

0623

BOX:

262

FOLDER:

2525

DESCRIPTION:

Mullan, Thomas B.

DATE:

05/19/87



2525

POOR QUALITY
ORIGINAL

0624

430

Witnesses:

R. N. Moore
at Seal

Counsel, *at*
Filed *19* day of *May* 1887
Pleads,

THE PEOPLE

vs.

R

Thomas B. Millard

vs. John
1180

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, §§ 3; Chap. 246,
Ibid., § 1; and Chap. 216, Ibid., § 2.]

RANDOLPH B. MARTINE,

Pr May 13/87 District Attorney.
Yours truly

A True Bill.

Glyf Haver
Foreman.

*The employers have
paid a fine in this
case the Sen suspended.*

POOR QUALITY
ORIGINAL

0625

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

New York, March 12th 1887

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

March 3rd 1887

Marked. 8738 March 3rd 1887 1430 3rd Ave N. Y. City J. C. DuBois
Received from Mr. B. F. Van Valkenburg per J. J. Sorgan
on Friday March 4th 1887

THE SAMPLE CONTAINS:

WATER, - - - - 10.85%
ANIMAL AND BUTTER FAT, - 83.74%
CURD, - - - - 1.79%
SALT, - - - - 3.58%
100.00

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS, - 94.76%
SOLUBLE " " - 6.7%
SPECIFIC GRAVITY OF THE FAT
AT 100° F., - - - - 0.92%
REICHERT FIGURE, C. C. $\frac{8}{10}$ Na OH.. 9.5

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

Respectfully yours,

Russell W. Moore

Mr. B. F. Van Valkenburg
Asst Dairy Commissioner

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

On the 17th day of March in the year
one thousand eight hundred and Eighty Seven before me personally came
Russell W. Moore to me known, and known to me to be the individual
described in, and who executed the foregoing instrument, and he
acknowledged that he executed the same.

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

**POOR QUALITY
ORIGINAL**

0626

Sp. 873 Q.
March 12th - 87

POOR QUALITY
ORIGINAL

0627

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

Joseph J. Sorogan of No. 350 Washington Street,
being duly sworn, says: That he resides at No. 106 East 89th
Street, in the City of New York, County and State of New York, is Twenty nine
years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Com-
missioner; That at the times hereinafter mentioned one Thomas B. Mullins

was a Retail Grocery Dealer, and had his Grocery Store
in a room in No. 1450 Third Avenue Street, in the said City of New
York, and occupied and controlled such room; That on the Third (3)
day of March, 1887, deponent went into said Thomas

B. Mullins store and such room so occupied and controlled by
him, and said to said Thomas B. Mullins that he wanted to
buy some Butter; That the said Thomas B. Mullins in
response thereto then and there sold and delivered to deponent one (1)

pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent
then and there paid him Twenty five (25) cents per pound; That it was so sold
and delivered to deponent by said Thomas B. Mullins as
and for Butter, the product of the dairy; That thereafter and on the 4th

day of March, 1887, deponent delivered a portion of such substance so sold to
him by said Thomas B. Mullins to Russell

H. Moore, a Chemist of No. 49th 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 Thomas B. Mullins

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

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

Deponent charges that the said Thomas B. Mullins
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 31st day of March, 1887 } Joseph J. Sorogan

J. M. Patterson

Justice.

POOR QUALITY
ORIGINAL

0628

Police Court
City of St. Louis

County of St. Louis

Joseph J. Sullivan
THE PEOPLE, &c.

vs.
Thomas B. Mullins

Warrant

March 31 1887

Paterson
J. Sullivan

Affidavit:

Joseph J. Sullivan
350 Washington St.

Witnesses:

Thomas C. DuBois

Residence 350 Washington St.

Quercus H. Moore

Residence School of Mines
49th St & 4th Ave.

Residence

Ch. Sullivan
Counsel
229 Broadway.

POOR QUALITY
ORIGINAL

0629

Sec. 198—200.

5

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

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

Question. What is your name?

Answer. Thomas B. Mullam

Question. How old are you?

Answer. 28 years of age

Question. Where were you born?

Answer. New York City

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

Answer. 1450 Third Avenue, five years.

Question. What is your business or profession?

Answer. Grocer

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

Answer. I am not guilty

I demand a trial by jury.

Thomas B. Mullam

Taken before me this

day of

April

1887

J. M. Flanagan

Police Justice.

POOR QUALITY
ORIGINAL

0530

Sec. 151.

Police Court 5th 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 Joseph J. Srogan

of No. 350 Washington Street, that on the 3rd day of March

1887 at the City of New York, in the County of New York, one Thomas B. Mullins

unlawfully had in his possession at the premises No. 1450
Third Avenue in said City, with intent to sell the same, a certain
manufactured substance known as Chromogenic, made
and colored in imitation and semblance of natural butter
the product of the dairy, and on said day unlawfully sold
a portion of said manufactured substance to his complainant
as and for butter the product of the dairy -

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 5th 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 3rd day of March 1887.

J. J. Patterson POLICE JUSTICE.

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs

Warrant-General.

Dated _____ 188

Magistrate.

Officer.

The Defendant

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

John J. Srogan Officer.

Dated _____ 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest.

March 1/1887

Native of N.Y.

Age, 25

Sex, _____

Complexion, _____

Color, _____

Profession, _____

Married, _____

Single, _____

Read, _____

Write, _____

Thomas Mullins

POOR QUALITY
ORIGINAL

0531

BAILED,
No. 1, by James Fitzpatrick
Residence 200 E 72 Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court 5 District. 433

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph J. Donagan

Thos. B. Neuman

2 _____
3 _____
4 _____

Offence Misdemeanor
Viol. Chap 183
Law of 1865

Dated April 1 1887

William Magistrate.

Oliver Officer.

Paul Precinct.

Witnesses Mrs. C. C. Williams

No. 350 Washington Street.

Mrs. M. M. Moore

No. 44 West 84 Street.

No. _____ Street.

Joe to answer QJ

Bailed

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 _____

Thomas B. Neuman
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 April 1 1887 Wm Patterson Police Justice.

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

Dated April 1 1887 Wm 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.

POOR QUALITY
ORIGINAL

0632

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Thomas B. Mullan

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

Thomas B. Mullan

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

of a Misdemeanor, committed as follows:

The said

Thomas B. Mullan,

late of the City of New York, in the County of New York aforesaid, on the *fourth*
day of *March*, — in the year of our Lord one thousand eight hundred and
eighty *seven*, at the City and County aforesaid, *one 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
Joseph J. Sweeney, 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

Thomas B. Mullan

of a Misdemeanor, committed as follows:

The said

Thomas B. Mullan,

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 *Joseph J. Sweeney*, *one pound* —

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

**POOR QUALITY
ORIGINAL**

0633

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

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

- Thomas B. Mullan -

of a Misdemeanor committed as follows:

The said

Thomas B. Mullan,

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

Joseph J. Sweeney, one pound -
of a certain substance, not being butter, and commonly called oleomargarine, and did then and there falsely represent the same to the said *Joseph J. Sweeney,*

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 490, Penal Code)

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

- Thomas B. Mullan -

of a Misdemeanor, committed as follows:

The said

Thomas B. Mullan,

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

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

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

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

- Thomas B. Mullan -

of a Misdemeanor, committed as follows:

The said

Thomas B. Mullan,

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 pound -*
of a certain article and substance in semblance of butter, not the legitimate product of the dairy,

**POOR QUALITY
ORIGINAL**

0634

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

Joseph J. Soregan
from a certain *tub and 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

Joseph J. Soregan
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

Thomas B. Mullan

of a Misdemeanor, committed as follows:

The said *Thomas B. Mullan*

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

Joseph J. Soregan, one 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

Thomas B. Mullan

of a Misdemeanor, committed as follows:

The said *Thomas B. Mullan*

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

**POOR QUALITY
ORIGINAL**

0639

at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one *Joseph J. Savage, one 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

- Thomas B. Mullan -
of a Misdemeanor, committed as follows:

The said *Thomas B. Mullan,*

late of the City and County aforesaid, afterwards, to wit: on the said *fourth* day of *- March, -* in the year of our Lord one thousand eight hundred and eighty-*seven,* at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Joseph J. Savage, one 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

- Thomas B. Mullan -
of a Misdemeanor, committed as follows:

The said *Thomas B. Mullan,*

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

Joseph J. Savage, one pound

0636

BOX:

262

FOLDER:

2525

DESCRIPTION:

Muller, Paul

DATE:

05/24/87



2525

POOR QUALITY
ORIGINAL

0637

500

P.W. 10/18/87

Witnesses:

Off Moakman

Counsel,

Shedden

Filed *24* day of *May* 188*7*

Pleads

Not guilty vs

THE PEOPLE

vs.

R

Paul Miller

F

Violation of Excise Law.
(Sunday).
[III Rev. Stat., 6th Edition, page 1983 Sec. 21, and
page 1989, Sec. 3].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Glyfaven

Foreman.

F. Oct. 31. 1887.

POOR QUALITY
ORIGINAL

0638

Excise Violation—Selling on Sunday.

POLICE COURT—2^d DISTRICT.

City and County }
of New York, } ss.

of ~~No.~~ the 18th Precinct John Mahoney Police Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 24th day

of April 1888 in the City of New York, in the County of New York, at
premises No. 506 — 8th Avenue Street,

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

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

Sworn to before me, this 24th day }
of April 1888 } John Mahoney
J. Hemmford Police Justice.

POLICE COURT DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

Paul Miller

On Complaint of John Mahoney

For Violation of the Excise Law

After being informed of my rights under the law, I hereby ~~waive~~ ^{demand} a trial, by Jury, on this
complaint, and demand a trial at the COURT OF ~~SPECIAL~~ ^{General} SESSIONS OF THE PEACE, to
be holden in and for the City and County of New York.

Dated Apr 24 1888

Paul Miller

J. Hemmford Police Justice.

POOR QUALITY
ORIGINAL

0639

Sec. 198-200.

2-

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Paul Miller 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

Paul Miller

Question. How old are you?

Answer

39 years

Question. Where were you born?

Answer.

Germany

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

Answer.

72 506 - 8 Avenue & about 1 month

Question What is your business or profession?

Answer

Bar-tender

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

Answer.

I have nothing to say and demand a!
Paul Miller

Taken before me this

day of

April

188

Police Justice.

POOR QUALITY
ORIGINAL

0640

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court--

District

THE PEOPLE,
ON THE COMPLAINT OF

John M. Maffey
167 West 15th Street

1. David Maffey

Offence

Violation of
the Revised Law

Dated

April 24

188

9.74. Ford
Magistrate

Maffey

Other

Witnesses

No. 1

May S. Maffey

Street

No.

188

Street

No.

188

Street

No.

188

Street

No.

188

Street

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

Defendant

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

Dated April 24 1887 Police Justice.

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

Dated April 25 1887 Police Justice.

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

Dated 1887 Police Justice.

POOR QUALITY
ORIGINAL

0641

Court of General Sessions, PART *Two*

THE PEOPLE

INDICTMENT

For

Paul Miller

To

M

No.

Arthur Seffert
506 8th ave

Street

The indictment against the above-named defendant, for whose appearance you are bound, has been placed upon the Calendar for *trial* at the Court of GENERAL SESSIONS of the Peace, at the Sessions Building, adjoining the New Court House, in the Park of the said City, on *May* the *31* day of instant, at eleven o'clock in the forenoon.

If the defendant is not produced at that time, your bond will be forfeited.

RANDOLPH B. MARTINE,

District Attorney.

POOR QUALITY
ORIGINAL

0642

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Paul Müller

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

Paul Müller

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

The said

Paul Müller

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

John Mahoney and to

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

SECOND COUNT:

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

Paul Müller

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

The said

Paul Müller

late of the Ward, City and County aforesaid, afterwards, to wit : On the day and in the year
aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week,

**POOR QUALITY
ORIGINAL**

0643

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

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

THIRD COUNT:

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

Paul Muller —

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

The said

Paul Muller,

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

606 Eighth Avenue —

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

RANDOLPH B. MARTINE,
District Attorney.

0644

BOX:

262

FOLDER:

2525

DESCRIPTION:

Mullins, James

DATE:

05/16/87



2525

POOR QUALITY
ORIGINAL

0645

289

Counsel, _____
Filed, 16 May of 1887
Pleads, _____

THE PEOPLE
vs.
James Mullins
Grand Larceny, second degree
[Sections 528, 537 Penal Code]

R. B. Martine
RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

Gly. Martine Foreman.
May 17/87
Placed Guilty
24th Nov 87

Witnesses:
H. P. Gilman
Senet & Allen
in J.P. Larceny
Phy

POOR QUALITY
ORIGINAL

0646

Police Court—2 District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No^s 210 to 214. John B. Gilhooly 11th Avenue Street, aged 28 years,
occupation Chemist being duly sworn

deposes and says, that on the 11th day of May 1887 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
of deponent, in the day time, the following property viz:

five brass valves of the value
of ten dollars each together of the
value of fifty dollars
(10 x 5 = 50)

the property of The New York Color and
Chemical works and in deponent's
care and custody

and that this deponent
has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen
and carried away by James Melrose

from the fact that said valves were
on rats on the roof of said premises
and at about the hour of 10 o'clock
am said deponent heard a
sound on said roof and on looking
up to the roof deponent saw the said
defendant in the act of cutting off
a valve from one of the rats with a
hammer and chisel and as soon as
he saw deponent he started and ran
on to another roof. Deponent went up
to the roof when the defendant came
back jumped off of said roof to
another roof and to the street. Deponent

Sworn to before me, this 11th day of May 1887

Notary Public

POOR QUALITY
ORIGINAL

0647

then examined the rats and found
that five values were missing each one
having been cut off in the same way.
And after the defendant was arrested
he took deponent where he had disposed
of some of said property and deponent
recovered a portion of said property.
Wherefore deponent charges the said defendant
with feloniously taking stealing and carrying
away said property and prays he may be
held and dealt with according to law.

Servant to before me) John B Gilhooly.
this 11th day of May 1887)

Kenneth Barker
Deponent

POOR QUALITY
ORIGINAL

0648

Sec. 198—200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK.

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

Question. What is your name?

Answer.

James Mullens

Question. How old are you?

Answer.

18 years old

Question. Where were you born?

Answer.

New York

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

Answer.

512 W 25th St 7 years

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

I only took one of these valves
James Mullins

Taken before me this

James Mullins
188

Police Justice.

POOR QUALITY
ORIGINAL

0649

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

Police Court--
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Mullins
2-12-11 and
11-11-11

1
2
3
4

Offence *Larceny*
Trinity

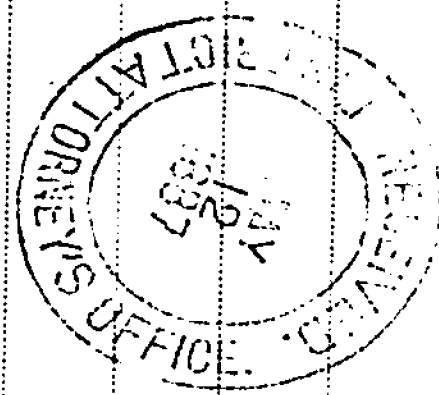
Dated *May 11* 188

William Lawrence
Magistrate.
Officer.
16

Witnesses

No. _____
Street _____

No. _____
Street _____



No. _____
Street _____
to answer

(John)

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

Alfred

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

Dated *May 11* 188 *John Lawrence* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0650

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

James Mullins

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

James Mullins

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

The said

James Mullins

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

*five brass valves of the
value of ten dollars each,*

of the goods, chattels and personal property of one

John B. Thompson

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.

Richard J. Bernadine

District Attorney.

0651

BOX:

262

FOLDER:

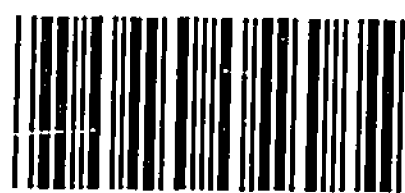
2525

DESCRIPTION:

Murphy, Daniel

DATE:

05/13/87



2525

POOR QUALITY
ORIGINAL

0652

Witnesses:

Chas Howard

Just of peace
prohibited herein
any debt.

SK

Counsel,

Filed,

Pleads,

1887

THE PEOPLE

vs.

Grand Larceny, *first* degree
(From the Person).
[Sections 528, 550, Penal Code].

Daniel Murphy

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Glynn Foreman.
May 18/87
Henry J. L. 2 day
W. C. Rep. 2 day
May 20/87

POOR QUALITY
ORIGINAL

0653

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK,

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

Question What is your name?

Answer

Daniel Murphy

Question. How old are you?

Answer

18 years of age

Question. Where were you born?

Answer

Brooklyn

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

Answer.

137 East 124th St. 2 months

Question What is your business or profession?

Answer

I help round a stable

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.

Daniel X Murphy
(Mark)

Taken before me this

5th

day of

1887

Alfred J. Sullivan

Police Justice.

POOR QUALITY
ORIGINAL

0654

Police Court—5th District.

Affidavit—Larceny.

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

James Howard
of South East Cor. 8th Avenue & 122nd Street, aged 24 years,
occupation Laborer being duly sworn

deposes and says, that on the Third day of May 1887 at the City of New

York, in the County of New York, was feloniously taken, stolen and carried away from the possession And

Person of deponent, in the Night time, the following property viz:

One Silver Watch and Plated
Chain, of the value in all
of fifteen dollars

the property of deponent

and that this deponent

has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
and carried away by Daniel Murphy, now

known, from the fact that said
property was stolen from deponent's
possession and person while de-
ponent sat on a Stump in 124th
Street, at about the hour of 3^{1/2}
o'clock A. M. of said day.

That said property was thereafter
found in the possession of the
said deponent by Officer Wade,
now present, as said officer informs
deponent. That the property so found
by said officer in the possession of
said deponent is the stolen property
aforesaid.

James Howard
Mark

Sworn to before me, this 5th day
of May 1887

Amos A. Harrison Police Justice.

POOR QUALITY
ORIGINAL

0655

CITY AND COUNTY }
OF NEW YORK, } ss.

Fredrick E. Warden
aged *27* years, occupation *Police Officer* of No
50th Precinct Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *James Howard*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

188

Fred E. O'Hare

Wm. Patterson

Police Justice.

POOR QUALITY
ORIGINAL

0656

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

Police Court 5 District. 667

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Howard
122 St. Ave.
James Murphy
2 _____
3 _____
4 _____
Offence *Larceny from the person*

Dated *May 5th* 1887

William Magistrate.

Wm. J. M. Officer.

St. 100 Precinct.

St. 100 Street.

St. 100 Street.

St. 100 Street.

St. 100 Street.

St. 100 Street.

St. 100 Street.

St. 100 Street.

St. 100 Street.

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

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

Dated *May 5th* 1887 *J. M. Patterson* Police Justice.

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

Dated _____ 1887 _____ Police Justice.

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

Dated _____ 1887 _____ Police Justice.

POOR QUALITY
ORIGINAL

0657

Danl. Murphy.
age 18 ^{Brown}
Born N. H. S.
Res 308 W 29
Capt. Single
Weather Lining
Res 308 W 29

N.Y. General Sessions

The People vs
Daniel Murphy

City and County of New York ss

I, Anne E. Murphy,
being duly sworn according to law,
do depose and say:

I am the mother of the
above named defendant. who is
now 18 years of age.

He has lived with me
since he was born.

At the time of his arrest he
worked at 308 West 129th St. assisting
the Janitor to take care of the flat
houses at above address.

He has always been a good, hard
working & industrious boy, and
was never arrested before in his
life.

His father is dead, and I
am a professional nurse, and work
every day for a livelihood.

Subscribed and sworn to before me this }
21 day of July 1897 } Mrs. Annie Bellamy
Joseph H. [unclear] my C.S.

POOR QUALITY
ORIGINAL

0659

My, George

He

George

affidavit to
for character

George

George

POOR QUALITY
ORIGINAL

0660

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Daniel Murphy

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

- Daniel Murphy -

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

The said

Daniel Murphy

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

third - day of *May* - in the year of our Lord

one thousand eight hundred and eighty ~~seven~~, at the City and County aforesaid, in the

night time of the same day, with force and arms,

one watch of the value of
fourteen dollars, and one
chain of the value of one
dollar,

of the goods, chattels, and personal property of one

James Howard,

on the person of the said

James Howard,

then and there being

found, from the person of the said

James Howard,

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.

Handy B. Smith

District Attorney.

0661

BOX:

262

FOLDER:

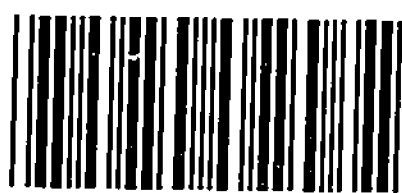
2525

DESCRIPTION:

Murphy, James

DATE:

05/13/87



2525

POOR QUALITY
ORIGINAL

0662

264

EW 1894

B.W. [unclear]

Counsel,

Filed, 13

day of May 188

Pleads,

W. H. [unclear]

THE PEOPLE

vs.

James Murphy

VIOLETION OF EXCISE LAW.
(Keeping Open on Sunday.)
[III Rev. Stat. (7th Edition), page 1080, Sec. 5.]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Glyfferan

Part 3. Dec. 7. 1893.

7 forfeited.

Witnesses:

[Signature]

POOR QUALITY
ORIGINAL

0663

Excise Violation-Keeping Open on Sunday.

POLICE COURT- 3 DISTRICT,

City and County } ss.
of New York, }

of Jeremiah J. Maglieri Street,
100 of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 24 day

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

James Murphy (now here)
being then and there in lawful charge of the premises No. 87 Waverley

Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of the statute in such case made and provided.

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

Sworn to before me, this 25 day
of April 1887

James J. Brown Police Justice.

POOR QUALITY
ORIGINAL

0664

Sec. 108—200.

300

District Police Court.

CITY AND COUNTY
OF NEW YORK,

James Murphy 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

James Murphy

Question. How old are you?

Answer

32 years

Question. Where were you born?

Answer.

Pennsylvania

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

Answer.

87 Monroe Street 2 months

Question What is your business or profession?

Answer.

Artist

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

Answer.

*I am not guilty and
demand a trial by jury
James Murphy*

Taken before me this

23

day of

April

188

James Murphy

Police Justice.

POOR QUALITY
ORIGINAL

0555

Grand Jurors
May 19th 1897

BAILED.
No. 1, by *John E. Caley*
Residence *87 Moore Street.*
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court—*3rd* District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

James Murphy
James Murphy

1 _____
2 _____
3 _____
4 _____

Offence *Dr. E. A. R.*

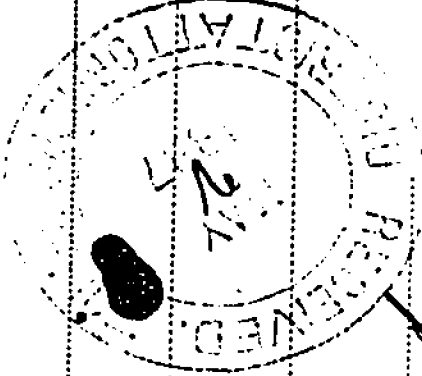
Dated *April 25* 1897

Magistrate
Magistrate
Officer.

Witnesses

No. _____ Street.

No. _____ Street.



No. _____ Street.
to answer *bailed*

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

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

Dated *April 25* 1889 _____ Police Justice.

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

Dated *April 25* 1889 _____ Police Justice.

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

Dated _____ 1889 _____ Police Justice.

**POOR QUALITY
ORIGINAL**

0666

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Murphy

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

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

The said *James Murphy*

late of the City of New York, in the County of New York aforesaid, on the *24th*
day of *April*, in the year of our Lord one thousand eight hundred and
eighty-~~seven~~, the same being the first day of the week, commonly called and known as
Sunday, being then and there in charge of, and having the control of a certain place there
situate which was then duly licensed as a place for the sale of strong and spirituous liquors,
wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so
licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said
place so licensed as aforesaid, unlawfully did open, and cause and procure, and suffer and
permit, to be open, and to remain open; against the form of the Statute in such case made and
provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE, District Attorney.

0667

BOX:

262

FOLDER:

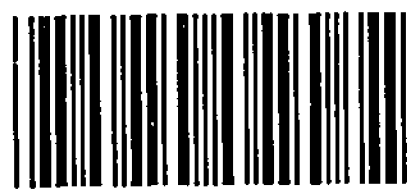
2525

DESCRIPTION:

Murphy, Joseph H.

DATE:

05/25/87



2525

POOR QUALITY
ORIGINAL

0668

534
Counsel, *W. McElroy*
Filed *25* day of *May* 188*7*
Pleads, *Not guilty* *Pr. 12.*

THE PEOPLE
vs.
Joseph H. Murphy
Joseph H. Murphy
~~KEEPING A HOUSE OF TELL I AM, ETC.~~
(Sections 822 and 885, Penal Code.)

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

G. H. Martin
June 14/87 Foreman
Frederick A. Agnew

Witnesses:
Chas. J. [illegible]

POOR QUALITY
ORIGINAL

0669

CITY AND COUNTY
OF NEW YORK,

POLICE COURT

DISTRICT.

of No. 145 West 27th Street, age 47 years,
occupation Plumber

being duly sworn deposes and says,

that on the 1st day of May 1887

and at present this apartment is at the City of New York, in the County of New York,

the premises for West 27th Street first floor was kept maintained and occupied by Joseph Murphy as a resort for "gamblers" "tipplers" and habitual criminals who congregate there nightly for the purpose of gaming and playing at "pool" and who at diverse times theretofore have been engaged in quarrelling fighting and noisy demonstrations and most of whom have no visible means of living and no lawful employment some of whom after leaving the place expose their naked private parts to the gaze of persons passing to the great annoyance of the neighborhood. Michael O'Connell

Sworn to before me this 1st day of May 1887

Police Justice.

POOR QUALITY
ORIGINAL

0670

W
Police Court, 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Mally
vs.
Joseph Murphy

AFFIDAVIT.

Dated May 18 1887

Murray Magistrate.

Price Officer.
19th

Witness, _____

Disposition,

\$1000 - Bail for
Ex. Mar 20th 2 1/2 PM

POOR QUALITY
ORIGINAL

0671

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK } ss.

 District Police Court.

Joseph Murphy 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.

Joseph Murphy

Question. How old are you?

Answer.

30 Years

Question. Where were you born?

Answer,

New York City

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

Answer.

100 West 27 Street

Question. What is your business or profession?

Answer,

Saloon Keeper

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

Answer.

I am not guilty of the charge
and I demand a trial by jury on
this complaint

Joseph. H. Murphy

Taken before me this

day of March 1888

[Signature]

Police Justice.

POOR QUALITY
ORIGINAL

0672

Sec., 151.

Police Court 2 District.

CITY AND COUNTY }
OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned one of the Police Justices for the City of New York, by Michael O'Malley

of No. 17 Street, that on the 19 day of May 1888 at the City of New York, in the County of New York,

Joseph Murphy did keep and maintain a place at premises 101 West 24th Street where gamblers & tipplers resorted and who make noisy demonstrations there to the annoyance of the neighbors

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

Dated at the City of New York, this 18 day of May 1888
John J. Murphy POLICE JUSTICE.

Police Court 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael O'Malley

vs

Joseph Murphy

Warrant-General.

Dated 18 May 1888

John J. Murphy Magistrate.

Street 19 Officer.

The Defendant

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

Officer.

Dated 18 1888

This Warrant may be executed on Sunday or at night.

John J. Murphy Police Justice.

REMARKS.

Time of Arrest,

Naive of

Age,

Sex,

Complexion,

Color,

Profession,

Married,

Single,

Read,

Write,

POOR QUALITY
ORIGINAL

0673

BAILED,
No. 1, by Scott W. Blair
Residence 35 Greenwich St.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court--
District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph W. Murphy
Offence Keeping a Disorderly House

Dated May 19 188

Magistrate.

Office

19 Precinct.

Witnesses Joseph W. Murphy
107 W. 27th St.
No. 107 W. 27th St. Street.

John W. Carroll
No. 248 Canal St. Street.

Eugene Dunbar
No. 248 Canal St. Street.

See exhibit for
(Chin) and witnesses

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

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

Dated May 19 188 Police Justice.

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

Dated May 19 188 Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0674

The People

vs

Joseph H. Murphy

The defendant keeps a saloon and billiard room and has no license at 101 W 27St He has been twice imprisoned in the Peintentiary, the last time for shoplifting.

The Chief Clerk promised to send in the papers, and officer Weinberg who arrested him is a witness.

Brief of the evidence.

Michael O Malley will swear, that he lived for a number of years at 145 W. 27 st. and that he made it is particular business to observe the nature and character of the houses and resorts in his neighborhood. That he was President of the Owners and Business Mens Asson. organized to root out the vice that prevaled in 27 St between 6and 7 Avenues That he knows the pl ce 101 w. 27 St is kept by debt and has repeatedly talked with him about it and has observed this pl ace . He made the complaint at the suggestion of Captain Williams who went with him to Jefferson Market and obtained the warrant. He has observed many fights and quarrels in the place and about it by its patrons who are a low class of idle negroes, many of them criminals. Notwithstanding the fact that there is no license he has often seen drunken men in and about it,- Its patrons hang about it, and frequently blockade the sidewalk, and indulge in ^{loud} long and vile language He has seen prostitutes going into it.- He has seen its patrons in and about the place indecently exposing their persons. He has seen its patrons about the front door gaming

POOR QUALITY
ORIGINAL

0675

for money.

✓ Patrick Murray is a painter doing business at 107 W 27th Street close to Murphys place. He was Treasurer of the Owners and Business Mens Association, and has closely observed the place, and will corroborate O'Malley. The deft. kept a number of bull dogs, and Murray has seen him set the dogs upon colored people in the Street.

✓ Jules Chatelan was a member of the same association, and was frequently in the Street and observed Murphy's place. He will corroborate O'Malleys evidence.

Mr. Quidort watched the place for a week or two before the arrests. He saw several fights, saw drunken men coming out, and saw patrons of the place come out and play a game for money on the sidewalk in front of it. Observed disorderly crowds about it on the street and heard vile language.

Mr. Skimell lives in a house on 6th Ave the rear of which comes up to the rear of Murphy's premises. He has been greatly annoyed by the noise, drunken fights and vile sights. His testimony will corroborate O'Malley. He has observed the place closely from his rear windows, & will tell of disorderly practices.

**POOR QUALITY
ORIGINAL**

0676

Mr. Collins Central Office Police, was put on the place by the Supt. of Police,- he observed the disorderly crowds, and succeeded in getting down a trap door in the saloon which opened into the cellar, and there saw men gambling.

Mrs. _____ will swear that she lives in the neighborhood-, knows Murphy's place,- and that her boy, runs to it and squanders all his earnings- notwithstanding her personal appeals to Murphy- ~~also~~.

Hints for Cross Examination.

A large number of people will testify that Murphys character is good, and his place reputable. Ask them if they know that he has been convicted as a shoplifter and served two terms in the Penitentiary. In the last case he pleaded guilty. Ask them if they know he has tried and failed to get a license from the Excise Commissioners.

Detective Price may become a witness as to good character of place,- Ask if he is not on intimate terms with Murphy, and whether Murphy has not bred a bull pup for him, and dogs for

Proved
by Price

**POOR QUALITY
ORIGINAL**

0677

RE COTTONS CENSURE OFFICE OFFICE AND ONE ON THE BYSSON PL

other policemen. His Captain suggested the raid.

Tom Crotty may be a witness. He is an old offender. Kept an unlicensed saloon in 27th St. and was arrested over and over again for violating excise law. Capt. Williams gave him a bad character to the Excise Board. N.Y. Telegram of Nov 12, 1885 said of him, March 5, 1879 Grand Larceny, -- Mar. 27 1883 Criminal Assault, -- Sept 2, 1881 Larceny from the person and robbery, and at various times violation of the Excise law.

**POOR QUALITY
ORIGINAL**

0678

The People

VS

Valler

The Witnesses are the same as in the Murphy case,
with the addition of
Mr. Cooper, Central Office Police, and without Mr. Skinnell.
and Mrs
The patrons of this place (unlicensed basement saloon) are
the same people that frequent Murphy's.

POOR QUALITY
ORIGINAL

0679

People } People Time
" } 14
Murphy } Valler

Memorandum of
Testimony

the same people that fled from Murphy, a.

The persons of this place (unlicensed persons, etc.) are

Mr. Cochran, General Office Police, and without Mr. Starnett.
with the addition of

The witnesses are the same as in the Murphy case.

ALLER

as

The People

**POOR QUALITY
ORIGINAL**

0580

*District Attorney's Office
City & County of
New York*

People :
v :Disorderly House : New York? May 28th, 1887.
Rosetta Valer :
: :

Hon. Abram S. Hewitt,
Mayor.

Sir:

Concerning the representations made to you yesterday by Mr. Jules Chatlean, a witness for the prosecution before the Grand Jury in the above entitled action, that he was, while said case was pending before the Grand Jury, required or urged by the attaches of this office in charge of the Grand Jury Calendar, to serve subpoenas upon others of the witnesses for the prosecution, I desire to lay before you the following report upon the matter made to me by the Chief Clerk of this office:

The complaint in the case was received by this office on the 23rd inst. from the Second District Police Court. The complaint being one Michael O'Malley of No. 145 West 27th street, and the remaining witnesses being Patrick Murray 145 West 10th street, Jules Chatlean and Eugene Quidor of 248 West 34th street, and Officer Price of the 19th Precinct - five in all.

Upon the day of its receipt, the 23rd, subpoenas for all these witnesses were issued for their appearance before the Grand Jury, on the 24th, the following day,

**POOR QUALITY
ORIGINAL**

0681

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

(2)

All these subpoenas were served by the employees of this office, and no other witnesses were at any time furnished.

On the 24th, neither the complainant O'Malley nor the witness Murray was present, and as they were material witnesses, a postponement was necessary. The witnesses present, namely: Messrs. Chatleau and Quidor and Officer Price agreed upon the 27th inst. as the most convenient adjourned day for all concerned, and subpoenas were personally delivered in the Grand Jury room for that day to those three in attendance. A memorandum was about to be made by the Grand Jury clerk for the issuance of subpoenas by this office to secure the attendance of the absent witnesses upon the adjourned day, according to practice, when the witness, Chatleau, without any solicitation on the part of any employee of this office, volunteered to see them served, as he knew the witnesses and could most readily reach them. Two subpoenas for said witnesses were, accordingly given him, and on the adjourned day (yesterday) all the witnesses except Murray were present, their testimony was heard and a bill was found.

No witness is ever asked to serve a subpoena which it is the duty of this office to serve, and which it performs through a force detailed for that purpose. The only person of whom such

**POOR QUALITY
ORIGINAL**

0682

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

(5)

request is ever made is a police officer, and then only when such officer has special facilities for learning the whereabouts, or knowing the daily movements of the witness.

**POOR QUALITY
ORIGINAL**

0683

People
-w.
Rosetta Valler,
Dinnerly House

POOR QUALITY
ORIGINAL

0684

Peple } Peple
Murphy } Valler }

June 14

FRANK MOSS,
Counselor at Law,
BENNETT BUILDING,
95.99 Nassau St.

New York, June 14/14

Hon. L. S. Bedford

Asst. District Attorney

Dear Sir: With a view
of assisting you and saving your
time, which must be valuable with
the amount of work required in your
position, I beg leave to hand you
the enclosed memoranda of testimony.

The case of Murphy is an im-
portant one - & is being observed by a
number of our officials, - I earnestly
hope that through your able efforts
he will be convicted, and stand ready
to give you any help you may desire.

He is a slippery customer, and
managed to beat the Herald in a
prosecution which is forced for an
assault on a reporter.

I will be in Court with the witnesses.

**POOR QUALITY
ORIGINAL**

0685

*Yours truly
Frank Cross*

POOR QUALITY
ORIGINAL

0686

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Joseph St. Murphy

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

Joseph St. Murphy

(Section 385,
Penal Code.)

of the CRIME OF ~~KEEPING AND MAINTAINING A COMMON BAWDY HOUSE AND~~
~~HOUSE OF ILL FAME~~, committed as follows:

The said

Joseph St. Murphy

late of the 20th Ward of the City of New York, in the County of New York aforesaid,
on the seventeenth day of May, in the year of our Lord one
thousand eight hundred and eighty-seven, and on divers other days and times as well
before as afterwards, to the day of the taking of this inquisition, at the Ward, City and County
~~and~~ a certain common gaming-house, there situate, for ~~his~~ lucre and gain, unlawfully
and injuriously did keep and maintain; and in ~~his~~ said common gaming-house, then and
on said other days and times, there unlawfully and injuriously did cause and procure divers
idle and ill-disposed persons to be and remain, and the said idle and ill-disposed persons, on
the day and in the year aforesaid, and on said other days and times, to game together and play
at a certain unlawful game of cards called "red", in the said common
gaming-house aforesaid, there did unlawfully and injuriously procure, permit and suffer, and
the said idle and ill-disposed persons, then, and on said other days and times, in the said
common gaming-house aforesaid, by such procurement, permission and sufferance of the said

Joseph St. Murphy

there did game together and play at said unlawful game of cards, for divers large and excessive
sums of money, to the great annoyance, injury and damage of the comfort and repose of a great
number of persons, good citizens of our said State, there inhabiting and residing, and passing
and repassing, to the common nuisance of the said citizens, against the form of the statute in
such case made and provided, and against the peace and dignity of the People of the State of
New York.

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

Joseph St. Murphy

(Section 885,
Penal Code.)

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

The said

Joseph St. Murphy

late of the Ward, City and County aforesaid, afterwards, to wit: on the seventeenth
day of May, in the year of our Lord one thousand eight hundred

**POOR QUALITY
ORIGINAL**

0587

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

THIRD COUNT.—

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

Joseph M. Martine

(Section 322,
Penal Code.)

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

The said

Joseph M. Martine

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

RANDOLPH B. MARTINE,
District Attorney.

0688

BOX:

262

FOLDER:

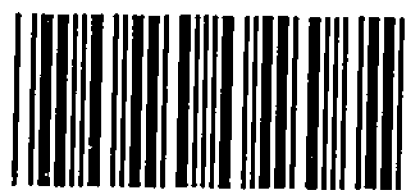
2525

DESCRIPTION:

Murphy, Lawrence

DATE:

05/19/87



2525

441

Witnesses:
E. G. S. [Signature]

Counsel, *R. B. Martin*
Filed, *19* day of *May* 1887
Pleads, *Murphy*

THE PEOPLE

vs.

3d. Proposed
By

Lawrence Murphy

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by Chap. 577, Laws of 1886, §§ 2 and 3; § 430, Penal Code; Chap. 238, Laws of 1892, § 3; Chap. 246, Ibid., § 1; and Chap. 216, Ibid., § 3.]

RANDOLPH B. MARTINE,

72 New 1/2y District Attorney.

Yacada 1/2y 1/2y 1/2y

A True Bill.

Glynn

Foreman.

*Saw overpaid
before having paid a fine
in another case*

POOR QUALITY
ORIGINAL

0690

STENOGRAPHER'S MINUTES.

Second District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Jedediah Wheeler
vs.
Lawrence Murphy

BEFORE HON.

Henry Ford
POLICE JUSTICE,

Jan 24
188

APPEARANCES:

For the People,

For the Defence,

188

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WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

Channing Love
J. R. Wheeler
E. R. May

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M. J. Cheacy
Official Stenographer.

POOR QUALITY
ORIGINAL

0691

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

Jesediah Wheeler
agst. *Laurence Murphy*

Examination had

Jan 21st & 29th 1884
J. Henry Smith Police Justice.

Before

Police Justice.

I, *M. J. O'Keefe* Stenographer of the *2nd* District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of
the original Stenographer's notes of the testimony of *E. A. Love,*
Wheeler, Gray and all herein
as taken by me on the above examination before said Justice.

Dated *Jan 24* 1884

J. Henry Smith
Police Justice.

M. J. O'Keefe
Stenographer

(2)

A Amara substance?
I have made
a study of it for 8
years.

Q Are you a
chemical expert in
determining the components
of Ricinoglycerine, Ricinoleic,
and other.

Q And,
Is there any more
living cell absolutely
telling case of Ricinoleic
how much is composed
of pure butter and how
much of other fats?

Q Yes Sir,
In a test made within
5 days

Q Yes Sir,
How different kinds of
tests are there?

Q I employ 3
How many are there
20 or 30 different

(3)

Q tests have been suggested, I suppose 3, that are considered the best, Why do you suppose three if one is sufficient to arrive at a correct conclusion?

A To make the evidence stronger

Q To any one of your tests sufficient to determine accurately the composition parts of Butter, Butterine or other similar substances?

A I know so from experience.

Q If one is sufficient after giving us the 2nd test why do you use the 3rd

A Because 3 are stronger than 2

Q Is it not a matter of fact that

41
Q You would not swear
to the accuracy of the
principles made by one
test?

A No.
Q And you put your-
self to the trouble of 2
other tests & give more
evidence.

A Well, most
generally.

Q You say you use
the three best tests; How
do you know there to
be the best tests.

A From experience
Q Have you tried 20 or
30 other tests?

A I have tried a
majority of them.

Q How many have
you tried?

A I should say
10 or 15, I do not know
as there are 20 or 30
4

(5)

Q Some of them are of
no value, still they are
put forth as reliable
tests.

A No, they are
published in these
papers.

Q2. Would you speculate
with them?

A No, they some
of them.

Q If you use
a test in comparison
with another are you
not speculating?

A We are experimenting
that is the term we
use, you may employ
the term speculating.

Q Have you ever shown
the correctness of an
analysis of Pontar, and
lutterin, and similar
substances made by

(6)

any other tests as the
best tests you ordinarily
use?

Q I think not Sir.
From your analysis of
the subject matter, what
do you believe it to be?

A A mixture of Oleomargarine
and butter.

Q Anything else?

A No, I did not detect
anything else, I did not
separate the fats?

Q If you had so, you
could have determined the
component parts of the
original compound?

A If I determined the water,
the ^{casein, the solids} ~~solids~~ and the fats,
then we realize that ^(the fats)
separately, I could so
determine the amount of
the different fats of the
entire sample.

Q If they consisted

(17)

Q of a closely different photo?
(Saying, would contain
the same facts

Q What did you
do with the sample you
analyzed?

A I used it, after
completing my analysis,
it is in my possession
now.

Q I give notice ~~xxx~~
now that when we
go for trial, we shall
demand the sample
for further analysis.

Q In butter made from
pasteurized milk
and cream, how much
~~xxx~~ animal fat is there
starting with the maximum
or proportion of 100?

A The average would
be 85 to 86, some time 88-89

Q How much insoluble
fatty acids would it contain

(1)

A genuine Butter, would
contain 87 1/2 % insoluble
fatty acids, and the
soluble fatty acids in
the fat of genuine Butter
would be about 6 %

Q would be about 6%
 then so you test at
 100° with

at that temperature the fat is a liquid
~~it is a solid form.~~

2) Could any other temperature make any difference in the result,

Q There would be some relative difference.

2 If the test of the sample you analyzed turned out to have Py^{100} how does that show any difference between the one or the other if you did not analyze the fat to tell what the fat was composed of. B

A Composed J. Pearce

I

Genuine Butter and
Coccongarine would
have approximately the
same proportion, there can
nothing to do with the
analyses.

Q.

The insoluble
fatty acids are about
87½ per cent, how high do
they run,

A

SP is the
highest that I have
reached.

Q

What would
the difference be between
insoluble fatty acids
at 88½ and at 96,
starting with the mix
of 100%

Q

If I found 96% of
insoluble fatty acids
of foreign substance, I
should know there
was something there beside
genuine Butter.

Q

You could not

(10)

Q tell what that foreign
fat was?

A No, not from
that analysis,

Q Nor determine
what the soluble fat
was?

A No. I could
tell it was not from
Butter, but I could not
tell whether it was from
Lard or Beef fat

Q. What is the best
test to determine the
insoluble, fatty acids
in a mixture?

A A portion of the clear
fat is saponified with
alcoholic Alkaloid Potash, diluted
with water, converted
into a Potassium Soap,
which is washed and
decomposed by Nitric
acid and the insoluble
fatty acids obtained

(//)

- Q Dried and weighed.
Is the same test
satisfactory when used
in connection with
oleomargarine and Butterine
Exactly the same
test.
- Q You know-oleomargarine
is a different thing?
- Q In what respect?
- Q Is that such a test as you
have described is not
sufficient to determine the
amount of insoluble
fatty acids?
- Q I do not
know of such an opinion.
- Q Would there appear less
insoluble acids in
Butter than in Butterine
yes. ~~He recognizes the same~~
~~in one as the other.~~
- Q If one was
manufactured wholly
out of fat beef or beef
" "

(12)

for would the analyses show any considerable difference of insoluble fatty acids?

A Certainly if so, the one of pure butter would have the lowest, will you make the test at 150°C ?

A It could not be done, you do it at 212°
Q Are the results as satisfactory as where the test is made at 100° ?

A I do not know
Q only by what I read of your system or test is the one you have spoken of.

A A modification of Hehner's ~~system~~, by a man named "Rough"

Q What was the second test you made

(13)

Q The determination of the
soluble fatty acids

Q The test by which you
determine the insoluble
fatty acids would not
give you the soluble

Q It can be so
employed.

Q Have you ever
employed it.

Q Yes, Sir, exactly
the same

Q What was the
test you used to
determine the soluble
acids,

Q I took away
portions of the fat,
saponified it, decomposed
it with acid, and distilled
it.

Q What gave you
the result.

Q Yes Sir.
As to the amount

(14)

Q of a distillation the course
pursued to determine the
fatty soluble and the
insoluble was the same,
the details were
not the same.

Q The substance
used to saponify was
the same?

Q Yes Sir.

One was in a closed
bottle and the other in
an open vessel; there is
a slight loss when
it is done, of the volatile
acids, in an open
vessel, whereas in the
determination of the soluble
fatty acids I was care-
ful not to lose, I
would have lost part
of them, and a lower
result would have
been indicative of Butyric
~~rather than Oleomargaric~~

(15)

Q A higher result
would indicate butter?
A Of the lower
Q standard.

Q What were the
other tests you submitted
the sample to?

A The 3 tests were
to determine the specific
gravity; the specific
gravity of genuine butter
at this temperature
is on an average 912,
whereas the specific gravity
of butter would be on
an average 904.

Q In fact
=ing the water 1000
A per dir, the
Q mint of a 1000

Q In real butter
it would be 912, making
the difference about $6\frac{4}{10}$

A About that.
Q How low have you

66

ever known better &
run on specific gravity
with the test at 100° F
Q I think they least
I have ever known was
910 possibly 909⁸, 909
is as low as I have
known, it is a very
wide margin between
that and foreign fats.

Q. Have you ever heard
of these tests that you
have mentioned, pronounced
unsatisfactory, by Chemists?

A I have heard and
read all the subjects,
statements on the fact
that one was more reliable
than the other, but I do
not think I have ever
seen the accuracy of this
test called in question,
for the particular pur-
-pose for which they were
employed in this case

(14)

Q. Do you know of any case?

A. I am not clear on that, I was thinking whether I have in this matter heard Chemists something on this —

Q. Do you know that the United States Inspector only a short time ago arrived at a correct conclusion in two cases out of eight?

A. I know what I have seen in the papers I presume you refer to Taylor, the ~~Microscopist~~ Microscopist; He does not employ analysis.

Q. Do you use the microscopic test in separating the fatty substance in any material?

A. Yes? I have employed

(18)

The microscope, I have never employed it only as a matter of study, to determine the fatty crystals.

Q

So far as you know from the use of the microscope are the crystals in the different kinds of fat used in the manufacture of Oleomargarine so clearly defined that they can be ~~xxxx~~ told by the use of the Microscope?

Q

I do not consider it ~~certainly~~ reliable, if Professor Taylor does, I have tested various mixtures of Butter, Butterine, and Lard, more particularly to see whether I could detect Lard; I was obliged to suspend them but I think that the

(19)

Microscope may be of
considerable use in
matters of that kind,
but I am not prepared
to express an opinion on
that point.

Q

Q

Have been at various
times about 12 figures,
about 6 hours making
tests, and have made
several hundred during
that time; and can say that
my tests are correct; that
is the simple matter,

Q

Q

I have shown you
your register of
the Dec of October, and
was filled with a portion
of the substance still in
the bottle,

Q

Q

Will you
break the seal yourself?
Yes Sir, and then

(20)

~~analyzed~~ analyzed it,
a portion of it, and
when the analyzer was
complete observed it.

Q

On the same
condition it is now.

A

Indeed, it has been

~~in my possession~~
~~with the~~ for since.

Q

What was the color
of that substance when
you received it.

A

It was a little
darker; it was not Butter
it was a mixture of Butter
with Oleomargarine, about
25 per cent Butter; the
natural color of Butter
is of various shades of
Yellow.

Q

What is the color,
if you have of pure Butter,
made from unadulterated Cream
or Milk?

A

All I have seen
has been a Dark Yellow

2.1

Q Does it approach a golden color?

A It does.

Q Was this sample that you analyzed colored in imitation of natural Butter?

A It was. Do you know whether that sample was made from pure unadulterated milk or cream?

A It was not. Do you say that you did not analyze these foreign fats to determine what they were?

A I did not separate them into individual fats.

Reverend.

Q ----- You say it was colored in the semblance and imitation of Butter? With What?

2.1

(22)

Q. It was Ameto,
In what proportion tak-
-ing one hundred as
the unit?

A. I do not know.
Q. How do you know it was
Ameto?

A. I separated the
Ameto.

Q. Approximately how
much did you find?

A. I do not know.
Q. How do you know there
was enough there to make
a test?

A. Because I extracted
it, it was apparent to my
eyes that it was Ameto.

Q. How did the Ameto
develop itself?

A. I extracted it
by dissolving it in Ether
and water, when the Ether
layer separated from the
Water layer, the Water layer

(28)

was colored by yellow,
and that was separated
and passed through a
filter several times, by
which the filtered paper
was colored red. I thought
Bixin, one of the coloring
constituents in Annatto,
after washing the filtered
paper in Ether and
treated with a alcohol
which extracted this col-
-oring matter; that sol-
-ution was evaporated and
a blue green color was
developed characteristic of
Annatto.

Q

Supposing the color-
ing had been occasioned
by feeding the cow on
carrots could you have
told the coloring matter

A
Q.

I could.

Can you say that the
amount of coloring was

(24)

more than 27 per cent, of Butter
which might have been
so colored?

Q I cannot swear
to that,

Q The traces you got
were very slight

Q I should not
call it a trace, I did
not weigh it. It was more
than a trace

Q Was it weighable?
Q I cannot tell

Q Was the amount
which you tested sufficient
quantity to be weighable
by my known method of
weighing?

Q I think so
Q How would you weigh
it?

Q I should have to separate
all the other constituents,
that I did do, to a degree.

24

25

Q. Is that a trace, and nothing else?

A. It is.
Q. Good Anne Butter has a deep yellow or golden appearance?

A. All I have seen.

Q. Suppose the Cow had been locked up and did not have the benefit of Pasture; what then would be the color of Anne Butter?

A. I am not an Expert in that matter.

Q. Do you not know that a Cow that is fed on Cowslips and generally on yellow fodder found in the fields in Spring, that her Butter would take on that color.

A. I never saw Cows eat Cowslips.

(26)

- Q. Buttercups & mean,
Q. I may have
seen cows eat ~~Buttercups~~
Q. Has it been a common
thing to color Butter with
anatto for the last 40
years or as long as you
have been familiar with
the analysis of Butter?
Q. I have heard
of its being done.
Q. Have you ever sought
to find it in genuine
Butter?
Q. Yes Sir.
Q. And found it there?
Q. Yes Sir.
Q. Is it a deleterious sub-
stance?
Q. Not that I know
of.
Q. I'm sure if the cow
was locked up and fed
on Hay and clover
would her Butter be

27

A. light in color?
I should think
it would be.

Q. About the same
color as Oleomargarine
made of Beef fat.

A. I should ^{think} it would
be darker.

Q. How many colors
does real Butter take on

A. I have seen a
great many.

Q. But you say this
was colored in imitation
of Butter?

A. I do.
Re-direct.

Q. Could the shade of that
sample at the time you
received it, have been pro-
duced by 27 or 27½ per
cent Butter with the balance
of Oleomargarine taken the
Standard at 100?

(28)

Q Not in my opinion.
Has the process you used
in ascertaining whether or
or not this sample con-
-tained arsenic a correct
one and one which
would give the accurate
result?

A I think so.

Q Press Examination
You have some doubts
about it.

A Not at all, I
have used that test for
many years and never
failed to detect it in
that way, I have never
failed, nor been deceived

Q Have you ever appear-
ed as an expert in the
trial of these cases?

A Yes Sir.
Have you ever heard
other experts chemists
deny that your method

POOR QUALITY
ORIGINAL

0720

29

was correct or in-
correct. I do not think
a so, Sir,

E. G. Love

Bottle of sample analyzed
marked for identification
(C1A)

Atgouniet to J. J. J. J.
abt 2 O'clock P.M.

29

(30)

Jan 29th 1887
Deedial R. Wheeler being
fully sworn deposed and
says that he is 62 years
of age and a Dairy
Expert ^{by profession} living at 110
East 22nd St.

Q. How long have
you been connected with
Dairy Commission
between 2 and 3

Q. years. You say that in
October the first 1886
you went into Murphy's
place of business and
asked him for Butter

A. I went into Mr
Murphy's place of business
and asked him person-
ally for Butter.

Q. Are you positive
you asked him for Butter
Yes Sir.

(31)

Q.

Did you point on the stand to the article

Q.

I did not

Q.

Did you tell him what kind you wanted?

Q.

I did not.

Q.

Only asked for Butter?

Q.

That is all.

Q.

What time of the day or night was it?

Q.

Between 3 and 4

Q.

O'clock after noon

Q.

Who was in the stand with him?

Q.

Nobody,

Q.

Who was ~~was~~ with you

Q.

Mr Gray.

Q.

Was Gray standing alongside of you?

Q.

Very near.

Q.

What were the exact words you said to Murphy on that day?

Q.

I cannot tell the exact words I used

(32)

I bought a pound of
Cheese

Q What were the exact
words used by you & him
when you met.

A I asked him
for 2 pounds of Butter.
Q Are you sure those
are the exact words?

A That is my recollection.
I cannot say how I
worded it. He asked me
what price.

Q Will you swear
these were the exact words
A That is my recol-
-lection. I cannot swear to
the exact words.

Returnist Love, or
-called-

Q. Doctor, is this the same
Bottle you produced here
on the last examination

A It is.

32

(33)

Q It has been in your possession ever since?
A Yes, it is the one marked (E. 17)

Q Witness Hecker examined your notice of Exhibit A, which Bigelow has testified to, is the one that contained the sample presented to him by you and a portion of which was taken for analysis in this case, do you recognize the Bottle?

A Yes.
Q From what mark?

A My name, and the number, it is in my own hand writing.

Q Where did you get the compound that was in that Bottle when you gave it to him?

(34)

Q Did you send the
the religious the Package
to you?

Q Yes Mr. Murphy.
While you were in the
there was the container

A Yes Sir.
Direct

Q Did you pay Mr. Murphy for
it?

A Yes, 50¢ for 2 pounds
25¢ a pound. I put a
portion in a Bottle,

Q. What was the appearance
of the substance you pur-
chased?

A A substance that
resembled Butter in color
and texture.

Q What experience,
if any, have you had in
making Butter?

A I have been
familiar with making

(S.D.)

Butter, I have made it
mostly all my life more
or less, I am not constantly
employed at it. I am
familiar with the color of
Butter.

Q.

What is the color
of some Butter, when the
color is fed on grass
objected to - is the Whiteness is
not an Expert,

Q

Do you know what
the color usually is, of
Butter made in the
month of June, when
the cows feed on grass
I do.

Q

Q

What is it, a yellow
or white, or bluish
yellow, about the color
of (S.D.)

Q

Q

Generally darker,
You testified that you
could recollect the exact
words you used, when

36

Q You were speaking to
Mr Humphry, state as
near as you can, the
exact words which
were said of the
substance?

Q I asked him for
2 pounds of butter.
What did he
say.

A He asked what price?
I said 25^c, nothing more
was said, he said yes, yes,
I said here is for it and
went away.

Q Good morning.
You say that you made
butter all your life?

Q Yes Sir.
A Churned it yourself?
Q Yes Sir, worked
on the butter milk and
worked in the curd and
prepared it for market

36

34

Q Did the Churning aid
you in determining the
color?

A Yes Sir.
Q At what part of the Churn-
ing does it, commence to
develop color?

A When it begins to
break and become cool,

Q Would the addition
of salt make any difference
in color.

A It sets it little
Q Does fat on the uplands
and cows fat on the low
lands in June, produce the
difference of any different
color from different cows?

A There might be, if
the food was different,

Q If the cow was
being fed where there were
Butter cups and another
fed where there was none
which would have the

34

(38)

Q. richest Butter? If they eat the Butter Crops, it would be a little richer.

Q. If they feed on them it would be richer & deeper color?

Q. Yes. Is there a great difference between different breeds of Cows as to the color of the Butter made from the Cream taken from their milk?

Q. There is a difference, so much so that you could tell at a glance one brand from another?

Q. No. I have seen as Yellow Butter made from native Stock as from Alderney.

Q. Have you ever seen Annets worked into natural Butter to deepen its color?

(39)

A I will not swear I
did not.

Q. What is your best
recollection?

A I presume I have
worked in Amato in
some seasons of the year,
when the weather is lightest

Q When is that, when
fed in day?

A I cannot say, it
might be in press.

Q If you did use
Amato, in what proport-
-ion is it generally used,
How much Amato to a pound
of Butter?

A I do not know,
I have seen a solution
of Amato.

Q As you saw it in
that solution in what
quantity was it?

A About a teaspoon
full to 20 pounds of

(40)

Q Butter. How is it worked
in?

A Coloured with the
cream.

Q Do you recollect
what the name of that
solution is?

A I do not. There
are various kinds, I do
not know.

Q How recently have
you seen it used?

A Except last time
I have not seen much
butter made for the last
two years. I was in several
factories in June.

Q And you use it, the
solution when you make
butter?

A I presume I did
use some solution,
and eat the same
butter, so colored

Q Do you know whether
you could tell if it
had been colored with
Anatto?

A I do not think I
could.

Q Do you think
anyone could?

A I do not know what
anyone else could do, I
have always thought it
hard to tell what, another
man was thinking of
Re-direct.

Q Do you recognize the
Defendant?

A I do, He is the
one I bought the Butter
of, I think I saw what
he took it out of, I will
not say certain,
more or less one } J. R. Wheeler
this 29th day of January
J. Humphreys

Police Justice

(42)

Thomas R. Gray being
only survivor, deposes and
says, that he is 34
years of age and a
White Robing Expert by
~~XXXXXXXXXXXX~~ appointment
of Gov. Brown
the Defendant, Lawrence
Murphy.

Q.

Q.

Q.

Q.

Q.

Q.

Q.

Where is his place of
business

by Corbett, this
City.

Has that his place
of business on the 1st
of Oct 1886?

Yes Sir.
Did you go to his
place on that day?

Yes Sir
Any one with you?

No Wheeler.
What occurred in your
presence?

(H3)

Q I cannot say that anything occurred. Mr Wheeler went across the street and got the Butter and Cheese, & stood across the street.

Q So far as you saw; did Mr Wheeler have any package when he went into the Defendant's place of business.

Q He did not, when he came out he had a package, Cheese and Butter.

Q And you go away with Mr Wheeler,

Q He went to 204 Franklin St, Mr Wheeler took a portion of the substance and transferred it into the bottle, sealed and labeled it. (C-A) is the bottle

(44)

Q What was the appearance of the stuff?

A The appearance of Butter.

Cross Examination.

Q What time of the day was it?

A About 11 o'clock
Q You went there & went the place out because you could not catch on yourself?

A No, not & show him the place.

Q Was it because the last case was determined or not.

A I do not know about that case, I cannot tell without referring to my Notes

Q Why did you not go up to the stand

(4.5)

Q. Objected to as immaterial.
A. Will you swear that
Mr Lawrence Murphy was
lying the stand when
Mr Wheeler went across

Q. Yes Sir, I will.
A. Why did you not go
over, now you afraid he
would identify you;
you say it is Mr Murphy
place of business?

Q. I saw him there
doing business, I call
it his place because
he was there and I saw
no one else on that stand
doing business.

Q. You did not see
the package delivered to
Wheeler?

Q. I saw him pass
for it.

Q. Where you standing
where you stood for

(H6)

The purpose of support-
ing and being a
Witness to the Complaint
for this transaction, were
you there for the purpose
of being a Witness and
to support the Prosecution
in case one was had?

Q

I was there for
the purpose of Witnessing
the transaction.

Q

For the purpose

Q

I have mentioned.

I do not know,
I did not think any
thing about the prosecution
at that time.

Q

What did you
suppose Wheeler was
buying the Potter for?
You knew when he crossed
the St, it was for the
purpose of buying Potter?
Yes Sir.

Q

H6

(47)

Q And that he hoped to obtain evidence that that was not Natural Butter?

A I can not say that

Q Did he say he would go and see if he could get some Oleomargarine?

A No, He said he was going there to ~~buy~~ buy Butter.

Q You knew at the time, the Butter was not for family use, but for an Oleomargarine Case?

A I did not know for what purpose?

Shown to before me }
This 29th day of Jan 1884 } Thomas R. Gray

J. Humphord

Police Justice

POOR QUALITY
ORIGINAL

0739

Sec. 192.

2nd District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK, } ss.

An information having been laid before Henry Ford a Police Justice
of the City of New York, charging Lawrence Murphy Defendant with
the offence of Adulteration of Food

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

We, Lawrence Murphy Defendant of No. 146
Pearl Street, by occupation a Butcher & Cheese Dealer
and Henry Campbell of No. 94 Madison
Street, by occupation a Grocer Surety, hereby jointly and severally undertake that
the above named Lawrence Murphy Defendant
shall personally appear before the said Justice, at the 2nd District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of Three
Hundred Dollars.

Taken and acknowledged before me, this 12th

day of December 1886

J. Humphord POLICE JUSTICE.

Lawrence Murphy
Henry Campbell

POOR QUALITY
ORIGINAL

0740

CITY AND COUNTY
OF NEW YORK, } ss.

John W. Wheeler
Judge of the Court,
District Police Justice.

Sworn to before me, this

12th

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

and fixture of Grocery Business situated
at no 47. Vesey Street in the City of New-
York, worth two thousand dollars.

Henry Campbell

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Underlying to appear
during the Examination.

J. W. Wheeler
38.
Samuel Chapman

Taken the

12th day of Decr. 1886

Henry Campbell
Justice.

POOR QUALITY
ORIGINAL

0741

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

New York, Oct 7th 1886

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, No. 7888, 67 Vesey St N.Y. Oct. 1st '86
Received from B. F. Van Valkenburgh per J. R. Wheeler
on Oct 2nd 1886.

THE SAMPLE CONTAINS:

WATER,	- - - -	1.0.17%
ANIMAL AND BUTTER FAT,	- - - -	87.04%
CURD,	- - - -	0.71%
SALT,	- - - -	2.08%

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	- - - -	93.36%
SOLUBLE " " -	- - - -	1.35%
SPECIFIC GRAVITY OF THE FAT	- - - -	
AT 100° F.,	- - - -	1.036

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 seventh day of October in the year
one thousand eight hundred and eighty-six
before me personally came
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.

Wm. H. Stephens
Notary Public
Westchester Co.
Cert. filed N.Y. Co.

**POOR QUALITY
ORIGINAL**

0742

Ch. 788-1
Oct. 7th 84

POOR QUALITY
ORIGINAL

0743

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

Jedediah R. Wheeler of No. 350 Washington Street,
being duly sworn, says: That he resides at No. 110 East 22d
Street, in the City of New York, County and State of New York, is Sixty two (62)
years of age, and an expert appointed by Hon. JOSIAH K. BROWN, the New York Dairy Com-
missioner; That at the times hereinafter mentioned one Sauvance Murphy
was a Retail Grocery Dealer, and had his Grocery Store
at in a room in No. 67 Vesey Street, in the said City of New
York, and occupied and controlled such room; That on the first (1)
day of October, 1886, deponent went into said Sauvance Murphy's
place of business at said 67 Vesey Street store and such room so occupied and controlled by
him, and said to said Sauvance Murphy that he wanted to
buy some Butter; That the said Sauvance Murphy in
response thereto then and there sold and delivered to deponent two (2)
pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent
then and there paid him Twenty five (25) cents per pound; That it was so sold
and delivered to deponent by said Sauvance Murphy as
and for Butter, the product of the dairy; That thereafter and on the 2d day of
October, 1886, deponent delivered a portion of such substance so sold to
him by said Sauvance Murphy to Edward
G. Gore, a Chemist of No. 122 Borsery
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 Sauvance Murphy
was not Butter, the product of the dairy, and was not made from unadulterated milk or cream;
That it was a manufactured oleaginous substance not produced from milk or cream, and had been
made by mixing, compounding with and adding to natural milk, cream or Butter, some animal
fats or animal or vegetable oils; Not produced from milk or cream, so as to produce an article,
substance and human food in imitation and semblance of natural Butter; That the said substance
had been and was colored with some coloring matter whereby said substance was made to and did
resemble Butter the product of the dairy, and was so colored thereby in semblance of and to re-
semble natural Butter; That on said first (1) day of
October, 1886, deponent in said place of business of the
said Sauvance Murphy 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
butcher Grocery business.

Deponent charges that the said Sauvance Murphy
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 8th
day of Dec, 1886.

J. Kern Ford

Justice.

POOR QUALITY
ORIGINAL

0744

Police Court
County of Second District
County of New York

THE PEOPLE, &c.

vs.
Lawrence Murphy

Affiant:
Jedediah R. Whelan
350 Washington St.

Witnesses:
Thomas R. Gray
Residence 350 Washington St.
Edward G. Gore
Residence 122 Broadway

Residence

POOR QUALITY
ORIGINAL

0745

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK, { ss

Laurence Murphy being duly examined before the undersigned, according to law, on the annexed charge: and being informed that it is *h b*¹ right to make a statement in relation to the charge against *h m*¹; that the statement is designed to enable *h m* if he see fit to answer the charge and explain the facts alleged against *h m*, that he is at liberty to waive making a statement, and that *h b*¹ waiver cannot be used against *h m* on the trial.

Question. What is your name?

Answer.

Laurence Murphy

Question. How old are you?

Answer.

28 years old

Question. Where were you born?

Answer.

Ireland

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

Answer.

146 Pearl St Brooklyn

Question. What is your business or profession?

Answer.

Butter & Cheese 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

Laurence Murphy

Taken before me this

day of

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Police Justice.

POOR QUALITY
ORIGINAL

0746

Sec. 151.

Police Court 2 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 Edw. R. Wheeler

of No. 110 E. 12 St. Street, that on the 2 day of October
1886 at the City of New York, in the County of New York, at premises no 67 Vesey
St. Lawrence Murphy did unlawfully
sell to depment two pounds of a substance
known as Alumargarine for and as
butter made from fresh milk and
cream in violation of Chapter 577.
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 2 District Police Court, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 8 day of Dec 1886
J. Campbell POLICE JUSTICE.

Police Court District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edw. R. Wheeler

vs

Lawrence Murphy

Warrant-General.

Dated December 8, 1886

Henry S. Magistrate

Edw. Campbell Officer.

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

Edw. Campbell Officer.

Dated December 10, 1886

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest, 2:15 P.M. Dec 10,

Native of Ireland

Age, 38

Sex, Male

Complexion, _____

Color, Irish

Profession, Butcher Store

Married, No

Single, _____

Read, No

Write, No

146 Canal St. Brooklyn

POOR QUALITY ORIGINAL

0747

100 bail for
Dec 1st 1887
" 20th " 2 11 PM
" 27th " 2 PM
March 24th 2 11 PM
" 29 " 2 "
Mch " 12-10 am
22nd " 2.30
23rd " 10 am
BAILED,
No. 1, by Henry Campbell
Residence 94 Madison Street
No. 2, by
Residence
No. 3, by
Residence
No. 4, by
Residence

W
Police Court - 2403 -
District.
THE PEOPLE, N.C.,
ON THE COMPLAINT OF
Jedediah R. Whelan
vs.
Harrison Campbell
1 2 3 4
Dated Dec 1st 1887
J. H. Ford Magistrate.
M. Campbell Officer.
Witnesses
No. 1, by
Residence
No. 2, by
Residence
No. 3, by
Residence
No. 4, by
Residence
N. 300 to answer
Bailed
MAR 31 1887
RECEIVED
CLERK'S OFFICE

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
\$100 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 27th 1887
E. J. Whelan Police Justice.

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

Dated March 27th 1887
H. J. Whelan Police Justice.

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

Dated 1887
Police Justice.

POOR QUALITY
ORIGINAL

0748

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Lawrence Murphy

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

Lawrence Murphy

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

The said *Lawrence Murphy*

late of the City of New York, in the County of New York aforesaid, on the *first*
day of *October*, in the year of our Lord one thousand eight hundred and
eighty-*six*, at the City and County aforesaid, *two pounds*
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
Federick R. Wheeler, 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

Lawrence Murphy

of a Misdemeanor, committed as follows:

The said *Lawrence Murphy*

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

**POOR QUALITY
ORIGINAL**

0749

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

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

- Lawrence Murphy -

of a Misdemeanor committed as follows:

The said

Lawrence Murphy

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 *Federal R. Wheeler, two pounds*

of a certain substance, not being butter, and commonly called oleomargarine, and did then and there falsely represent the same to the said *Federal R. Wheeler,*

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 430, Penal Code)

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

- Lawrence Murphy -

of a Misdemeanor, committed as follows:

The said

Lawrence Murphy

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

Federal R. Wheeler -

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

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

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

Lawrence Murphy

of a Misdemeanor, committed as follows:

The said

Lawrence Murphy

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 *two pounds -*

of a certain article and substance in semblance of butter, not the legitimate product of the dairy,

**POOR QUALITY
ORIGINAL**

0750

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

Federal R. Wheeler,
from a certain *tub and 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

Federal R. Wheeler,
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

Lawrence Murphy
of a Misdemeanor, committed as follows:

The said

Lawrence Murphy
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 *Federal R. Wheeler, two 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.

SEVENTH 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

Lawrence Murphy
of a Misdemeanor, committed as follows:

The said

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

**POOR QUALITY
ORIGINAL**

0751

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

Federick R. Wheeler, two 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.

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

- Lawrence Murphy -

of a Misdemeanor, committed as follows:

The said

late of the City and County aforesaid, afterwards, to wit: on the said *first* day of *October*, — 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 *Federick R. Wheeler, two 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 (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

- Lawrence Murphy -

of a Misdemeanor, committed as follows:

The said

Lawrence Murphy

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

Federick R. Wheeler, two pounds

0752

BOX:

262

FOLDER:

2525

DESCRIPTION:

Murphy, Neil

DATE:

05/24/87



2525

WITNESSES:

W. D. Drew

From an examination
of the within case I am
of opinion that no conviction
can be obtained as the
element of circumstantial
evidence is wholly lacking
on the part of this deft
and he was but the
agent of another. I
therefore recommend
that this indictment
be dismissed.

Wendell J. Jones
May 1/92
R. H. Cook

4-87

Counsel, *John O. Graft*

Filed *24* day of *May* 1887

Pleads

THE PEOPLE,

vs.

Neil Murphy

MISDEMEANOR.

[§ 1938, Consolidation Act, and § 316, Revised Ordinances of 1880.]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Clyde H. Allen

Foreman.

Sept 2 - May 3/92

on Motion of Dist Atty
Indictment Dismissed

POOR QUALITY
ORIGINAL

0753

POOR QUALITY
ORIGINAL

0754

STATE OF NEW YORK:
New York: }

3rd District Police Court.

George A Drew being duly sworn,
deposes and says, that on the *6* day of *Jan* 18*87*, at the City
of New York, in the County of New York, *one Neil Murphy*
did, in violation of the form of the Statute in such case made and provided, unlawfully and
wilfully throw, expose, and place in and upon a certain street, highway and public place in
said city, open for the passage of animals, and situate in the *3rd Ave*
Ward, in said city, and known as *3rd Avenue* therein, a certain salt
and substance known as common salt, *and sand* for the purpose of dissolving certain snow which had
theretofore fallen and then was deposited thereon; which said salt and substance was not by
him, the said *Neil Murphy* thrown, exposed, or placed upon a curve, or
crossing, or switch of a railroad track then and there being.

Wherefore the Complainant prays that the said *Neil Murphy*
may be arrested, and dealt with according to law, and more especially according to the follow-
ing law made and provided, to wit: "An Act to prevent injury to animals in the City of
New York;" passed February 8, 1876.

Sworn to, this
before me

6 day of

Jan 18*87* }

Geo A Drew

John J. Ford
Police Justice.

POOR QUALITY
ORIGINAL

0755

LAWS OF 1876, CHAP. 16.

AN ACT

TO PREVENT INJURY TO ANIMALS IN THE CITY OF
NEW YORK.

Passed February 8, 1876, three-fifths being present.

The People of the State of New York, represented in
Senate and Assembly, do enact as follows:

Section 1. Every person who shall wilfully throw, expose or place, or who shall wilfully cause or procure to be thrown, exposed or placed, in or upon any street, highway or public place in the City of New York, open for the passage of animals, any nails, pieces of metal, glass, or other substance or thing which might maim, wound, lame, cut or otherwise injure any animal, shall be guilty of a misdemeanor.

Sec. 2. Every person who shall throw, expose or place, or who shall cause or procure to be thrown, exposed or placed in or upon any such street, highway or public place, except upon the curves, crossings or switches of railroad tracks, any salt, saltpetre or other substance for the purpose of dissolving any snow or ice which may have fallen or been deposited thereon, shall be guilty of a misdemeanor.

Sec. 3. This Act shall take effect at the expiration of ten days after its passage.

POLICE COURT, *3rd* District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

George A. Drew



CRUELTY TO ANIMALS,
SALTING STREET.

Neil Murphy

DATED, *May 6* 18*82*

Magistrate.

Clerk.

George A. Drew Officer.

WITNESSES:

*Benny Bergh, 400 East 22d St.
Along S. Grass
100 E 22 St*

BAILED \$ _____ to ans. _____ Sess.

By _____

STREET.

POOR QUALITY
ORIGINAL

0756

Sec. 198-200.

3 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Neil Murphy 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.

Neil Murphy

Question. How old are you?

Answer

58 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

No 853 East Ave

Question. What is your business or profession?

Answer.

Laborer

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

Answer.

*I am not guilty
and I demand trial by jury
Neil Murphy
sworn*

Taken before me this

day of *August* 188*8*

John J. [Signature]
Police Justice.

0757

Residence

Offence

Magistrate

Office

2011.12.17

W2727288E

24

Street.

7

Street.

24

25/11/2021

...

to answer

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

The Court of General Sessions
in the City and County of New York

The People of the State of New York
against
Neil Murphy

Demurres

The above named defendant, demurs
to the indictment presented by the Grand
Jury on the 24th day of May, 1887, charging
him with the crime of Misconduct, on
the ground that the facts stated in the
said indictment do not ~~constitute~~ constitute
a crime.

Wherefore this defendant asks judg-
ment of the Court that he be dismissed
and discharged from said premises
specified in the said indictment.
Said May 25th 1887.

John C. Mott
Attorney for defendant

POOR QUALITY
ORIGINAL

0759

U. D. General Session Court.	
The People of the State of New York	
Plaintiff, <i>S</i>	
against	
<i>Frederic Murphy</i>	Defendant.
<i>Gemman</i>	
JOHN O. MOTT, Attorney for <i>defendant</i> 140 Nassau Street, MORSE BUILDING, NEW YORK.	
To <i>filed May 27/17</i> Esq., Attorney for	
Due service of	is hereby admitted.
Dated, New York,	18
Attorney for	

POOR QUALITY
ORIGINAL

0760

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

W. J. Murphy

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

W. J. Murphy

(§ 1938 Consolidation of a MISDEMEANOR, committed as follows:
Act.)

The said

W. J. Murphy

late of the *10th* Ward of the City of New York, in the County of New York aforesaid, on the *ninth* day of *January* in the year of our Lord one thousand eight hundred and eighty-seven, at the Ward, City and County aforesaid, did unlawfully throw, expose and place, and cause and procure to be thrown, exposed and placed, in and upon a certain street and highway there situate, known as

5th Avenue,

(otherwise than upon the curves, crossings, or switches of certain railroad tracks then and there being), a quantity of saltpeter, and a quantity of a certain other substance to the Grand Jury aforesaid unknown, for the purpose of dissolving certain snow and ice which had fallen and been deposited, and was then and there upon the street and highway aforesaid; against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity,

POOR QUALITY
ORIGINAL

0761

SECOND COUNT, (§ 316, Revised Ordinances of 1880.)

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

Richard Murphy
of the CRIME OF VIOLATING AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF
New York, committed as follows:

The said

Richard Murphy
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, did unlawfully cast, throw and
sprinkle, and cause to be cast, thrown and sprinkle, in and upon a certain *avenue*,
and highway there, known as *Third Avenue*,
and in and upon a certain railroad track, there, otherwise than upon any switches or
turnouts of the same, a quantity of salt, and a quantity of a certain other substance to
the Grand Jury aforesaid unknown, for the purpose of melting certain snow and ice
which had fallen, accumulated and been deposited, and was then and there upon and in
the *avenue*, highway and railroad track aforesaid, and did then and there and
thereby offend against a certain ordinance therefore duly passed by the Common Council
of the City of New York, and then and there in full force and operation, which said
ordinance is as follows, that is to say:

"It shall not be lawful for any person or persons, company or corporation, to
cast, throw, or sprinkle, or cause to be cast, thrown or sprinkled, salt, or any other
substance, in or upon any avenue, street, railroad track, except upon switches and
turnouts, lane, alley, highway or public place in the City of New York, for the
purpose of melting any snow or ice which may have fallen, accumulated or been
deposited upon or in any such avenue, street, railroad track lane, alley, highway
or public place in the said city, under a penalty of not less than five hundred
dollars, nor more than one thousand dollars for each and every violation of an
against the provisions of this section; provided that permission to throw salt on switches
and turnouts on railway tracks be first obtained from his honor the Mayor."

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.

0762

BOX:

262

FOLDER:

2525

DESCRIPTION:

Murphy, Simon

DATE:

05/13/87



2525

0763

Off. Madigan.

Wm. L. G. 1871

POOR QUALITY
ORIGINAL

0764

Excise Violation—Keeping Open on Sunday.

POLICE COURT— 6 — DISTRICT.

City and County }
of New York, } ss.

of the 33^d Precinct Police John Madigan Street,
of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 17th day
of April 1887, in the City of New York, in the County of New York,

Samuel Murphy (now here)
being then and there in lawful charge of the premises at 153 Street and Legget Avenue
Street, a place duly licensed for the sale of strong and spirituous liquors, wines, ale and beer, to be
drunk upon the premises DID NOT KEEP SAID PLACE CLOSED contrary to and in violation of
the statute in such case made and provided.

WHEREFORE, deponent prays that said Samuel Murphy
may be ~~arrested and~~ dealt with according to law.

Sworn to before me, this 18th day } John Madigan
of April 1887 }
Police Justice.

POOR QUALITY
ORIGINAL

0765

Sec. 198—200.

6 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss

Samuel Murphy 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

Samuel Murphy

Question How old are you?

Answer

48 years

Question. Where were you born?

Answer

Ireland

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

Answer.

Springhurst - 155 St; 12 years

Question What is your business or profession?

Answer.

Teamster and saloon keeper

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 held for trial &
desire trial at general sessions.

Samuel Murphy

Taken before me this 18

day of March

1888

Police Justice.

POOR QUALITY
ORIGINAL

0766

BAILED
No. 1, by Frank Murphy
Residence 1283 Fulton Street
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John Medigan
Sam Murphy

Offence Violation of
Excise Law

Dated

April 18

188

Mcete

Magistrate.

Frank Murphy

Officer.

635

Precinct.

Witnesses

No.

Street.

No.

Street.

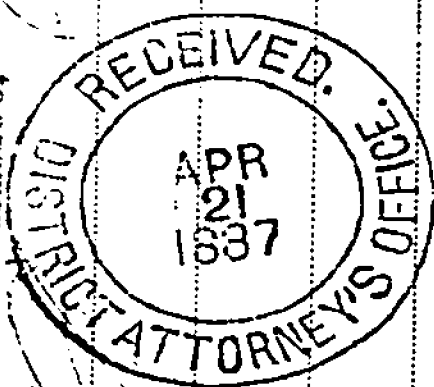
No.

Street.

\$

100

to answer



Police

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

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

Dated April 18 188 7 Mcete Police Justice.

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

Dated April 18 188 7 Mcete Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0767

Grand Jury Room.

PEOPLE

vs.

Simon Murphy

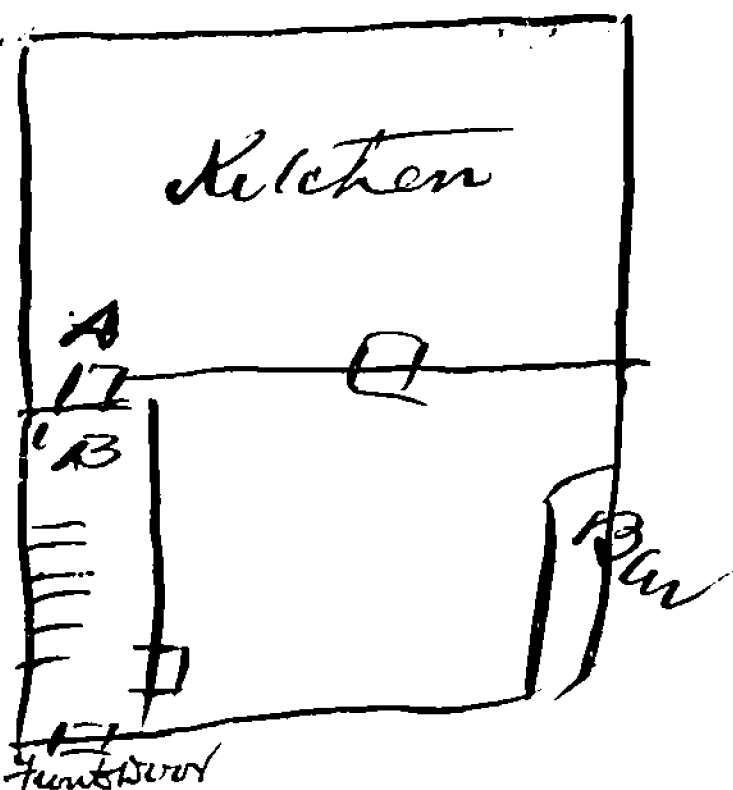
off Madigan

~~*Summit for*~~
~~*May 13/87*~~

~~*N. R. Mager*~~

POOR QUALITY
ORIGINAL

0768



at point B, blocked up
with chain & furniture & c.
hall was never used.

Bar not used & never
was on Sunday - not covered
with cloth - but ~~plaster~~
& all put up of eight,
closed to all burkards

gan up business of liquor
selling on a nice Col Austin
& ~~had~~ had given up at the
time.

The officer made a personal
visit of attack here - harassed
Dougherty's Saloon - on the
road without even going in.

Murphy sick and out of work
all winter - had been in Park
Dep & was discharged - no idea
of resuming liquor business.

Ct. Y. Court of General Sessions.

People

v.

Simon Murphy.

Violation Excise Law.

I see no reason why this indictment should be dismissed, or why any action out of the usual course should be taken in regard thereto. On a Sunday night the officer entered defendant's liquor-store, by a door which led from the hall directly into the barroom, rather than the door leading from the street into the hall, being locked. He found ~~the barroom~~ ^{the barroom} with two men in the barroom, one having a glass of ale in hand, & Defendant's wife being also present. Defendant had gone to bed, but complainant had him called down, and arrested him. ^{He made no state explanation of the open door, except that he thought they had been closed.} After the arrest, both defendant & his wife asked him to take a glass of ale.

The affidavits submitted by the defendant state that the barroom is necessary as a means of communication between the kitchen of the house & the hallway from which stairs lead to the upper part of the house, & that the door from the hall to the barroom was unlocked on that account alone. That fact the officer has denied to me, saying that there is communication

to the kitchen directly from the back part of the hall.

I think that ^{from the} facts shown in all the affidavits hereto annexed, especially the presence of ~~for several~~ people, not inmates of the house, in the parlor, & the having of ~~the~~ liquor in hand, ~~and~~ the people's care is prima facie ~~shown~~ ^{shown} & later the regular course, & the application to dismiss the indictment be denied.
August, 1887.

~~St.~~

Court of General Sessions,

Pe of 4

Simon Campbell

William Everett Law

Ref't on affls to dis-
miss indictment

State of New York }
County of New York } Sd.

Thomas McLenna being duly sworn
deposes and says that he resides in Spring
Mount 28th Ward, that he is acquainted with
Simon Murphy and was at his house
on Sunday April 17th 1887 when
one Madigan a detective in the 33^d
Precinct entered the Saloon, the
door of the house through which he en-
tered being closed, not locked - that he
is acquainted with Mr Murphy's house
and the kitchen opens into the front
room, which is used as a bar, and
the front room is customarily used as
a thoroughfare between the kitchen and
the front part of the house and by the
family to go to the stairs leading to the
bed rooms. That he had been in there
about 20 minutes and during that
time had seen no liquor sold or given
away - that said Madigan asked for
no drink when he entered but did wish
to know where Mr Murphy was, that
Mr Murphy who was present said
he had gone to bed - that said Madigan
stated he wished to see him and that

POOR QUALITY
ORIGINAL

0772

Said Murphy came down stairs - then
Said Madigan informed said Murphy
that he must go with him.

Now subscribed to before Thomas H. C. Brown
me this 15th day of
May 1887
John L. Burnett
Notary Public
New York County

POOR QUALITY
ORIGINAL

0773

General Services

People and Machinery

Simon Murphy

Affidavit of Thomas
McKenna.

State of New York }
County of New York } S.S.

James Murphy being duly sworn deposes and says that he resides in Springfield No. 1 Ward - that he was at home all day on Sunday April 17th 1887 that he ~~did not~~ see liquor in his place on that day - that on the first floor of his house the bar room connects with his kitchen and is customarily used as a thoroughfare for his family between the kitchen and the stairway leading to the bed rooms - that the front door of his house was closed but not locked, being necessary as an entrance to the house.

That he was retiring when called
by his wife, who said a gentleman was
down stairs and when he entered his
bar room, which aside from the kitchen
is the only one on the first floor which
is used to sit in, he was informed
by Detective ^{there} ~~Madison~~ ^{Madison} ~~Stable~~ ^{Stable} whom he knew
and ^{that} ~~he~~ ^{he} did not wish to talk
to women and ~~that~~ ^{that} ~~deponent~~ must
go with him - that he was taken to
the Station house & was released about
midnight on the same night upon

POOR QUALITY
ORIGINAL

0775

Mr Prudley a neighbor having become
Security-

From subscribers to before Simon Murley
The 15th day of
May 1887

John A. Burrill
Notary Public
at Chicago

POOR QUALITY
ORIGINAL

0776

General Simon

The People were murdered

by
Simon Murphy

Affidavit of Simon
Murphy

State of New York } ss
County of New York

Catherine Murphy being duly sworn
deposes and says that she is the wife of
Simon Murphy & resides in Shinghunk
Road - that she was present when
Detective Madigan visited her place
in Sunday April 17th 1887.
and that the bar room is used as a
dining room and is necessarily left
open as communicating between the
kitchen and the stair way - that
she sold no liquor and the front door
of the house was closed, not locked,
as it communicated with the stair
way and was required for the use
of the family, that said Madigan
told her to call her husband who
had retired and upon his coming
down was taken in custody by
said Madigan.

Witness my hand to
this 18th day of May
1887.

John L. Burnell
Notary Public
New York Co

Attest Catherine
Murphy

POOR QUALITY
ORIGINAL

0778

General Scrivener

The People's Court

Simon Murphy

Affidavit of Catherine
Murphy

The People
vs.
Simon Murphy

City & County of New York fs:-

John Madigan being duly sworn says that he is a Police Officer attached to the 33^d Precinct. That he arrested the defendant Simon Murphy charged with a violation of the Excise Law in keeping his saloon open on Sunday under the following circumstances, to wit:- On Sunday April 17th 1887 between the hours of 8 and 9 in the evening deponent entered the saloon through the private door leading from the hall, ^{to the barroom} the said door being closed but not locked, as was also the front hall door ^{through which deponent entered the house}. Deponent then found two gentlemen in the saloon, one of them sitting near the bar, the other standing in front of the bar with a glass of ale before him, and a lady behind the bar.

Deponent inquired of the lady for the proprietor Simon Murphy

she replied that he was upstairs, and that she would call him down. Deponent waited for the said Murphy and while so waiting the said lady offered to deponent a glass of ale which deponent refused. When the said Murphy appeared deponent informed him that he was a Police Officer and inquired why he did not keep his place closed on a Sunday night. Murphy then said he had just gone up stairs and did not know the doors were open and that he thought they were all closed. Deponent then informed said Murphy that he deponent would have to arrest him, whereupon said Murphy said "allright" and sent for his coat which was up stairs.

While waiting the said Murphy offered and urged deponent to drink a glass of ale which deponent refused, and thereupon deponent took said Murphy to the Station House. The said Murphy informed deponent when he came

POOR QUALITY
ORIGINAL

0781

down that the lady above mentioned
was his, said Murphy's, wife.
Sworn to before me this }
3^d day of June 1887 } John Madigan

A. D. Parker
Notary Public
N.Y.C.

POOR QUALITY
ORIGINAL

0782

City Court Gen. Sessions.

People

Simon Murphy.

Violation of Excise Law.

Officer of Officer Davidson,
Complainant.

**POOR QUALITY
ORIGINAL**

0783

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Simon Murphy

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

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

The said

Simon Murphy

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

RANDOLPH B. MARTINE, District Attorney.

0784

BOX:

262

FOLDER:

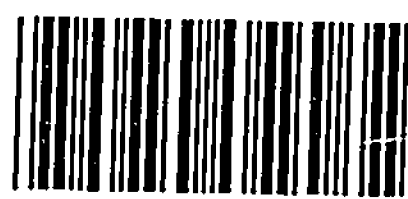
2525

DESCRIPTION:

Mustard, John

DATE:

05/17/87



2525

POOR QUALITY
ORIGINAL

0785

Witnesses:

W. D. Dole

Counsel,

Filed *17* day of *May* 188*7*

Pleads *Adversely* *17*

THE PEOPLE

vs.

John Mustard

Violation of Excise Law.
(Sunday)
[III Rev. Stat., 6th Edition, page 1083 Sec. 21, and
page 1084, Sec. 31.]

RANDOLPH B. MARTINE,

District Attorney.

A TRUE BILL.

Part III June 6/87
Bail forfeited

W. H. H. H. H. H.
Foreman.

Part II November 20 '88

Complaint sent to Special Agent

**POOR QUALITY
ORIGINAL**

0786

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 Mustard

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

John Mustard —

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

The said

John Mustard.

late of the First Ward of the City of New York, in the County of New York aforesaid, on the
17th day of April, in the year of our Lord one thousand
eight hundred and eighty-seven, at the Ward, City and County aforesaid, the same
being the first day of the week, commonly called and known as Sunday, with force and arms,
certain intoxicating liquors and certain wines, to wit : One gill of wine, one gill of brandy, one
gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill
of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain
intoxicating liquor to the Grand Jury aforesaid unknown, unlawfully did sell as a beverage to

James A. Doolley, and to —

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

SECOND COUNT:

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

John Mustard —

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

The said

John Mustard.

late of the Ward, City and County aforesaid, afterwards, to wit : On the day and in the year
aforesaid, at the Ward, City and County aforesaid, the same being the first day of the week

**POOR QUALITY
ORIGINAL**

0787

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

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

THIRD COUNT:

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

John Mustard —

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

The said

John Mustard.

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

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

RANDOLPH B. MARTINE,
District Attorney.

0789

BOX:

262

FOLDER:

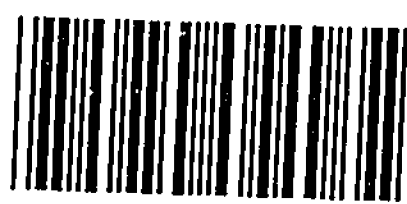
2526

DESCRIPTION:

Nacke, James

DATE:

05/23/87



2526

0790

Dec 17 1888

144 mms.
acc.

Police Court—1st District.

Affidavit—Larceny.

City and County }
of New York, } ss.

of Frederick Wink
3rd St & Lehigh Avenue Philadelphia
occupation Manufacturer of Blatts being duly sworn

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

York, in the County of New York, was feloniously taken, stolen and carried away from the possession

person of deponent, in the night time, the following property viz:

One Gold watch chain & gold
Locker together of the value of
Thirty Eight Dollars

the property of

Deponent

and that this deponent has a probable cause to suspect, and does suspect that the said property was feloniously taken, stolen, and carried away by James Hacke (nowhere)

from the fact that at about the hour of nine o'clock P.M. on said date deponent was sitting down on a stop on Broadway near Rance Street doing asleep deponent was aroused by some person snatching hold of the aforesaid chain attached to a gold watch worn in the left hand side pocket of deponents vest and breaking said chain and ran away with a portion of said chain & said gold locker deponent immediately jumped up from said stop and saw a man disappear

Deponent is informed by Henry Kahn a

[Handwritten signature/initials]
Subscribed and sworn to before me this 3rd day of May 1887
at the City of New York
Police Court

A Police Officer of the 6th Precinct
Police, that he saw the said defendant
match the aforesaid Chain from the person
of defendant and ran away pursued
by said Officer until the defendant
was taken into custody by said Officer.

Sworn to before me
this 4th day of May 1887

J. M. Wink

J. M. Wink

Police Justice

POOR QUALITY
ORIGINAL

0793

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 28 years, occupation Police Officer of No. 6th Avenue

Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of Fredrick Wink

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

Sworn to before me, this 4th
day of May 1888

J. W. Smith
Police Justice.

Henry Hahn
Henry Hahn

POOR QUALITY
ORIGINAL

0794

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

152 District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

I am not guilty
James Macke

Taken before me this

day of May

188

Police Justice.

POOR QUALITY
ORIGINAL

0795

BAILED,
No. 1, by James Tucker
Residence 6 Elizabeth Street.
No. 2, by _____
Residence _____ Street.
No. 3, by _____
Residence _____ Street.
No. 4, by _____
Residence _____ Street.

Police Court-1st District
1st 654

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Frederick Smith
James Black
Offence Larceny from the Person

Dated May 4 188

Richard Magistrate

Henry Hahn Officer.

Witnesses Leah T. Hahn Precinct.

No. _____ Street.

No. _____ Street.

No. 1000 Street.
to answer 488.

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 May 4 188 J. H. Smith Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

POOR QUALITY
ORIGINAL

0796

SUBPÆNA

FOR A WITNESS TO ATTEND THE

Court of General Sessions of the Peace.

The People of the State of New York,

To

of No.

Frederick Wink
No 3rd St Lehigh Ave Philadelphia
Street,

GREETING:

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 day of June instant, at the hour of ten in the forenoon of the same day, to testify the truth and give evidence in our behalf, against

James Macker
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 May, in the year of our Lord 1887

RANDOLPH B. MARTINE, District Attorney.

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

If the Subpœna is disobeyed, attachment will immediately issue.

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

[SEE OTHER SIDE FOR OTHER DIRECTIONS.]

POOR QUALITY
ORIGINAL

0797

Worsted Coatings, Suitings, Cloakings & Dress Fabrics.

Office of the CLIFTON MILLS,
3d Street & Lehigh Avenue.

Philadelphia, May 31st 1887

R. D. Martin Esq -

District Attorney

New York -

Dear Sir -

Mr. Frank Milk
the party named in the
enclosed Informa started
on a trip west yesterday
morning, going direct to
Chicago. His movements
after that will depend
on the condition of bus-
iness there -

Very respectfully
E. B. Milk

**POOR QUALITY
ORIGINAL**

0798

People
vs.
James Macke

POOR QUALITY
ORIGINAL

0799

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

James Madak

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

James Madak

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

The said

James Madak

late of the City of New York, in the County of New York aforesaid, on the
— *Third* — day of *May*. — in the year of our Lord
one thousand eight hundred and eighty-~~nine~~, at the City and County aforesaid, in the
night time of the same day, with force and arms,

one watch chain of the value of
Twenty five dollars, and one
watch of the value of fifteen
dollars,

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