

0465

BOX:

335

FOLDER:

3172

DESCRIPTION:

Adler, Max J.

DATE:

01/28/89



3172

0466

Epstein
312

Counsel, Epstein
Filed, 20th day of May 1889
Plends, Chynally

MISDEMEANOR.
[Chap. 188, Laws of 1886, §§ 7 and 8, as amended by
Chap. 677, Laws of 1886, §§ 2 and 3; § 480, Penal
Code; Chap. 288, Laws of 1882, §§ 3;
Ibid., § 1; and Chap. 216, Ibid., § 2.]

THE PEOPLE

vs.

B

Max J. Adler

Pr. Apr 12. 1889

districus dis in ward
Paris Street

JOHN R. FELLOWS

RANDOLPH B. MARFINE,

District Attorney.

Off. 2 April 1889

A True Bill.

W. J.

John B. Worley

Foreman.

Witnesses:

F. W. ...
P. ...

I have discussed this
case with Sir Van Volke
bargh the understand
dean conversation
and I am satisfied
that no corrections
can be had here
upon the evidence. I
respectfully recommend
that the indictment
be dismissed

Part 2 April 12 1889

W. J. ...

Deputy ...

7.

0467

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

Isidiah R. Wheeler ^{288 Greenwich} of No. 350 ~~Washington~~ Street,
being duly sworn, says: That he resides at No. 61
~~Street~~, in the City of New York, County and State of New York, is 61
years of age, and an expert appointed by Hon. JOSIAH K. BROWN, the New York Dairy Com-
missioner; That at the times hereinafter mentioned one Max J. Adler
~~Adler~~ was a ^{Butter} ~~Retail Grocery~~ Dealer, and had his ~~Grocery~~ Store
in a room in No. 199 Duane Street, in the said City of New
York, and occupied and controlled such room; That on the 15th

day of February 1888, ~~the de-~~
~~ponent~~ alleges and charges,
the defendant, ^{the said Max J. Adler} ~~in the said~~
City of New York offered for
sale and sold and caused
and procured to be sold to
one Frederick Hoffman of 848
W. Avenue in said city a quantity
of a manufactured substance here-
after mentioned and described
at the price of eighteen cents per
pound. That the deponent further
says that on the 16th day of Feb-
ruary 1888 at the said place
848 Eleventh Avenue he deponent
took a sample portion of said
manufactured substance and
thereafter and on the 17th day of
February delivered said sample
to Russell W. Moore who was
and since has been a chemist.

S. D.

0468

practising at 49^e Street
and 4th Avenue New York
City and deponent caused
the said substance to be ana-
lyzed by such chemist and
the certificate of such analysis
thereof made by such chemist
is hereto annexed: that the
said manufactured substance
was made

in imitation and semblance of natural butter, produced from pure unadulterated milk or cream
of the same, ~~which~~ had been made out of some animal fat or animal or vegetable oils not
produced from unadulterated milk or cream from the same and by mixing, compounding
with and adding to milk, cream or butter such animal fats or animal or vegetable oils not
produced from milk or cream, so as to produce an article, substance and human food in imi-
tation and semblance of natural butter and which had been made in violation of the provisions of Sec-
tion 7 of Chapter 183 of the Laws of 1885, as amended by Chapter 577 of the Laws of 1886; that a
more particular description of such manufactured substance, the ingredients thereof and the amount
of the same are unknown to deponent and cannot be stated herein for that reason; ~~that the same~~

that deponent is informed by
~~Henry Scherr~~
~~some man~~ that on the
13th day of February 1888 he
went to the store of milk
Adler in Duane Street
and told him said Adler
that he, said Hoffmann,
~~employee~~ wanted some cheap
~~of the market~~
butter and that the said
Adler then replied that
he would send to the factory
and get some and send
it up by express ~~per~~
~~Henry Scherr~~ ~~employee~~
~~some man~~



0469

This store 846 Seventh Avenue New York City and that on the 15th of February 1888 a tub of the said manufactured substance aforesaid was delivered to said Hoffman at the said 846 Seventh Avenue and the said Hoffman paid therefor as required by the bill therefor of the said Expressman ~~as had~~ as had been directed by the said Adler on the said 13th day of February 1888:

deponent charges that the said Max J. Adler against the peace and dignity of the People of the State of New York, and the statutes in such case made and provided, wrongfully and unlawfully so ~~caused~~ ^{procured and caused} such manufactured substance and caused, procured and suffered the same to be so ~~sent~~ ^{delivered} to deponent, and was thereby guilty of a misdemeanor; and deponent, therefore, asks for a warrant against the said Max J. Adler for violation by him of Section ~~27~~ ² of Chapter 183 of the Laws of 1885, ~~as added thereto by Chapter 583 of the Laws of 1887,~~ and that he may be dealt with as the law directs.

Sworn to before me
this 28 day of April, 1888.

John Hoffman
Police JUSTICE.

Jedediah R. Wheeler

0470

City and County of New York
Rudolph Scherr ~~James H. Scherr~~
being duly sworn says that
he is 17 years of age
and resides at 846 ^{and is a special} Cleveland Avenue
in the city of New York; that on
the 13th day of February 1888
he went to the place of Max
J. Adler 199 5th Avenue, Street
New York City and there
said Adler and
told said Adler that
his deponents ^{Employer} wanted
some cheap butter in
small tubs; that said
Adler then replied that
he would send to the fac-
tory and get some and
send it up by express
to his deponents' ^{Employer}
and said Adler further told
deponent that the said butter
must be paid for cash
right away to the express-
man or the expressman
would bring it back; that
on the 15th day of February
1888 the said butter came
by express to deponents' ^{Employer}

0471

at his store 546 Seventh
Avenue and was then
delivered to Frederick
Hoffman the Dependent
~~Employer~~ for whom dependent
had ordered the same
from said seller and
said Hoffman Dependent
Employer then upon delivery
paid for the same at
Eighteen cents per pound
the same being ^{required} ~~marked~~
by said ~~representative~~ ~~and delivered~~ ~~C. G. D.~~

Sum to me

This 28th day of March 1888 Ludwig Scharr.
John Hoffman
Police Justice

0472

Sec. 151.

Police Court 5th 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 Abraham R. Wheeler

of No. 289 Street, that on the 15th day of February

1888 at the City of New York, in the County of New York, one Manuel Allen

on the premises of 289 Street

with intent to sell for better and did

sell and cause and procure to be sold

to Frederick Hoffman a quantity of

Margaine made in imitation and semblance

of better in violation of Chapter 187 of the

Laws of 1885 as amended

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him
forthwith before me, at the 5th DISTRICT POLICE COURT, in the said City, or in case of my absence
or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 15th day of March 1888
John Hoffman POLICE JUSTICE.

199 Duane St

0473

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated 188

Magistrate

Blass Officer.

The Defendant

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

Philip Blass Officer.

Dated *March 29* 1888

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.

0474

STATE OF NEW YORK.

CITY OF _____ }
COUNTY OF _____ } s.s.

_____ being duly sworn, says, that he resides at number _____ Street, in the City of _____, County of _____ and State of New York, is _____ years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York State Dairy Commissioner; that, at the times hereinafter mentioned, one _____ was the keeper and proprietor, of a _____ a place of public entertainment, and had his said _____ in a room in number _____ Street, in the City of _____, County of _____, within this State, and occupied and controlled such room and was in charge of such _____; that on the _____ day of _____, 188 _____, deponent went to such _____'s said _____ and ordered a _____ and the said _____ in response thereto in his said _____, then and there served to deponent as food for deponent and as a part of the said _____ so ordered by deponent, who was then a guest and customer of said _____ in his said _____, a substance in imitation and semblance of natural butter, produced from pure unadulterated milk or cream of the same, which had been made out of some animal fat or animal or vegetable oils not produced from unadulterated milk or cream from the same and by mixing, compounding with and adding to milk, cream or butter such animal fats or animal or vegetable oils not produced from milk or cream, so as to produce an article, substance and human food in imitation and semblance of natural butter and which had been made in violation of the provisions of Section 7 of Chapter 183 of the Laws of 1885, as amended by Chapter 577 of the Laws of 1886; that a more particular description of such manufactured substance, the ingredients thereof and the amount of the same are unknown to deponent and cannot be stated herein for that reason; that the same was so served by said _____ in the ordinary course of his said business; and said _____ asked, and deponent then and there paid him _____ cents for such _____; that deponent then and there took from the substance so served to him by said _____ a sample thereof for analysis in the manner required by law; and thereafter, on _____, 188 _____, deponent delivered such sample so taken by him as stated, to one _____ who was and is known to deponent to have then been, and who since has been and is now, a chemist, practicing as such at number _____ Street, in the City of _____ County of _____, within this State, and deponent caused the said substance to be analyzed by such chemist; that the certificate of such analysis thereof, made by said chemist, is hereto annexed.

Deponent charges that the said _____ against the peace and dignity of the People of the State of New York, and the statutes in such case made and provided, wrongfully and unlawfully so served such manufactured substance and caused, procured and suffered the same to be so served to deponent, and was thereby guilty of a misdemeanor; and deponent, therefore, asks for a warrant against the said _____ for violation by him of Section 27 of Chapter 183 of the Laws of 1885, as added thereto by Chapter 583 of the Laws of 1887, and that he may be dealt with as the law directs.

Sworn to before me
this _____ day of _____, 188 _____ }

JUSTICE.

0475

J. H. F. Price
Court of *New York*
County of _____

THE PEOPLE, &c.
Lelehiah R. Wheeler
vs.
May J. Keller

Affidavit:
Lelehiah R. Wheeler
288 GREENWICH ST.,
NEW YORK CITY.

Witnesses:
John H. Johnson
Residence 288 GREENWICH STREET,
NEW YORK CITY.

Residence *Frederick H. Johnson*
288 Greenwich Street
Augusta M. Johnson
Residence *288 Greenwich Street*
Edward J. Johnson

0476

Sec. 198-200.

5 District Police Court.

CITY AND COUNTY }
OF NEW YORK } ss.

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

Question. What is your name.

Answer. *May J. Adler*

Question. How old are you?

Answer. *43 years*

Question. Where were you born?

Answer. *Austria*

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

Answer. *335 East 97 Street 4 years*

Question. What is your business or profession?

Answer. *Commission Merchant*

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

Answer. *I am not guilty and demand
an Examination a trial by jury
in full*

Taken before me this

day of

March

188*8*

29

Police Justice.

0477

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

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

Dated *March 29* 188*8* *J. M. Hoffman* Police Justice.

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

Dated *March 29* 188*8* *J. M. Hoffman* Police Justice.

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

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

0478

BAILED,

No. 1, by Joseph Gassler
Residence 221 E. 120 Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

W 310 5-515
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Jedediah R. Wheeler
288 Greenwich
1 Mary J. Adler

2 _____
3 _____
4 _____

Offence Collectment for

Dated March 29 1888
Goveaux Magistrate.

Officer.

Precinct.

Witnesses Jedediah R. Wheeler
No. 288 Greenwich Street.

Don't know
No. 846 Street.
Frederick Pappan
No. 846 Street.

Residence of the defendant
\$ 300 to answer

Wanted
2291



0479

Series No. 1437

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

Certificate of Analysis.

State of New York,
CITY OF NEW YORK. } ss.
COUNTY OF NEW YORK. }

I, Russell W Moore, a chemist, practising in the City of New York, County and State of New York, do hereby certify that I have analyzed the sample duly sealed and marked N^o 1437 Jan 13th 1888 850 11th Ave E. S. Wilson J. R. Wheeler Louis Hillman received from J. R. Wheeler on January 13th, 1888.

THE SAMPLE CONTAINS:

WATER, - - - - - 13.15 %
ANIMAL AND BUTTER FAT, 75.42 %
CURD, - - - - - 3.58 %
SALT, - - - - - 7.85 %
100 00

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS, 95.32 %
SOLUBLE " " 74 %
SPECIFIC GRAVITY OF THE Riches Sugar
FAT AT 60 Deg. F., 99

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 is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same.

I further certify that the foregoing is a true statement of the analysis of such sample so made by me as stated.

Respectfully yours,

Russell W Moore

Chemist.

Dated January 16th, 1888.

State of New York,
CITY OF NEW YORK, } ss.
COUNTY OF NEW YORK. }

On the 17th day of January, in the year one thousand eight hundred and eighty eight, before me, the subscriber personally came Russell W. Moore, to me well known to be the same person described in and who executed the foregoing instrument; and he acknowledged that he executed the same.

Daniel J. Phelan

Notary Public Kings Co

Certificate filed in N. Y. Co.

0480

Series No. 1440...

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

Certificate of Analysis.

State of New York,
CITY OF NEW YORK. } ss.
COUNTY OF NEW YORK.

I, Russell W Moore, a chemist, practising in the City of New York, County and State of New York, do hereby certify that I have analyzed the sample duly sealed and marked N^o 1440 Feb 16th 1888 Adlers 846 11th ave J. R. Wheeler J. R. Gray received from J. R. Wheeler on Friday February 17th, 1888.

THE SAMPLE CONTAINS:

WATER.	10.95	%
ANIMAL AND BUTTER FAT,	84.81	%
CURD,	1.06	%
SALT,	3.18	%

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	95.44	%
SOLUBLE " "	95	%
SPECIFIC GRAVITY OF THE <u>Reduced Fat</u> FAT AT 100 deg. F.,	2.10	

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 is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same.

I further certify that the foregoing is a true statement of the analysis of such sample so made by me as stated.

Respectfully yours,

Russell W. Moore

Chemist.

Dated February 25th, 1888.

State of New York,
CITY OF NEW YORK. } ss.
COUNTY OF NEW YORK.

On the 27th day of February, in the year one thousand eight hundred and eighty eight, before me, the subscriber personally came Russell W. Moore, to me well known to be the same person described in and who executed the foregoing instrument, and he acknowledged that he executed the same.

John Stevens
Notary Public
New York County

0481

No 1440

New York, Feb 25th 1888

Osmarganin

Certificate of Analysis.

0482

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Max J. Adler

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

Max J. Adler

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

of a Misdemeanor, committed as follows:

The said

Max J. Adler

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

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

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

Max J. Adler

of a Misdemeanor, committed as follows:

The said

Max J. Adler

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, unlawfully did unintentionally sell and cause and procure to be sold to one *Frederick Hoffman, fifty-six pounds* of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more particular description of which said substance and compound, and of the ingredients and matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now be given), as and for butter, the product of the dairy; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

0483

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

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

Max J. Adler

of a Misdemeanor committed as follows:

The said

Max J. Adler

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 *Frederick Hoffman, fifty six pounds* of a certain substance, not being butter, and commonly called oleomargarine, and did then and there falsely represent the same to the said *Frederick Hoffman*

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

FOURTH COUNT: (Section 480, Penal Code)

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

Max J. Adler

of a Misdemeanor, committed as follows:

The said

Max J. Adler

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

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

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

Max J. Adler

of a Misdemeanor, committed as follows:

The said

Max J. Adler

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 ^{sub} parcel containing *fifty six pounds* of a certain article and substance in semblance of butter, not the legitimate product of the dairy,

0484

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~~ ^{by the tub} sales in parcels, to be sold from a ~~tub, firkin, box or package,~~ distinctly and durably stamped, branded or marked upon the top and side, with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint, in a straight line, and not less than one-half inch in length, and ~~wherewith the seller was then and there required by law in such case, to deliver to the purchaser thereof, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line, unlawfully did then and there sell and cause and procure to be sold at retail, to one~~ *Frederick Hoffman, said tub not being* ~~from a certain~~ *_____* which was not then and there stamped, branded or marked as aforesaid, and unlawfully did not then and there deliver therewith to the said

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

SIXTH COUNT: (Chap. 215, Laws 1832, § 2.)

And the Grand Jury aforesaid, by this indictment further accuse the said *Max J. Adler* of a Misdemeanor, committed as follows:

The said *Max J. Adler*

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

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

And the Grand Jury aforesaid, by this indictment further accuse the said *Max J. Adler* of a Misdemeanor, committed as follows:

The said *Max J. Adler*

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

0485

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

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

And the Grand Jury aforesaid, by this indictment further accuse the said *Max J. Adler* of a Misdemeanor, committed as follows:

The said *Max J. Adler*

late of the City and County aforesaid, afterwards, to wit: on the said *fifteenth* day of *February* in the year of our Lord one thousand eight hundred and *eighty eight*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Frederick Hoffman, fifty six pounds*

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

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

And the Grand Jury aforesaid, by this indictment further accuse the said *Max J. Adler* of a Misdemeanor, committed as follows:

The said *Max J. Adler*

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

0486

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

JOHN P. FELLOWS.

~~RANDOLPH B. MARTINE,~~

District Attorney.

0487

BOX:

335

FOLDER:

3172

DESCRIPTION:

Africk, Louis

DATE:

01/23/89



3172

0488

Witnesses,

Edward Allen (A.P.)
Officer P. Broderick (B.P.)

#733
Butler's v.

Counsel,
Filed 23 day of May 1889
Pleads, *Am. guilty*

THE PEOPLE
vs.
R
Louis Afick
H.D.

[Section 303, Penal Code.]
Crime against nature

JOHN R. FELLOWS,
District Attorney,
tried & convicted of an attempt
D.P. 16 975 & 10 MO
Jan 21/89, P.M.D. B.B.A.,
A TRUE BILL
Thos B. Worley
Foreman.

0489

Police Court, / District.

City and County } ss.
of New York, }

Bernard Albers.

of No. 144 Cedar Street, aged 17 years,
occupation Waiter being duly sworn, deposes and says,

that on the 11 day of January 1889, at the City of New
York, in the County of New York, Louis Affric

(now here) did carnally touch
this deponent in a manner
contrary to nature in violation
of section 303 of the Penal Code
of the State of New York for the
reasons following to wit: on the
said ^{date} defendant seized hold
of deponent and threw him on
a bed, and did forcibly insert
his penis into deponent's rectum
causing deponent great pain.

Sworn to before me } Bernard
this 18th day of January } Albers.

Wm. Norman
Police Justice

0491

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.....

Refevidans

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of *thirty* 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 *Jan 8* 188*9* *John H. ...* Police Justice.

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

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

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

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

0492

#233
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Bernard Aders
vs.
Louis Fried

George
James
Justice

2
3
4
Dated Jan 18 1889
Gorman Magistrate.
Proctor Officer.
3 Precinct.

Witnesses Julius Houbanck
No. 144 Cedar Street.
Carp & Witness Can
House of Restoration Street.
in default of 100 Bail.

No. Street.
\$ 3000
Caus



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

0493

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

POLICE COURT, DISTRICT.

Peter Groden

of No. *3rd Precinct Police* Street, aged _____ years,

occupation *Police Officer* being duly sworn deposes and says,

that on the *18* day of *January* 188*9*

at the City of New York, in the County of New York, *Bernhard Albers*

and *Julius Thonhause* are material witnesses for the People against one *Ross Africh* charged with Crime Against Nature and deponent believing that said witnesses will not appear when wanted prays they may be committed to the House of Detention for witnesses.

Peter Groden

Sworn to before me, this

of

188*9*

day

John J. ...
Police Justice,

0494

COURT OF GENERAL SESSIONS OF THE PEACE

In and for the City and County of New York.

-----X
The People :
against :
Louis Afric, :Tried Jan. 30, 1889 Before the
Indictment filed, *Jan'y 23/89* :Hon. Randolph B. Martine, and
Indicted for Crime against : a Jury.
Nature. :
-----X

A P P E A R A N C E S:

Assistant District Attorney Davis, for the People.
W. H. Buttner, for the Defense.

Bernard Alvers testified that he lived at Mr. Winterstein's hotel in Cedar Street. The number was 141 Cedar Street. He worked there at the time. On the 18th of December, 1888 he saw the defendant in Winterstein's hotel, in room No. 9 in that hotel he and the defendant slept together on that night. He slept in one bed and defendant in the other. Another employe slept in the same room with them. He, the complainant, went to bed at about ten o'clock. The defendant told him to come to his bed and he

0495

(2)

would give him plenty of money, and he did so and the defendant had intercourse with him through the rectum. The other man who was sleeping in the bed kept quiet and said nothing.

Under cross-examination, the complainant testified that he was sixteen years of age and had been in the United States about two months. He could not speak English. He could read and write in German. He smoked cigarettes and he drank beer when he could get it. He had been drunk once in the hotel at about noon-time. He drank no spirits. He went to the station house to make the complaint about eight days afterwards. There was no light in the room where he slept with the defendant. He made some resistance. He called three times for the cook who slept in the next room. The man who was sleeping in the same bed did not appear to be disturbed. He did not make a complaint until eight days afterward, because he did not want to say anything about it at first. After the assault he went to the defendant and asked him for the money and said he would have him arrested if he did not give him money. He told George Weber, who was in the employ of the house, that he wanted money and he didn't get it, and that was the reason he made

0496

(3)

the complaint.

Under Redirect Examination, he testified that Mr. Winterstein told him to make the complaint. Mr. Winterstein was the first man who told him. He, the complainant, did not tell Mr. Winterstein about the assault, but the cook of the house did. He, the complainant, told the cook about the assault on the day after it happened. He went willingly into the defendant's bed because he expected to get money and he submitted to the assault. At first he did not know what the defendant wanted to do. He cried out for the cook three times, and he made some resistance. He did not cry out to the man who was in the same bed with them, nor stretch out his hand to touch him. The man was not over a foot from him at the time. He could have touched him if he had wanted to.

Julius Schoenhauser testified that he was employed in the kitchen of Mr. Winterstein. He knew the complainant and the defendant. He slept in the same bed with Afric on the night in question, and the complainant slept in the same room in another bed. The complainant got into the same bed where he, witness, and the defendant were. The boy got between him and the defendant. He, the witness,

0497

(4)

was awake, and he heard Afric say to the boy that he would give him money and tell him something nice, and then the complainant came over to the bed. When the complainant got into the bed, the defendant and complainant joked together. Then the defendant said he would tell the complainant something by which he could make a great deal of money. Then the defendant had intercourse with the plaintiff through the rectum. To the best of his knowledge and belief the complainant did not make any resistance. He, the witness, got up and knocked on the door for the cook, and then the complainant went back to his own bed. The cook did not come into the room.

For the Defense, George Weber testified that he was the porter of the hotel kept by Mr. Winterstein. On the 13th, two days after the assault, he had a conversation with the complainant, which was in the kitchen, where he, the witness, had gone for his breakfast. The complainant and Julius Schoenhauser addressed him. They said that the defendant was a dirty man who had connection through the rectum. He asked them why they said that, and then the complainant said the defendant tried to do it to him. Then he spoke to the defendant about the matter, and the defend-

0498

(5)

ant said that the complainant and Julius Schoenhauser had a conspiracy against him and he was innocent. A few days later, after the arrest of the defendant, he saw the complainant again in the kitchen, and he asked him where he was going and the complainant said he was going to court to appear against the defendant. Then he, the witness, told him that it was an affair of conscience and he should be careful to tell the truth and not have the defendant sentenced if he was innocent. The complainant then said, "Yes, you are right, I will tell the truth and to-day he will be free."

Robert Moretti testified that he lived in the City of New York for five years. That he had known the defendant for about four months in this city. He knew the defendant's family in the old country, and his father was the superintendent of the custom house there and was well-to-do. To his knowledge the defendant's reputation for morality was good.

Mr. Winterstein testified that he kept a hotel at 141 Cedar Street. That he knew the defendant. The defendant had worked for him for four or five months. To his knowledge the defendant was an honest and upright man.

0499

(6)

As to the complainant he had had him in the house only two months and he caught him several times drinking beer. After he, the witness, was informed of the assault he called up the complainant and the complainant said that he had been assaulted and that he expected some money to be paid for it. Then he, the witness, took the complainant to see Detective Groden of Castle Garden. He, the witness, was present when the complainant told Detective Groden that he expected to be paid for it.

Louis Afric, the defendant, testified that he had been in this country about seven months. He had never before been charged with any crime. He did not have any connection, or attempt to have connection in any way with the complainant. He had been sick with venereal disease for a long time and he could not even have connection with a woman.

Under cross-examination, he testified that the complainant was not in his bed at all on the night of the 11th of January. What Julius Schoenhauser had testified to was untrue. Julius Schoenhauser had been his enemy for some time. He was trying to get his, the defendant's place. He, the defendant, was the bartender and also as a runner

0500

(7)

to take guests of the house, who were emigrants mainly from
Castle Garden. He was born in Dalmatia, near Trieste.

0501

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Dominic Agjuda

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

Indictment accuse *Dominic Agjuda*

of the ~~crime of~~ *Crime against nature, -*

committed as follows:

The said *Dominic Agjuda,*

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

seventh day of *January* in the year of our Lord one thousand
eight hundred and eighty- *nine* - , at the City and County aforesaid,

in and upon one Bernard Address,
a male person, then and there
being, feloniously did make an
assault, and upon the said Bernard
Address in a manner contrary to
nature, then and there feloniously
did carnally know, against the
form of the Statute in such case
made and provided, and against
the peace of the People of the State
of New York, and their dignity

John R. Fellows, District Attorney

0502

BOX:

335

FOLDER:

3172

DESCRIPTION:

Amend, Charles

DATE:

01/30/89



3172

0503

J. J. Callahan

Counsel, *J. J. Callahan*
Filed *30* day of *January* 188*9*
Pleads, *Not Guilty*

Section 487
Paul C. ...

Burglary in the second degree.

THE PEOPLE

vs.

Charles Amend

JOHN R. FELLOWS,

District Attorney

*July 12 - Part 3
13 - Part 3*

A True Bill.

Wm. B. Woodbury

Foreman.

*Part II February 1889
January term at dep.
Held and adjourned.*

Witnesses:

Allye Goffman

T

0504

Police Court 2 District.

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

Reggie Lafona

of No. 89 Thompson Street, aged 28 years,

occupation Ice broker being duly sworn

deposes and says, that the premises No 89 Thompson Street,

in the City and County aforesaid, the said being a dwelling house made
of brick, three stories high
and which was occupied by deponent as a dwelling on the second floor
and in which there was at the time a human being, by name deponent

were BURGLARIOUSLY entered by means of forcibly breaking
open the back door on the second
floor of said premises

on the 18 day of January 1882 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

a quantity
of personal clothing of the value of
one hundred dollars \$100 -

the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

Charles Dwend (now here)
brother

for the reasons following, to wit: deponent securely locked
and closed the said premises at
about 10 o'clock P.M. deponent
caught the defendant in the act
of breaking open said door by
forcing off the part of the lock which
held the bolt, and the defendant was
arrested immediately by officer Thomas J.
the shade of the defendant. Reggie Lafona

*From to before
January 1892
M. W. ...
...
...*

0505

CITY AND COUNTY } ss.
OF NEW YORK, }

POLICE COURT, 2 DISTRICT.

Francisco Maggio

of No. 89 Thompson Street, aged 28 years,
occupation Laborer being duly sworn deposes and says

that on the 18th day of January 1889
at the City of New York, in the County of New York at the premises

no 89 Thompson street at the hour
of 10 o'clock P.M. said date, deposit
locked and securely fastened. the door
of the back room on the second floor of
said premises

Francisco ^{his} mark Maggio

Sworn to before me, this 20th day of

January 1889

[Signature]

Police Justice.

0506

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Charles Amend

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 Amend

Question. How old are you?

Answer. 22 years

Question. Where were you born?

Answer. N.Y.

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

Answer. 979 1/2 Second St. N.Y.C. 5 years

Question. What is your business or profession?

Answer. Waiter

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 was drunk and I was in my own house.

Charles Amend

Taken before me this

day of January 1909

J. M. [Signature]

Police Justice.

0507

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

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

Dated Jan 20 1889 J. McLaughlin 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.

0508

349 103
Police Court--- District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Allegi Safona
of Thompson
Charles Amend

Chapman
Offence.

2
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4

Dated *Jan 18* 1889
Patterson Magistrate.

Mc. Quade Officer.
Precinct.

Witnesses *Frank Maggio*
J. J. Thompson Street.

No. *Ed. Quade* Street.
9 1/2 m Street.

No. _____ Street.
\$ *1000* RECEIVED. to answer

Commed

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

0509

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK
against

Rhader Amend

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

Rhader Amend

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

The said *Rhader Amend*.

late of the *ninth* Ward 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-*nine*, with force and arms, about the
hour of *twelve* o'clock in the *night* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one

Aleagio Safona.

there situate, feloniously and burglariously did break into and enter, there being then and there
some human being, to wit: *The said Aleagio Safona*.

within the said dwelling house, with intent to commit some crime therein, to wit: the goods
chattels and personal property of the said *Aleagio Safona*,

in the said dwelling house then and there being, then and there feloniously and burglariously to
steal, take and carry away;

against the form of the statute in such case made and provided, and against the peace of the People
of the State of New York and their dignity,

John W. Adams
[Signature]

05 10

BOX:

335

FOLDER:

3172

DESCRIPTION:

Ames, Clyde

DATE:

01/09/89



3172

0511

Witnesses:

Geo R. Jackson

Counsel,

Filed

day of

188

Pleads,

THE PEOPLE

vs.

44.
447.10
P
Elyde Jones

Burglary in the THIRD DEGREE
(Section 498.506, 525, 527 & 530)

JOHN R. FELLOWS,

73 2nd Ave 10787 District Attorney.
Queens, N.Y.

S.P. 245-11 Mo.

A TRUE BILL

Wm. H. Woodruff
For emph. R.B.M.

0512

Police Court— 4th District.

City and County } ss.:
of New York,

of No. 927 10th Avenue Street, aged 34 years,
occupation Carpenter

George R. Jackson

being duly sworn

deposes and says, that the premises No. 927-10th Avenue Street, 22nd Ward
in the City and County aforesaid the said being a tenement house

in part
and which was occupied by deponent as a dwelling house
and in which there was not at the time a human being, by name

Brooke and
were BURGLARIOUSLY entered by means of forcibly breaking the
lock securing the door of the wood
house in the cellar of said premises
at about the hour of 6 o'clock P.M.

on the 27th day of December 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:

Two Carpenters planes, together
of the value of six dollars

the property of deponent
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away by
Clyde Ames, now here,

for the reasons following, to wit: that on the night of
the 28th inst. deponent forced
the wood house lock open
and deponent's tool chest therein
broken and said property stolen
therefrom.

that deponent was
then informed by official Riley,
here present, that the said official,

0513

~~Apprehended said defendant on the afternoon of the 25th inst.~~

Saw said defendant ~~xxxx~~ pass two planes in the pawn shop at 772-9th Avenue. That after ~~xxxx~~ his arrest defendant went to said pawn shop and identified the planes so purchased by said defendant as being the stolen property aforesaid, and the said defendant now before me openly admits stealing said property.

Sworn to before me this } George R. Jackson
29 day of December 1888

John Patterson Police Justice

Dated _____ 1888 _____ Police Justice.

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

There being no sufficient cause to believe the within named

Dated _____ 1888 _____ Police Justice.

I have admitted the above named

to bail to answer by the undertaking hereto annexed.

Dated _____ 1888 _____ Police Justice.

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

Hundred Dollars _____ and be committed to the Warden and Keeper of the City Prison

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

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 _____

Police Court, _____ District,

THE PEOPLE, &c.,
on the complaint of

vs.

Offence—BURGLARY.

1 _____
2 _____
3 _____
4 _____

Dated _____ 1888 _____

Magistrate.

Officer.

Clerk.

Witnesses,

No. _____

Street,

No. _____

Street,

No. _____

Street,

\$ _____ to answer General Sessions.

05 14

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 34 years, occupation James H. Reilly
Police officer of No.

22nd Prec. Police Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of George R. Jackson

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

Sworn to before me, this 29th
day of December 1888 James H. Riley

J. M. Ottis
Police Justice.

0515

Sec. 198-200.

H District Police Court.

CITY AND COUNTY OF NEW YORK, ss.

Clyde Ames 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. Clyde Ames

Question. How old are you?

Answer. 22 years of age

Question. Where were you born?

Answer. United States

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

Answer. 927 - 10th Avenue, 3 months

Question. What is your business or profession?

Answer. Seaman

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

Answer. I did not break the door of the wood house, I found it already broken. I admit stealing the two planes out of the tool chest in the wood house.

Clyde Ames

Taken before me this

29th

day of December 1888

J. J. Sullivan

Police Justice

05 16

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

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

Dated December 29 1888 J. M. Patterson Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

05 17

11/17 2010
Police Court--- 4th District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Geo. R. Jackson
927 40th ave
Clyde Ames

Offence *Carrying*
and *Larceny*

2
3
4

BAILED,

No. 1, by _____
Residence _____ Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

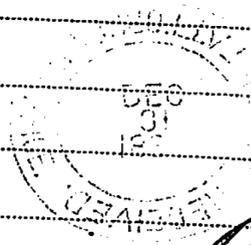
Dated *December* 188
Patterson Magistrate.
Reilly Officer.
22 Precinct.

Witnesses *James H. Reilly*
22 Prec. Police Street.

No. _____ Street.

No. _____ Street.

\$ *1000.* to answer *G.S.*
Comm 304.
P. S.
Specy



05 18

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Blyde Ames

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

Blyde Ames

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

The said

Blyde Ames

late of the *Twenty-second* Ward of the City of New York, in the County of New York
aforesaid, on the *Twenty-seventh* day of *December* in the year of our Lord one
thousand eight hundred and eighty- *eight*, with force and arms, in the
night time of the same day at the Ward, City and County aforesaid, the
dwelling house of one

George R. Jackson

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

George R. Jackson
in the said dwelling house then and there being, then and
there feloniously and burglariously to steal, take and carry away, against the form of
the Statute in such case made and provided, and against the peace of the People of the
State of New York, and their dignity.

05 19

SECOND COUNT—

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

Blyde Ames

of the CRIME OF *Petit* LARCENY _____, committed as follows:

The said

Blyde Ames

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

two carpenter's planes of the value of three dollars each

of the goods, chattels, and personal property of one

in the dwelling house of the said

George R. Jackson
George R. Jackson

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

0520

THIRD COUNT.

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

Clyde Ames

of the CRIME OF RECEIVING STOLEN GOODS, committed as follows :

The said

Clyde Ames

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

*two carpenter's planes of
the value of three dollars
each*

of the goods, chattels and personal property of

George R Jackson

by a certain person or persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen from the said

George R Jackson

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

Clyde Ames

then and there well knowing the said goods, chattels and personal property to have been feloniously stolen), against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.

0521

BOX:

335

FOLDER:

3172

DESCRIPTION:

Ansbacher, Simon

DATE:

01/16/89



3172

0522

Witnesses:

May Kendall
Officer P. Nolan

MS.

Shuttle
Jenny

Counsel,

Filed 16 day of May 1889
Pleads, Compulsory

Grand Larceny Second degree.
[Sections 528, 581, Penal Code].
THE PEOPLE
17th Precinct
88th Dist
Simon Dushacher

JOHN R. FELLOWS,
District Attorney.

A True Bill.

Geo. B. Worthing
Foreman.

Part of January 24/89.
Pleads Guilty. S. L. 2nd day
Judge suspended
Apr 24/89. W.P.G.

0523

Court of General Sessions of the Peace
vic and for the City of New York

The People
vs.
Simon Ansbacher



City and County of New York

Maurice Meyer
of No. 38 Park Row in the City of New York
being duly sworn says; that he is a
practising Attorney and Counsellor at Law
in said City and has known the above
named defendant for the last four years
past and that he then was a partner
in the Law firm of Messrs. Kintzing,
Simons & Meyer and that said defendant
was employed by said firm for over one year
and that during said employment
said defendant was honest, truthful
and trustworthy in every respect

Sworn to before me

This 20 day of April 1889

James H. Livingston
Notary Public
N.Y.C.

Maurice Meyer
-ee

0524

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

The People

vs.
Simon Anshcher.

City and County of New York ss.

Charles W. Klebisch
being duly sworn says, that he resides at
No. 69 West 96th St in the City of New York and he is
a practicing Attorney and Counsellor at Law
in said City; that he knows the above
named defendant for the last three years
past; that he was employed as Clerk in
defendant's Office for over one year; that said
defendant during said employment made
numerous large deposits of money
in various City Banks and also collected
large sums for deposit and deposit
found said defendant honest and
trustworthy in every respect.

Sworn to before me

this 20th day of April 1889

Henry Herzback

Notary Public

N. Y. Co.

Charles W. Klebisch

0525

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

The People
vs
Simon Anshacher

City and County of New York

Jacob Herman
being duly sworn says; that he is
engaged in the Business of manufacturing
Suits, cloaks &c at No. 324 Canal and No.
43 Liepenard Street in the City of New York
that the above named defendant was employed
in deponents said business up to a short
time previous to his arrest and that
during said employment said defendant
was honest and trustworthy in
Every respect.

Sworn to before me

This 30 day of April 1889.

Jay Merritt
Notary Public
W. C.

Jacob Herman
324 Canal St

0526

Court of General Sessions of the Peace
in and for the City of New-York.

The People
vs.
Simon Ansbacher

City and County of New-York
Jacob Berlinger being
duly sworn says, that he resides at No. 231. East 112th Street
in the City of New-York and that he is a practising
Attorney & Counsellor at Law in said City, that
he has known the above named defendant
for the last four years past, that defendant was
formerly connected with the Law Office of Messrs
Hintzing ^{Simmons} and Meyer where said defendant
was then employed that his reputation for honesty
was very good and the members of said firm
always spoke of him in the highest terms.

Sworn to before me

This 20th day of April 1889

Henry Morzbach

Jacob Berlinger

Notary Public
N.Y.C.

0527

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

The People

vs.
Simon Ansbacher

City and County of New York

Randal Mathews of said
City being duly sworn says that he resides at No. 1635
Madison Avenue in the City of New York and that
he has known the above named Defendant for
the last past three years, that he knows his reputation
in the neighborhood where said defendant resided
previous to his arrest and that said defendant's
reputation for honesty is good, that he knows other
persons who know him and they all speak of him
in the highest terms.

Sworn to before me

this 20 day of April 1889

~~Ray~~
Wm. P. P. P.
by 20

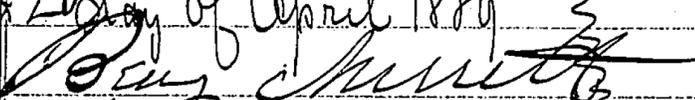
Randal Mathews

0528

Court of General Sessions of the Peace
in and for the City of New-York.

The People
vs.
Simon Knobacher

City and County of New-York's
William Conner being
duly sworn says, that he resides at No. 1639
Madison Avenue in the City of New-York and
that he knows the above named defendant for
the last past three years, that he knows his reputation
in the neighborhood where said defendant resided
previous to his arrest and that said defendant's
reputation for honesty is good, that he knows other
persons who know and they all speak of him in the
highest terms.

Sworn to before me
the 20th day of April 1889
By 
Notary Public
W. C.

0529

⑩ Court of General Sessions of the Peace
in and for the City of New-York.

The People

vs.
Simon Ansbacher

City and County of New-York.

Isaac Herzfeld

being duly sworn says, that he resides at No 363.
East 8th Street in the City of New-York and that he
has known the above named defendant for more
than five years, that he knows his reputation to be
very good and that previous to his arrest said
defendants reputation for honesty was good and
he knows other persons who also speak of him in
the highest terms.

Sworn to before me

This 20 Day of April 1889

Isaac Herzfeld

Ray Merritt
Notary Public

0530

General Sessions.

W. Y. City.

The People

~ ~ ~

Simon Ambracher

Opposition

Chun. Ambracher

Opposition

472 1/2 Cent. L. S.

m

0531

Police Court— 2 District.

Affidavit—Larceny.

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

Max Kemper

of No. 545 Broadway Street, aged 40 years,

occupation Manufacturer being duly sworn

deposes and says, that on the 25 day of December 1888 at the City of New

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

of deponent, in the day time, the following property viz :

a quantity of
plain and fancy linings of the
value of one hundred dollars
(\$ 100)

the property of deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by Simon Nusbacher, (nowhere) for the reason that the said goods were delivered by one of deponent's clerks to the defendant on said date, under the erroneous impression that the defendant had authority to receive the said goods for Jacob Herman, one of deponent's customers; that the said defendant was not authorized to receive said goods but fraudulently appropriated the same to his own use, and has confessed said larceny in open court to deponent

Max Kemper

Sworn to before me, this 10th day of Dec 1888
J. W. M. [Signature] Police Justice.

0532

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Simon Ansbacher 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. Simon Ansbacher

Question. How old are you?

Answer. 17 years

Question. Where were you born?

Answer. U.S.

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

Answer. St Paul Row

Question. What is your business or profession?

Answer. Club

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 willing to admit it
I have nothing to say and waive examination
Simon Ansbacher

Taken before me this

day of June

1887

William J. ...

Police Justice

0533

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

Dated Dec 10 1888 J. M. ... Police Justice.

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

Dated Dec 10 1888 J. M. ... Police Justice.

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

Dated Dec 10 1888 J. M. ... Police Justice.

0534

\$1000. back for 4
Dec 15th 9, 30th 1961

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

15 B O - 1961
Police Court --- District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Max Kemper

343rd St Broadway
Ann Ansbacher

2 _____

3 _____

4 _____

Offence
Larceny
Miss felony

Dated Dec 10 1961

J. Ford Magistrate.

Dr. am. H. H. H. Officer.

3rd Precinct.

Witnesses Jacob Herman

No. 324 Canal Street.

No. _____ Street.

No. _____ Street.

\$ 2000 to answer



Handwritten signature

0535

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Simon Andradner

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

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

The said *Simon Andradner*,

late of the City of New York, in the County of New York aforesaid, on the *20th* day of *November*, in the year of our Lord one thousand eight hundred and *eighty-eight*, at the City and County aforesaid, with force and arms,

*five hundred yards of
linings of the value of
twenty cents each yard.*

of the goods, chattels and personal property of one *Max Kaender*

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

*John D. Kellogg,
Attorney*