

0009

BOX:

213

FOLDER:

2108

DESCRIPTION:

Sattler, Louis

DATE:

03/12/86



2108

POOR QUALITY  
ORIGINAL

0010

#119

Day of Trial,

Counsel,

Filed

day of

March 1886

Pleads

March 15

THE PEOPLE

vs.

*R*

Louis Sattler

INJURY TO PROPERTY.

Sec. 654, Penal Code.

*Randolph*

*John W. H. H.*

District Attorney.

A True Bill.

*Chas. B. Folsom*

Foreman.

*Agnes H. H.*

*Charles Guilty*

*County Prisoner Tuesday*

*Witness*

*James A. Soper*

*Off John Henry*

POOR QUALITY  
ORIGINAL

0011

Sec. 198-200.

CITY AND COUNTY OF NEW YORK ss

B District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I was attacked by persons  
on the street who beat and  
abused me, and I threw the  
sign to defend myself from them

Louis Sadler

Taken before me this

day of March 1888

Wm. H. Hall  
Police Justice.

0012

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



POOR QUALITY  
ORIGINAL

0013

STATE OF NEW YORK,  
CITY AND COUNTY OF NEW YORK,

POLICE COURT, 3 DISTRICT.

of No. James Joyce Street, being duly sworn, deposes and says,  
that on the Eighth day of March 1886

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

Deposant saw  
Louis Sadler now present  
wilfully, designedly and maliciously  
break and destroy a plate of  
glass of the value of eight  
dollars, in a window of said  
premises, with a "tin sign" which  
he Louis threw at said window. That  
the glass is the property of the firm  
of Schierloth and Stetter by whom  
Deposant is employed as a bartender  
James Joyce

Sworn to before me, this

of March 1886

W. H. M. M. M.  
Police Justice.

0014

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK  
against

*Louis Satter*

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

*- Louis Satter -*

of the CRIME OF UNLAWFULLY AND WILFULLY *destroying*  
PERSONAL PROPERTY OF ANOTHER, committed as follows:

The said *Louis Satter,*

late of the *South* Ward of the City of New York, in the County of New York  
aforesaid, on the *eight* day of *March*, — in the year  
of our Lord one thousand eight hundred and eighty *six*, at the Ward, City and  
County aforesaid, with force and arms, a certain *piece of glass,*

of the value of *eighty dollars,* —  
of the goods, chattels and personal property of one *John M. Schierdel,*  
then and there being, then and there feloniously did unlawfully and wilfully  
*break and destroy,* —  
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 *Louis Satter* —

of the CRIME OF UNLAWFULLY AND WILFULLY *destroying* —  
REAL PROPERTY OF ANOTHER, committed as follows:

The said *Louis Satter,*

late of the *South* Ward of the City of New York, in the County of New York  
aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the Ward, City  
and County aforesaid, with force and arms, a certain *piece of glass,*

of the value of *eighty dollars,* —  
in the *building* of one *John M. Schierdel,*  
there situate, then and there being, of the real property of the said  
*John M. Schierdel,* —  
then and there feloniously did unlawfully and wilfully  
*break and destroy,*  
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.

*David B. McGuire,*  
~~JOHN M. SCHIERDEL~~

District Attorney.

00 15

**BOX:**

213

**FOLDER:**

2108

**DESCRIPTION:**

Scheller, David

**DATE:**

03/09/86



2108

Witnesses:

Anthony C. Douglas  
Off Green

#60

Counsel, C. J. Smith  
Filed 9 day of March 1886  
Pleads "Not Guilty"

THE PEOPLE

vs.

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

David Scheller

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. B. Folsch

March 10<sup>th</sup> 1886 Foreman.

Wm. J. Connelley

March 10<sup>th</sup> 1886

City Prison Dept. Supt.

0016



**POOR QUALITY  
ORIGINAL**

0017

The People  
vs.  
David Scheller.

{ Court of General Sessions, Part I.  
Before Judge Gildersleeve.

March 15, 1896.

Indictment for assault in the first degree.

Antony C. Douglass sworn. I live 271 West 125th St. and am superintendent of section 13 of the Aqueduct on 10th Avenue, I was there on the 4th of March last and saw the defendant that day about half past one in the afternoon at Shaft 23, 165th Street. I came up from 175th Street on horseback and I was getting the timber started in the shaft, I went over to the blacksmith's shop and took my overcoat off and came down to the shaft and the foreman in charge pointed to the defendant and said that he had been around there for the last half hour abusing them; he requested me to tell him to go away, I stepped around the shaft on the other side and took the defendant by the arm and led him away, I said, these men are working and you must go off about your business and not bother them, I did not speak anything out of the way to him, I saw that he was drinking and I turned around and went back to the shaft, he commenced to abuse me, called everybody sons of bitches and everything of that kind; he was apparently looking for some party that he thought was working there; I went around the shaft again and took him by the arm and led him off the second time and said, if you do not go about your business I will call an officer, I turned then to come back and as I turned round he had a 33 calibre pistol up to my head; he said, you son of a bitch, maybe you want some of this, I was standing about six or eight feet from him, I turned and grabbed his pistol and hit him and knocked him down, I jumped on him and

**POOR QUALITY  
ORIGINAL**

00 18

away, I, put it in my pocket and as I got up there seemed to be a friend of his, he came at me and I hit him and knocked him down, I hit him in the face with my hand, I stepped up to his friend then as he was lying on the ground and says, do you want any more? He says, no. I examined the pistol and found five chambers loaded. I never saw the defendant before that time and he was not employed there to my knowledge.

Cross Examined. I know where Shaft 14 is but do not know the foreman. The revolver is self-cocking, I gave it to the officer. I had to use this man pretty badly in self defence in order to get the pistol from him. I did not kick him, I cut his head and face with my hand; the defendant appeared to be intoxicated, his arm was extended when he held the pistol in his hand.

Harry Green sworn. I am an officer attached to the 13rd precinct in this city, I arrested the defendant on the 4th of March at 106th Street and 10th Avenue on the complaint of Mr Douglas charging him with attempting to shoot him, I received a pistol on that day from Mr Douglas I examined it and found five cartridges loaded in it, it was a 44 calibre; the defendant wanted to know what he was charged with, I asked him what was the trouble there and he said he was looking for a man named Dick Carson. I asked the superintendent if he had such a man as that on the work and he said he did not know anything about such a man. I noticed the defendant was bleeding at the time.

**POOR QUALITY  
ORIGINAL**

0019

behalf. I am a stone mason by trade and have been employed at Shaft 14 on the new Aqueduct since the 7th of September last. The mark on my eye was caused by a blow, I had no quarrel with anybody that day before I met Mr Douglas. I do not know why I pulled that revolver on Mr Douglas unless there was some provocation of it, I do not suppose it was my intention then to shoot anyone, I did not intend to shoot Mr Douglas on that day, I had time and opportunity to do so if I wanted to, Mr Douglas knocked me down and beat me, I came from the west in the fall of 1883, I was never arrested charged with crime before this.

Cross Examined. I bought that revolver on Black River, Washington Territory in the spring of 1880, I always carried it loaded, I was accustomed to carrying a weapon not that I had any dread myself, I had no permit to carry a revolver. I went up on this morning in question to see an acquaintance of mine George Garson but did not find him there, I remained there I suppose because I took a few drinks too much, I have a faint recollection of drawing the revolver out of my hip pocket, I suppose Mr Douglas was in front of me, I should judge probably six or eight feet away up to that time there was no assault made upon me, he had not taken hold of me but I thought I was offended by the words used, I do not know whether I drew the revolver to scare anyone or not, I drew it under the impulse of the moment. I never fired the revolver in New York, I was under the influence of liquor and that is the reason I did whatever I did.

The Jury rendered a verdict of guilty of an assault in the third degree.

0020

Testimony in the case  
David Scheller  
filed March

281



POOR QUALITY  
ORIGINAL

0021

Police Court—5 District.

CITY AND COUNTY  
OF NEW YORK, } ss.

Anthony C. Douglas  
of No. 258 West 125 Street,

being duly sworn, deposes and says, that  
on Thursday the 4 day of March  
in the year 1886 at the City of New York, in the County of New York,  
he was violently and feloniously ASSAULTED and ~~BEATEN~~ by

David Miller (nowhere)  
who carried a Revolving Pistol  
at deponent.

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

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

Sworn to before me, this 4 day } A. C. Douglas  
of March 1886 }

John J. Hornum POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0022

Sec. 198-200.

5

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

*David Scheller*

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

Question What is your name?

Answer *David Scheller*

Question. How old are you?

Answer *38 years*

Question. Where were you born?

Answer. *Bedford County Penn.*

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

Answer. *Ardsley Westchester County*

Question What is your business or profession?

Answer. *None making*

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*

*David Scheller*

Taken before me this

*4*

day of

*March*

188*8*

*John J. Morrison*

Police Justice.

0023

Residence...

\$500 base for 80 units  
per March 5/1988

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

POOR QUALITY  
ORIGINAL

0024

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

David Scheller

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

David Scheller

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

The said David Scheller,

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-six, with force of arms, at the City and  
County aforesaid, in and upon the body of one Andrew C. Donofari,  
in the peace of the said People then and there being, feloniously did make an assault  
and to, at and against him the said Andrew C. Donofari,  
a certain pistol then and there loaded and charged with gunpowder and one  
lead bullet, which the said David Scheller,  
in his right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously did then and there shoot off and discharge,  
with intent — and him the said Andrew C. Donofari,  
thereby then and there feloniously and wilfully to kill, against the form of the statute  
in such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

SECOND COUNT:

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

David Scheller

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

The said David Scheller,

late of the City and County aforesaid, afterwards, to wit: on the day and in the  
year aforesaid, at the City and County aforesaid, with force and arms, in and  
upon the body of one Andrew C. Donofari,  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make an assault, and to, at and against him the said  
Andrew C. Donofari,  
a certain pistol — then and there charged and loaded with gunpowder  
and one lead bullet, which the said David Scheller,  
in his right hand then and there had and held, the same being  
an instrument likely to produce grievous bodily harm, then and there feloniously  
did wilfully and wrongfully shoot off and discharge, 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.



0025

BOX:

213

FOLDER:

2108

DESCRIPTION:

Scherer, Alles

DATE:

03/31/86



2108

POOR QUALITY  
ORIGINAL

0026

Witness:  
*Harry Dollach*

327

Counsel,  
Filed *21* day of *March* 188*6*.  
Pleads *Not guilty. n.p.*

THE PEOPLE

*Ed. G. W. vs.  
Sto. with father*

*Alles Scherer*

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

RANDOLPH B. MARTINE,

*Pr. G. W. 6/96* District Attorney.  
*Pleads Acq. 3/4*

A True Bill.

*Chas. B. Fiske*

Foreman.

*City Prison Five days.*

POOR QUALITY  
ORIGINAL

0027

Sec. 198-200.

✓ District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

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

Question What is your name?

Answer

Alles Scherer

Question How old are you?

Answer

60 years

Question. Where were you born?

Answer.

Germany

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

Answer.

516 E. 64th Street

Question What is your business or profession?

Answer

Marble polisher

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

Answer.

I am not guilty. I  
demand a trial by jury.  
Alles Scherer

Taken before me this

23

day of

March 1888

Police Justice

POOR QUALITY  
ORIGINAL

0028

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Police Court 44 DISMISS

THE PEOPLE Not Guilty

Wm. G. Wallack

229 East 7<sup>th</sup>  
Alto Schenck

Offence Assault

Dated March 31 188

Magistrate  
Schell Officer

18 Precinct

Witnesses

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 6, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 7, by \_\_\_\_\_  
Residence \_\_\_\_\_  
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

Alto Schenck

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

Dated March 31 188 Police Justice.

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

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

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

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



POOR QUALITY  
ORIGINAL

0029

Police Court—4 District.

CITY AND COUNTY } ss.  
OF NEW YORK, }

of No. 229 E 11th Street, aged 47 years,  
occupation Marble Polisher being duly sworn, deposes and says, that  
on the 22 day of March 1888 (at the City of New York,  
in the County of New York,

he was violently ASSAULTED and BEATEN by Alles Scherer brother,  
who struck deponent a violent blow  
on deponent's eye with a stone  
then and there held in the  
hands of said Scherer

without any justification on the part of the said assailant

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

Sworn to before me, this 22

day of March 1888

Alvin J. Dunkley  
Police Justice.

POOR QUALITY  
ORIGINAL

0030

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Alfred Scherer*

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

*Alfred Scherer*

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

The said *Alfred Scherer*,

late of the City and County of New York, on the *twenty second* day of  
*March*, in the year of our Lord one thousand eight hundred and  
eighty *six*, with force and arms, at the City and County aforesaid, in and upon one

*Henry Dobbins*,

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

*Alfred Scherer*,

with a certain *stone* — — — which *he* the said

*Alfred Scherer*

in *his* right hand then and there had and held, the same being then and there a  
— *thing* likely to produce grievous bodily harm, *him*,  
the said *Henry Dobbins*, then and there feloniously  
did wilfully and wrongfully strike, beat, — — — bruise and wound,  
against the form of the statute in such case made and provided, and against the peace  
of the People of the State of New York and their dignity.

**POOR QUALITY  
ORIGINAL**

0031

**SECOND COUNT:**

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

- *Adler Scherer* -

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

The said *Adler Scherer*,

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

in the peace of the said People then and there being, feloniously did wilfully and wrongfully make an assault: and the said *Adler Scherer*, -

- *in* the said *Henry Doleach*,  
with a certain *stone* -  
which *he* the said *Adler Scherer*,

in *his* - right hand then and there had and held, in and upon the  
*head* of *him* the said -  
*Henry Doleach*, -

then and there feloniously did wilfully and wrongfully strike, beat, -  
bruise and wound, and did then and there and by the means aforesaid, feloniously,  
wilfully and wrongfully inflict grievous bodily harm upon the said *Henry Doleach*,  
*Doleach*, to the great damage of the said *Henry Doleach*,  
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.**

0032

BOX:

213

FOLDER:

2108

DESCRIPTION:

Schlimann, William

DATE:

03/16/86



2108



0033

**BOX:**

213

**FOLDER:**

2108

**DESCRIPTION:**

Willmund, Charles

**DATE:**

03/16/86



2108

POOR QUALITY  
ORIGINAL

0034

Witnesses:

By Charles B. Kugel  
By Harry D. Kugel

Counsel,

Filed  
May of 1886

Pleas

THE PEOPLE

vs.  
1 24 1886

William Schlimann

and

Charles Willmunde  
(Prisoner)

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

RANDOLPH B. MARTINE,

Pr 6/4 14/86 District Attorney.  
Not tried & convicted under 3 of  
with leave to marry.

A True Bill; Leo M.

Charles B. Kugel

W 2 C. B. Kugel  
by another Judicial  
Part 1

0035

Sec. 198-200.

District Police Court.

CITY AND COUNTY { ss  
OF NEW YORK,

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

Question What is your name?

Answer

William Schuman

Question. How old are you?

Answer

33 years

Question. Where were you born?

Answer

Germany

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

Answer

219 E 102d St 1 month

Question What is your business or profession?

Answer

Painter

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

Wilhelm Schlimmer.

Taken before me this

day of

March 1886

James M. Kelly Police Justice.

0036

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

Police Court 4 District 1

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles B. Madden  
28 Precinct  
William Schlimmer

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

Offence Vice Copulation  
Ordinance

Dated March 10 1886

D. A. Reilly Magistrate  
Waller Officer  
28 Precinct

Witnesses Henry & Anne  
28 Precinct

\$500 for & March 13 Street,

9/10 & 1/10 Street,

No. 100 Street,  
1886

1886

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 March 10 1886 James W. Reilly Police Justice.

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

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

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

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



0037

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

William Edlin

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

William Edlin

of the CRIME OF Violating an ordinance of the

Common Council of the City of New York,

committed as follows:

The said William Edlin,

late of the 19th Ward of the City of New York, in the County of New York aforesaid, on the ninth day of March, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid,

not being a judge of said City, State, Federal, State or City Court, or an Officer of the General, State or Municipal Government, authorized by law to make oaths, and not being a person to whom a permit had been issued or provided by the ordinance of the common council of the City of New York, then and there in full force and operation, with force and arms, did unlawfully have in his possession, a certain right concealed on his person, and not provided by law, and did therein and thereby violate against a certain ordinance of the City of New York

0038

The Common Council aforesaid in due form of Law, and then and there in full force and virtue, which said ordinance is as follows, That is to say:

"Every person, except judges of the  
Federal, State and city courts, and officers  
of the general, State and municipal  
governments, authorized by law to  
make arrests, and persons to whom  
warrants shall have been issued, as  
hereinafter provided, who shall have  
in his possession within the City of  
New York, a rifle or any description  
concealed on his person, or not carried  
openly, shall be deemed guilty of a  
misdemeanor, and shall be punished,  
on conviction, by a fine not exceeding  
Ten dollars, or, in default of payment  
of such fine, by imprisonment, not  
exceeding Ten days."

against the form of the State in  
and case made and provided, and  
against the peace of the People of  
the State of New York, and their  
rights;

Randy R. Martine,

District Attorney.

POOR QUALITY  
ORIGINAL

0039

# 50 Section 50

Counsel,

Filed

Pleads

May 1886

City of New York

THE PEOPLE

vs.

William Schlimm

(2 years)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Charles B. Schlimm

Foreman

Witnesses:

Off. Karter

Off. Karter

POOR QUALITY  
ORIGINAL

0040

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

Charles T. Walker

of the 28th Precinct Police, being duly sworn, deposes and says  
that on Tuesday the 9 day of March 1886  
at the City of New York, in the County of New York, William Schuman

[now here,] did unlawfully have a pistol loaded with powder  
and ball in his possession in East 72nd  
Street that being a public thoroughfare in  
said City said defendant not having  
a permit to carry the same as required  
by law

in violation of the Ordinances of the Mayor Alderman and  
Commonalty of the City of New  
York

Charles T. Walker

Sworn to before me, this  
10 day  
of March, 1886  
Samuel W. McCall  
Police Justice.



POOR QUALITY  
ORIGINAL

004-1

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*William Schulman*  
and *Charles Willmurd*

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

*William Schulman & Charles Willmurd*

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

The said *William Schulman* and

*Charles Willmurd*, each —

late of the City of New York, in the County of New York aforesaid, on the  
— *ninth* day of — *March*, — in the year  
of our Lord one thousand eight hundred and eighty-*nine*, at the City and County  
aforesaid, with force and arms feloniously made an assault in and upon one

*Charles C. Walker*, —

then and there being a *patrolman* of the Municipal Police of the City of  
New York, and as such *patrolman* being then and there engaged in the lawful  
*apprehension* of *them the said William*  
*Schulman and Charles Willmurd*,

and the said *William Schulman & Charles Willmurd*,  
him, the said *Charles C. Walker*, —

then and there feloniously did beat, strike, wound and otherwise illtreat, with intent  
then and there and thereby to prevent and resist the lawful *apprehension*  
of *themselves* — as 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.

RANDOLPH B. MARTINE,

District Attorney.

0042

**BOX:**

213

**FOLDER:**

2108

**DESCRIPTION:**

Schmidt, Charles

**DATE:**

03/09/86



2108

Witnesses:

George M. Holland  
E. A. Sprague

#81

Counsel,  
Filed 9 day of March 1886  
Pleads, Voluntary.

THE PEOPLE

vs.  
Charles Schmidt

Burglary in the Third Degree.

Sections 498, 506, 518 and 522

RANDOLPH B. MARTINE,

Esq. March 17/86 District Attorney.

Read PT

Pen 3 and.

A True Bill.

Charles D. Friedrich

Foreman

0043

0044

Police Court 2 District.City and County } ss.:  
of New York,of No. 398 Hudson Street, aged 49 years,  
occupation Painter being duly sworndeposes and says, that the premises No 398 Hudson Street,  
in the City and County aforesaid, the said being a four story Brick  
tenement house, the premises of which deponent occupied  
as a painter's shop,  
and which was occupied by deponent as a Painter Shop  
and in which there was at the time ~~a~~ <sup>no</sup> human being, by namewere **BURGLARIOUSLY** entered by means of forcibly Wrenching,  
breaking and removing the door  
fastenings of said deponent's shop,on the 6 day of March 1888 in the light time, and the  
following property feloniously taken, stolen, and carried away, viz:four pounds of White Lead  
of the  
value of seven dollars and fifty cents  
(\$7.50)the property of Deponentand deponent further says, that he has great cause to believe, and does believe, that the aforesaid  
**BURGLARY** was committed and the aforesaid property taken, stolen, and carried away byCharles Smith (now here)

for the reasons following, to wit:

That Deponent, when he  
left said premises, at six o'clock on  
the above date he securely locked  
and effectually closed said shop,  
that, among others, Magnus 55, Greenwich  
St, saw said deponent, taking, stealing  
and going off, with said property,  
Wherefore deponent prays that said Defendant  
be dealt with as the Law directs

George Mulholland



0045

CITY AND COUNTY  
OF NEW YORK, } ss.

aged 43 years, occupation Clerk of No. 537

Freemien Street, being duly sworn deposes and  
says, that he has heard read the foregoing affidavit of George Spucholman

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

Sworn to before me, this  
day of Apr

188

E. V. Sprague  
Police Justice.

0046

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

2 District Police Court.

*Charles Smith* 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*

*Charles Schmidt*

Taken before me this

day of

1981

Police Justice.

0047

Police Court District.

290

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

3  
2  
1  
Offence

Dated

188

No. 5, by

Residence

No. 6, by

Residence

No. 7, by

Residence

No. 8, by

Residence

No. 9, by

Residence

No. 10, by

Residence

Witnesses

No. 11, by

Residence

No. 12, by

Residence

No. 13, by

Residence

No. 14, by

Residence

No. 15, by

Residence

No. 16, by

Residence

No. 17, by

Residence

No. 18, by

Residence

No. 19, by

Residence

No. 20, by

Residence

No. 21, by

Residence

No. 22, by

Residence

No. 23, by

Residence

No. 24, by

Residence

No. 25, by

Residence

No. 26, by

Residence

No. 27, by

Residence

No. 28, by

Residence

No. 29, by

Residence

No. 30, by

Residence

No. 31, by

Residence

No. 32, by

Residence

No. 33, by

Residence

No. 34, by

Residence

No. 35, by

Residence

No. 36, by

Residence

No. 37, by

Residence

No. 38, by

Residence

No. 39, by

Residence

No. 40, by

Residence

No. 41, by

Residence

No. 42, by

Residence

No. 43, by

Residence

No. 44, by

Residence

No. 45, by

Residence

No. 46, by

Residence

No. 47, by

Residence

No. 48, by

Residence

No. 49, by

Residence

No. 50, by

Residence

No. 51, by

Residence

No. 52, by

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No. 53, by

Residence

No. 54, by

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No. 55, by

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No. 56, by

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No. 57, by

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No. 58, by

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No. 59, by

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No. 60, by

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No. 61, by

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No. 62, by

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No. 63, by

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No. 64, by

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No. 65, by

Residence

No. 66, by

Residence

No. 67, by

Residence

No. 68, by

Residence

No. 69, by

Residence

No. 70, by

Residence

No. 71, by

Residence

No. 72, by

Residence

No. 73, by

Residence

No. 74, by

Residence

No. 75, by

Residence

No. 76, by

Residence

No. 77, by

Residence

No. 78, by

Residence

No. 79, by

Residence

No. 80, by

Residence

No. 81, by

Residence

No. 82, by

Residence

No. 83, by

Residence

No. 84, by

Residence

No. 85, by

Residence

No. 86, by

Residence

No. 87, by

Residence

No. 88, by

Residence

No. 89, by

Residence

No. 90, by

Residence

No. 91, by

Residence

No. 92, by

Residence

No. 93, by

Residence

No. 94, by

Residence

No. 95, by

Residence

No. 96, by

Residence

No. 97, by

Residence

No. 98, by

Residence

No. 99, by

Residence

No. 100, by

Residence

0048

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles Schmidt*

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

*Charles Schmidt* —

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

The said

*Charles Schmidt,*

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

*Frederic Mulholland,* —

feloniously and burglariously did break into and enter, with intent to commit some crime therein, to wit: with intent, the goods, chattels and personal property of the said

*Frederic Mulholland,* —

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



0049

SECOND COUNT—

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

of the CRIME OF *Charles Schmidt* —  
*Petit* LARCENY, — committed as follows :

The said *Charles Schmidt*,

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

*one hundred pounds of white  
lead, of the value of eight  
pence each pound.*

of the goods, chattels and personal property of one

*Figoras Mulholland*, —  
in the *shop* of the said

*Figoras Mulholland*, —

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

*Randolph W. Brant*  
*District Attorney*

0050

BOX:

213

FOLDER:

2108

DESCRIPTION:

Schneller, Frederick

DATE:

03/11/86



2108

Witnesses:

Thomas P. Gray  
H. Stearns

Counsel,

Filed

Pleads

11 May 1886

THE PEOPLE

vs.

MISDEMEANOR.

Friedrich Scheller

RANDOLPH B. MARTINE,

Part IV April 26/87.

Pleads Entry

A True Bill.

Charles D. Fiedrich

Foreman.

J. M. H. J.

~~to any other~~

to any other

POOR QUALITY  
ORIGINAL

0051

H. L. L. R. R. R.

Thomas R. Gray

Frederick Schaller

Thomas R. Gray being  
only Brown paper

I "May 1875" was at  
Store No 68 10<sup>th</sup> Ave.  
I saw the defendant  
there: I asked him  
for a pound of rice  
he asked me what  
else would I pay  
to get a pound of  
butter he asked  
me what I would  
and I told him

25 cents butter

I paid him for it 10  
cents for the rice and  
thirteen cents for the



better he gave me  
 two printed photographs  
 with the words "Geo.  
 Macgill butter" on it.  
 I took it outside  
 and Mr. Morgan  
 (with me) examined  
 it and a few days  
 we have transferred the  
 butter into a bottle  
 sealed it & labeled  
 it and the next day  
 I delivered it to the  
 Chemist & Druggist  
 Mr. H. H. H. H. H.  
 prize the defendant as  
 the man who sold  
 me the butter. I  
 visited him & the  
 future greatly much  
 saw him & he  
 know him.  
 Now examined by  
 City & Defendant  
 was in the Court

0054

when I went in:  
 he got the oleomargarine  
 from an icebox towards  
 the middle of the  
 store. He raised  
 the lid of the ice-  
 box and took the  
 oleomargarine out:  
 4/10 - 7-15 P.M.  
 I am sure the  
 defendant is the  
 person who de-  
 livered this oleomar-  
 garine to me. He did  
 not ask me if I  
 wanted oleo at 25-  
 cents a pound or better  
 at 35 cents a pound  
 did not see defendant  
 on there no one in  
 store but defendant  
 and myself: when  
 I called again I  
 saw a young man  
 at the store.

Samuel D. Gray  
 1000 1/2 - 1000 1/2  
 1000 1/2 - 1000 1/2  
 1000 1/2 - 1000 1/2

Thomas R. Gray

0055

Joseph J. Morgan  
 being duly sworn  
 says: I was with  
 Mr. Morgan on the  
 night of July 1st 1885  
 near 1068 18th Ave  
 I saw him go into that  
 store I worked outside  
 near the store I could  
 see into the store  
 I saw the defendant  
 there present I asked  
 to know what I saw there  
 He said together with the  
 counter. When Morgan  
 went in he had  
 two packages in his  
 hands. When he  
 came out he had  
 two packages. I went  
 with him and examined  
 one of them transferred  
 the vials to a glass  
 jar and sealed  
 and marked

it.  
 Cross & examined and  
 came in the supply of the  
 State Mining Commission.  
 Gray and I had  
 been in a very close  
 place that day.  
 I did not make a  
 memorandum of the  
 time it was along in  
 the evening. I had  
 never been before and  
 before that evening  
 I saw afterwards  
 before he was brought  
 into court. I saw  
 him at his place  
 of business on about  
 the 15<sup>th</sup> to the 20<sup>th</sup>  
 of February. I did  
 not have charge of the  
 New York mine which  
 Gray purchased. I  
 don't know what the two  
 packages consisted of.



I did not hear the  
 conversation between  
 the boys and the  
 friend when the  
 purchase was made.  
 Re-direct. When  
 going down with  
 the dog the two  
 men accompanied them and  
 could not get into the  
 place a few doors be-  
 low where the stuff  
 was placed. Then  
 the two men of the two  
 packages and turn-  
 ing the contents into  
 a bottle. One of them  
 was a substance that  
 looked like butter.

Emilio  
 Muller, <sup>born</sup> Joseph J. Morgan  
 of Miami, Fla.

Wm. Murray

Police Justice

0058

CHAS. M. STILLWELL, A. M.  
THOMAS S. GLADDING, A. M.

Office and Laboratory of

STILLWELL & GLADDING;  
Analytical and Consulting Chemists,

Old Series, No. 9406.

New Series, No. 18985.

No. 55 Fulton St., cor. Cliff St.,

P. O. Box 1261.

New York, Feb 15 1886

### Certificate of Analysis

of a *sealed* sample of..... "BUTTER".....  
marked: *No. 462 1073 10th Ave N.Y. Feb 7/86*  
received for account of *Mr. B. F. Van Valkenburgh Feb 9/86*  
drawn by our Agent..... *per Mr. J. R. Gray*

#### This Sample contains

Animal and Butter Fat,.... *83.36*  
Curd,..... *1.39*  
Salt, [Ash,]..... *3.29*  
Water, at 100° C.,..... *11.96*

#### Analysis of the Fat present in the sample.

Soluble Fatty Acids, [on a dry basis]..... *6.24*  
Insoluble do do do..... *94.10*  
Specific Gravity of the dry Fat, at 100° Fah.,..... *0.9053*  
Titre,..... °C.

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.

*This sample contains about 20% Butter.*  
*Very Respectfully,*

*Charles M. Stillwell*

*Mr. B. F. Van Valkenburgh*

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

On the *fifteenth* day of *February* in the year one thousand eight hundred and *eighty six* before me personally came..... *Charles M. Stillwell*  
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.

*W. S. Holbrook*

NOTARY PUBLIC  
KINGS COUNTY.  
Certificate filed in N. Y. County.

**POOR QUALITY  
ORIGINAL**

0059

No. 413  
July 15/86

POOR QUALITY  
ORIGINAL

0060

STATE OF NEW YORK,  
County of New York

ss.:

Thomas R. Gray, being duly sworn, deposes and says:  
That he resides in the City of New York in the County of  
New York and State of New York, and is 35 years of age,  
and is an Expert appointed by Josiah K. Brown, New York State Dairy Commissioner;

That on the 1st day of February, 1886 in the  
Store occupied by him, No. 1068 Third Avenue street, in the City  
of New York in the County of New York  
and State of New York, one Fredrick Schneller, against the  
form and statutes in such cases made and provided, and in violation thereof, and against the peace of the  
people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadul-  
terated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not  
Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with  
and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of  
animal fats or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or  
Cream; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter,  
the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter  
the product of the Dairy; that the said Fredrick Schneller  
offered said substance, product, manufacture and compound for sale as and for  
Butter made from unadulterated Milk or Cream at such time and place, with intent to sell the same as and for Butter  
made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, one half  
pound as and for Butter, the product of the Dairy, and represented the same to be Butter at such time  
and place; that the said substance, product and compound was not natural Butter produced from pure unadulterated  
Milk, or Cream of the same, and was not Butter the product of the Dairy, and was not made exclusively from Milk or  
Cream, or both; that it contained some substance for the purpose and with the effect of imparting thereto a color  
resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from  
pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow  
Butter, and was in semblance of natural Butter; that the same was a substance known as Oleomargarine; that it had  
been made, manufactured and rendered after April thirtieth, 1885, out of some animal fat, or animal  
or vegetable oils not produced from unadulterated Milk, or Cream of the same, in imitation and semblance  
of natural Butter, produced from pure unadulterated Milk, or Cream of the same, by mixing, compounding with  
and adding to a small quantity of Milk, Cream or Butter a large quantity and proportion of some animal fats or animal  
or vegetable oils not produced from Milk or Cream, with design and intent to render, make and produce an article,  
substance and human food in imitation and semblance of natural Butter. That the same was not manufactured, or in  
process of manufacture on April thirtieth, 1885, but has been rendered, manufactured, compounded and mixed since  
April thirtieth, 1885, as deponent is informed and believes.

~~That the tubs in which the same was contained did not have the words "Oleomargarine Butter"~~  
~~upon the top or side thereof, and such words were not burned in or painted thereon with permanent~~  
~~black paint, in a straight line not less than one half inch in length, where deponent could see such brand;~~  
~~that no printed label, bearing the words "Oleomargarine Butter," was delivered therewith to the purchaser thereof.~~

Deponent further says that on said 1st day of February,  
1886, he went to the said Store of said  
Fredrick Schneller in said City and County, and told him Fredrick Schneller  
that he wanted to buy some Butter; that said Fredrick Schneller  
showed deponent a number of pounds of the said Oleomargarine hereinbefore mentioned, offered the same to depo-  
nent for sale, and sold the same to deponent; that he so sold to deponent as and for Butter one half pound  
thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of five cents.  
that, as deponent believes and charges, the said Fredrick Schneller at the time  
of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as  
hereinbefore stated; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not  
Butter, the product of the Dairy; ~~that deponent saw the tubs in which the said Oleomargarine was contained, and no~~  
~~printed label bearing the words "Oleomargarine Butter," was delivered by said~~ Fredrick Schneller  
Schneller to deponent with the Oleomargarine sold to him; that on  
February 1st, 1886, deponent delivered a sample of such Oleomargarine, so  
purchased by him as aforesaid, to Charles M. Stearns a chemist of  
the city of New York N. Y., and caused the same to be analyzed by  
such chemist, as shown by the annexed certificate of such chemist.

Wherefore, deponent prays that a warrant may issue for the arrest of the said Fredrick Schneller  
and that he may be dealt with as the law directs.

Sworn to before me this 25  
day of February 1886

Justice.



POOR QUALITY  
ORIGINAL

0061

Wm. D. (P. 100)  
Court of New York  
County of New York

THE PEOPLE, &c.,

vs.  
Frederick Schuller

Affiant:

Thomas C. Ryan  
350 Washington St.

Witnesses:

Joseph J. Dwyer  
Residence 350 Washington St.  
Stanley M. Steel  
Residence 350 Washington St.

Residence

POOR QUALITY  
ORIGINAL

0062

Sec. 151.

Police Court 4th District.

CITY AND COUNTY  
OF NEW YORK, } ss.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Thomas R. Gray

of No. 350 Washington Street, that on the 8th day of February

1886 at the City of New York, in the County of New York, one Frederick Schueller

did sell to said Thomas R. Gray one half

pound of oleomargarine as found for butter

and did violate Section 3 of Chapter 438

of the laws of 1885

Frederick Schueller 1068 = 10th av

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 4th 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 8th day of February 1886

Frederick Schueller POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0063

1068, 10<sup>th</sup>  
Police Court ..... District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Thomas B. Gray  
vs.  
Frederick Schneller

Warrant-General.

Dated ..... 188

Magistrate

The Defendant

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

age 44 Germ Res 1068-10. ave.

Dated *March 1<sup>st</sup>* 188 *6*

This Warrant may be executed on Sunday or at  
night.

Police Justice.

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.  
Dated ..... 188

The within named

Police Justice.

POOR QUALITY  
ORIGINAL

0064

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, { ss

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

*I am not guilty and acquiesce in the verdict*  
*Frederick Schuller*  
*Munk*

Taken before me this

day of

188

Police Justice.



POOR QUALITY  
ORIGINAL

0065

#107-Bail to answer

BAILED,  
No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 5, by \_\_\_\_\_  
Residence \_\_\_\_\_

The undersigned Justice  
of the Peace has received  
the within case in  
my office at  
Shelton, N.Y.  
This Justice

Police Court-1 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

James Stewart

Shelton, N.Y.

1  
2  
3  
4

Offence Pulling  
Down a sign

Dated March 1 1886

A. F. White Magistrate

Officer \_\_\_\_\_  
Precinct \_\_\_\_\_

Witnesses

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

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

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

to answer

Street \_\_\_\_\_

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

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 March 1 1886 Henry Stewart Police Justice.

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

Dated March 4 1886 Henry Stewart 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 \_\_\_\_\_ 1886 \_\_\_\_\_ Police Justice.

Court of General Sessions

The People

Frederick Schneller

City and County of New York ss  
 Frederick Schneller  
 being duly sworn, says -

That he is the defendant above named - That he keeps a small retail store at No 10~~73~~<sup>73</sup> - 10<sup>th</sup> Ave - N.Y. City between 67<sup>th</sup> & 68<sup>th</sup> Sts - That deponent gives his entire attention to the store and employs no help save that of his son a young man 20 years of age - That deponent's store only gives him a small living - deponent and his son working therein, and the average earnings of the business being about \$25 a week out of which the rent has to be paid - That deponent pays for the rent of his store \$30 a month - That deponent has a wife and three children besides the son who helps him in the store and who are younger than the son helping -

being 14 - 6 - and 4 years of age  
 respectively. That the child aged 14  
 is a girl and is and has been for a  
 long time ill with epilepsy - and  
 has been and is a great expense to  
 this deponent - that he has "doctored"  
 her since she was three and a  
 half years old - and deponent's wife  
 by attention to this child and her  
 other smaller children is unable to  
 assist deponent in support of the family  
 or earning any thing, except by occasional  
 help in the store - when both deponent and  
 his son are called away - That deponent  
 has no money to pay any fine imposed  
 upon him except by borrowing the same -  
 That deponent has utterly discontinued the sale of  
~~Sworn to before me~~ <sup>Sworn to before me</sup> oleomargarine or any substance  
 this 26<sup>th</sup> day of April 1897 } in imitation of butler  
 B. D. Phillips } Frederick <sup>his</sup> Schueler  
 Notary Public Ringold. } Mark  
 Certificate filed in W. Co.

0068

Count of General Sessions

The People

- vs -

Fredrick Schuelley

Affidavit

Wm. L. Edsall  
Atty



0069

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Frederica Schmeller*

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

*Frederica Schmeller* -

(Chap. 458, Laws of 1885, § 3.) of a Misdemeanor, committed as follows:

The said *Frederica Schmeller*,

late of the City of New York, in the County of New York aforesaid, on the *eighteenth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the City and County aforesaid, *one half pound* of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more particular description of which said substance and compound, and of the ingredients and matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now be given), unlawfully did sell, and cause and procure to be sold to one *Thomas R. Fyans* 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. 246, Laws of 1882, § 1.)

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

*Frederica Schmeller* -

of a Misdemeanor, committed as follows:

The said *Frederica Schmeller*,

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 *Thomas R. Fyans*, *one half pound* of a certain substance, not butter, commonly called oleomargarine, and did then and there falsely represent the same to the said *Thomas R. Fyans*.

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

0070

THIRD COUNT: (Section 430, Penal Code.)

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

*Fredrika Schmeller* —

of a Misdemeanor, committed as follows:

The said *Fredrika Schmeller*.

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

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

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

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

*Fredrika Schmeller* —

of a Misdemeanor, committed as follows:

The said *Fredrika Schmeller*.

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain parcel containing *one half pound* of a certain article and substance in semblance of butter, not the legitimate product of the dairy, and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of retail sales in parcels, to be sold from a tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law, to deliver to the purchaser, 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 *Thomas R. Ayers*.

from a certain *box* which was not then and there stamped, branded or marked as aforesaid; and did then and there unlawfully omit to deliver therewith to the said *Thomas R. Ayers* 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.

0071

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

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

*Frederica Schmeller*

of a Misdemeanor, committed as follows :

The said

*Frederica Schmeller*

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

*Thomas P. Gray one half pound*

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

SIXTH COUNT : (Chap. 458, Laws of 1885, § 2.)

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

*Frederica Schmeller*

of a Misdemeanor, committed as follows :

The said

*Frederica Schmeller*

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

*Thomas P. Gray one half pound*

of a certain article, substance and compound in imitation and semblance of, and designed to take the place 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 and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the thirteenth day of April, in the year of our Lord one thousand eight hundred and eighty-five (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.

**RANDOLPH B. MARTINE,**

**District Attorney.**

0072

BOX:

213

FOLDER:

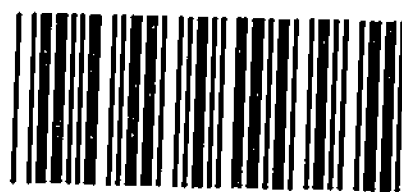
2108

DESCRIPTION:

Scholes, Thomas

DATE:

03/11/86



2108



POOR QUALITY  
ORIGINAL

0073

Witnesses:

Joseph J. Soroza  
vs. Silveira

Counsel,

Filed 11 day of March 1886

Pleds *Indigently* (12)

THE PEOPLE

vs.

*Thomas Scholes*

MISDEMEANOR.

RANDOLPH B. MARTINE,

*Part III April 21/87*  
*District Attorney.*

A True Bill.

*Charles B. Friedrich*

Foreman.

*Thos. J. S.*

POOR QUALITY  
ORIGINAL

0074

CHAS. M. STILLWELL, A. M.  
THOMAS S. GLADDING, A. M.

Office and Laboratory of  
STILLWELL & GLADDING,  
Analytical and Consulting Chemists,

Old Series, No. 9406.  
New Series, No. 19,010.

No. 55 Fulton St., cor. Cliff St.,

P. O. Box 1261.

New York, Feb 16 1886

### Certificate of Analysis

of a sealed sample of "BUTTER"  
marked #833 Feb 10 1886 #631 10th Ave NY City  
J. R. Gray  
drawn by our Agent J. J. Sirogan 1886

#### This Sample contains

Animal and Butter Fat,.... 86.71  
Curd,..... 1.37  
Salt, [Ash],..... 2.90  
Water, at 100° C.,..... 9.02

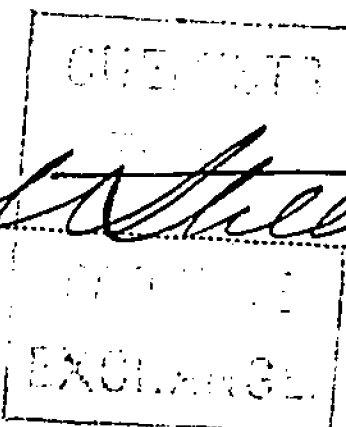
#### Analysis of the Fat present in the sample.

Soluble Fatty Acids, [on a dry basis].... 47.9  
Insoluble do do do 95.37.6  
Specific Gravity of the dry Fat, at 100° Fah., 9.041  
Titre,..... °C.

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.

Very Respectfully,

W. B. F. Van Valkenburgh  
N.Y.



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

On the seventeenth day of February in the year one thousand eight hundred  
and eighty-six before me personally came Charles M. Stillwell  
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.

W. B. F. Van Valkenburgh  
NOTARY PUBLIC,  
KINGS COUNTY  
Certificate filed in N. Y. County,

POOR QUALITY  
ORIGINAL

0075

803  
Feb 16/76

NOT A COPY OF THE  
ORIGINAL DOCUMENT

NOT A COPY OF THE  
ORIGINAL DOCUMENT

REPRODUCED FROM THE  
ORIGINAL DOCUMENT

POOR QUALITY  
ORIGINAL

0076

STATE OF NEW YORK,

County of New York ss. 350 Washington Street

That he resides in the City of New York, being duly sworn, deposes and says :  
and is an Apprentice and State of New York, and is 24 years of age,

That on the 10 day of February, 1885, in the  
of New York occupied by him, No. 631 South Ave street, in the City  
and State of New York, one Thomas Scholes, against the

form and statutes in such cases made and provided, and in violation thereof, and against the peace of the  
people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadul-  
terated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not  
Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with  
and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of  
animal fats or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or  
Cream ; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter,  
the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter  
the product of the Dairy ; that the said Thomas Scholes

offered said substance, product, manufacture and compound for sale as and for  
Butter made from unadulterated Milk or Cream at such time and place, with intent to sell the same as and for Butter  
made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, one half  
pound as and for Butter, the product of the Dairy, and represented the same to be Butter at such time  
and place ; that the said substance, product and compound was not natural Butter produced from pure unadulterated  
Milk, or Cream of the same, and was not Butter the product of the Dairy, and was not made exclusively from Milk or  
Cream, or both ; that it contained some substance for the purpose and with the effect of imparting thereto a color  
resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from  
pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow  
Butter, and was in semblance of natural Butter ; that the same was a substance known as Oleomargarine ; that it had  
been made, manufactured and rendered after April thirtieth, 1885, out of some animal fat, or animal  
or vegetable oils not produced from unadulterated Milk, or Cream of the same, in imitation and semblance  
of natural Butter, produced from pure unadulterated Milk, or Cream of the same, by mixing, compounding with  
and adding to a small quantity of Milk, Cream or Butter a large quantity and proportion of some animal fats or animal  
or vegetable oils not produced from Milk or Cream, with design and intent to render, make and produce an article,  
substance and human food in imitation and semblance of natural Butter. That the same was not manufactured, or in  
process of manufacture on April thirtieth, 1885, but has been rendered, manufactured, compounded and mixed since  
April thirtieth, 1885, as deponent is informed and believes.

~~That the tubs in which the same was contained did not have the words "Oleomargarine Butter"~~  
~~upon the top or side thereof, and such words were not burned in or painted thereon with permanent~~  
~~black paint in a straight line not less than one half inch in length, where deponent could see such brand,~~  
that no printed label, bearing the words "Oleomargarine Butter" was delivered therewith to the purchaser thereof.

Deponent further says that on said 10 day of February, 1885, he went to the said Store of said  
Thomas Scholes in said City and County, and told him Thomas Scholes  
that he wanted to buy some Butter ; that said Thomas Scholes  
showed deponent a number of pounds of the said Oleomargarine hereinbefore mentioned, offered the same to depo-  
nent for sale, and sold the same to deponent ; that he so sold to deponent as butter one half pound  
thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of \$ fifteen cents ;  
that, as deponent believes and charges, the said Thomas Scholes at the time  
of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as  
hereinbefore stated ; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not  
Butter, the product of the Dairy ; ~~that deponent saw the tubs in which the said Oleomargarine was contained, and no~~  
printed label bearing the words "Oleomargarine Butter," was delivered by said Thomas  
Scholes to deponent with the Oleomargarine sold to him ; that on  
February 11, 1885, deponent delivered a sample of such Oleomargarine, so  
purchased by him as aforesaid, to Charles M. Stillwell a chemist of  
the city of New York N. Y., and caused the same to be analyzed by  
such chemist, as shown by the annexed certificate of such chemist.

Wherefore, deponent prays that a warrant may issue for the arrest of the said Thomas  
Scholes and that he may be dealt with as the law directs.

Sworn to before me this 3rd day of March, 1885 } Joseph J. Seargan  
Justice.



POOR QUALITY  
ORIGINAL

0077

Wm. J. J. J. J.  
Court of New York  
County of New York

THE PEOPLE, &c.,

vs.

Thomas J. J. J.

Affiant:

Joseph J. J. J.  
300 Washington Street

Witnesses:

Thomas R. J. J.  
Residence 300 Washington Street  
Charles W. J. J.  
Residence 300 Washington Street

Residence

POOR QUALITY  
ORIGINAL

0078

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, { ss

2 District Police Court.

*Thomas Scholas* 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 Scholas*

Question. How old are you?

Answer *25 years old*

Question. Where were you born?

Answer *Ireland*

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

Answer *500 W. 45th St. about 3 months*

Question. What is your business or profession?

Answer *Green*

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

Answer.

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

*Thomas Scholas*

Taken before me this

1886

Police Justice

POOR QUALITY  
ORIGINAL

0079

Sec. 151.

Police Court 4<sup>th</sup> 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 Joseph J. Sorogan

of No. 1250 Washington Street, that on the 10 day of February

1886 at the City of New York, in the County of New York, one Thomas Scholes

did sell to said Joseph J. Sorogan  
one pound of oleomargarine as and  
for butter and did violate § 3  
of Chapter 458 of the laws of 1885  
Thomas Scholes 638 10<sup>th</sup> Ave.

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 4<sup>th</sup> 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 3 day of March 1886.

POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0000

Police Court ..... District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Joseph J. Sorzano*  
vs.

*Thomas Scholes*

Warrant-General.

Dated *March 3<sup>rd</sup>* 188*4*

*A. Duff* Magistrate

*James Smith* Officer.  
The Defendant.

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

*John D. Green* Officer.

Dated ..... 188

This Warrant may be executed on Sunday or at  
night.

..... Police Justice.

having been brought before me under this Warrant, is committed for examination to the  
WARDEN and KEEPER of the City Prison of the City of New York.  
Dated ..... 188

The within named

Police Justice.



POOR QUALITY  
ORIGINAL

00001

BAILED  
No. 1 D. H. Schuler  
Residence 343 E 19  
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

Joseph J. Doran  
on 350 West 19th St

1 Shuman Schuler

2  
3  
4

Offence

Adulteration of Food

Dated

March 4 1886

Magistrate

Buttry

Officer

Conrad Precinct.

Witnesses

No.

Street

No.

Street

No.

Street

No.

Street

to answer Shuler  
called

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

Free guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Free 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 4 1886 Buttry Police Justice.

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

Dated March 4 1886 Buttry 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

00002

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 Schuler

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

Thomas Schuler

(Chap. 458, Laws of 1885, § 3.) of a Misdemeanor, committed as follows:

The said Thomas Schuler,

late of the City of New York, in the County of New York aforesaid, on the *Tenth* day of *February* in the year of our Lord one thousand eight hundred and eighty-*two*, at the City and County aforesaid, *one half pound* of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more particular description of which said substance and compound, and of the ingredients and matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now be given), unlawfully did sell, and cause and procure to be sold to one *Joseph F. Doragan*, 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. 246, Laws of 1882, § 1.)

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

Thomas Schuler

of a Misdemeanor, committed as follows:

The said Thomas Schuler,

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 F. Doragan*, *one half pound* of a certain substance, not butter, commonly called oleomargarine, and did then and there falsely represent the same to the said *Joseph F. Doragan*.

to be butter; 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**

0083

THIRD COUNT: (Section 430, Penal Code.)

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

*Thomas Schuler* —

of a Misdemeanor, committed as follows:

The said *Thomas Schuler*.

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

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

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

*Thomas Schuler* —

of a Misdemeanor, committed as follows:

The said *Thomas Schuler*.

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, a certain parcel containing *one half pound* of a certain article and substance in semblance of butter, not the legitimate product of the dairy, and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of retail sales in parcels, to be sold from a tub, firkin, box or package, distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint in a straight line, and not less than one-half inch in length, and wherewith the seller was then and there required by law, to deliver to the purchaser, 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. Boroggen*, —

from a certain *box and box* which was not then and there stamped, branded or marked as aforesaid, and did then and there unlawfully omit to deliver therewith to the said *Joseph J. Boroggen*, — 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.

**POOR QUALITY  
ORIGINAL**

00004

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

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

*Thomas Schuler* —

of a Misdemeanor, committed as follows :

The said

*Thomas Schuler*

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. Boragan, one half pound*

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

SIXTH COUNT : (Chap. 458, Laws of 1885, § 2.)

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

*Thomas Schuler* —

of a Misdemeanor, committed as follows :

The said

*Thomas Schuler*

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. Boragan, one half pound*

of a certain article, substance and compound in imitation and semblance of, and designed to take the place 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 and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the <sup>30th</sup> ~~thirteenth~~ day of April, in the year of our Lord one thousand eight hundred and eighty-five (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.

**RANDOLPH B. MARTINE,**

District Attorney.



0085

BOX:

213

FOLDER:

2108

DESCRIPTION:

Schulz, Charles

DATE:

03/29/86



2108

0086

252

Witnesses :

Dillon Evans

Counsel  
Filed *29 March* 188*6*  
Pleads

Unlawfully Practicing Medicine,  
[Sections 356, Penal Code, and Chap. 518,  
Laws of 1880]

THE PEOPLE

vs. *P*

*Charles Schulz*

RANDOLPH B. MARTINE,  
District Attorney.

A True Bill.

*Robert B. Folschke*  
*March 29/86*  
Foreman  
*Wm. C. Gentry*  
*True \$100. Criminal*  
*until paid one day for each*  
*dollar*

The Medical Society of  
the County of New York  
Complainants  
against  
Charles Schultz

Information for practicing Physic  
and Surgery contrary to the  
provisions of L L 1880. ch 513  
as amended L L 1881 ch 186 and  
L L 1884 ch 411. and § 356 of  
the Penal code

The medical Society of the County of New York by their  
Counsel, submit the following Affidavits and complain  
that one Charles Schultz practiced medicine  
on the 17<sup>th</sup> day of January 1886 at No 84 Allen Street  
in said city upon one Valentine Irwin and that the said  
Schultz had not then registered in the office of the county  
Clerk name, residence and place of birth together with  
authority to practice physic or surgery and further that  
said Schultz did not have at that time any lawful  
authority to so practice

City and County } ss  
of New York

William A Purington being duly  
sworn says that he is a Counsellor residing in the  
University Building on Washington Square in said city and  
with an office at No 2 Wall Street and is the duly retained  
Counsel of the Medical Society of the County of New York  
and as such officer and in their behalf complaining on  
information and belief he says

I That on or about the 17<sup>th</sup> day of January 1886 one

Charles Schultz at No 84 Allen St in said City  
practiced physic in said County by Examining into the Symptoms  
of one Valentine Irwin, making a diagnosis of the Case and  
presenting remedies and treatment for said Irwin and  
receiving therefor Compensation, to wit the sum of fifty Cents  
II That defendant has caused diligent Examination to  
be made of the Registry of Physicians kept by Law in the  
Office of the Clerk of said County and finds no registration  
therein of any authority of said Schultz to practice  
physic or Surgery in this state.

Sworn to before me this  
9<sup>th</sup> day of <sup>February</sup> January  
1886

*J. P. Duffy*  
Police Justice

City and County of New York } ss.

Ellen Irwin being duly sworn says that <sup>she resides at 415 E. 15<sup>th</sup> St in said City</sup> ~~she~~ is the mother  
of Valentine Irwin a minor child. That on or about the 17<sup>th</sup>  
day of January 1886 she visited the Office of one doctor

Charles Schultz at Number 84 Allen Street in  
said City with said Child who was then in poor bodily  
condition, That the said Schultz made a medical Examination  
of said Child and presented remedies for the cure and  
alleviation of the ~~distress~~ <sup>distress</sup> which he was suffering and  
that the said Schultz demanded and received for  
such medical services the sum of Fifty Cents



Charles Schultz at No 84 Allen St in said City-  
practiced physic in said County by Examining into the Symptoms  
of one Valentine Brown, making a diagnosis of the Case and  
prescribing remedies and treatment for said Brown and  
receiving therefor Compensation, to wit the sum of fifty-cents  
II That deponent has caused diligent Examination to  
be made of the Registry of Physicians kept by law in the  
Office of the Clerk of this County and finds no registration  
therein of any authority of said Schultz to practice  
physic or Surgery in this state.

Sworn to before me this  
9<sup>th</sup> day of <sup>February</sup> January  
1886

*[Signature]*

*[Signature]*  
Police Justice

City and County of New York } ss.

Ellen Brown being duly sworn <sup>she resides at 415 E. 15<sup>th</sup> St in said City</sup> says that ~~and~~ is the mother  
of Valentine Brown a minor child. That on or about the 1<sup>st</sup> day  
of January 1886 she visited the Office of one doctor  
Charles Schultz at Number 84 Allen Street in  
said City with said Child who was then in poor bodily  
condition, That the said Schultz made a medical Examination  
of said Child and ~~prescribed~~ ~~remedies~~ ~~for~~ the cure and  
~~alleviation of the~~ ~~condition~~ ~~which~~ he was suffering and  
that the said Schultz demanded and received for  
such medical services the sum of Fifty-cents

POOR QUALITY  
ORIGINAL

0090

Sworn to before me

the 9<sup>th</sup> day of January <sup>1886</sup>

1886

*P. J. Duffy*

Police Justice

+ Ellen Quinn

City and County of New York ss.

Dillon Quinn being duly sworn

Says that he has carefully examined the registry of physicians in the Office of the Clerk for the City and County of New York, for the name of said Charles Schultz but could not find the same.

Sworn to before me this

14 day of January

1886

*P. J. Duffy*

Police Justice

Dillon Quinn

POOR QUALITY  
ORIGINAL

0091

11/25/71

+

Police Court

~~~~~

The People

against

Charles Schulz

~~~~~

Appendants

POOR QUALITY  
ORIGINAL

0092

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK

District Police Court.

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

Question. What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer

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

Answer.

*I am not guilty, and I  
demand a trial by jury on  
this charge.*

*Chs. Schurz*

Taken before me this

day of

1888

Police Justice.



POOR QUALITY  
ORIGINAL

0093

Sec. 151.

Police Court 3<sup>d</sup> 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 William A. Brownington  
of No. 2 Wall Street, that on the 17 day of January  
1886 at the City of New York, in the County of New York,

Charles Schultz practitioner physic at no. 84  
Allen Street in said City upon Valentine Irvine  
not being duly authorized to practice physic in  
this State and not having registered authority as to  
practice in the Office of the County Clerk of the County  
according to the provisions of Ch. 573 of 1885, Ch. 411 of 1884  
and § 356 of the Penal Code

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 3<sup>d</sup> 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 9<sup>th</sup> day of January 1886

POLICE JUSTICE.

Police Court 3<sup>d</sup> District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

William A. Brownington  
vs

Charles Schultz

Warrant-General.

Dated January 9<sup>th</sup> 1886

Burphy Magistrate.

Frederick Officer.

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

Officer.

Dated 188

This Warrant may be executed on Sunday or at  
night.

Police Justice.

REMARKS.

Time of Arrest, Feb 11th 1886

Native of

Germany

Age,

40

Sex,

Male

Complexion,

Color,

White

Profession,

Doctor

Married,

Yes

Single,

No

Read,

Yes

Write,

Yes

87 Allen St

POOR QUALITY  
ORIGINAL

0094

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

William H. Thompson

vs.

Charles Schultz

James Stone

John H. Hedges

Dated

February 10 1886

Magistrate

Officer

Witnesses

No. 1

No. 2

No. 3

No. 4

No. 5

No. 6

No. 7

No. 8

William H. Thompson

Charles Schultz

James Stone

John H. Hedges

William H. Thompson

Charles Schultz

James Stone

John H. Hedges

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

Charles Schultz

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

Dated February 10 1886

Police Justice.

I have admitted the above-named

Charles Schultz

to bail to answer by the undertaking hereto annexed.

Dated February 10 1886

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 1886

Police Justice.

POOR QUALITY  
ORIGINAL

0095

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK

THE PEOPLE OF THE STATE OF NEW YORK

against

*Charles S. Sundry*

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

*Charles S. Sundry*

(Sec. 356  
Penal Code)

of a MISDEMEANOR, committed as follows:

The said *Charles S. Sundry*

late of the City of New York, in the County of New York aforesaid, on the ~~nineteenth~~  
day of *January*, in the year of our Lord one thousand eight hundred and  
eighty-~~five~~, at the City and County aforesaid, without being authorized by a license  
or diploma from any chartered school, State board of medical examiners, or medical society,  
did unlawfully practice medicine, and did then and there, without being so authorized as  
as aforesaid, unlawfully examine, treat and prescribe for one

*Valentine Dravin*

as a physician, 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 (Chap. 513, Laws of 1880, § 1).

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

*Charles S. Sundry*

of a Misdemeanor, committed as follows:

The said *Charles S. Sundry*

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 practice physic, without being lawfully  
authorized so to do, and without such lawful authority, did then and there unlawfully  
examine, treat and prescribe for one

*Valentine Dravin*

as a physician, 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.

0096

THIRD COUNT (Laws of 1880, Chap. 513, § 2).

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

*- Charles Schuler -*

of a Misdemeanor, committed as follows:

The said *Charles Schuler*

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, being then and there a person duly authorized to practice physic, did unlawfully practice physic without having first registered in the Clerks office of the said County, in the manner and form required by law, his name, residence and place of birth, together with his authority to practice physic, and did then and there, without having so registered as aforesaid, unlawfully examine, treat and prescribe for one

*Editha Davis,*

as a physician, 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.**



0097

BOX:

213

FOLDER:

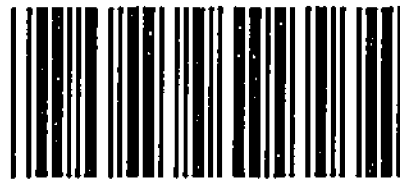
2108

DESCRIPTION:

Schwartz, Rudolph

DATE:

03/09/86



2108

POOR QUALITY  
ORIGINAL

0098

Witnesses:

Henry Selig  
Charles Hoch

Counsel,

Filed 9 day of

March 1886

Pleads

THE PEOPLE

vs.

Rudolph Schwartz

Forgery in the Second Degree.  
(Sections 511 and 521, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. B. Fischer

March 11/86 Foreman.

Henry Selig

S.P. Two copies & C. per

POOR QUALITY  
ORIGINAL

0099

157836

Ex. 16  
9.20.87

50.

Henry Saling

COURT, DISTRICT.

my Henry Saling age 30 yrs

Street, being duly sworn, deposes and

1886

Rudolph Schwartz (master)

over my own money, knowingly and knowingly, with intent to defraud defendant-forged defendant's name to a draft on the German Savings Bank of the City of New York, by which a pecuniary demand was created and by which the sum of fifty dollars good and lawful money of the United States, was obtained by the defendant and converted to his own use and benefit.

Defendant further says, that he has been informed by George Horch, Manager, Teller of the German Savings Bank of the City of New York, that on the above named date the defendant presented defendant's bank book at the said bank and demanded the sum of fifty dollars from the account credited in said book, and signed with defendant's name a draft on said bank, which draft is held by the said bank as a receipt for the above mentioned sum of money, and that he thereupon paid the said Rudolph Schwartz the above named sum of money; that he fully identifies the said Rudolph Schwartz, as the person who presented said bank book, signed defendant's name to a draft or receipt, and to whom he paid the above mentioned sum of money. Defendant further says, that the said Rudolph Schwartz has admitted and confessed to him that he took defendant's bank book, presented it at the bank, demanded the above mentioned sum of money, signed a draft or receipt for the same with defendant's name, and received the money.

Wherefore defendant charges the said Rudolph Schwartz



GLUED PAGE

POOR QUALITY  
ORIGINAL

0 100

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

POLICE COURT,

DISTRICT.

*Henry Schrag* Age 30 yrs  
of *Occupation Master of No 205 East 8th* Street, being duly sworn, deposes and  
says that on the *6th* day of *January* 188*6*

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

*Rudolph Schwartz (Clerk)*

did unlawfully, willfully and knowingly, with intent  
to defraud defendant, forge defendant's name to a  
draft on the *German Savings Bank* of the City  
of New York, by which a *fifty dollar* draft was  
created and by which the sum of *fifty dollars* good  
and lawful money of the United States, was obtained  
by the defendant and converted to his own use and  
benefit.

Defendant further says, that he has been informed by  
George Horch, Telling Teller of the *German Savings*  
*Bank* of the City of New York, that on the above named  
date the defendant presented defendant's bank book  
at the said bank and demanded the sum of  
*fifty dollars* from the account credited in said  
book, and signed with defendant's name a  
draft on said bank, which draft is held by the  
said bank as a receipt for the above mentioned  
sum of money, and that he thereupon paid the  
said *Rudolph Schwartz* the above named sum of  
money; that he fully identifies the said *Rudolph*  
*Schwartz*, as the person who presented said bank book,  
signed defendant's name to a draft or receipt, and  
to whom he paid the above mentioned sum of money.  
Defendant further says, that the said *Rudolph Schwartz*  
has admitted and confessed to him that he took  
defendant's bank book, presented it at the bank, demanded  
the above mentioned sum of money, signed a draft  
or receipt for the same with defendant's name, and  
received the money.

Wherefore defendant charges the said *Rudolph Schwartz*



POOR QUALITY  
ORIGINAL

0 10 1

with forging <sup>name</sup> department's draft, by which a pecuniary demand was created, and with obtaining the above mentioned sum of money thereby, with intent to defraud department; and prays that he may be held to answer and dealt with according to law.

Sworn to before me this  
4 day of March 1886

Henry Solley

*[Signature]*  
Justice

Police Court District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

VERIDAVIT.

vs.

Dated 188

Magistrate.

Officer.

Witness.

Disposition.

POOR QUALITY  
ORIGINAL

0102

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 50 years, occupation George Lorch Bank of City of New York  
Saving & Loan German Savings of No. No 100 East 14th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Henry Kling

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

Sworn to before me this 4

day of March 1888

Chas Lorch  
[Signature]  
Police Justice.

POOR QUALITY  
ORIGINAL

0 103

Sec. 198-200.

CITY AND COUNTY { SS  
OF NEW YORK,

District Police Court.

*Rudolph Schwartz* 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

day of

Taken before me this

Police Justice.

POOR QUALITY  
ORIGINAL

0104

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

*Rudolph Schwartz* 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

day of

Taken before me this

Police Justice.



POOR QUALITY  
ORIGINAL

0105

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

Police Court District.

295

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

2037 East 33 St

1 Charles H. Johnson

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

Offence

Dated

March 4

188

Magistrate

Officer

Precinct

Witnesses

Charles H. Johnson

No. 1

March 4

Street

No. 2

\_\_\_\_\_

Street

No. 3

\_\_\_\_\_

Street

No. 4

\_\_\_\_\_

Street

to answer

\_\_\_\_\_

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

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

Dated \_\_\_\_\_ 188 \_\_\_\_\_ 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.

0106

# Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Russell Edmunds*

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

*- Russell Edmunds -*

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

The said *Russell Edmunds*

late of the City of New York, in the County of New York aforesaid, on the  
*fifth* day of *January*, in the year of our Lord  
one thousand eight hundred and eighty-*two* with force and arms, at the City and  
County aforesaid, feloniously did forge, and cause and procure to be forged, and willingly act  
and assist in the forging a certain instrument and writing, *to wit: a certain*  
*receipt for money. -*

which said forged *receipt. -*  
is as follows, that is to say:

154136

*AW*  
50. -

*Henry Salinger*

with intend to defraud, 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.

0 107

SECOND COUNT:

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

*Rudolph Schwaartz*

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

The said *Rudolph Schwaartz*

late of the City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid, at the City and County aforesaid, having in *his* possession a certain forged instrument and writing, *to wit: a certain*

*receipt for money.*

which said forged *receipt.*  
is as follows, that is to say:

154136  
*[Signature]*  
50. —  
*Henry D. Dineen*

with force and arms, and with intent to defraud, the said forged *receipt* —  
then and there did feloniously utter, dispose of and put off as true, *he* the said  
*Rudolph Schwaartz*, then and there well knowing the same to be  
forged, 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.

0 108

**BOX:**

213

**FOLDER:**

2108

**DESCRIPTION:**

Schwenker, Charles

**DATE:**

03/11/86



2108



POOR QUALITY  
ORIGINAL

0 109

Witnesses:

Thomas C. Du Bois

H. G. Gieseler

Counsel,

Filed 11 (day of March 1886)

Pleads (by Henry (11/12))

THE PEOPLE

vs.

B

Charles Schwienker

MISDEMEANOR.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. S. Schwienker

Part II April 29/87.

Receipts and

Foreman.

Finest 1000

W. S. Spencer

POOR QUALITY  
ORIGINAL

0 1 1 0

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

Office and Laboratory

JOSEPH F. GEISLER, Ph. C.,  
Analytical and Consulting Chemist,

New Series, No. 69.

N. Y. Mercantile Exchange Building.

New York, Feb. 15<sup>th</sup> 1886

### Certificate of Analysis

of a sealed sample of "BUTTER"  
marked #112 Feb. 6<sup>th</sup> 1886, 850-11<sup>th</sup> Ave. E. S. Wilson, T. C. DuBois.  
received for account of Mr. B. F. Van Valkenburgh, Assist. State Dairy Com.  
delivered by Mr. T. C. DuBois Feb. 8<sup>th</sup> 1886.

This Sample contains	Analysis of the Fat present in the sample:
Animal and Butter Fat,.... 84.98%	Soluble Fatty Acids, [on a dry basis]..... -29%
Curd,..... 1.00%	Insoluble " " "..... 95.56%
Salt, [Ash]..... 2.35%	Specific Gravity of the dry Fat, at 100° F.,.... .9056
Water, at 100° C.,..... 11.67%	Titre, .....
100.00	

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

Very Respectfully,

J. F. Geisler.

Mr. B. F. Van Valkenburgh  
Assist. State Dairy Com.

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

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

E. J. DuBois  
Notary Public  
No 70.

**POOR QUALITY  
ORIGINAL**

0111

Ar. 11/12  
Feb 15/16

BULLER.

Certificate of Analysis

1884  
12-12  
Wm. Buller

POOR QUALITY  
ORIGINAL

0112

STATE OF NEW YORK,

County of New York

ss.:

Thomas C. Du Bois

That he resides in the 64 East 108th New York City, being duly sworn, deposes and says:

and is an Expert and State of New York, and is 28 years of age,

That on the 6th day of February, 1886, in the

of New York occupied by him, No. 857 Eleventh Avenue, in the City

and State of New York, one Johannes Schwenker, against the

form and statutes in such cases made and provided, and in violation thereof, and against the peace of the people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadulterated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with animal fats or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or Cream; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter, the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter the product of the Dairy; that the said Johannes Schwenker

offered said substance, product, manufacture and compound for sale as and for Butter made from unadulterated Milk or Cream at such time and place, with intent to sell the same as and for Butter made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, 1 pound

as and for Butter, the product of the Dairy, and represented the same to be Butter at such time and place; that the said substance, product and compound was not natural Butter produced from pure unadulterated Milk, or Cream of the same, and was not Butter the product of the Dairy, and was not made exclusively from Milk or Cream, or both; that it contained some substance for the purpose and with the effect of imparting thereto a color resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow Butter, and was in semblance of natural Butter; that the same was a substance known as Oleomargarine; that it had been made, manufactured, and rendered after April thirtieth, 1885, out of some animal fat, or animal or vegetable oils not produced from unadulterated Milk, or Cream of the same, in imitation and semblance of natural Butter, produced from pure unadulterated Milk, or Cream of the same, by mixing, compounding with and adding to a small quantity of Milk, Cream or Butter a large quantity and proportion of some animal fats or animal or vegetable oils not produced from Milk or Cream, with design and intent to render, make and produce an article, substance and human food in imitation and semblance of natural Butter. That the same was not manufactured, or in process of manufacture on April thirtieth, 1885, but has been rendered, manufactured, compounded and mixed since April thirtieth, 1885, as deponent is informed and believes

~~That the tubs in which the same was contained did not have the words "Oleomargarine Butter" upon the top or side thereof, and such words were not burned in or painted thereon with permanent black paint, in a straight line not less than one half inch in length, where deponent could see such brand; that no printed label, bearing the words "Oleomargarine Butter," was delivered therewith to the purchaser thereof.~~

Deponent further says that on said 6th day of February, 1886, he went to the said New York of said

Schwenker in said City and County, and told said Schwenker

that he wanted to buy some Butter; that said Schwenker

showed deponent a number of pounds of the said Oleomargarine hereinbefore mentioned, offered the same to depo-

nent for sale, and sold the same to deponent; that he so sold to deponent 1 pound of said Oleomargarine

thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of \$ 0.25;

that, as deponent believes and charges, the said Schwenker at the time

of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as

hereinbefore stated; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not

Butter, the product of the Dairy; that deponent saw the tubs in which the said Oleomargarine was contained, and no

printed label bearing the words "Oleomargarine Butter," was delivered by said Schwenker



POOR QUALITY  
ORIGINAL

0113

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

Thomas C. Du Bois, being duly sworn, deposes and says :  
That he resides in the 64 East 108th Street New York City - in the County of  
New York and State of New York, and is 28 years of age,  
and is an Expert appointed by Josiah K. Brown, New York State Dairy Commissioner ;  
That on the 6th day of February, 1886 in the

of New York occupied by him, No. 850 Eleventh Avenue, in the City  
of New York in the County of New York  
and State of New York, one Johannes Schwenker, against the  
form and statutes in such cases made and provided, and in violation thereof, and against the peace of the  
people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadul-  
terated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not  
Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with  
and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of  
animal fats or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or  
Cream ; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter,  
the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter  
the product of the Dairy ; that the said Johannes Schwenker  
offered said substance, product, manufacture and compound for sale as and for  
Butter made from unadulterated Milk or Cream at such time and place, with intent to sell the same as and for Butter  
made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, 1 pound  
as and for Butter, the product of the Dairy, and represented the same to be Butter at such time  
and place ; that the said substance, product and compound was not natural Butter produced from pure unadulterated  
Milk, or Cream of the same, and was not Butter the product of the Dairy, and was not made exclusively from Milk or  
Cream, or both ; that it contained some substance for the purpose and with the effect of imparting thereto a color  
resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from  
pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow  
Butter, and was in semblance of natural Butter ; that the same was a substance known as Oleomargarine ; that it had  
been made, manufactured, and rendered after April thirtieth, 1885, out of some animal fat, or animal  
or vegetable oils not produced from unadulterated Milk, or Cream of the same, in imitation and semblance  
of natural Butter, produced from pure unadulterated Milk, or Cream of the same, by mixing, compounding with  
and adding to a small quantity of Milk, Cream or Butter a large quantity and proportion of some animal fats or animal  
or vegetable oils not produced from Milk or Cream, with design and intent to render, make and produce an article,  
substance and human food in imitation and semblance of natural Butter. That the same was not manufactured, or in  
process of manufacture on April thirtieth, 1885, but has been rendered, manufactured, compounded and mixed since  
April thirtieth, 1885, as deponent is informed and believes

~~That the tubs in which the same was contained did not have the words "Oleomargarine Butter"~~  
~~upon the top or side thereof, and such words were not burned in or painted thereon with permanent~~  
~~black paint, in a straight line not less than one half inch in length, where deponent could see such brand ;~~  
~~that no printed label, bearing the words "Oleomargarine Butter" was delivered therewith to the purchaser thereof.~~

Deponent further says that on said 6th day of February  
1886, he went to the said New York of said  
Schwenker in said City and County, and told said Schwenker  
that he wanted to buy some Butter ; that said Schwenker  
showed deponent a number of pounds of the said Oleomargarine hereinbefore mentioned, offered the same to depo-  
nent for sale, and sold the same to deponent ; that he so sold to deponent 1 pound as and for butter  
thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of \$ 0.25 ;  
that, as deponent believes and charges, the said Schwenker at the time  
of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as  
hereinbefore stated ; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not  
Butter, the product of the Dairy ; that deponent saw the tubs in which the said Oleomargarine was contained, and no  
printed label bearing the words "Oleomargarine Butter," was delivered by said Schwenker

February 8th to deponent with the Oleomargarine sold to him ; that on  
1886 deponent delivered a sample of such Oleomargarine, so  
purchased by him as aforesaid, to Joseph F. Geisler a chemist of  
the city of New York N. Y., and caused the same to be analyzed by  
such chemist, as shown by the annexed certificate of such chemist.

Wherefore, deponent prays that a warrant may issue for the arrest of the said Johannes  
Schwenker and that he may be dealt with as the law directs.

Sworn to before me this 17th day of February, 1886  
James V. O'Brien Justice.

POOR QUALITY  
ORIGINAL

0114

Peace  
Court of 4th District  
County of New York

THE PEOPLE, &c.,

vs.

Johannes Schwurker

Affiant

Shas C. DuBois  
350 Washington St

Witnesses:

E. W. Wilson

Residence 350 Washington St  
Joseph H. Guelder

Residence 350 Washington St

Residence

0115

CITY AND COUNTY } ss.  
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

Thomas C. Dayboro  
of No. 64 East 108<sup>th</sup> Street, aged 28 years,  
occupation Expert being duly sworn deposes and says,  
that on the 17<sup>th</sup> day of February 1886  
at the City of New York, in the County of New York, he made an

affidavit charging one Johannes  
Schwenker with the offense of  
selling for butter an article  
known & described as oleomarg-  
arine. That the name Johannes  
in said affidavit is not the  
correct <sup>Christian</sup> name of said Schwenker.  
That the correct Christian name  
of said Schwenker is Charles.

Thomas C. Dayboro

Sworn to before me, this 20 day of February 1886

Samuel W. McCall Police Justice.



0116

Sec. 151.

Police Court 4th 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 Thomas C. DonBois  
of No. 64 East 108th Street, that on the 6th day of February  
1886 at the City of New York, in the County of New York, 850 - 11 ave

one Johannes Schwenker did offer  
for sale and sell to deponent one  
pound of oleomargarine as and  
for butter made from unadulterated  
milk or cream from the same

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 4th 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 17th day of February 1886

Sam'l C. Kelly POLICE JUSTICE.



0117

83 1 17  
Police Court ..... District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated ..... 188

Magistrate

Officer.

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

Officer.

Dated February 19 188 6

This Warrant may be executed on Sunday or at  
night.

Police Justice.

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

Dated

188

The within named

Police Justice.

0118

Sec. 193-200.

CITY AND COUNTY OF NEW YORK, ss

District Police Court.

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

Question. What is your name?

Answer.

Charles Schwenker

Question. How old are you?

Answer.

24 years

Question. Where were you born?

Answer.

Germany

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

Answer.

850 Eleventh Avenue. 14 months

Question. What is your business or profession?

Answer.

Grace

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.

Not guilty. Demand trial by jury.

Charles Schwenker

Taken before me this

21

day of

February

1888

Police Justice.

POOR QUALITY  
ORIGINAL

0119

BAILED,  
No. 1, by Alfred Schenck  
Residence 427 6 17 Street.  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_ Street.

Police Court District 212  
THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
James C du Bois  
vs.  
Charles Schenck  
Dated Feb 19 1886  
Offence Selling Opium  
Bulky  
Witnesses E N Murn  
Robert T Evelyn Street.  
350 Washington St  
No. \_\_\_\_\_ Street.  
No. 300 Street, 45  
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 defendant

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of 5 Hundred Dollars, and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated Feb 19 1886 Samuel C. Bell Police Justice.

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

Dated Feb 19 1886 Samuel C. Bell 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

0 120

POTATOES OF ALL KINDS DELIVERED TO ORDER.

*New York, Dec 5 1885*  
*Schwenker*

Bought of The New York Consolidated Butter & Egg Delivery,

Office, 190 CHAMBERS STREET.

JAMES GRUBER, Manager.

*131 x 21 1/2 108 Oct 22 2376*  
*69 x 14 1/2 5 1/2 108 22 1188*

*1188*  
*[Signature]*

*546*  
*x 2 2*  
*1088*



0121

190

Walter H. H. H.

[illegible]

POOR QUALITY  
ORIGINAL

0122

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

The People of the  
State of New York  
versus  
Charles Schwab

City and County of New York vs  
Charles Schwab being duly  
sworn says that he is wholly without  
pecuniary means, has fallen in his  
business & is heavily in debt, and that  
by the kindness of his wife father his  
wife by advances made by him has  
engaged in a very small grocery store  
he assists, and when barely supports  
his wife, <sup>small</sup> children & himself.

And deponent says that upon  
a plea of guilty in this case he  
has been fined by Mr. Frederick  
Smith Federal one hundred  
dollars when he is unable to pay.

And this deponent says that the  
almanac is transpired that he  
sold he purchased 100 bottles &  
and as bottles in paper and bottles.

POOR QUALITY  
ORIGINAL

0123

that referred to this affidavit  
and marked "A" is the one  
he said as to: that he so  
informed the magistrate & his counsel  
upon his original arrest

Groom May 9th  
1857 before me

John Wahnfeld

Notary Public

Kings Co

Cert. filed in N.Y. Co

Charles Schwenter

POOR QUALITY  
ORIGINAL

0124

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

The People of the  
State of New York  
versus  
Charles Schwabacher

To Hon. Rudolph B. Martin  
District Attorney in and for  
the County of New York

Please to take notice that  
upon the annexed affidavit of Charles  
Schwabacher & upon all the papers  
& proceedings in this action I shall  
move this Court before Hon. Frederick  
Smyth Recorder on Friday May 13<sup>th</sup>  
at 11 AM in Court First for an  
order remitting the fine heretofore  
upon a plea of guilty in this action  
imposed upon the defendant  
New York May 9<sup>th</sup> 1887

Yours

Charles S. Spencer

Attorney for defendant  
124 Nassau  
New York City



POOR QUALITY  
ORIGINAL

0125

Due service of a  
copy within appellant  
and notice of motion  
is hereby admitted

Dated May 10<sup>th</sup> 1887

Wm. H. H. H. H.

Wm. H. H. H. H.

New York General  
Sessions

The People vs

Versus

William H. H. H.

Applicant and

Noted of Motion

is returned upon

—

Charles J. H. H.

Attorney for

Respondent

154 Avenue

William H. H. H.

New York City

To  
Hon. Randolph B. H. H.  
Circuit Court of

Not reduced

\$425-00 25

deposited in

Pen.

PS

Decy 13-87

**POOR QUALITY  
ORIGINAL**

0126

**Court of General Sessions of the Peace**

OF THE CITY AND COUNTY OF NEW YORK.

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

*Charles Schneider*

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

*Charles Schneider*

(Chap. 458, Laws of 1885, § 3.) of a Misdemeanor, committed as follows:

The said *Charles Schneider*,

late of the City of New York, in the County of New York aforesaid, on the *sixth* day of *January*, in the year of our Lord one thousand eight hundred and eighty-*six*, 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 sell, and cause and procure to be sold to one *Thomas C. Dubois*, 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. 246, Laws of 1882, § 1.)

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

*Charles Schneider*

of a Misdemeanor, committed as follows:

The said *Charles Schneider*,

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 *Thomas C. Dubois*, *one pound* of a certain substance, not butter, commonly called oleomargarine, and did then and there falsely represent the same to the said *Thomas C. Dubois*,

to be butter; 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**

0 127

THIRD COUNT: (Section 430, Penal Code.)

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

— Charles Schneider —

of a Misdemeanor, committed as follows:

The said Charles Schneider.

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

Thomas C. DuBois, 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.

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

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

— Charles Schneider —

of a Misdemeanor, committed as follows:

The said Charles Schneider.

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, 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, to deliver to the purchaser, 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

Thomas C. DuBois, from a certain ~~box~~ which was not then and there stamped, branded or marked as aforesaid, and did then and there unlawfully omit to deliver therewith to the said Thomas C. DuBois, 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.

**POOR QUALITY  
ORIGINAL**

0128

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

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

— Charles Schumacher —

of a Misdemeanor, committed as follows :

The said Charles Schumacher

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

Thomas C. Duffin, 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.

SIXTH COUNT : (Chap. 458, Laws of 1885, § 2.)

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

— Charles Schumacher —

of a Misdemeanor, committed as follows :

The said Charles Schumacher

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

Thomas C. Duffin, one pound

of a certain article, substance and compound in imitation and semblance of, and designed to take the place 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 and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the <sup>30th</sup> ~~thirteenth~~ day of April, in the year of our Lord one thousand eight hundred and eighty-five (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.

**RANDOLPH B. MARTINE,**

**District Attorney.**



0129

**BOX:**

213

**FOLDER:**

2108

**DESCRIPTION:**

Shea, Dennis

**DATE:**

03/09/86



2108

POOR QUALITY  
ORIGINAL

0130

Witnesses:

Amie Daniels

Counsel,

Filed

9 day of

March

1886

Pleads,

*Assault*

THE PEOPLE

13, Canal  
14, vs.

*P*

Dennis Shear

Grand Larceny, 2<sup>nd</sup> Degree.  
(From the Person.)  
[Sections 528, 531, — Penal Code].

RANDOLPH B. MARTINE,

*Pr* *Mar 11/86* District Attorney.

*Wade guilty*

*Catholics*

A True Bill.

*Chas. B. Richards*

Foreman.

POOR QUALITY  
ORIGINAL

0131

Court of  
General Sessions

The People etc  
against

Devon Shaw

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

100 EAST 23<sup>d</sup> STREET.

New York, March 9 - 1886

CASE NO. 22,258

OFFICER C. F. Hume 6<sup>th</sup> Prec.

DATE OF ARREST March 5/86

CHARGE Grand Larceny

AGE OF CHILD 13 years

RELIGION Catholic

FATHER Deceased

MOTHER (Step) Mary

RESIDENCE 191 Canal St

AN INVESTIGATION BY THE SOCIETY SHOWS THAT the parents  
are respectable but the boy's associations are  
bad and he has the reputation of being a  
pickpocket. He has been dismissed from the  
Parochial School of the Church of the Transfiguration  
for misconduct. Was arrested 6 weeks ago for  
playing pool in a Mulberry Street Saloon but dis-  
charged.

All which is respectfully submitted,

Wm. J. Henry  
President

To

POOR QUALITY  
ORIGINAL

0132

<i>Board of General Sessions</i>		<i>Ward Twenty</i> PENAL CODE, §
<i>The People do</i>	<i>against</i>	
<i>David Shea</i>		

Report of The New York Society  
for the Prevention of Cruelty  
to Children.

ELBRIDGE T. GERRY,  
President, &c.,  
100 East 23d Street,  
NEW YORK CITY.



POOR QUALITY  
ORIGINAL

0133

District Attorney's Office.

PEOPLE

vs.

Dennis Shea

Grand Larceny

Said for Father  
the Xavior of the  
Church of the  
transfiguration when  
and is rich - He is  
important for the  
People

POOR QUALITY  
ORIGINAL

0134

Police Court— / District.

Affidavit—Larceny.

City and County }  
of New York, } ss.

of No. 105 Bayard Street, aged 11½ years,  
occupation School girl being duly sworn

deposes and says, that on the 5 day of March 1886 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 day time, the following property viz :

One leather purse or pocket book  
containing good and lawful money  
namely one bill of the denomination  
and value of Five dollars, Four pieces  
of silver coin of the denomination and  
value of one dollar each and  
divers pieces of silver and nickel coin  
of the value of Twenty five cents all  
of the value of Nine dollars and  
twenty five cents \$9 <sup>75</sup>/<sub>100</sub>  
the property of Hattie Walker in the care and  
charge 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 Dennis Shea (now here) and another  
boy whose name is unknown Deponent says  
that she was walking along Bayard Street  
between Baxter<sup>St</sup> Mulberry Streets in said  
City when said Shea who was in company  
with said unknown ~~man~~ person knocked  
said pocket book or purse out of her hand  
and two of said silver dollars fell  
dropped out on the sidewalk and  
said Shea and said unknown <sup>person</sup> picked  
up said money and deponent screamed  
and said bystanders ran away with  
said money

her  
X Annie Samuels  
mark

Sworn to before me, this 6 day  
of March 1886  
Frank P. Murphy Police Justice.

0135

Sec. 198-200.

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

James Shea 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 Shea

Question. How old are you?

Answer.

13 years

Question. Where were you born?

Answer.

New York

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

Answer.

191 Canal St 2 years

Question. What is your business or profession?

Answer.

School boy

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 Shea

Taken before me this

day of

March  
1886

Samuel P. Hall Police Justice.

0136

Gram. School No. 20.  
55 Marion street.  
Male Dept.

To \_\_\_\_\_

Dennis Shea of 191  
Canal st., was admitted  
to this school on Jan.  
25th last. From that  
date to March 5th.  
he was absent but one-  
half day, on which, it  
was reported, he was  
at a funeral.

In school his  
conduct was all that  
could be desired.

J. Delaney,  
Prin.



POOR QUALITY  
ORIGINAL

0137

BAILED,

No. 1, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_  
Street \_\_\_\_\_

Police Court 1 District. 208

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles Samuels  
105 1/2 Bayard  
James Street

Offence Larceny from the person

Dated Mch 6 1886

Magistrate  
J. O. Reilly  
O. Reilly Officer.  
6 Precinct.

Witnessed  
J. O. Reilly P. C. & Clerk  
100 E 28' Street.  
1886

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

No. 1000 to answer \$88  
Street,  
Cornwall St.

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 10 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 Mch 6 1886 Sam'l O'Reilly Police Justice.

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

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

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

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

0138

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Dennis Shea*

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

*Dennis Shea*

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

The said

*Dennis Shea,*

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

one pocket watch of the value of ~~five~~ dollars, one United States Treasury note of the denomination and value of five dollars, one Canada Note of the denomination and value of five dollars, four silver coins of the value of ~~one~~ one dollar each, and seven other silver coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of ~~one~~ five cents,

of the goods, chattels and personal property of one *Stathie Wadden*, -  
on the person of the said *one Annie Samuels*, -  
then and there being found, from the person of the said *Annie Samuels*, -  
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.

*Donald J. MacArthur,*  
District Attorney.

0139

**BOX:**

213

**FOLDER:**

2108

**DESCRIPTION:**

Sherwood, Charles

**DATE:**

03/11/86



2108

POOR QUALITY  
ORIGINAL

0140

Witnesses:

Joseph D. Dorcas  
- M. C. M. Stedwell

4101  
Counsel, R. H. [Signature]  
Filed 11 day of March 1886  
Pleads M. C. M. Stedwell

THE PEOPLE

vs.

B

Charles W. Sherwood

MISDEMEANOR.

RANDOLPH B. MARTINE,

Part III April 1887  
District Attorney.

Pleads Guilty  
A True Bill.

Chas. B. Folsom

Sworn to by [Signature]  
Foreman.



POOR QUALITY  
ORIGINAL

0141

CHAS. M. STILLWELL, A. M.  
THOMAS S. GLADDING, A. M.

Office and Laboratory of  
STILLWELL & GLADDING,  
Analytical and Consulting Chemists,

Old Series, No. 9406.  
New Series, No. 7897.6.

No. 55 Fulton St., cor. Cliff St.,

P. O. Box 1261.

New York, Feb 11 1886

Certificate of Analysis

of a sealed sample of "BUTTER"  
marked # 829 Feb 6th 1886  
10th Ave NY City  
received for acco. J. R. Gray  
drawn by our Agent per Mr. J. J. Fitzgerald

This Sample contains		Analysis of the Fat present in the sample.	
Animal and Butter Fat,....	84.11	Soluble Fatty Acids, [on a dry basis].....	0.08
Curd,.....	1.91	Insoluble do do do .....	0.38
Salt, [Ash],.....	4.77	Specific Gravity of the dry Fat, at 100° Fah.,.....	0.9057
Water, at 100° C.,.....	7.21	Titre,.....	°C.

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.

Very Respectfully,  
Chas. Stillwell

Mr 637 Van Ness Ave  
NY

State of New York  
County of New York ss.  
On the eleventh day of February in the year one thousand eight hundred  
and eighty six before me personally came Chas. Stillwell  
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.

W. S. Holbrook  
NOTARY PUBLIC,  
KINGS COUNTY.  
Certificate filed in N. Y. County.

POOR QUALITY  
ORIGINAL

0142

No. 829  
July 11<sup>th</sup> 86

RECEIVED  
JULY 11 1886

RECEIVED  
JULY 11 1886

POOR QUALITY  
ORIGINAL

0143

CHAS. M. STILLWELL, A. M.  
THOMAS S. GLADDING, A. M.

Offi

Laboratory of

STILLWELL & GLADDING,  
Analytical and Consulting Chemists,

Old Series, No. 9406.

New Series, No. 7897.6

No. 55 Fulton St., cor. Cliff St.,

P. O. Box 1261.

New York, Feb 11 1886

### Certificate of Analysis

of a sealed sample of "BUTTER"  
marked # 829 Feb 6th 1886 Chas. W. Sherwood # 153  
10th Ave NY City J. R. Gray  
received for account of M. B. Van Valkenburg Feb 7th 1886  
drawn by our Agent per Mr. J. J. Logan

#### This Sample contains

Animal and Butter Fat, .... 84.11  
Curd, ..... 1.91  
Salt, [Ash], ..... 4.77  
Water, at 100° C., ..... 7.21

#### Analysis of the Fat present in the sample.

Soluble Fatty Acids, [on a dry basis] ..... 0.08  
Insoluble do do do ..... 95.38  
Specific Gravity of the dry Fat, at 100° Fah., 9.057  
Titre, ..... °C.

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.

Very Respectfully,

Chas. Stillwell M. B.

M. B. Van Valkenburg  
NY

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

On the eleventh day of May in the year one thousand eight hundred  
and eighty six before me personally came Chas. Stillwell M. B.  
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.

W. S. Holbrook

NOTARY PUBLIC,  
KINGS COUNTY.  
Certificate filed in N. Y. County.



POOR QUALITY  
ORIGINAL

0144

ce and

STATE OF NEW YORK,

County of New York

ss. :

350 Washington Street

That he resides in the City of New York of New York in the County of New York and State of New York, and is 28 years of age, and is an agent appointed by JOSIAH K. BROWN, New York State Dairy Commissioner ;

That on the 6th day of February, 1885, in the Store occupied by him, No. 153 South Street, in the City of New York in the County of New York and State of New York, one Charles W. Sherwood, against the form and statutes in such cases made and provided, and in violation thereof, and against the peace of the people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadulterated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of animal fats or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or Cream ; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter, the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter the product of the Dairy ; that the said Charles W. Sherwood

offered said substance, product, manufacture and compound for sale as and for Butter made from unadulterated Milk or Cream at such time and place, with intent to sell the same as and for Butter made from unadulterated Milk or Cream, and did sell some considerable portion thereof, to wit, five pounds as and for Butter, the product of the Dairy, and represented the same to be Butter at such time

and place ; that the said substance, product and compound was not natural Butter produced from pure unadulterated Milk, or Cream of the same, and was not Butter the product of the Dairy, and was not made exclusively from Milk or Cream, or both ; that it contained some substance for the purpose and with the effect of imparting thereto a color resembling that of yellow Butter, and was in imitation and semblance of natural Butter produced from pure unadulterated Milk or Cream of the same, and was colored by some substance to resemble yellow Butter, and was in semblance of natural Butter ; that the same was a substance known as Oleomargarine ; that it had been made, manufactured and rendered after April thirtieth, 1885, out of some animal fat, or animal or vegetable oils not produced from unadulterated Milk, or Cream of the same, in imitation and semblance of natural Butter, produced from pure unadulterated Milk, or Cream of the same, by mixing, compounding with and adding to a small quantity of Milk, Cream or Butter a large quantity and proportion of some animal fats or animal or vegetable oils not produced from Milk or Cream, with design and intent to render, make and produce an article, substance and human food in imitation and semblance of natural Butter. That the same was not manufactured, or in process of manufacture on April thirtieth, 1885, but has been rendered, manufactured, compounded and mixed since April thirtieth, 1885, as deponent is informed and believes

That the tubs in which the same was contained did not have the words "Oleomargarine Butter" upon the top or side thereof, and such words were not burned in or painted thereon with permanent black paint, in a straight line not less than one half inch in length, where deponent could see such brand ; that no printed label, bearing the words "Oleomargarine Butter" was delivered therewith to the purchaser thereof.

Deponent further says that on said 6th day of February, 1885, he went to the said Store of said Charles W. Sherwood in said City and County, and told him said Charles W. Sherwood that he wanted to buy some Butter ; that said Charles W. Sherwood showed deponent a number of pounds of the said Oleomargarine hereinbefore mentioned, offered the same to deponent for sale, and sold the same to deponent ; that he so sold to deponent five pounds thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of five cents, that, as deponent believes and charges, the said Charles W. Sherwood at the time

hereinbefore stated ; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not Butter, the product of the Dairy ; that deponent saw the tubs in which the said Oleomargarine was contained, and no printed label bearing the words "Oleomargarine Butter," was delivered by said Charles W. Sherwood to deponent with the Oleomargarine sold to him ; that on February 8th, 1885, deponent delivered a sample of such Oleomargarine, so purchased by him as aforesaid, to Charles W. Stillwell a chemist of the city of New York N. Y., and caused the same to be analyzed by such chemist, as shown by the annexed certificate of such chemist.

Wherefore, deponent prays that a warrant may issue for the arrest of the said Charles W. Sherwood and that he may be dealt with as the law directs.

Sworn to before me this 23rd day of February, 1885, Joseph J. Sorgan Justice.



*2nd Dep. Police*  
Court of *New York*  
*(NY)* County of *West York*

THE PEOPLE, &c.,

*vs.*  
*Charles W. Sherman*

Affiant:

*Joseph J. Soragan*  
*350 Washington Street*

Witnesses:

*Charles R. Gray*

Residence *350 Washington Street*

*Charles M. Stillman*

Residence *53 Fulton Street*

Residence

POOR QUALITY  
ORIGINAL

0146

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY  
OF NEW YORK, { ss

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

Question What is your name?

Answer

Charles W. Thurmond

Question How old are you?

Answer

Fifty-five years

Question. Where were you born?

Answer.

New York State

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

Answer.

No 158-10 Ave. Five months

Question What is your business or profession?

Answer

Cover

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.

My thro was burnt out on the 20<sup>th</sup> day of January 1886- and did not get open until the 20<sup>th</sup> day of February 1886- I have never sold a pound of thermopne for butter, and did not begin at the mentioned in the annexed complaint. I am not guilty & demand a trial by jury C W Thurmond

Taken before me this 24<sup>th</sup>

day of February 1886

Wm J. [Signature]

Police Justice.

POOR QUALITY  
ORIGINAL

0147

Sec. 151.

Police Court 2nd District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police  
Justices for the City of New York, by Joseph J. Surrogan

of No. 337 Washington Street, that on the 23rd day of February  
1886 at the City of New York, in the County of New York, one Charles H. Sherwood

did sell to said Joseph J. Surrogan one pound  
of oleomargarine as laid for butter and  
did violate section 3 of Chapter 408 of the laws  
of 1885

at premises No. 153. 10th Avenue

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

Dated at the City of New York, this 23 day of February 1886

Mar. Hume POLICE JUSTICE.

POOR QUALITY  
ORIGINAL

0148

153 10<sup>th</sup> Ave

Police Court.....District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Joseph J. Sorogan  
vs.  
Charles H. Sherwood

Warrant-General.

Dated May 20 1886

W. J. Farrell Magistrate

W. J. Farrell Officer.  
The Defendant Charles H. Sherwood

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

John E. Farrell Officer.

Dated..... 188

This Warrant may be executed on Sunday or at  
night.

.....Police Justice.

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

Dated..... 188

Police Justice.

The within named



POOR QUALITY  
ORIGINAL

0149

BAILED,  
No. 1, by James J. Leonard  
Residence 204 E. Broadway  
No. 2, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 3, by \_\_\_\_\_  
Residence \_\_\_\_\_  
No. 4, by \_\_\_\_\_  
Residence \_\_\_\_\_

Police Court- 2 District. 239

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

1 Charles H. Leonard  
2 \_\_\_\_\_  
3 \_\_\_\_\_  
4 \_\_\_\_\_  
Offence Indictment

Dated February 24 1886

Charles H. Leonard Magistrate.  
John J. Farrell Officer.  
Wm. J. Farrell Precinct.

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

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

No. 200 to answer Sen. Sec.  
Street \_\_\_\_\_

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

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

Dated February 24 1886 Wm. J. Farrell Police Justice.

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

Dated Feb 24 1886 Wm. J. Farrell 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 \_\_\_\_\_ 1886 \_\_\_\_\_ Police Justice.

POOR QUALITY  
ORIGINAL

0150

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*Charles W. Sherwood*

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

*Charles W. Sherwood*

(Chap. 453, Laws of 1885, § 8.) of a Misdemeanor, committed as follows:

The said *Charles W. Sherwood*

late of the City of New York, in the County of New York aforesaid, on the *ninth* day of *February*, in the year of our Lord one thousand eight hundred and eighty-*five*, 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 sell, and cause and procure to be sold to one *Joseph J. Dorvagen*, 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. 246, Laws of 1882, § 1.)

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

*Charles W. Sherwood*

of a Misdemeanor, committed as follows:

The said *Charles W. Sherwood*

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

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

0151

THIRD COUNT: (Section 430, Penal Code.)

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

*Charles W. Sherwood*

of a Misdemeanor, committed as follows:

The said *Charles W. Sherwood*.

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. Donagan*, 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.

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

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

*Charles W. Sherwood*

of a Misdemeanor, committed as follows:

The said *Charles W. Sherwood*.

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, 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, to deliver to the purchaser, 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. Donagan*.

from a certain *kind of box* which was not then and there stamped, branded or marked as aforesaid, and did then and there unlawfully omit to deliver therewith to the said *Joseph J. Donagan*, 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.

0 152

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

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

*Charles W. Sherwood*

of a Misdemeanor, committed as follows :

The said *Charles W. Sherwood*

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. Doreau, 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.

SIXTH COUNT : (Chap. 458, Laws of 1885, § 2.)

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

*Charles W. Sherwood*

of a Misdemeanor, committed as follows :

The said *Charles W. Sherwood,*

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. Doreau, one pound*

of a certain article, substance and compound in imitation and semblance of, and designed to take the place 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 and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the <sup>30th</sup> ~~thirteenth~~ day of April, in the year of our Lord one thousand eight hundred and eighty-five (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.

**RANDOLPH B. MARTINE,**

**District Attorney.**



0153

**BOX:**

213

**FOLDER:**

2108

**DESCRIPTION:**

Simons, George W.

**DATE:**

03/24/86



2108

0154

273

Witnesses:

James Bennett

Counsel,

Filed 24<sup>th</sup> day of March 1886

Pleads

THE PEOPLE

vs.

R

George W. Simons

H.D.

ASSAULT IN THE FIRST DEGREE, ETC.  
(Sections 217 and 218, Penal Code).

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. B. Roberts

March 24<sup>th</sup> Foreman.

Presented by 2 day  
S. P. Dwyer & Co.

0155

Police Court—2 District.City and County } ss.:  
of New York,of No. 216 Thompson Street, aged 24 years,  
occupation hand labor being duly sworndeposes and says, that on the 19 day of March 1886 at the City of New  
York, in the County of New York, in premises to 216 Thompson St.  
he was violently and feloniously ASSAULTED and BEATEN by George Simms:(namely), that the said George Simms cut and  
stabbed deponent once in the left breast with a knife  
which the said George Simms then and there held in  
his handwith the felonious intent to take the life of deponent, or to do him grievous bodily harm; and without  
any justification on the part of the said assailant :Wherefore this deponent prays that the said assailant may be apprehended and bound to answer  
for the above assault, etc., and be dealt with according to law.Sworn to before me, this 20 day  
of March 1886.[Signature] Police Justice.her  
[Signature]  
mark

0156

Sec. 198-200.

CITY AND COUNTY  
OF NEW YORK, ss

2 District Police Court.

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

Question What is your name?

Answer

Question How old are you?

Answer

Question Where were you born?

Answer

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

Answer

Question What is your business or profession?

Answer

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

Answer

*I am not guilty; this woman & myself  
have been living together 6 years. This is a warehouse  
where she lives.*

*Geo Simons*

day of

1886

Taken before me this 20  
at 11 o'clock  
City of New York  
Police Justice.



0157

1000. Co. 3rd.

Police Court 2 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James J. Connelley*  
State of New York

1 *Serge James*  
2  
3  
4  
Offence *felony*

Dated *March 20* 1886

*Magistrate*  
*Edward C. C. C.*  
Officer.

*15th*  
Precinct.

No. 1, by  
Residence  
Street.

No. 2, by  
Residence  
Street.

No. 3, by  
Residence  
Street.

No. 4, by  
Residence  
Street.

Witnesses  
*Sullivan Morris*

No. *of 300*  
No. *of 300*  
Street.

No. *11111*  
to answer  
Street.

MAR 21 1886  
CLERK OF DISTRICT COURT

*Complainant's Committee of*  
*Must detail is official*  
*of 300*  
*Witness*

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

*Serge James*

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

Dated *March 20* 1886 *by* Police Justice.

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

Dated 1886 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 1886 Police Justice.

0158

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 2 DISTRICT.

of No. 216 Thompson Street, aged 24 years,  
occupation Housekeeper being duly sworn deposes and says  
that on the 19 day of March 1886

at the City of New York, in the County of New York, Dependent saw  
George Thompson of 216  
Thompson St, in Mrs Miller's  
sitting room draw a knife  
on a girl Jennie Parker  
in the back, for some cause  
unknown to Dependent.

Dependent  
Bollie Harris  
mark

Police Justice.

0159

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

THE PEOPLE OF THE STATE OF NEW YORK  
against

*George W. Simons*

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

*George W. Simons*

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

The said *George W. Simons*,

late of the City of New York, in the County of New York aforesaid, on the  
*nineteenth* day of *March*, — in the year of our Lord  
one thousand eight hundred and eighty-*five*, with force of arms, at the City and  
County aforesaid, in and upon the body of one *Jennie Bennett*,  
in the peace of the said People then and there being, feloniously did make an assault  
and *then* the said *Jennie Bennett*,  
with a certain *knife* —

which the said *George W. Simons*, —  
in *his* right hand then and there had and held, the same being a deadly and  
dangerous weapon, wilfully and feloniously did beat, strike, stab, cut and wound

with intent *then* the said *Jennie Bennett*, —  
thereby then and there feloniously and wilfully to kill, against the form of the statute  
in such case made and provided, and against the peace of the People of the State of  
New York and their dignity.

**SECOND COUNT:**

And the Grand Jury aforesaid, by this indictment, further accuse the said  
*George W. Simons*, —  
of the CRIME OF ASSAULT IN THE SECOND DEGREE, committed as follows:

The said *George W. Simons*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the  
year aforesaid, at the City and County aforesaid, with force and arms, in and  
upon the body of one *Jennie Bennett*, —  
in the peace of the said People then and there being, feloniously did wilfully and  
wrongfully make an assault, and *then* the said  
*Jennie Bennett*, —  
with a certain *knife*, —

which *he* the said *George W. Simons*, —  
in *his* — right hand then and there had and held, the same being a  
*instrument* likely to produce grievous bodily harm, then and  
there feloniously did wilfully and wrongfully beat, strike, stab, cut and wound,  
against the form of the statute in such case made and provided, and against the  
peace of the People of the State of New York and their dignity.

*Randolph B. Martin*  
*District Attorney*