precinct.

Witnesses \_\_\_\_\_

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

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

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

\$ 10.00 to answer

No. 1 Comd

~~No. 1 Comd~~

No. 2 Comd



0154

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 Sang and*  
*Adolph Rosner*

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

*John Sang and Adolph Rosner*

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

The said

*John Sang and Adolph*  
*Rosner, both*

late of the *Twenty-Third* Ward of the City of New York, in the County of New York, aforesaid, on the *Twenty-Fifth* day of *February* 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 *factory* of one

*Edward Sanders.*

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

*Edward Sanders.*

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

0155

SECOND COUNT—

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

*John Sany and Adolph Rosner of the*  
*crime of attempting to commit —*  
of the CRIME OF *Grand* LARCENY in the second degree, committed as follows :

The said *John Sany and Adolph*  
*Rosner, both —*

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

*divers brass castings (of a*  
*number and description to the*  
*Grand Jury aforesaid unknown)*  
*of the value of five hundred*  
*dollars,*

of the goods, chattels and personal property of one *Edward Sander,*

in the *factory* of the said *Edward Sander, —*

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

*Harold B. Smith*  
District Attorney.

0156

**BOX:**

253

**FOLDER:**

2449

**DESCRIPTION:**

Langan, Patrick T.

**DATE:**

03/21/87



2449



0157

Witnesses.

Counsel,

Filed

21 day of March 1887

Pleads,

Charged (with 12)

THE PEOPLE,

vs.

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by Chap. 577, Laws of 1886, §§ 2 and 8; and Chap. 215, Laws of 1882, § 2.]

Patrick J. Egan

RANDOLPH B. MARTINE,

District Attorney.

Part III, Civil 21, 81  
Pleading 21, 81

A True Bill.

Boivin, Dard Foreman.

April 11 1887

0158

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

New York, January 19<sup>th</sup> 1887

# CERTIFICATE OF ANALYSIS.

## SAMPLE OF BUTTER.

S. J. White  
12.10 P. M.

Marked, 209<sup>th</sup> New York Jan 7<sup>th</sup>/87 P. J. Langan E. S. Wilson  
Received from Mr. B. J. Van der Kerkhoffer E. S. Wilson  
on Friday January 7<sup>th</sup> 1887.

## THE SAMPLE CONTAINS:

|                        |           |        |
|------------------------|-----------|--------|
| WATER,                 | - - - - - | 10.57% |
| ANIMAL AND BUTTER FAT, | - - - - - | 82.96% |
| CURD,                  | - - - - - | 1.28%  |
| SALT,                  | - - - - - | 5.19%  |
|                        |           | 100.00 |

## ANALYSIS OF THE FAT:

|  |           |        |
|--|-----------|--------|
| INSOLUBLE FATTY ACIDS,                       | - - - - - | 94.68% |
| SOLUBLE " "                                  | - - - - - | 1.05%  |
| SPECIFIC GRAVITY OF THE FAT                  |           |        |
| AT 100° F.,                                  | - - - - - | 0.93%  |
| REICHERT FIGURE. C. C. $\frac{N}{10}$ Na OH. |           | 2.1.   |

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. J. Van der Kerkhoffer

Asst Dairy Commissioner

State of New York  
City of New York SS.  
County of New York

On the 20<sup>th</sup> day of Jan - 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. Davis  
NOTARY PUBLIC NO. 70,  
CITY & COUNTY OF NEW YORK.

0159

No 209. F.

January 19/87



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 Ivy Street in the City of Brooklyn, County of Kings and State of New York, is thirty years of age and an expert appointed by Hon. Josiah K. Brown the New York Dairy Commissioner; That at the times hereinafter mentioned one Patrick T. Langan, was a wholesale dealer in oleomargarine, and carried on said business and had a store or room for that purpose at No. 138 Reade Street in the City of New York and occupied and controlled such store or room.

That on the 7th. day of January, 1887, deponent as such expert as aforesaid and in pursuance of his duties as such, went into said Patrick T. Langan's store and such room so occupied and controlled by him, and then from said Patrick T. Langan a sample of the manufactured substance hereinafter mentioned, which said Langan delivered to deponent at his request as such expert and which he took from a tub or package then in his said store.

That thereafter and on said 7th. day of January, 1887 deponent delivered a portion of such substance so taken as aforesaid to Russell W. Moore, a chemist of the School of Mines, corner of 49th. Street and 4th. Avenue 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 Langan's said 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 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 Langan 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.

On the 7th day of January, 1887, deponent in said Langan'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 Langan in the ordinary course of his said business.

Deponent charges that the said Patrick T. Langan 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 sell the same, and kept and offered the same for sale and was thereby guilty of a misdemeanor.  
Sworn to before me this  
day of February, 1887. *Edmund D. Nelson*

*Edmund D. Nelson*  
Justice.

0162

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK.

*Patrick J. Langan* being duly examined before the under-  
signed, according to law, on the annexed charge: and being informed that it is h *SI* 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 *h* waiver cannot be used  
against h *h* on the trial.

Question. What is your name?

Answer.

*Patrick J. Langan*

Question. How old are you?

Answer.

*50 years old*

Question. Where were you born?

Answer.

*Ireland*

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

Answer.

*201, E 11<sup>th</sup> St 15 years*

Question. What is your business or profession?

Answer.

*Wholesale butter dealer*

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 if  
held after examination*

*Patrick J. Langan*

Taken before me this

day of

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Police Justice.



0163

Sec. 151.

Police Court 26 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 S. Wilson  
of No. 350 Washington Street, that on the 7<sup>th</sup> day of January  
1887 at the City of New York, in the County of New York,

*One Patrick T. Langan unlawfully had in his possession at No. 138 Reade Street in the City of New York, with intent to sell the same, a certain manufactured substance 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 26 DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this

day of

February 1887.

Wm. J. McLaughlin POLICE JUSTICE.

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Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Edmund J. Wilson

vs.

Patrick J. Langan

Warrant-General.

Dated February 15 1887

Henry Murray Magistrate

John D. Farrell Officer.

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

John D. Farrell Officer.

Dated February 16 1887

This Warrant may be executed on Sunday or at  
night.

Police Justice.

Dated

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

The within named

2130 M. 50. M. The Quater House No. 101 E. 11. Street

Police Justice.

0165

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

Patrick J. Langan  
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 Nov 5<sup>th</sup> 1887 J. J. Kennedy Police Justice.

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

Dated Nov 5<sup>th</sup> 1887 J. J. Kennedy 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.



0166

The Justice presiding on  
this Court will hear  
and determine this case  
in my absence  
Henry Thompson  
Police Justice

BAILED,  
No. 1, by Chas E Patton  
Residence 409 West 46 Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

W 204 P 187 321  
Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Edmund Wilson  
vs.  
Patrick J. Langan

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

Offence  
Adulteration of Food

Dated February 16 1887

Murray Magistrate.  
Farrington Officer.



Witnesses Samuel J. White  
No. 350 Washington Street.  
Russell W. Moore  
School of Mines 44 and 49 Street.

No. Bill Ordered Street.  
\$ 300 to answer J.S.

Ex Libris  
9/9 A For  
adly to March 3rd 1887  
Bailed



0168

----- x  
People of the State of New York :  
Plaintiff, :  
against :  
PATRICK T. LANGAN, :  
Defendant. :  
----- x

Testimony taken at the office of Chas. D. Olendorf,  
Esq., 229 Broadway, for use on trial.

PRESENT: Chas. D. Olendorf, Esq., for the plaintiff,  
Albert Reynaud, Esq., for the defendant.

-----00000000-----

EDMUND S. WILSON, a witness for the plaintiff, testified as  
follows:

The Complaint was put in by the plaintiff, as  
affirmative proof.  
Direct examination waived.

CROSS EXAMINATION.

By Mr. REYNAUD.

Q. At what time in the day was it, Mr Wildon, that you went



into the store? A. Between 11 and 12 o'clock.

Q. And you had with you who? A. Mr. White,--Samuel J. White.

Q. Was there anybody else present besides yourself and Mr. White? on that occasion? A. I think there was someone else.

Q. Somebody connected with Mr. Langan? A. I don't know, but he was in his store.

Q. You saw Mr. Langan personally, did you not? A. Yes sir.

Q. Did you ask to buy any product from him? A. No.

Q. Nor did he offer to sell you any product? A. No.

Q. You went there to take a product? A. Yes.

Q. You were acting under the provisions of the oleomargarine statute? A. I was sent there by orders of the assistant State Dairy Commissioner, B. F. Van Valkenburgh.

Q. To do what? A. Take a sample.

Q. Take a sample of Mr. Langan's goods? A. Of oleomargarine.

Q. Under the provisions of the oleomargarine statute?

A. I think so.

Q. And the particular provisions to which I refer are those empowering the Dairy Commissioner to enter and search and

take samples? A. I do not know; I did not pay any attention to that part.

Counsel for plaintiff concedes that the witness was acting under the provisions of the Oleomargarine Statute empowering the Commissioner to search, inspect and take samples of goods, as appears in Section 12 of Chapter 183 of the Laws of 1885.

- Q. Did Mr. Langan announce or offer for sale, to your knowledge, the product which you took? A. No, he did not.
- Q. When you made your demand to take a sample of goods, Mr. Langan refused, did he not? A. At first he did.
- Q. At first, you say? A. Yes.
- Q. And you threatened to call in an officer? A. Yes.
- Q. And then you took the product, under his protest? A. Then he gave it to me; he got the butter himself and gave us the sample I put into a bottle.
- Q. He did it under protest, did he not? I ask you whether he did not express a protest to your action? A. At first he did.
- Q. Did he not finally say that as you were going to call the

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police you could take the sample? A. He did not say that; he first declined, then I threatened to call a police officer, and he said that he might as well give us a sample,--then he said he would give us a sample.

Q. Didn't he express that he did that under protest?

A. No he did not.

Q. Didn't he offer you an article of butter after your insistence? Didn't he offer to you an article of butter,--dairy butter? A. No, I don't recollect that.

Q. And didn't you refuse to take an article of dairy butter which he presented and offered to you?

A. I will explain that.

Q. Did he or not? You can explain afterwards.

A. Not to my knowledge.

Q. Didn't he show you various products, which you declined?

A. No, not various; he showed me one that I declined.

Q. But there was some product which he showed you previous to the product which you took, and which you declined to take? A. One; yes, one tub.

Q. What was that? A. Well, I don't know what it was; he said it was oleomargarine uncolored.

Q. Then why did you decline to take it? A. Well, I told him we wanted what was colored.



Q. Now, the product that you took was stamped, was it not?

A. Yes.

Q. And it had the United States stamp on it? A. Yes.

Q. That is the revenue stamp in accordance with the United States license law, known as the Oleomargarine Law: that is to indicate the law precisely? A. I don't know what the law is; it is the revenue stamp.

Q. And Mr. Langan admitted that it was oleomargarine?

A. He did.

Q. And so declared to you? A. He said it was.

Q. Well, that was all that passed between you, substantially?

A. That's substantially all that passed between us, excepting the first tub he opened was what he said had been sent to him by an oleomargarine house, as a sample uncolored.

Q. And the product that you took, did he say anything about that? A. He said it was oleomargarine.

Q. That it had been sent to him by an oleomargarine maker?

A. No, he didn't say that; he simply admitted it was colored.

Q. When you took that sample you didn't act under the claim that he made the product, did you? A. When he gave

me the sample? No.

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Q. Nor did you act under the claim that he offered that product for sale? A. No; he had it there.

*Examined by Mr. O'Leary*  
Q. Did you know what the business of Mr. Langan was, Mr. Wilson? A. Oleomargarine; I never heard he handled butter.

Q. Do you understand that he is a wholesale dealer in oleomargarine? A. Yes sir.

Q. And as such is engaged selling it? A. Yes.

Q. What did you do with the sample? A. I sealed it in front of Mr. Langan, marked it and delivered it to Professor Moore.

Q. You sealed it in Mr. Langan's store? A. In his presence.

Q. Was there anyone else there at the time? A. Mr. White.

Q. Did you mark it in any way? A. I did.

Bottle handed to witness.

Q. Will you look at that and see whether that is the jar?

A. That is the jar.

Q. You identify it by your--

A. (Interrupting) By the seal and the number of the bottle, and the signature.

Q. When did you deliver it to Dr. Moore? A. The same

day.

Q. That was January 7th.? A. January 7th.

Q. You know Mr. Langan to be the proprietor of his store there? A. He said he was the proprietor, --138

*Beale*  
Bridge Street.

Q. He told you he was the proprietor?

A. He said he was the proprietor.

Q. How much of the product did you take? A. O I don't know; probably there was two or three ounces.

Q. That is about enough to half fill the jar, I suppose?

A. No, it didn't half fill it; about one third of the jar full.

Q. Just about enough to fill the jar one-third?

A. Yes.

*Subscribed and sworn to before*  
*me this 5th day of March 1889* } *Edmund S. Nelson*

RUSSELL W. MOORE, a witness for the plaintiff, testified as follows:

# DIRECT EXAMINATION.

By Mr. Olendorf:

Q. Doctor, what is your business? A. Analytical chemist.

Q. And you have been for how long? A. About three years.



- Q. And are you familiar with the products of the dairy, and their counterfeits and imitations? A. I have made a specialty of that subject.

Bottle handed to witness.

- Q. Will you look at that jar, and say when and from whom you received it? A. That jar was given to me on January 7th, 1887, by Mr. Wilson.

- Q. And what was its condition when you received it?

A. It was sealed with these two seals and this pink cord, in such a manner that in order to get at the contents I had to cut the cord or break the bottle or seal. I wrote at the time of its reception, the date which now appears on the label, and cut the cord, removed a portion of the contents for analysis, and resealed the bottle, in which condition it is now.

- Q. And you analyzed a portion of the contents? A. Yes.

- Q. And what did you find the substance to be?

A. I found it to be not butter but mainly composed of foreign fats, and also colored with yellow coloring matter. It was what is known generally as oleomargarine.

- Q. And is it colored in imitation of butter?

A. It is colored in imitation of butter. The test which it bore at the time of analysis was similar to that borne

by ordinary butter.

Q. Was it about the color, at the time you received it, that it is now? A. It was a little darker; it is bleached out.

If I cut that lump in two it would be probably a little darker inside.

Q. Doctor, do you know what the natural color of oleomargarine is before it is colored? A. The samples that I have seen have been very nearly white.

Q. All that you have seen? A. Yes sir; I have seen a number, too.

Q. How many different samples do you suppose you have seen?

A. Of uncolored oleo?

Q. Yes. A. Well, taking into account all the materials used, I suppose I have seen fifteen or twenty; that is in the shape of oleomargarine oil and also uncolored oleo; the general make up was: Water, 10.57; fat, 82.96; curd, 1.28; salt, 5.19. On the analysis of fat, the soluble fatty acids were 1.05 per cent; the insoluble, 94.68 per cent; and the Riechert figure was 2.1.

Q. And it was composed of animal fats and animal and vegetable oils? A. It was mainly composed of that; there was some butter in it.

Q. How much? A. Well, I should say about twenty per

cent.

- Q. Did you determine in your analysis, Doctor, the substance used for the coloring purpose? A. I extracted a coloring matter which on examination proved to be anatto.

CROSS EXAMINATION.

By Mr. Reynaud:

- Q. When you speak of foreign fats you don't mean fats that come from Europe? A. No, not necessarily; foreign to butter.
- Q. Just as American as the butter fats? A. O yes.
- Q. And I see that there are  $2\frac{1}{3}$  per cent of soluble fats in this butter? A. 1.05 per cent of soluble fats; 2.1 is the Riechert figure.
- Q. A little over one per cent, then? A. Yes sir.
- Q. Your analysis didn't disclose that there was any chemical constituent in the product, which is not in dairy butter, did it? A. No, it did not, except coloring matter.
- Q. Which may also be in butter? A. Then it is colored butter.
- Q. All the chemical constituents that you did find, are in dairy butter, except the coloring matter?
- A. Yes, as far as we know.



- Q. All the chemical constituents of dairy butter were present in this product? A. Certainly.
- Q. And substantially the only difference was the lack of certain soluble fats,--at least the difference of quantity of the soluble fats? A. Yes, difference in quantity.
- Q. And in butter it would be about 5 per cent? A. About five per cent.
- Q. And here it was a little over one? A. A little over one.
- Q. What process did you use for analysing this product? A. I used in the first place the Riechert process, which gave me an idea as to the quality of the sample. And also I used the continuation process which was suggested by Dr. Waller, which gives an impression for the soluble and insoluble fatty acids.
- Q. Will you give me a little inkling of what that process is? A. The process is the Riechert process, pure and simple, but the distillation is continued until all the volatile fatty acids are removed. Then they are estimated and the total amount calculated; the volatile matters are all removed.
- Q. How? By distilling over and then calculating with a formula? A. Yes, with a formula. The insoluble

acids remain in the flask and are washed, dried and weighed, and those in the condenser are also added.

Q. That is a combination process? A. A combination process.

Q. Did you take a sufficient amount of the product, to make this latter part reliable? A. O entirely;  $2\frac{1}{2}$  grammes are enough.

Q. This second part of the process is open to what objection there may be as to the other process for analysis other than the Riechert? A. I think it had a great many advantages.

Q. You mean this latter process? A. I think it had advantages.

Q. Can you point me the essential advantages?

A. The sample is weighed out in a flask, and the insoluble acids, from that same flask, are weighed; there is no transfer of the fat in any stage and the loss is not so much. That, I think, is very important.

Q. You consider the Riechert process superior, do you not, to the Wash process? A. I do.

Q. You assisted in preparing the dairy commissioner's report, and your name appears in the report? A. I assisted, yes; it is the Second Annual Report of the Dairy Commis-

sion, published in 1886.

Q. In regard to color, Doctor, you say that you are familiar with the color of oleomargarine? A. I think I said that I am familiar with the color of oleomargarine.

Q. By that you mean that in the course of your employment in these matters here, that you have taken pains to inform yourself of the color of the oleomargarine products?

A. Yes sir.

Q. You don't have in general a large experience with them, independent of that? A. Not independent of that.

Q. You haven't made oleomargarine? A. No, I could not say so.

Q. Nor have you assisted at the manufacture of oleomargarine in regular factories? A. O no.

Q. So you speak, you admit, from a limited experience?

A. From a limited experience, yes.

Q. You say you have seen oleomargarine oil? A. Yes.

Q. That is yellow, is it not? A. Well, a very pale tinted yellow.

Q. Who gave you the oleomargarine oil which you saw?

A. Well, it was a sample up in the laboratory; sent up from the museum; a number of them were sent to the school there.



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- Q. It was where, you say? A. At the laboratory.
- Q. Whose laboratory? A. Well, Dr. Waller's laboratory.
- Q. You don't know how long it had been there? A. No.
- Q. And you know the color in all these products soon bleaches out, even by diffused light? A. Yes, it will.
- Q. And you know, as a scientific man, that it would make a very great difference as to appearance, whether it was a day or six months old. A. O yes.
- Q. So you are not prepared to say how the color of that special sample you have in mind, was when originally produced? A. No, not of that special sample; I have seen other samples.
- Q. In none of them did you know how old they were?
- A. Only by hearsay; I was told how old they were at the time I saw the number which Commissioner Newton had in New Jersey, which he had procured only a few days back, and they did not present any extraordinary difference.
- Q. Now, as to the color present in dairy butter, very little is known about it? A. Well, they only know that there is enough coloring matter there to produce a color; that is all; what the color is, and its composition, they don't know.
- Q. They have given it a name, and that is as far as they have

- gone; they call it lactro<sup>chrome</sup> A. Lactro<sup>chrome</sup>
- Q. What you do know is, it is an organic substance?
- A. An organic substance.
- Q. And so is anatto? A. Anatto also.
- Q. And so is the color of any animal fat? A. Yes, certainly.
- Q. Is it not also true, so far as experience has gone, that these organic colors in animal fats seem to be related in some measure to the food of the animal?
- A. That is a very broad question; I don't think I could answer that.
- Q. Let's make it more limited, and say, is it not in regard to dairy butter; is not the food of the cow known to affect the color of the product? A. Yes sir.
- Q. You also know, as a scientific man, that the color of butter varies with the varying seasons of the year.
- A. Yes, it does.
- Q. Now, the butter fats in the milk appear to be very light colored previous to churning, when they lie in the milk?
- A. Well, you can't judge there.
- Q. Are they very lightly colored or not when in the milk?
- A. I should say,--I couldn't tell; if my opinion was

asked I would say no, because when taken out they show color.

- Q. I am asking you how they appear,--butter fats,--while in the milk; do they appear lighter colored than they do after they have been churned?

Mr. Olendorf: Do they appear at all?

Witness: That is the question.

- Q. ~~Anyhow~~, Doctor, it is a plain fact, and I think you can answer the question ~~if~~ you reflect; butter fats before they are churned, when in their natural condition in the milk do appear lighter? A. They do when mixed with caseine in the milk; the whole appears light.
- Q. The whole milk and cream containing the butter fats is lighter colored than butter; the natural, original product from which butter is made is lighter colored than the butter? A. O yes.
- Q. and so is the fat of the animal before the stearine is extracted from the fat? A. I think so.
- Q. So there is a distinct color in any fat of the animal, isn't there, which can be produced by rendering or churning, or any other operation; it is there; there is a distinct color in all animal fat, isn't there?



A. Well, of what animal do you speak?

Q. All animals. A. I can't say of all; that is too many; suppose we limit it to a few I have had experience of.

Q. So far as your experience goes? A. No, not in all animal fat.

Q. Name fat that has not had a color? A. Pig, for instance, I have seen had nothing but white fat.

Q. That is because of the excess of stearine?

A. No, there is not as much stearine.

Q. You have seen oleomargarine stock, have you not?

A. Yes.

Q. And even that has some color? A. Has a slight color.

Q. And the oleomargarine oil is the oleomargarine stock after the stearine has been extracted? A. So I understand.

Q. And it has still more color? A. Still more color; yes.

Q. In regard to anatto, as a scientific man, don't you know that that is also used to color dairy butter?

A. Yes, I do know it is used.

Q. It is a harmless substance? A. Except when adulterated; it is very liable to adulteration, but if it is

good it is considered harmless. It is a vegetable substance from the pulp of the fruit of a tree, and contains two coloring principles, one red, and the other yellow.

Q. Now, as to the quantity of color; Doctor, in dairy butter, is it not infinitesimal from a chemical standpoint; not the degree, but the quantity of coloring matter, is not that very small in dairy butter?

A. Do you mean un-

Q. Yes, uncolored dairy butter.

A. I think it is very small indeed.

Q. In chemistry it is what you call a trace, is it not?

A. Yes, a trace..

Q. Chemists never try even to approximate the quantity of coloring matter present?

A. I have only seen guesses

at it.

Q. It is so small that it is almost impossible to do it?

A. It has up to this time proved so.

Q. (By Mr. Olendorf) Well, Doctor, is there anything you particularly want to explain? I am not particularly up in chemistry.

A. There was merely one thing on that coloring question: with regard to the different materials used in the manufacture of oleomargarine, I went up to a certain point, up as far as the oleomargarine oil,

and admitted that the color was slightly increased from the stock to the oil; now, on making the oleomargarine, churning with milk and up to the finished product that color is diminished by the churning with milk.

Q. (By Mr. Reynaud) Did you ever attempt to churn oleomargarine with milk? A. Yes, I have done it, in an imperfect way, I must say though.

Q. So you are speaking more from inference of what the effect of milk churned with the oil must be, than from any real scientific knowledge? A. And from the fact that I have seen them both before and after the churning, and judging from that knowledge, and also from inference carried out by the knowledge.

Q. You are not prepared to say, however, as a scientific man, that with proper skill and proper methods the original color of the oil may not be retained? A. I should think it might be retained.

Q. (By Mr. Olendorf) You mean by that, that it might be retained so as to produce the original color in the manufactured article? A. That is about the question. I don't know whether it would produce the original color, but I think the whitening effect could, by manipulation, reducing temperature, &c., be less.



Q. (By Mr. Reynaud) Just as in making dairy butter skill in manipulation will produce a much better color?

A. Yes.

Q. (By Mr. Olendorf) As I understand it, Doctor, some other substance is mixed with the oil and the milk when it is churned?

A. I could not say in regard to some other substance being mixed; I don't think there is some other substance being mixed, but it is only by a special kind of churning that they can retain this pale yellow tint which they have in the oil.

Q. When churned, what is the product, as to color?

A. The product can be made to have a pale yellow color.

Q. Then what is done with that?

A. Why, after that, in the samples which I have obtained of oleomargarine, which are a large number, I have always found coloring matter. I have never had any uncolored oleomargarine brought to me for analysis; I have had to go and look it up, specially when I wanted it; so I should say the commercial article was universally colored, as far as my experience goes.

SAMUEL J. WHITE, a witness for the plaintiff, testified as follows:

Q. (By Mr. Olendorf) Mr. White, you were present with Mr.

Wilson at Mr Langan's store at the time the sample was obtained? A. Yes sir.

Q. And you have heard the testimony of Mr. Wilson?

A. Yes.

Q. And it is correct, as you understand it?

A. It is, yes.

*Subscribed and sworn to  
before me this 5<sup>th</sup> day of March 1887*

*Samuel J. White*

It is stipulated that the testimony of Russell  
W. Moore shall be accepted as though signed.

0190

People of the State  
of New York  
against  
Patrick J. Langan.

STENOGRAPHERS' TRANSCRIPT.

N.Y. Feb. 26<sup>th</sup> 1884

BAKER & ROEBUCK,  
STENOGRAPHERS & LAW REPORTERS.  
TYPE WRITING.  
35 BROADWAY, N. Y.



0191

## 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*

*Salvador G. Sanguin*  
*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 *seventh* day of *January*, 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

0 192

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 ~~January~~ day of ~~January~~ in the year of our Lord one thousand eight hundred and eighty- ~~January~~, 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.*

0193

BOX:

253

FOLDER:

2449

DESCRIPTION:

Larsen, Andrew

DATE:

03/02/87



2449



Witnesses:

Richard P. ...

Officer ...  
4 to ...

218/ ...

Counsel,

Filed 2 day of March 1887

Pleads ...

THE PEOPLE

vs.

Assault in the Second Degree.  
(Section 218, Penal Code.)

Andrew ...

H.D.

RANDOLPH B. MARTINE,

... District Attorney.

...

A True Bill.

...

Foreman.

...

0194

0195

Police Court—1st District.

CITY AND COUNTY  
OF NEW YORK, { ss.

of No.

Richard Prior Brooklyn  
The Steam Ship Caledonia Princeton  
being duly sworn, deposes and says, that  
on Thursday 24th day of February  
in the year 1887 at the City of New York, in the County of New York,  
he was violently and feloniously ASSAULTED and BEATEN by

Andrew Larsen Nowhere

who did wilfully and maliciously  
cut and stab deponent with  
the blade of a knife then and  
there held in his defendant's  
hands on the neck, head and  
face in eight different places  
severely wounding deponent  
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 29th day  
of February 1887

R Prior

J. G. Cluff  
POLICE JUSTICE.

0196

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, } ss

152 District Police Court.

*Andrew Larsen* 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.

*Andrew Larsen*

Question. How old are you?

Answer.

*29 Years*

Question. Where were you born?

Answer.

*Norway*

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

Answer.

*161 Washington St one day*

Question. What is your business or profession?

Answer.

*Seaman*

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 the Complainant  
struck me first and Blackened my  
right eye and knocked me down  
and I was compelled to use the  
knife to defend myself as I was  
afraid the Complainant and two  
other men would do me bodily harm*

*Andrew Larsen.*

Taken before me this

day of

Police Justice.



0 197

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

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

Dated *July 20* 188 \_\_\_\_\_ Police Justice.

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

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

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

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

0-198

BAILED,

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

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

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

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

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

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

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

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

Police Court

1st 26th District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Richard Prior  
vs.  
Andrew Larsen

2

3

4

Office  
Edmund Adams

Dated Feb 25 188

Magistrate.

Officer.

Precinct.

Witnesses

Complained in  
House of Representatives Street.

No.

Street.

No.

Street.

\$ 1000 to answer



0199

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

POLICE COURT, DISTRICT.

*John W. Houghlin*  
of No. *141* *4<sup>th</sup> Avenue* Street, being duly sworn, deposes and says,  
that on the *24<sup>th</sup>* day of *February* 188*9*  
at the City of New York, in the County of New York, *he arrested Edward Hadden*

on the Complaint of *Richard Poir* who  
is a sailor and a material witness  
for the people, and a person whom  
deponent believes will not appear  
but that for the reason that  
he has no permanent home  
or place of ~~abode~~ abode.  
Deponent therefore prays that  
he be committed to the House  
of Detention *John W. H.*

Sworn to before me, this

*John W. Houghlin*

day

*John W. Houghlin*  
Police Justice.



0200

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Andrew Sarsen

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

— Andrew Sarsen —

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

The said Andrew Sarsen,

late of the City and County of New York, on the ~~fourth~~ day of ~~January~~, in the year of our Lord one thousand eight hundred and eighty ~~one~~, with force and arms, at the City and County aforesaid, in and upon one

— Richard Prior, —

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault; and the said Andrew Sarsen,

with a certain ~~knife~~ which ~~he~~ the said

— Andrew Sarsen —

in ~~his~~ right hand then and there had and held, the same being then and there a ~~instrument~~ likely to produce grievous bodily harm, ~~him~~, the said ~~Richard Prior~~, then and there feloniously did wilfully and wrongfully strike, beat, ~~cut~~, bruise 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.

Richard B. Smith

District Attorney.

0201

BOX:  
253

FOLDER:  
2449

DESCRIPTION:  
Lawrence, Richard A.

DATE:  
03/04/87



2449

Witnesses:

Alfred H. Roach

145 Broadway

Counsel,

Filed 4 day of March 1887

Pleads,

THE PEOPLE

vs.

Grand Larceny, second degree  
[Sections 528, 581 Penal Code]

Richard A. Lawrence

April 7/87

Placed O. J.

RANDOLPH B. MARTINE,

April 13/87 District Attorney.

Pen 6 months, 10

A True Bill.

Thomas J. Immong

Foreman.

District Attorney's Office.

PEOPLE

vs.

Richard A. Lawrence

Ed. 2d

I think the ends  
of justice would be  
fully served herein.  
if deft were allowed  
to plead guilty to petit  
larceny.

Let case be put  
on Calendar of Part 1  
for 7<sup>th</sup> inst. R.B.M.  
April 4/87 Dist. Atty.



0203

63 Wall St. N. Y.

March 30, 1887

To Hon. Randolph B. Martine  
District Attorney.

Dear Sir, Respecting Richard J. Lawrence, who was taken to the Tombs Monday Night 21<sup>st</sup> ult, and committed by Justice White Night 23<sup>rd</sup>, I have to say, that his parents find themselves unable to procure bail for him. They are respectable but poor. The father drives a wagon for the National Express Company, the complainants against young Lawrence. The latter's parents feel his position keenly, but do not intend to antagonize the Express Company. They believe however that their son can be reformed by kind treatment and home discipline.

As bail cannot be procured, I ask that the case be brought before the Grand Jury as soon as may be convenient, so that the indictment be prepared, and the lad be called to plead to it. Before this stage of the case is reached I shall submit to you a statement asking for a suspension of sentence for reasons, which I shall give, and shall accompany it with such testimonials as I may be able to procure respecting the parents and lad.

Of course I am acting in this matter

0204

simply out of kindness for the lad and his parents; and yet I will act as the former's attorney so far as he may need one under the circumstances.

I trust I shall be allowed to examine the Indictment, when prepared, and also be advised as to the time when the lad will be called upon to plead it.

Yours Very Respectfully  
Leonard A. Bradley  
Atty for  
Richard J. Lawrence

The People

vs  
Richard J. Lawrence

Richard J. Lawrence

0205

63 Wall Street. New York  
March 7. 1887

Hon Randolph B. Martine  
District Attorney.

Dear Sir, Two friends of  
Richard J. Lawrence (in the Domb on the  
charge of grand larceny) have seen Mr Win-  
chester, one of the officers of the National Express  
Company, and find the company's rules are  
very strict, rendering it impossible for the  
officers to show leniency. They say the law  
must take its course.

Notwithstanding the stand taken by the  
company, I ask for a suspension of sentence  
for young Lawrence for the following reasons;

1st. This is his first offense. He has never  
been arrested before. He feels repentant and  
sorry for what he has done.

2nd. He is a little over sixteen years of age,  
and not apparently hardened in crime. He  
seems still open to influence from kind  
treatment and home influence.

3rd, When Lawrence was arrested the detectives  
informed him, that if he made a confes-  
sion he would be treated leniently as it was  
his first offense. Believing them he confes-  
sed his guilt, and told where the jewelry  
was, which he had stolen. They recovered  
all except about \$80. worth, which had been



sold to jewellers, who had resold it. The amount of the property stolen was, I am informed, worth about \$300.

4th, The people are not put to <sup>the</sup> expense of a trial, and this should be considered.

5th, The testimonials annexed - one from the prisoner's pastor, the Rev Hugh Butchard; one from a friend, who has known the family for about nine years, viz, from Mr Walter Nichols, Jr.; and one from Mr A. W. Fisher, the Sunday School teacher of the prisoner - all show that the prisoner is one who has had a good record, until a recent date. What he has done may have been more from thoughtlessness, than from settled viciousness.

Can you not then, in view of all the circumstances, recommend to the Court a suspension of sentence?

If, however, you conclude that sentence should not be suspended, then I ask that the prisoner be sentenced to Sing Sing State Prison for as short a term as you can consistently recommend. I have enquired into the character of the Elmira Reformatory, and find there must be some thing wrong in its management. I have the evidence of one gentleman, who has had

0207

much do with children and young men. He says he knew of two young men who had been in the Elmira Reformatory, who committed suicide rather than be sent back. I know also of a lad, who was sent to the same Reformatory, who came out of it thoroughly ruined, and incalculably with all sorts of disorders.

I feel that if young Lawrence must go to prison, he will stand a better chance of being reformed in Sing Sing prison.

Will you not then recommend a short term in Sing Sing, if you conclude that young Lawrence must be punished in some way?

I desire to know when the prisoner will be called upon to plead to the indictment, and receive his sentence, if he is to be sentenced.

Respectfully Yours  
Leonard A. Bradley

Atty for  
Richard J. Lawrence

0200

Alexander Chapel, 9 King St. N.Y.  
March 11 1887

To Hon. R. B. Martine  
District Attorney.

Dear Sir, Regarding the lad Richard J. Lawrence, who is charged with stealing from the National Express Company, I would say that I have known him for years. I am also acquainted with his father and mother, who are worthy and respectable. From personal observation, as well as hearsay, I had been led to form a very favorable opinion of him, and up to last Christmas his parents were wont to speak of him in terms of praise. He was a little over sixteen years of age, and boys of his age are apt to entertain exalted views of themselves. But, I say it in all sincerity, ~~that~~ I always found him humble and modest. He was a member of our Church Temperance Society, and also of our Sabbath School, and though by no means the ideal Sunday School scholar, yet he had some noble qualities. One could <sup>not</sup> know him without liking him.

I hope you will see your way to recommend to the Court leniency in his case.

Respectfully Yours.

Hugh Richardson



0209

Testimonial

of

Rev. Hughie Ritchie

as to R. J. Lawrence

02 10

28 South William Street N.Y.

March 7<sup>th</sup> 1887

To Hon R. B. Martine  
District Attorney  
Dear Sir,

Respecting Richard J. Lawrence, who was recently arrested for stealing from the National Express Company, I would say that I have known his father and family about nine years. His father worked for me for five years and left me to go into the employ of the Express Company. The father and mother are respectable and worthy people. So far as I know the boy, he has always been honest and straight in all his ways. The trouble he is now in, is the first, so far as I know, that has ever come to him.

My belief is, from what I have learned lately, that within two or three <sup>months</sup> he has fallen into bad company, and so been led to the crime he is charged with, but that it is not from any settled badness.

I therefore recommend that mercy be shown him this time, and that sentence be suspended, with the understanding, that if he is ever arrested for a similar offence the sentence will be carried out.

Respectfully yours.

Walter Nichols  
28 South William St.

Testimonial

of

Mr. Walter Nicholas Jr.

as to

R. J. Lawrence

0211



0212

Dennis C. Wilcox, Pres.  
Edgar M. Smith, Treas.

J. B. McVance, Vice-Pres.  
Chas. T. Bonner, Secy.



New York Feb. 28. 1887

Mr. L. A. Bradley.

Dear Sir:

Your note of  
26<sup>th</sup> was received that day.  
I was grieved to hear and  
to read on the daily papers  
of Richard Lawrence's act.  
My relation of S.S. Teacher to him  
has been a comparatively short  
one. He has appeared to be  
a susceptible to kindness, and  
very easily led by those he  
has a friendship for. My  
impression is that his habits

0213

District Attorney's Office.

PEOPLE

vs.

Richard Lawrence

E. L. P. <sup>new house</sup>

Let Indict-  
be found at  
once - then  
send the papers  
to my desk

RB. M.

11/4/02  
To Mr. Parker

0214

Mr -

We hear that the decision, in the case of Richard Lawrence, convicted of dishonesty, is to come before you tomorrow -

Having known the family for long, the boys attending both day & Sunday school here, are able to speak well of the boy's former conduct - And would beg you to pass as lenient a sentence upon him, as you can -

It is his first offence - the love of pleasure, which money could



02 15

live, living with it in sudden  
contemplation he little thought  
he would ever yield to. —

I am afraid it will mar  
all his future life. The world is  
so ready to remember the evil,  
rather than the good. —

Commending him to your  
fatherly care & prayers

I remain —

Respectfully

Yours &c  
Sister A. L. —

Sisters of S. Mary

50 Varick St  
City

0216

**PART I.**

THE COURT ROOM IS IN THE SECOND STORY, AND FRONTING THE PARK.

If this Subpoena is disobeyed, an attachment will immediately issue.

Bring this Subpoena with you, and give it to the Officer at the Court Room door, that your attendance may be known.

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

*To See Judge Cowing*  
**SUBPOENA**

FOR A WITNESS TO ATTEND THE

*Court of General Sessions of the Peace.*

**The People of the State of New York,**

To *L W Winchester*

of No. *145 Broadway* Street,

*National Express office*  
WE COMMAND YOU, That, all business and excuses ceasing, you appear in your proper person, before the Court of General Sessions of the Peace to be holden in and for the City and County of New York, at the Sessions Building in the Park of the said City, on the *13* day of *April* instant, at the hour of eleven in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

GREETING:

*Richard A Lawrence*  
in a case of Felony, whereof *he stands* indicted. And this you are not to omit, under the penalty of Two Hundred and Fifty Dollars.

WITNESS, Hon. FREDERICK SMYTH, Recorder of our said City, at the City Hall in our said City, the first Monday of *April*, in the year of our Lord 1887

RANDOLPH B. MARTINE, *District Attorney.*

0217

NATIONAL EXPRESS COMPANY,  
VICE PRES'T & GEN. MANAGER'S OFFICE,  
145 BROADWAY.

NEW YORK, April. 9th, 1887.

My Dear Sir;--

I understand the case of Richard A. Lawrence, once  
an employe of this Company, arrested for larceny, is before you.  
Before pronouncing sentence upon this boy I would thank you to  
give me an audience.

Yours very respectfully,

Hon. Rufus B. Cowing,

Court of General Sessions,

32 Chambers St.

*[Signature]*  
V.P. & G.M.



02 18

LAW OFFICE OF  
LEONARD A. BRADLEY,  
63 WALL STREET.

New York, Dec 9 — 1887

To Hon R. B. Martine  
District Attorney

Dear Sir

I will not call to see you  
about the case of Richard J.  
Lawrence, charged with grand  
larceny, until next Tuesday  
afternoon. This will give you  
time to look over the statement  
I left for you yesterday, & to  
look over the other papers in  
the case.

The only object of taking action  
sooner is, <sup>so as</sup> not to keep the boy  
in the Tombs any longer than  
is necessary.

The mother informed me this  
morning that her family physi-  
cians (Dr Parish of 400 Morton  
St) offered to deposit for

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as bail for the boy. He does not  
own real estate in this state.  
I told her that giving bail  
would only tend to delay  
the trial. It is better to have  
the case decided definitely as  
soon as it can be conveniently  
by.

I am sorry to give you  
so much trouble, but hope  
you will be able to take it  
patiently.

Yours Respectfully  
Leonard A. Bradley

0220

People  
vs  
R.A. Lawrence



0221

-----X  
The People

vs.

Richard A. Lawrence  
-----X

Hon. Randolph B. Martine,

District Attorney,

Sir :

I have the honor to report in the above entitled case as follows:

The defendant is accused of stealing from the National Express Co., his employer, a certain package of jewelry with which he was intrusted in the course of his employment. The larceny is admitted by the defendant, and application is made on his behalf for a suspension of sentence on the grounds of his youth (his age being 16 years), and his previous good character, testimonials as to which are submitted on the application.

I have talked with the defendant. In spite of his youth, he is living away from his parents (who reside in this City), on account of disputes between himself and his father, which he admits, arose through his desire "to have his own way too much". He not only acknowledges the larceny for which he is indicted, but confesses being guilty of a series of similar thefts from the Company, extending over a period of some two months. The facts of these different larcenies are known to the Company.

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While I am pleased with defendant's frankness and favorable bearing, I am constrained, on account of these two bad features of the case, to recommend that the application to suspend sentence be denied. I think the facts are too unfavorable to justify that clemency which is customarily accorded only to those who have <sup>erred</sup> in a single instance, ~~erred~~ *rather from lack of thought than with criminal intent.*

Respectfully submitted,

A. D. Parker

March 29, 1887.

0223

THE PEOPLE OF THE STATE OF  
NEW YORK,

*against*

*Richard A. Lawrence*

*Report.*

RANDOLPH B. MARTINE,

DISTRICT ATTORNEY,

32 CHAMBERS STREET,  
NEW YORK CITY.

*affirmed  
RB.M.  
4/24/87*



0224

Police Court—

District.

Affidavit—Larceny.

City and County }  
of New York, } ss.of No. 145 Broadway Street, aged 46 years,  
occupation Express Agent being duly sworndeposes and says, that on the 16<sup>th</sup> day of February 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 package containing two  
gold watches & six pairs of gold  
Sleeve Buttons together of the value  
of Fifty Dollars

the property of E. D. Pike in the care and  
custody of the deponent as agent  
for the National Express Company

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,  
and carried away by Richard A. Lawrence and that this deponent

(nowhere) from the fact that the defendant  
was in the employment of the above  
described Company on said and on  
the 16<sup>th</sup> day of February 1887 deponent  
received a dispatch from one of the agents  
of said Company in Troy by the name  
of H. M. Dugan that the above  
described package was short out of  
the sealed trunk that was sent  
from the above described office to  
Troy. Deponent is informed by Frederick  
Dugan a Clerk employed by said  
Express that he saw the aforesaid package  
containing the above described property

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in said trunk  
informed by John F. Wood a Detective  
employed by the National Express Company  
that he found six gold sleeve buttons  
in R. Cohens Tailor Store no 100 1/2 B'way  
and found one of the aforesaid watches at  
Symonds Pawn Office Cor of New B'way & Park  
Row where the defendant confessed he had  
purchased the same and the defendant  
admitted & confessed in open Court that  
he taken stolen and carried away the aforesaid  
Property George Harris of no 2 Maiden Lane identified  
said Property

went before Measuring  
23rd day of February 1885

Charles White

Alfred H. Rouch

Police Justice

0226

District Attorney's Office.

PEOPLE

vs.

R. L. Lawrence

G. L.

Please examine  
this matter for  
McLoun - and  
report at once  
to me. R.B.M.

I think the articles could be deliv-  
ered to the Company, if they will  
give security to produce them  
for evidence when needed.

Prepare memorandum  
for me to sign up above  
case, directing delivery of  
property to Co. as suggested  
to Mr. Parker R.B.M.



0227

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 31 years, occupation Fredrick I Logan  
Clerk of No.

145 Broadway Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of Alfred H Roach

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

Sworn to before me, this 23<sup>rd</sup> day of Feb 1883 } Fredrick I Logan

Andrew J. White  
Police Justice.

0228

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 40 years, occupation Detective of No.

145 Broadway Street, being duly sworn, deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

day of

23  
Feb 188

John S. Wood

Arthur J. Smith  
Police Justice.

0229

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 31 years, occupation Jeweller of No. 2 Maiden Lane  
George T Ferris  
Street being duly sworn deposes and

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

Sworn to before me, this 23  
day of July 1883

Geo. T Ferris

Andrew Smith

Police Justice.



0230

Sec. 108-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am guilty of the charge

Richard A. Lawrence

Taken before me this

day of

188

at

Police Justice.

0231

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 \_\_\_\_\_

*Dependant*  
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 *Apr 23* 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.

0232

BAILED,

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

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

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

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

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

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

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

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

Police Court

15th 26th District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Alfred H. Roach  
145 vs. Broadway  
Richard A. Lawrence

2

3

4

Dated

188

White Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$10000

to answer



0233

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

Richard A. Lawrence

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

Richard A. Lawrence

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

The said Richard A. Lawrence,

late of the First Ward of the City of New York, in the County of New York aforesaid, on the  
sixteenth day of February, in the year of our Lord  
one thousand eight hundred and eighty-seven, at the City and County aforesaid,  
with force and arms,

Two watches of the value of  
Twenty dollars each, and six  
pairs of silver buttons of  
the value of five dollars each  
each,

of the goods, chattels and personal property of one

Alfred M. Beach,

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.

Samuel H. Beattie  
District Attorney.