0720

BOX:
261
FOLDER:
2520
DESCRIPTION:
Kohn, Joseph

DATE:
05/19/87

2520

414

206 Penal

Witnesses:

Off Geisler

H. Kohn

Counsel, B. Lewis

Filed, 19 day of May 1887

Pleads, Not Guilty 23

THE PEOPLE

vs.

Joseph Kohn

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by Chap. 577, Laws of 1886, §§ 2 and 8; § 480, Penal Code; Chap. 238, Laws of 1882, § 8; and Chap. 215, Ibid., § 2.]

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Foreman.

0722

City of Brooklyn, ss.:

Patrick Hynes being duly sworn says that he keeps a grocery store at No 235 East 111th Street New York City; that on the months of September October and November in the year 1886 ~~management~~ bought his butter of and from Joseph Cohen of No. 344 Washington Street and in those months he bought of no one else and any butter butterine oleomargarine or any similar substance in defendants possession and in his store on the 22 day of October 1886 was bought of and from Joseph Cohen and from no one else: that said Cohen supplied the defendant with all the butter he had during those months in his said store and whatever butterine oleomargarine or other oleaginous substance like butter there was in defendants store he bought of and from said Cohen and the same was sold to defendant by said Cohen as and for butter: that the butter or oleomargarine

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of defendant by Joseph J. Horgan
from a Justice of a tub of punch
substituted for Porter of defendant
by said Cohen on the 5th
day of October 1886 and was
received from said Cohen
and delivered by him from
this said Cohen's store to
defendant on the said
5th day of October 1886

Sworn to before me
this 4th day of May 1887.

P. Hynes

O. Wright
Police Justice

0724

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

Office and Laboratory of

STILLWELL & GLADDING,

Analytical and Consulting Chemists,

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

Old Series, No. 9406.
New Series, No. 20207.

P. O. Box 1261.

New York, Oct. 27 1886.

DUPLICATE.

Certificate of Analysis

of ~~Sealed~~ sample of "BUTTER"

marked. 858 2, Oct 22nd 1886 235 E 111 St N.Y.
City E L Wilson

received from Mr. B. F. Van Valkenburgh, Oct 23, 1886.
~~drawn by our Agent~~ Per Mr J J Sorgan

This Sample contains		*Analysis of the Fat present in the sample.*	
Animal and Butter Fat,	88.60	Soluble Fatty Acids, [on a dry basis]	0.17 %
Curd,	0.81	Insoluble do do do	96.40
Salt, [Ash,]	3.51	Specific Gravity of the dry Fat, at 100° Fah.,	0.9041
Water, at 100° C.,	7.08	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 M Stillwell

Mr. B. F. Van Valkenburgh
N.Y.

CHEMISTS TO THE NEW YORK PRODUCE EXCHANGE.

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

On the twelfth day of April in the year one thousand eight hundred and eighty seven 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.

0725

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

Joseph L. Sorgen, of No. ~~350 Washington~~ 288 Bowery Street, being duly sworn, says: That he resides ~~at No.~~ ~~Street~~, in the City of New York, County and State of New York, is 29 years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Commissioner; That at the times hereinafter mentioned one Patrick Hynes was a Retail Grocery Dealer, and had his Grocery Store in a room in No. 235 East 111th Street, in the said City of New York, and occupied and controlled such room; That on the 22d day of October, 1886, deponent went into said Hynes' store and such room so occupied and controlled by him, and said to him said Hynes that he wanted to buy some Butter; That the said Patrick Hynes in response thereto then and there sold and delivered to deponent one quarter pound of the manufactured substance hereinafter mentioned, for which he asked and deponent then and there paid him seven cents [redacted]; That it was so sold and delivered to deponent by said Patrick Hynes as and for Butter, the product of the dairy; That thereafter and on October 23rd, 1886, deponent delivered a portion of such substance so sold to him by said Hynes to Edgar L. Stillwell, a Chemist of No. 55 Fulton Street in said City of New York, and caused the same to be annalyzed by such Chemist; That the certificate thereof made by such Chemist is hereto annexed; That such substance so sold and delivered to deponent by said Hynes was not Butter, the product of the dairy, and was not made from unadulterated milk or cream; That it was a manufactured oleaginous substance not produced from milk or cream, and had been made by mixing, compounding with and adding to natural milk, cream or Butter, some annimal fats or animal or vegetable oils, Not produced from milk or cream, so as to produce an article, substance and human food in imitation and semblance of natural Butter; That the said substance had been and was colored with some coloring matter whereby said substance was made to and did resemble Butter the product of the dairy, and was so colored thereby in semblance of and to resemble natural Butter; ~~That on said day of~~

that deponent is informed by said Patrick Hynes and verily believes the same to be true that the said Hynes bought the said substance of Joseph Cohen of the city of New York and that on the 5th day of October 1886 the said Joseph Cohen [illegible]

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Transportation with intent to sell the same for butter in his said Cohen's store at No. 344 Washington Street New York City and kept and offered the same for sale and sold the same to said Hynes as and for butter.

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

Sworn to before me this 14 *day of* May *1887.*

Joseph J Lorogan

J. J. Kilbreth

Police *Justice.*

Court of [illegible]

County of [illegible]

THE PEOPLE, &c.,

Joseph J. Horgan

vs.

Joseph Kohn

Affidavit:

Joseph J. Horgan

288 Greenwich Street

Witnesses:

Patrick Haynes

Residence 2332 111th Street

Charles U. Gillmore

Residence 55 Fulton Street

Residence

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Sec. 198—200.

CITY AND COUNTY OF NEW YORK, } ss

Joseph Kohn ——— District Police Court.

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

Question What is your name?

Answer Joseph Kohn

Question How old are you?

Answer 42 years

Question. Where were you born?

Answer. Germany

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

Answer. 240 East 60th Street 4 years

Question What is your business or profession?

Answer Dealer in Butter

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

Answer. I am not guilty and if held I demand a trial by jury at the Court of General Sessions

Joseph Kohn

Taken before me this 6th *day of* May 188

Wm. Divver

Police Justice.

0729

Sec. 151.

Police Court 1st **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 [illegible] of No. 288 Greenwich Street, that on the 5 day of October 1886 at the City of New York, in the County of New York, on the premises No. 344 Washington Street one Joseph Kohn had in his possession with intent to sell and keep and offered for sale and did sell one and for butter to Patrick Jones one pound of oleomargarine colored to resemble of butter and made in imitation and resemblance of butter in violation of Chapter 583 of the Laws of 1882 and chapter 577 of the Laws of 1886

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said *Sheriff, Marshals and Policemen,* and each and every of you, to apprehend the said Defendant, and bring him forthwith before me, at the 1st *District Police Court,* in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 4th *day of* June 188[illegible]

[illegible] POLICE JUSTICE.

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Police Court 1 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Joseph J Sorogan

vs

Joseph Kohn

Warrant—General.

Dated May 4 1887

Kilbreth Magistrate.

O'Connor Officer.

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

Edw O'Connor Officer.

Dated May 6 1887

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, May 6 - 1887
Joseph Kohn
204 E. 60-St

Native of Germany

Age, 42.

Sex, M

Complexion, dark

Color, W

Profession, Butter dealer

Married, Yes

Single,

Read, Yes

Write,

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

Dated May 6 188 7 J. R. Kilbreth *Police Justice.*

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

Dated May 6 188 7 J. R. Kilbreth *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.*

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7036

Police Court 1 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Sorgan

vs.

1 Joseph Stohn

2

3

4

Offence Assault & Battery

Dated May 6 188 1

Kilmek Magistrate

Conner Officer.

Cons Precinct.

Witnesses Patrick Hynes

No. 235 Eleventh Street.

Court of Gen Sessions for the previous that Defendant did assault & beat by the complainant

No. Street.

No. Street.

$ 300 to answer

Bailed

BAILED,

No. 1, by David G Horsch

Residence 477 Pearl Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

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OFFICE OF

B. F. VAN VALKENBURGH,

ASSISTANT NEW YORK STATE DAIRY COMMISSIONER,

288 GREENWICH STREET.

New York, ... 188

purchased of him of Kohn as and for butter. I have the names of over twenty parties to whom Kohn was selling to during the past winter and as he has been so persistant in violating the law I do not think he should be dealt with any more leniently than the other wholesale dealers and that the facts set forth in this letter should be brought to the attention of the Judge before whom the cases are brought for trial

Respectfully yours
B F Van Valkenburgh
Asst Dairy Com.

The People
vs
Joseph Kahn

Geo

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OFFICE OF

B. F. VAN VALKENBURGH,

ASSISTANT NEW YORK STATE DAIRY COMMISSIONER,

288 GREENWICH STREET.

New York, June 15th 1887

Hon R B Martine
Dist Atty

Dear Sir

I understand that there has been quite an interest taken in behalf of Joseph Mohn who has two indictments against him; for that reason I wish to give you the facts relating to his cases viz. He was a wholesale dealer and has handled the goods for the past three years. and in my opinion located his place of business within one hundred feet of my office in order to be able to re-organize the State Experts. for that reason they could not make a case against him. I employed an outside party to make one of the cases and the other case is one made by a grocer who claims that he bought the goods from which we

Court of General Sessions.

- - - - - - - - - - - - - - -x

The People,

--agst--

Joseph Kohn.

- - - - - - - - - - - - - - -x

City and County of New York ss:-

Joseph Kohn, being duly sworn, says, that he is the defendant herein. That some day last Summer, the particular date being unknown to deponent, in his absence and without his authority, knowledge or consent, a new bookkeeper whom this deponent had employed at this place of business, No. 344 Washington Street in the city of New York, sold to some person, a tub of oleomargarine, which was not in the possession of this defendant and that for this sale, this deponent has been indicted, and the present prosecution is pending.

Deponent further says, that for a long time he has not sold any oleomargarine and is not now engaged in the sale thereof. That at the time when such sale was made as aforesaid, deponent was suffering from the effects of a broken arm, his father was lying on his death bed in the hospital, his mother was sick, his bookkeeper had left him only recently and had been supplied by a new bookkeeper who was not familiar with deponent's trade and that owing to these circumstances, this deponent was unable and did not devote his attentions to his business. That the oleomagarine sold by deponent's bookkeeper as aforesaid, was a part of several tubs of old stock left over from the time when

deponent used to deal in that merchandise, and that deponent's new bookkeeper, who did not know the law upon the subject, sold the same, believing such sale to be legal, and that the first thing that this deponent knew about such sale was upon his arrest under the present prosecution.

Sworn to before me this

22d day of April 1887.

C Albert [illegible]mann
Com'r of Deeds
N. Y. Co.

Joseph Kohn

0738

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

.....

being duly sworn, doth depose and say, that he is over the age of 18 years; that on the.....day of.....188 , at .....

.....

.....

in the City of New York, he served the foregoing .....

upon.....to him known to be

.....by delivering.....true cop.....of the same to him said.....personally, and leaving the same with him.....

.....

.....

.....

.....

Subscribed and sworn to before me,
this.....day of.....188

General Sessions Court
of the ..... of New York,
VENUE
City and County of New York.

The People
Plaintiff
—*against*—
Joseph Kohn
Defendant

Affidavit

BENNO LOEWY,
Attorney for Defendant
Office and Post Office Address,
206 AND 208 BROADWAY
(EVENING POST BUILDING,)
NEW YORK CITY, N. Y.

Due and timely service of a copy of the within
.....
.....*is hereby admitted.*
New York City, this.....day of.....188
.....
.....
Attorney for.....

Sir!

Please take notice that the within is a true copy of.....
herein this day duly entered and filed in the office of the Clerk of the.....
.....
in the County Court House in the City of New York.
New York, this.....day of.....188

Yours &c.,

BENNO LOEWY,
Attorney for.....
OFFICE AND POST OFFICE ADDRESS,
206 AND 208 BROADWAY,
NEW YORK CITY, N. Y.

Joseph Kohn

0739

Court of General Sessions of the Peace.

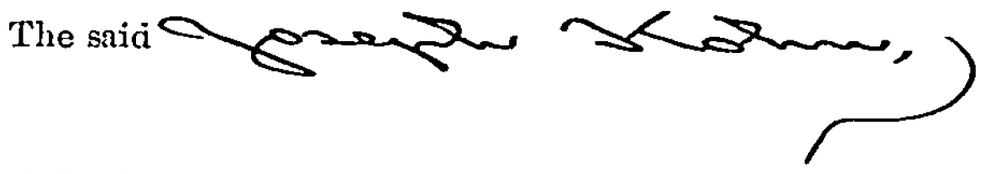
OF THE CITY AND COUNTY OF NEW YORK.

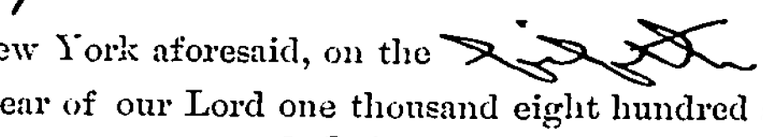
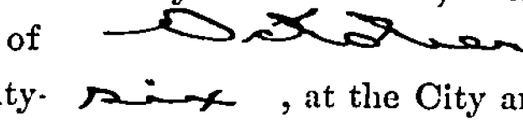
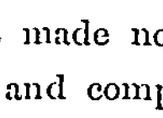
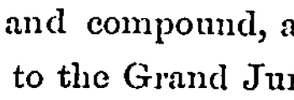
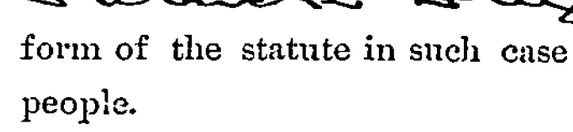
THE PEOPLE OF THE STATE OF NEW YORK,
against

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

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

of a Misdemeanor, committed as follows:

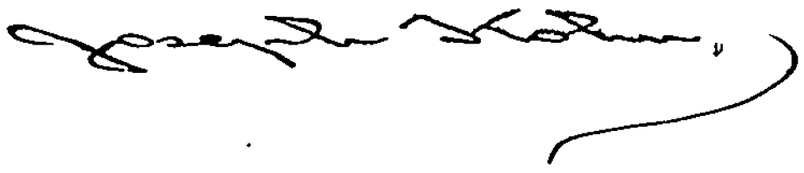
The said 

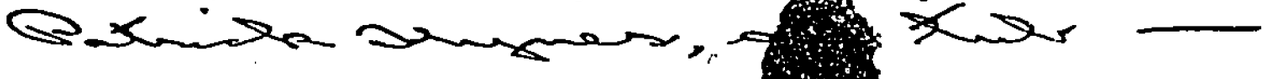
late of the City of New York, in the County of New York aforesaid, on the  day of  in the year of our Lord one thousand eight hundred and eighty-  , at the City and County aforesaid,  of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more particular description 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  , 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

of a Misdemeanor, committed as follows:

The said 

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 

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.

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

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

of a Misdemeanor committed as follows:

The said

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

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

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

~~FOURTH COUNT: (Section 430, Penal Code)~~

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

~~of a Misdemeanor, committed as follows:~~

~~The said~~

~~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~~

~~as an article of food, 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

of a Misdemeanor, committed as follows:

The said

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

and not made exclusively of milk or cream, but into which divers oils and fats not produced from milk or cream, entered as component parts (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), the same being then and there an article and substance required by law, in case of ~~retail~~ sales ~~in parcels~~, to be ~~sold from a tub, firkin, box or package,~~ distinctly and durably stamped, branded or marked upon the top and side with the words "Oleomargarine Butter" only, where it could be plainly seen, in Roman letters, burned in or painted thereon with permanent black paint, in a straight line, and not less than one-half inch in length, ~~and wherewith the seller was then and there required by law in such case, to deliver to the purchaser thereof, a printed label, bearing the plainly printed words "Oleomargarine Butter" only, in Roman letters not less than one-half inch in length, in a straight line~~, unlawfully did then and there sell and cause and procure to be sold at retail, to one Patrick Hughes, the said Kelly, so containing the said article and substance 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 ~~SIXTH~~ COUNT: (Chap. 215, Laws 1882, § 2.)

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

of a Misdemeanor, committed as follows:

The said Joseph Kelly,

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 Patrick Hughes, one Kelly

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 ~~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 Joseph Kelly

of a Misdemeanor, committed as follows:

The said Joseph Kelly,

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

[illegible] —

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.

[illegible]

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

[illegible] —

of a Misdemeanor, committed as follows:

The said [illegible],

late of the City and County aforesaid, afterwards, to wit: on the said [illegible] day of [illegible], in the year of our Lord one thousand eight hundred and eighty- [illegible], at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one [illegible]

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.

[illegible]

~~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

[illegible] —

of a Misdemeanor, committed as follows:

The said [illegible],

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

[illegible]

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

RANDOLPH B. MARTINE,

District Attorney.

423

Geo B Fancy

Counsel, Wilmus Lowry

Filed, 19 day of May 1887

Pleads, Not Guilty 363

THE PEOPLE

vs.

B

Joseph Kohn

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204 & 60

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by Chap. 577, Laws of 1886, §§ 2 and 3; ~~§ 430, Penal Code~~; Chap. 238, Laws of 1862, § 3; Chap. 240, Ibid., § 1; and Chap. 215, Ibid., § 2.]

RANDOLPH B. MARTINE,

Per Dunn 29/87 *District Attorney.*

Pleads guilty 6th Count

577

A True Bill.

G W Farrin

Foreman.

June 15th 1887

0745

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

Office and Laboratory

JOSEPH F. GEISLER, Ph. C.,

Analytical and Consulting Chemist,

N. Y. Mercantile Exchange Building.

New Series, No. 1214.

New York, Dec. 18th 1886

Certificate of Analysis

of a sealed sample of "BUTTER"

marked No. A 2001. Joseph Kohn, 344 Washington Str. Sept. 10/86

received from Mr. B. F. Van Valkenburgh, T. C. Dubois, T. R. Gray, Assist. State Dairy Com.

per Mr. Henry Kohn on Sept. 10th 1886

This Sample contains

Animal and Butter Fat,	84.97
Curd,	1.02
Salt, [Ash]	2.88
Water, at 100° C.,	11.13
	100.00%

Analysis of the Fat present in the sample:

Soluble Fatty Acids, [on a dry basis]	.24
Insoluble " " " "	94.75
Specific Gravity of the dry Fat, at 100° F.,	.9040
Titre,	

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

Very Respectfully,

J. F. Geisler

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

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

On the 20th day of December in the year one thousand eight hundred and eighty six before me personally came J. F. Geisler to me known, and known to me to be the individual described in, and who executed the foregoing instrument, and acknowledged that he executed the same.

0746

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

No 2001 A
Dec 18th 96

State of New York
City & County of New York ss: Henry Kohn
of No 26 Avenue B, being duly sworn, says:
That he resides at No 26 Avenue B, in the City,
County and State of New York, is 30 years of age
and is a dealer in butter. That at the times
hereinafter mentioned one Joseph Kohn
was a wholesale dealer in oleomargarine,
and had his store in a building on premises
No 344 Washington Street, in the said City of
New York, and occupied and controlled such
building. That on the 10th day of September
1886, deponent went into said building, so
occupied and controlled by him, and said
to a clerk, his agent and servant in said
store, that he wanted to buy some
oleomargarine: that the said clerk in
response thereto then and there sold and
delivered to deponent forty nine pounds
of the manufactured substance hereinafter
mentioned, for which he asked and
deponent then and there paid him
fourteen cents per pound. That it was
so sold and delivered to deponent by
said clerk: That thereafter on the
10th day of September 1886, deponent delivered
a portion of such substance so sold to
him by said clerk, to Joseph F. Geisler

a Chemist at the corner of Hudson and Harrison Streets in said City of New York and caused the same to be analyzed by such Chemist; that the certificate thereof is hereto annexed: that such substance so manufactured and delivered to deponent by said clerk was not made from unadulterated milk or cream; that it was a manufactured oleaginous substance, not produced from milk or cream, and had been made by mixing, compounding with, and adding to natural milk, cream or butter, some animal fats, or animal or vegetable oils, but the same was manufactured and made in imitation and semblance of natural butter, produced from pure unadulterated milk or cream of the same. That the same was coated, powdered or colored with annato or some other coloring matter, whereby said substance was made to resemble butter, the product of the dairy, contrary to Sections 7 and 8. Chapter 202, Laws of 1884, amended by Chapter 183, Laws of 1885, and amended by Chapter 577, Laws of 1886.

That on said 10th day of September

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

1886, deponent in said store occupied and controlled by said Kohn saw a quantity of such manufactured substance, and said Kohn did suffer and permit his said clerk to sell said oleaginous substance to deponent.

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

Sworn to before me this 19th day of January 1887

J. Hemmingway
Police Justice

Henry Kohn

0750

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Police Court - Second District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Henry Kolm
vs.
1
2 Joseph Kolm
3
4

Offence Selling Oleomargarine Colored to resemble butter

Dated January 1887
Ford Magistrate.

Officer.

Precinct.

Witnesses Henry Kolm
No. 26 Avenue B ~~Street.~~
Joseph F. Geisler
No. 350 Washington Street.
Thomas R. Gray
No. 350 Washington 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.

0751

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss.

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

Question What is your name?

Answer Joseph Kohn

Question How old are you?

Answer 43 years of age

Question. Where were you born?

Answer. Germany

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

Answer. 204 East 60th (3 years)

Question What is your business or profession?

Answer 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 have a witness here, and I demand a trial by jury

Joseph Kohn

Taken before me this 2 *day of* January 1887

Johnson

Police Justice.

0752

Sec. 151.

Police Court Second **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 Henry Tolin of No. 26 Avenue B. ~~Street~~, that on the 10th day of September 1886 at the City of New York, in the County of New York,

one Joseph Tolin at No 344 Washington Street in said City did suffer and permit one of his agents, servants and employes to offer for sale and sell to said Tolin 49 pounds of oleomargarine, powdered, coated and colored with annatto or some other coloring matter in imitation and semblance of butter made from pure unadulterated milk or cream in violation of the statutes in such cases made and provided.

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

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

Dated at the City of New York, this 11th *day of* January 188 7

J. Henry Smith POLICE JUSTICE.

0753

Police Court Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Henry Kohn

vs

Joseph Kohn

Warrant—General.

Dated January 188

T. Henry Ford Magistrate.

Ronald M. Campbell Officer.

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

Ronald M. Campbell Officer.

Dated January 21, 188

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, 2 30 PM

Native of Germany

Age, 43

Sex, Male

Complexion,

Color, White

Profession, Merchant

Married, Yes

Single,

Read, Yes

Write, Yes

204. W. 60. Street

0754

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

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

Dated Jan 21 188 *J. Johnson* *Police Justice.*

Defendant

I have admitted the above-named .....

to bail to answer by the undertaking hereto annexed.

Dated Jan 22 188 *J. Johnson* *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.*

0755

P

Police Court 2 104 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Henry Rohr
vs.
Jos Rohr
2
3
4

Offence: Harrassing

BAILED,
No. 1, by David G. Hinds
Residence 177 Pearl St Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

Dated January 31 1887
J. Ford Magistrate.
Campbell Officer.
Court Precinct.

Witnesses
No. Street.
No. Street.
No. Street.
$ 300 to answer G.S.
Bailed
F

0756 —

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
Plaintiffs,
against
[illegible]
Defendant.

(Chap. 215, Laws of 1882, § 2).

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

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

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

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

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

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

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

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

The said defendant, late of the City and County aforesaid, afterwards, to wit; on the said [illegible] day of [illegible], in the year of our Lord one thousand eight hundred and eighty-[illegible], at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one [illegible] [illegible]

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.

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

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

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

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.

FIFTH COUNT: (Section 430, Penal Code.)

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

The said defendant, late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold as an article of food, to one [illegible] [illegible] [illegible] 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.

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

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

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

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

[illegible]

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.

RANDOLPH B. MARTINE,

District Attorney.

0759

BOX:
261
FOLDER:
2520
DESCRIPTION:
Koopman, Gustave

DATE:
05/19/87

2520

426

Witnesses:

W. Wilson

R. W. Moore

Counsel, J. W. McClelland

Filed, 19th day of March 1887

Pleads, Not Guilty

THE PEOPLE

vs.

Gustave Koopman

MISDEMEANOR.

[Chap. 183, Laws of 1885, §§ 7 and 8, as amended by Chap. 577, Laws of 1886, §§ 2 and 3; § 430, Penal Code; Chap. 238, Laws of 1882, § 3; Chap. 246, Ibid., § 1; and Chap. 215, Ibid., § 2.]

RANDOLPH B. MARTINE,

District Attorney.

Part III June 6 87,

Pleads Guilty

Fined $50—

A True Bill.

G. G. H[illegible]

Foreman.

0761

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

New York, March 14th 1887

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, 220 F New York Mch 9th/87. 782 8th Ave T. R. Gray E S Wilson

Received from Mr B F Van Valkenburgh *per* E S Wilson

on Thursday March 10th 1887.

THE SAMPLE CONTAINS:

WATER,	9.46%
ANIMAL AND BUTTER FAT,	88.16%
CURD,	.95%
SALT,	1.43%
	100.00

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	95.2%
SOLUBLE " "	2.1%
SPECIFIC GRAVITY OF THE FAT AT 100° F.,	——%
REICHERT FIGURE. C. C. $\frac{N}{10}$ Na OH.	3.4

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

Respectfully yours,

Russell W. Moore

Mr. B. F. Van Valkenburgh
Asst Dairy Comr

State of NY
City of NY
County of NY } ss.

On the 14th *day of* March *in the year one thousand eight hundred and* Eighty seven *before me personally came* Russell W. Moore *to me known, and known to me to be the individual described in, and who executed the foregoing instrument, and* he *acknowledged that* he *executed the same.*

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

No 220 7
Mch 14/87

State of New York
City & County of New York ss.: Edmund S. Wilson of No 350 Washington Street being duly sworn, says: That he resides at No 153 Gay Street in the City of Brooklyn, County of Kings and State of New York and is a person of age. And an expert appointed by Hon Josiah T. Brown, the New York Dairy Commissioner: that at the times hereinafter mentioned one Gustave Kropman, was a Restaurant Keeper and had his restaurant in a room in No 782 Eighth Avenue in the said City of New York, and occupied and controlled such room: that on the 9th day of March, 1887 deponent went into said restaurant, so occupied and controlled by him and called to one Charles Kline, a waiter in said restaurant and in the presence of said Kropman for some bread and butter to eat, at one of the tables in said restaurant: that the said Kline in response thereto then and there furnished in presence of said Kropman and said Kropman did suffer and permit said Kline to furnish to

defendant two ounces of the manufactured substance hereinafter mentioned for which he asked and defendant then and there said him ten cents: that it was so sold and delivered to defendant by said Kline as and for butter, the product of the dairy: that thereafter and on the 10th day of March 1887 defendant delivered a portion of such substance so sold to him by said Kline to Russell N. Moore, a chemist of the school of Mines Corner of Fourth Avenue and Forty Ninth Street in said City of Pittsburgh and caused the same to be analyzed by such Chemist: that the certificate thereof made by such Chemist is hereto annexed: that such substance so sold and delivered to defendant by said Kline was not butter, the product of the dairy and was not made from unadulterated milk or cream: that it was a manufactured oleaginous substance not produced from milk or cream and had been made by mixing, compounding with and adding

to natural milk, cream or butter some animal fats, or animal or vegetable oils not produced from milk or cream, so as to produce an article, substance and human food in imitation and semblance of natural butter; that the said substance had been and was colored with some coloring matter whereby said substance was made to and did resemble butter the product of the dairy, and was so colored thereby in semblance of and to resemble natural butter.

Deponent charges that the said Grolane Kooperman against the peace and dignity of the people of the State of New York and the Statutes in such cases made and provided, unlawfully, wilfully and knowingly so, had such manufactured substance in his possession, with intent to sell the same as and for butter made from unadulterated milk or cream and so offered the same for sale with such intent and so sold the said portion

thereof to this deponent as and for butter, the product of the dairy, and caused, procured and suffered the same to be so offered for sale and sold, and did so thereby, guilty of a misdemeanor.

Sworn to before me this 25th day of March 1887 } Edmund E. Nelson

Saml C. McKelly
Justice of Peace

0767

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.*

0768

Police Court 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Edmund S. Wilson
vs.
1 Gustave Koopman
2
3
4

Offence

Dated March 188 7

Magistrate.

Officer.

Precinct.

Witnesses E. S. Wilson
No. 300 Washington Street.
J. R. Gray
No. 350 Washington Street.
Russell W. Moore
No. 350 Washington Street.

$ to answer

BAILED,

No. 1, by

Residence Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

0769

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer Gustave Koopman

Question. How old are you?

Answer 34 years old

Question. Where were you born?

Answer. Germany

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

Answer. 782 8th Ave.

Question What is your business or profession?

Answer Restaurant keeper.

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

Answer I am not guilty

G Koopman

Taken before me this 29 *day of* March *1884*

Police Justice.

0770

Sec. 151.

Police Court 2nd 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 Edmund D. McCarty of No. 55 Washington Street, that on the 9th day of March 188 7 at the City of New York, in the County of New York,

one Gustave Kopenan did suffer and permit one Charles Kline his agent servant and employee to offer for sale and sell to said Mbarrows ounce of oleomargarine as and for butter the product of the dairy in violation of the statutes in such cases made and provided

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said *Sheriff, Marshals and Policemen* and each and every of you, to apprehend the said Defendant, and bring 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 25th *day of* March 188 7

Samuel Cockroft POLICE JUSTICE.

0771

782 Eighth Ave

Police Court 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Edmund S. Wilson

vs

Gustave Roopman

Warrant—General.

Dated March 25 188?

Daniel O'Reilly *Magistrate.*

Ros. Campbell *Officer.*

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

Rounds M. Campbell *Officer.*

Dated March 29 188?

This Warrant may be executed on Sunday or at night.

Police Justice.

REMARKS.

Time of Arrest, 9.40 A.M.

Native of Germany

Age, 34

Sex, Male

Complexion,

Color, White

Profession, Restaurant

Married, Yes

Single,

Read, Yes

Write, Yes

782 8. Avenue

0772

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 Gustave Kuhnau

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 8 188 ..... *Police Justice.*

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

Dated March 8 188 ..... *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.*

0773

425

Police Court-- 2 District.

THE PEOPLE, &c.
ON THE COMPLAINT OF
Edmund L. Wilson
vs.
Gustave Kopmann
2
3
4

Offence Malicious Mischief

BAILED
No. 1, by Michael L. Sheehan
Residence 785 [illegible] Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No 4, by
Residence Street.

Ex.
20 Mch 30th
Paroled in Custody of
Counsel McClelland
Held - will bring
bail March 31st

Dated March 29 188 7
Duffy Magistrate.
Connolly Officer.
4 Precinct.

RECEIVED APR 1 1887 DIST. ATTORNEY

Witnesses J. R. Gray
No. 350 Washington Street.
Russell W. Moore
No. 350 Washington Street.
No Street.
$ 100 to answe
Ex
Bailed

0774

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against
Figurtone Hoopman

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

— Figurtone Hoopman —

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

of a Misdemeanor, *committed as follows:*

The said Figurtone Hoopman,

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-seven, at the City and County aforesaid, two ounces — of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more particular description of which said substance and compound, and of the ingredients and matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now be given), unlawfully did intentionally sell, and cause and procure to be sold to one Edmund D. Wilson, as and for butter, the product of the dairy; against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

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

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

— Figurtone Hoopman —

of a Misdemeanor, committed as follows:

The said Figurtone Hoopman,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, unlawfully did unintentionally sell and cause and procure to be sold to one Edmund D. Wilson, two ounces — 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.

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

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

— Augustus Hoopman —

of a Misdemeanor committed as follows:

The said Augustus Hoopman,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one Edmund D. Wilson, two ounces — of a certain substance, not being butter, and commonly called oleomargarine, and did then and there falsely represent the same to the said Edmund D. Wilson, — to be butter; against the form of the statute in such case made and provided, and against the peace and dignity of said people.

FOURTH COUNT: (Section 430, Penal Code)

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

— Augustus Hoopman —

of a Misdemeanor, committed as follows:

The said Augustus Hoopman,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one Edmund D. Wilson, — as an article of food, two ounces 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

— Augustus Hoopman —

of a Misdemeanor, committed as follows:

The said Augustus Hoopman,

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

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

Edmund S. Wilson,

from a certain [illegible] which was not then and there stamped, branded or marked as aforesaid, and unlawfully did not then and there deliver therewith to the said

Edmund S. Wilson

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

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

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

Ingstane Hoopman

of a Misdemeanor, committed as follows:

The said Ingstane Hoopman,

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

Edmund S. Wilson, two ounces

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

Ingstane Hoopman

of a Misdemeanor, committed as follows:

The said Ingstane Hoopman,

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

at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one Edmund S. Wilson, Fire Commissioner

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 — Augustus Koopman —

of a Misdemeanor, committed as follows:

The said Augustus Koopman,

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

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 — Augustus Koopman —

of a Misdemeanor, committed as follows:

The said Augustus Koopman,

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

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.

Tenth Count (Chap.315 Laws of 1893,s.2)

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

The said [illegible], 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 the keeper of a certain restaurant there situate did unlawfully serve as food for one [illegible], who was then and there a guest of him the said [illegible], as such restaurant keeper, in his said restaurant, two ounces of a certain article and substance in semblance of natural butter and known as oleomargerine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream, or fresh, with salt or rennet or both, with or without coloring matter or sage, but into which divers oils and animal and vegetable fats, not produced from milk or cream, had been introduced, and which said article and substance then and there so mixed certain substances to the Grand Jury aforesaid unknown, which had been added thereto and combined therewith, for the purpose and with the effect of thereby imparting thereto a color resembling that of yellow butter(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.

District Attorney.

0779

BOX:
261
FOLDER:
2520
DESCRIPTION:
Kraus, George J.

DATE:
05/05/87

2520

Witnesses:

Officer Quinlan

In the within case the evidence will not warrant a conviction and the law under which the indictment was founded has been repealed and the law now permits the performance here complained of. I therefore recommend that the indictment be dismissed

Stanhope Lynn
Apl 28/92 A. D. Atty

Steckler

Counsel,

Filed, 5th day of May 1884

Pleads, Nolo Contendere

THE PEOPLE

vs.

B

George J. Kraus

(2 cases)

MISDEMEANOR.
(AMUSEMENT LAW.)
[Section 1098, Consolidation Act of 1882.]

RANDOLPH B. MARTINE,
Apl 28/92 *District Attorney.*

Stephen Gans
Deputy

A True Bill.

[illegible] *Foreman.*

5

818

0781

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 3 DISTRICT.

Frederick Ringler

of ~~No.~~ the 30th Precinct Street, aged years,

occupation Police Office being duly sworn deposes and says

that on the 11th day of November 188 6

at the City of New York, in the County of New York, George J. Kraus (now here), did unlawfully exhibit to the public a certain entertainment of the stage consisting of a musical concert on a raised platform at and within premises No 231 Bowery in said city without having procured a license for such purpose all of which is in violation of section 1998 of of Chapter 410 of the laws of 1882 of the State of New York

Frederick Ringler

Sworn to before me, this 12 day of 188

Police Justice.

0782

3

Sec. 198—200.

_____ District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

George J. Kraus 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 George J. Kraus

Question How old are you?

Answer 38 years

Question. Where were you born?

Answer. New York City

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

Answer. No 49 Prospect Place Hunts

Question What is your business or profession?

Answer. Proprietor of Volks Garden

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 against an application and I desire to be tried by a Jury

George J. Kraus

Taken before me this _____ *day of* _____ 188 }

_____ *Police Justice.*

0783

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 Henry L. Kane

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 New York 188 . *Police Justice.*

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

Dated Nov 12 188 . *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.*

0784

Police Court 3 1710 District.

THE PEOPLE, &c,
ON THE COMPLAINT OF
Frederick Ringler

vs.

1 George J. Kane
2
3
4

Offence Violating Act to Prevent Spoiling Trees

Dated Nov 12 1885

Magistrate.

Ringler Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No. Street.

$ 500 to answer

Bailed

BAILED

No. 1, by Phillip Benjamin

Residence 328 Grand St. Street.

No. 2, by

Residence Street.

No. 3, by

Residence Street

No 4, by

Residence Street.

0785

Sec. 198—200.

3 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

George J. Kraus 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 George J. Kraus

Question How old are you?

Answer 38 years

Question. Where were you born?

Answer. New York

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

Answer. 47 Bradhurst Place 3 months

Question What is your business or profession?

Answer. Saloon keeper

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

Answer. I am not guilty and waive further examination

George J. Kraus

Taken before me this 23 *day of* October 188 9

Police Justice

0786

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

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

Dated Nov 10th 188 6 Johnson Ford *Police Justice.*

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

Dated [illegible] 188 Johnson Ford *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.*

0787

$500 bail for Ex
Nov 10 2 PM

4/133.

1679

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Frederick Reigler.
vs.
1 Geo J Krauss
2
3
4

Offence 1st Degree Assault

BAILED,
No. 1, by George H Merfelson
Residence 286 Bowery Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

The Magistrate presiding in this Court will please hear and determine the within case by reason of my absence

[illegible]
Police Justice

Dated Oct 23 188 6
Gorman
Magistrate.
Reigler
Officer.
Precinct.

RECEIVED NOV 11 1886 DISTRICT ATTORNEYS

Witnesses
No. Street.
No. Street.
No. Street.
$500 to answer GS
Barker

0788

Sec. 192. 3

District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY OF NEW YORK, } ss.

An information having been laid before John J. Gorman a Police Justice of the City of New York, charging George J. Krauss Defendant with the offence of Vio of Theatrical law

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

We George J. Krauss Defendant of No. 47 Mospect Place Street; by occupation a Saloon Keeper and Samuel Engel of No. 85 Ludlow Street, by occupation a Poultry Dealer Surety, hereby jointly and severally undertake that the above named George J. Krauss Defendant shall personally appear before the said Justice, at the 3rd District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of Five Hundred Dollars.

George J. Krauss
Samuel Engel

Taken and acknowledged before me, this 23 *day of* October 188 8

John J. Gorman
Police Justice.

0789

CITY AND COUNTY OF NEW YORK, } ss.

Samuel Engel

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth Ten Hundred Dollars, exclusive of property exempt from execution, and over and above the amount ~~of all his debts~~ and liabilities, and that his property consists of Half interest in house and lot No 226 Broome Street and worth two thousand dollars above all debts —

Samuel Engel

Sworn to before me, this 3 day of Feb 188 8

Police Justice.

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear during the Examination.

Taken the ..... day of ..... 188..

Justice.

0790

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 3 DISTRICT.

Frederick Ringler.

of the 10th Precinct Police Street, aged 35 years,

occupation Police officer being duly sworn deposes and says

that on the 22 day of October 188 6

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

George J. Strauss. (now there)

did at the Concert Hall No 231. Bowery unlawfully Exhibit to the public. Entertainment of the Stage, consisting of Instrumental Music, without a License, in violation of Section 1998. Chapter 410. of the Laws of 1882.

Frederick Ringler

Sworn to before me, this 23 day of October 188 6

Police Justice.

0791

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

POLICE COURT, 3 DISTRICT.

Louis Selig

of ~~No~~ 11th Precinct Police ~~Street~~, being duly sworn, deposes and says,

that on ~~the~~ Sunday, the 28th day of August 1887

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

George Kraus did unlawfully exhibit to the public, on said day it being Sunday, a certain entertainment of the stage consisting of instrumental music and singing in costume, at and within premises No. 231 Bowery, in violation of Section 2007, Chapter 410 of the Laws of 1882 of the State of New York.

That deponent visited said premises on the night of said day and saw an audience of persons sitting therein and heard the instrumental music and heard a male and female performer sing in costume on the stage.

That deponent prays for a warrant to arrest said Kraus who is the proprietor and manager of the Concert Saloon in said premises where said music and singing was in progress.

Sworn to before me this 29th day of August 1887

Louis Selig

J. McPatterson Police Justice

VV

POLICE COURT— 3rd DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Louis Selig

vs.

George Krans

AFFIDAVIT.

Corporation Counsel

Dated Sept. 29 1887

Patterson Magistrate.

Selig 11 Officer.

Witness, John Adrian

11 Prct. Police

Disposition

0793

Sec. 151. **Police Court** 3 **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 Louis Delig

of ~~No.~~ 11 Pell St. Police ~~Street~~, that on the 28 day of August 1887 at the City of New York, in the County of New York,

George Evans did unlawfully exhibit to the public, at and within Minnie's No. 231 Bowery, a certain entertainment of the stage consisting of instrumental music and singing and contortions, in violation of Section 2147 of Chapter 410 of the Laws of 1882 of the State of New York

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 Tombs 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 29 *day of* August 188 7

D. D. Partridge POLICE JUSTICE.

0794

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Louis Selig
vs.
Geo. Williams

Warrant—General.

Dated Aug. 29 188 7

Patterson Magistrate

Officer.

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

Louis Selig Officer.

Dated June 15 188 7

This Warrant may be executed on Sunday or at night.

Police Justice.

The within named

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

0795

Sec. 198—200.

3

District Police Court.

CITY AND COUNTY OF NEW YORK. } ss.

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

Question What is your name?

Answer. George J. Krause

Question. How old are you?

Answer. 99 years

Question. Where were you born?

Answer, U. S.

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

Answer. 49 Prospect Place. 7 years

Question. What is your business or profession?

Answer, Manager.

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 — Nothing but sacred music was played. I demand a trial by jury.

George J. Krause

Taken before me this 9 *day of* August 188[illegible]

[illegible] *Police Justice.*

0796

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.*

0797

185 N

Police Court-- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Louis Selig
vs.
1 George J. Kraus
2
3
4

Offence Violation of Municipal Code

Dated Aug 30 188 7
Patterson Magistrate.
Selig Officer.
11 Precinct.
Witnesses John S. Adrian
No. 11 Precinct Street.
No. Street.
A. C. J. D. and
No Sept 2 2½ P.M. Street.
$ to answer $ 5

Ex. Thursday Sept. 8th at 2½ P. M.

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

Justice Smith will please hear and determine the within case in my absence
J M Patterson } Police Justice

0798

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 George J. Kraus *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 September 2 188 — Solon B. Smith *Police Justice.*

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

Dated September 2 188 — Solon B. Smith *Police Justice.*

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

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

0799

BAILED,

No. 1, by Samuel Engel

Residence 107 Eldridge Street.

No. 2, by .....

Residence ..... Street.

No. 3, by .....

Residence ..... Street.

No 4, by .....

Residence ..... Street.

185 1427

Police Court-- 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Louis Seligi

vs.

George J. Kraus

2 .....

3 .....

4 .....

Offence Violation of Revised Act

Dated Sept. 2 1887

Smith Magistrate.

Seligi Officer.

11 Precinct.

Witnesses John S. Adriani

No. 11 Ward Police Street.

No. ..... Street.

No 3 Street.

$ 300. to answer G. S.

Bailed

0800

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Fitzgerald & Thomas

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

Fitzgerald & Thomas

of a MISDEMEANOR, committed as follows:

The said Fitzgerald & Thomas,

late of the 17th Ward of the City of New York, in the County of New York aforesaid, on the Seventh day of November, in the year of our Lord one thousand eight hundred and eighty-nine, at the Ward, City and County aforesaid, did unlawfully exhibit to the public, in a certain _____ building and place there situate, a certain entertainment of the stage,

no license for the said place of such exhibition for such purpose, having been first had and obtained as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

RANDOLPH B. MARTINE,
District Attorney.

Witnesses:

Officer Quigley

In the within case the evidence will not warrant a conviction and the law under which the indictment was founded has been amended permitting the act herein alleged to be lawful. I therefore recommend that the indictment be dismissed.

Randolph Martine
A. D. A.

April 28/92

Clerk

Counsel,

Filed, 5 day of May 1897

Pleads, Not guilty

THE PEOPLE

vs.

B

George J. Krauss
(2 cases)

MISDEMEANOR.
(AMUSEMENT. LAW.)
[Section 1998, Consolidation Act of 1882.]

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

April 28/92 Foreman.

Indictment
Dismissed

0802

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Eugene G. Brown

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

— Eugene G. Brown —

of a MISDEMEANOR, committed as follows:

The said Eugene G. Brown,

late of the 17th Ward of the City of New York, in the County of New York aforesaid, on the twenty-second day of October, in the year of our Lord one thousand eight hundred and eighty-nine, at the Ward, City and County aforesaid, did unlawfully exhibit to the public, in a certain _____ building and place there situate, a certain entertainment of the stage,

no license for the said place of such exhibition for such purpose, having been first had and obtained as required by law, contrary to the form of the statute in such case made and provided, and against the peace and dignity of the People of the State of New York.

RANDOLPH B. MARTINE,
District Attorney.

0803

BOX:
261
FOLDER:
2520
DESCRIPTION:
Kretschmer, Delia

DATE:
05/25/87

2520

539

Counsel, John Goodhuntsen
14 Franklin

Filed 25 day of May 188

Pleads Not guilty

THE PEOPLE

vs.

Delia Kretschmer

Grand Larceny in the ~~Second~~ degree.
(MONEY.)
(Sec. 528 and 531, Penal Code.)

RANDOLPH B. MARTINE,

District Attorney.

June 5th 1887

A True Bill.

Pab III June 8/87.
Tried & Acquitted

G. G. Haven

Foreman.

Witnesses:

Marie Delaitre
Off Evanture

Have affidavit made for attachment upon complainant in this case immediately

[illegible]

[illegible]

[illegible]

Let personal service be made on this complainant & affidavit made & case put on calendar for June 9/87

June 8/87 [illegible] Davis

To Mr Parker,

0805

Police Court— 2d District. Affidavit—Larceny.

City and County of New York, } ss.

Marie Delautre

of No. 253 West 29th Street, aged 37 years, occupation Home — Keeper being duly sworn deposes and says, that on the 16 day of May 1887 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of deponent, in the day time, the following property viz:

Good and lawful money of the United States of the amount and value of Two hundred and seven 00/100 Dollars — ($207.00)

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 Jane Doe with the intent to deprive the true owner of said property from the fact that previous to said Larceny the said property was in a drawer of a Bureau in deponents apartment in the aforesaid premises and deponent left said apartment for the purpose of drawing some water in the yard below and was ~~so~~ absent for the period of not more than ~~to~~ four minutes and a short time after ~~to~~ deponent returned deponent missed said property. and deponent further says that the said Jane was the only other person

Sworn to before me, this day of 188 Police Justice.

besides deponent and deponent's husband who was aware and knew of the whereabouts of said property.

Deponent further says that said Jane occupied a room adjoining deponent's apartment and opening in the same hallway and when deponent left her room as aforesaid deponent did not lock or fasten the door leading therein and at said time said Jane was in her Jane's room and no other person was on the same floor of said house and when deponent returned deponent saw said Jane in the act of entering her Jane's room and coming from the direction of deponent's room.

Deponent further says that when deponent missed said property she deponent knocked at the door of said Jane's room and demanded admittance but said Jane refused to open the door.

Deponent therefore charges said Jane with having committed the said Larceny and asks that she may be dealt with as the law may direct.

Sworn to before me this 18 day of May 1887

Marie Lebaube

Adam Hermann
Police Justice

0807

CITY AND COUNTY OF NEW YORK, } ss.

POLICE COURT, 2 DISTRICT.

Marie Delaitre

of No. 253 West 29th Street, aged 37 years,

occupation House-keeper being duly sworn deposes and says,

~~that on the day of 188~~

~~at the City of New York, in the County of New York,~~ Adelia Kretschmer (now here) is the person named as Jane Doe and charged with Larceny as set forth in the annexed affidavit.

Marie Delaitre

Sworn to before me, this 15 day of Jan 188

Police Justice.

0888

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question. What is your name?

Answer. Delia Kretchmer

Question. How old are you?

Answer. 25 years

Question. Where were you born?

Answer. Ireland

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

Answer. No 253 West 29th Street & about 4 months

Question What is your business or profession?

Answer. House-keeper

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

Answer. I am not guilty

Delia Kretschmer

Taken before me this 15 *day of* May 188

Police Justice.

0809

Sec. 151.

2 District Police Court.

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 any Marshal or Policeman of the City of New York:

Whereas, Complaint on oath, has been made before the undersigned, one of the *Police Justices* in and for the said City, by Marie Delautre

of No. 253 West 29 Street, that on the 16 day of May 188 at the City of New York, in the County of New York, the following article to wit:

Good and lawful money of the United States

of the value of two hundred and seven 00/100 Dollars,

the property of deponent

was taken, stolen and carried away, and as the said complainant has cause to suspect, and does suspect and believe, by Jane Doe

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 every of you, to apprehend the body of the said Defendant and forthwith bring her before me, at the 2d DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 18 *day of* May 188

[signature] POLICE JUSTICE.

08 10

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

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

Dated May 19th 188 7 ..... *Police Justice.*

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

Dated May 19 188 7 ..... *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.*

0811

BAILED,

No. 1, by Chas. Miller

Residence 253 W. 29 Street.

No. 2, by

Residence Street,

No. 3, by

Residence Street,

No. 4, by

Residence Street.

Police Court-- 2d District. 766

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Marie Delaitre

253 W. 29th St

1 Delia Poulchinsky

2

3

4

Offence Larceny

Dated May 18 1887

Henry Murray Magistrate.

Officer.

Precinct.

Witnesses

No. Street.

No. Street.

No Street.

$ 500 — to answer

Ex May 19 at 2½ P.M.

Bailed

0812

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Delia Knickerbocker

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

— Delia Knickerbocker —

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

The said Delia Knickerbocker,

late of the First Ward of the City of New York, in the County of New York, aforesaid, on the twelfth day of March, in the year of our Lord one thousand eight hundred and eighty-seven, at the Ward, City and County aforesaid, with force and arms, in the — day — time of the same day, five — promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars each; ($20.-) ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars each; ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars each; ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars each; ten promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar each, five promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars each; ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars each; ten promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars each; and divers coins, of a number, kind and denomination to the Grand Jury aforesaid unknown, of the value of twenty dollars,

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

RANDOLPH B. MARTINE,

District Attorney.

0813

BOX:
261
FOLDER:
2520
DESCRIPTION:
Krohne, Henry

DATE:
05/12/87

2520

232

Witnesses:

Off Collins

Counsel,

Filed 12 day of May 1887

Pleads Not Guilty 13.

THE PEOPLE

vs.

Henry Krohne

Violation of Excise Law.
(Sunday).
[III Rev. Stat., (7th Edition), page 1989 Sec. 21, and page 1989, Sec. 53.

RANDOLPH B. MARTINE,

District Attorney.

Part III June 6/87.

A True Bill.

Complaint sent to Special Sessions

G. G. Hearn

Foreman.

88

44

0815

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Henry Hudson

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

— Henry Hudson —

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

The said Henry Hudson,

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

Eugene D. Collins, and to —

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

SECOND COUNT:

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

— Henry Hudson —

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

The said Henry Hudson,

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

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

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

THIRD COUNT:

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

of the Crime of Keeping Open on Sunday a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said

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

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

RANDOLPH B. MARTINE,
District Attorney.

0817

BOX:
261
FOLDER:
2520
DESCRIPTION:
Kuechman, John

DATE:
05/12/87

2520

203

Witnesses:

Officer Shehan

Counsel, J Rodenfer

Filed 12 day of May 1887

Pleads Not guilty (21)

THE PEOPLE

vs.

John Kuechman

Feby 21/88

Pleads Guilty

Fined $30 Pd

Violation of Excise Law.
(Sunday).
1111 Rev. Stat., (7th Edition, page 1983 Sec. 21, and page 1989, Sec. 5).

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

G Y Harry

Foreman.

Feb 21 Pay 30

203

Witnesses:

Officer Shahan

Counsel, J Rodler for

Filed 12 day of May 1887

Pleads Not guilty (21)

THE PEOPLE

vs.

John Knechman

Feby 21/87

Pleads Guilty

Fined $30

Pd

Violation of Excise Law.
(Sunday).

[Rev. Stat., (7th Edition), page 1089 Sec. 21, and page 1089, Sec. 57].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

G Y Harry

Foreman.

Feby 21 Pay 30

0820

Excise Violation—Selling on Sunday. POLICE COURT— 3 DISTRICT.

City and County of New York, } ss.

Cornelius Sheehan

of No. 11 Precinct Police Street,

of the City of New York, being duly sworn, deposes and says, that on SUNDAY the 10 day

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

premises No. 25 Rivington Street,

John O'Lendman (now here)

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

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

Sworn to before me, this 11 day of April 1887 } Cornelius Sheehan

[illegible] Police Justice.

0821

Sec. 198—200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

John O'Kindman 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 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 John O'Kindman

Question How old are you?

Answer 41 years

Question. Where were you born?

Answer. Germany

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

Answer. 160 Forsyth St 20 years

Question What is your business or profession?

Answer Wine 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 a trial by Jury

John O'Kindman

Taken before me this 11 *day of* 188

Police Justice.

0822

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

Dated April 11 188 7 *Police Justice.*

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

Dated April 11 188 7 *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.*

0823

492

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Cornelius Sheehan
vs.
1 John Glendman
2
3
4

Offence Disorderly Conduct

Dated Apr 11 1887
D O Reilly Magistrate.
Sheehan Officer.
11 Precinct.

RECEIVED APR 14 1887 DISTRICT ATTORNEY'S OFFICE

Witnesses
No. Street.
No. Street.
No. Street.
$ 100 to answer G S
bailed

BAILED,
No. 1, by August Gaertz
Residence 37 Rivington Street.
No. 2, by
Residence Street.
No. 3, by
Residence Street.
No. 4, by
Residence Street.

0824

N.Y. General Sessions of the Peace
In and for the City & County of New York

The People &c
-vs-
John Kuechner

Violation of Excise law

I hereby constitute, appoint and authorize my wife Maria Kuechmann my true and lawful attorney for me and in my place, stead and name appear for me and plead Guilty to a certain Indictment now pending in the above named Court for Violation of the Excise law, a misdemeanor, wherein I am the defendant.

In Witness whereof I have hereunto set my hand and seal this 25th day of February 1888.

In Presence of
Alfred A. Field
208 East Broadway

John Kuechmann

0825

New York 13 May 1887

I certify that Mr John Kuechmann
37 Rivington St. is sick of Congestion of the
brain and unable to leave the room
and is in my Medical Attendance

Dr Adelbrich Steinach MD
188 2d Avenue Physician

0826

People
vs.
John Kuechman

0827

New York 15 May
1887

I certify that Mr John Kuchmann 28 Rivington St. is sick, having congestions to the brain and Catarrh of the stomach and will be unable to leave the room now and probably for at least 10 days hereafter. —

Dr Ad Steinach
Physician
188 E Houston

0828

New York, 31 January 1888

I certify that Mr John Buchanan
25 Washington Pl. has for 2 years past
of Congestion to the Brain and Nervous
System in such a degree, that he cannot
leave the room, and is under
Medical Attendance

A. Reichrich, Heinrich
155 2nd Avenue

0829

New York 26 May
1867

I certify that Mr John
Kuechmann 25 Rivington
St New York is unable to
leave the room, as he
is affected with Gastritis
and Congestion to the brain

Dr Adelbrich Steinach
188 Second Avenue
Attending Physician

0830

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

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

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

The said

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

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

SECOND COUNT:

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

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

The said

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

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

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

THIRD COUNT:

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

John Kneedman —

of the Crime of Keeping Open on Sunday a place licensed for the Sale of Strong and Spirituous Liquors, Wines, Ale and Beer, committed as follows:

The said John Kneedman,

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

25 Rivington Street —

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

RANDOLPH B. MARTINE,
District Attorney.

0832

BOX:
261
FOLDER:
2520
DESCRIPTION:
Kunze, Charles

DATE:
05/19/87

2520

420

Witnesses:

Off Stilwell

" Wilson

Counsel, Steckler

Filed, 19 day of May 1887

Pleads, Not guilty 231

THE PEOPLE

vs.

Charles Kunze

MISDEMEANOR.

[Chap. 183, Laws of 1885, §§ 7 and 8, as amended by Chap. 577, Laws of 1886, §§ 2 and 3; § 430, Penal Code; Chap. 238, Laws of 1882, § 3; Chap. 246, Ibid., § 1; and Chap. 215, Ibid., § 2.]

RANDOLPH B. MARTINE,

District Attorney.

Part III June 6/87.
Pleads Guilty

A True Bill.

G. G. Hann *Foreman.*

This party's case having paid one fine in this Court sentence suspended
BC

0834

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

Office a... ...y of

STILLWELL & GLADDING,

Analytical and Consulting Chemists,

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

Old Series, No. 9406.
New Series, No. 22033.

P. O. Box 1261.

New York, March 18, 1887.

Certificate of Analysis

of a sealed sample of "BUTTER"

marked #224 F. New York Mch 14th 87. 114½ Allen St. F. C. DuBois. J. R. Gray. E. S. Wilson Time 6.30

received from M. B. F. Van Vleckenburgh Mch 15 87

~~drawn by our Agent~~ per Mr. E. S. Wilson

This Sample contains		*Analysis of the Fat present in the sample.*	
Animal and Butter Fat,	85.75	Soluble Fatty Acids, [on a dry basis]	0.11
Curd,	1.30	Insoluble do do do	95.41
Salt, [Ash,]	2.70	Specific Gravity of the dry Fat, at 100° Fah.,	0.9054
Water, at 100° C.,	10.25	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 M Stillwell

M. B. F. Van Vleckenburgh

Agy

PRODUCE EXCHANGE

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

On the Eighteenth day of March in the year one thousand eight hundred and Eighty seven 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. C. Bostwick
NOTARY PUBLIC,
KINGS COUNTY
Certificate filed in N. Y. County.

No. 224 F
March 18/87

0836

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

Edmund S. Wilson of No. 350 Washington Street, being duly sworn, says: that he resides at No. 153 Ivy Street in the City of Brooklyn, County of Kings, and State of New York, is 30 years of age and an expert appointed by Hon. Joseph H. Brown, the New York Dairy Commissioner, that at the times hereinafter mentioned one Charles Kuns was a retail butter dealer and had his grocery store in a room No. 114 1/2 Allen Street, in the said City of New York, and occupied and controlled such room; that on the 14th day of March 1887, deponent went into said store and such room so occupied and controlled by him, and said to John Doe a clerk in said store, that he wanted to buy some butter; that said John Doe in response thereto then and there sold to deponent, and said Charles Kuns did suffer and permit him to sell to deponent on said premises so occupied and controlled by him one half pound of the manufactured substance hereinafter mentioned, for which said John Doe asked and deponent then and there said him thirteen cents per half pound; that it was so sold and delivered to deponent by said John Doe, and said Charles Kuns

this Office and permit him to sell and deliver to deponent said Substance as and for butter the product of the dairy; that on the 15th of March 1887, deponent purchased said Substance so sold to him by John Doe as aforesaid to Charles M. Stillwell, a Chemist, at no. 55 Fulton Street in the City of New York, and caused the same to be analyzed by such Chemist; that the certificate made by such Chemist is hereto annexed; that said Substance so sold and delivered to deponent by said John Doe as aforesaid was not butter the product of the dairy; and was not made from unadulterated milk or cream; that it was a manufactured Oleaginous Substance not produced from milk or cream, and had been made by mixing compounding with and adding to natural milk, cream or butter, some animal fats or animal or vegetable oils; not produced from milk or cream, so as to produce an article substance and human food in imitation and semblance of natural butter; that the said substance had been colored with some coloring matter whereby said substance was made to and did resemble butter the product of the dairy, and was so colored thereby in semblance of and to resemble

0838

Natural butter;

That on said Eighth day of March 1887, deponent in said butter store and room occupied and controlled by him saw a quantity of such manufactured substance offered for sale as and for butter made from unadulterated milk or cream, with intent to sell the same as and for butter made from unadulterated milk or cream in the ordinary course of said retail butter business.

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

Sworn before me this 29 day of March

Edmund D. Hilson

2nd District Police Court
of the City of New York

The People &c.
On Complaint of
E. S. Wilson
Agt.
Charles Kurz

Nothing to answer prosecute for trial.

Complaint

New York April 3. 1889.

Deputy Justice

Roundsman Campbell officer
2nd Dist. P. Ct. Squad.

0840

Sec. 198—206.

CITY AND COUNTY OF NEW YORK, } ss

District Police Court.

Charles Kunz 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 Kunz

Question How old are you?

Answer 32 years

Question. Where were you born?

Answer. Germany

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

Answer. 209 - Avenue A

Question What is your business or profession?

Answer Grocer

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

Answer. I am not guilty and I demand a trial by jury on this complaint

Charles Kunz

Taken before me this 7th day of July 188 9

Police Justice.

0841

Sec. 151. **Police Court** 2nd **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 Edmund S. Milton

of No. 350 Washington Street, that on the 16th day of March

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

The John Doe, at No. 114½ Allen Street, New York City, did offer for Sale and ~~did~~ sell to Louis Milton, one half pound of Oleomargarine, Also for butter made from Unadulterated Milk or Cream, in violation of the Statutes in such Cases made and provided.

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

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

Dated at the City of New York, this 17 *day of* March 1887

POLICE JUSTICE.

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Police Court Second District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

R. J. Milton

vs

John Doe

Selling oleomargarine for butter

Warrant—General.

Dated March 28 1889

Patrick F. Duffy Magistrate.

Ross M. Campbell Officer.

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

Ross M. Campbell Officer.

Dated April 3 1889

This Warrant may be executed on Sunday or at night.

P. F. Duffy Police Justice.

REMARKS.

Time of Arrest, 10 A.M.

Native of Germany

Age, 32

Sex, Male

Complexion,

Color, White

Profession, Butter Store

Married,

Single, Yes

Read, Yes

Write, Yes

22 E. Avenue A

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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 Kunz

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 June 3rd 188 7 *Police Justice.*

I have admitted the above-named Defendant

to bail to answer by the undertaking hereto annexed.

Dated April 4 188 7 *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.*

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The presiding magistrate will please take bail in this case

O'Duffy
Clerk pro tem

BAILED,

No. 1, by Frank H Meyer

Residence 229 Avenue A ~~Street.~~

No. 2, by

Residence Street.

No. 3, by

Residence Street.

No. 4, by

Residence Street.

Paroled in Custody of Counselor Ulmer to bring bail.

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Police Court—Second District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF
Edmund S. McWilson
vs.
1 Charles Kunz
2
3
4

Offence Selling Obscene Prints for Better

RECEIVED MAY 29 1894 DISTRICT ATTORNEY'S OFFICE

Dated May 29 188 4

Magistrate.

Officer Patrolman Campbell

Second Police Ct. Squad Precinct.

Witnesses

No. F. H. Gray Street.
350 Mott Avenue Bx

No. Street.
Chas. M. Stillwell

No. 55 Fulton Street.

$ 100 to answer GS

Bailed

0845

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 Young

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

— Charles Young —

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

of a Misdemeanor, committed as follows:

The said Charles Young,

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

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

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

— Charles Young —

of a Misdemeanor, committed as follows:

The said Charles Young,

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

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

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

— Charles Kung —

of a Misdemeanor committed as follows:

The said Charles Kung,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one Edmund S. Wilson, one half pound of a certain substance, not being butter, and commonly called oleomargarine, and did then and there falsely represent the same to the said Edmund S. Wilson, — to be butter; against the form of the statute in such case made and provided, and against the peace and dignity of said people.

FOURTH COUNT: (Section 430, Penal Code)

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

— Charles Kung —

of a Misdemeanor, committed as follows:

The said Charles Kung,

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

Edmund S. Wilson —

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

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

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

— Charles Kung —

of a Misdemeanor, committed as follows:

The said Charles Kung,

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

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

Edmund S. Wilson —

from a certain [illegible] which was not then and there stamped, branded or marked as aforesaid, and unlawfully did not then and there deliver therewith to the said

Edmund S. Wilson —

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

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

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

Charles Kung —

of a Misdemeanor, committed as follows:

The said Charles Kung,

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

Edmund S. Wilson, one half pound

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

Charles Kung —

of a Misdemeanor, committed as follows:

The said Charles Kung,

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

at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one Edmund S. Wilson, one Rolls pound

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

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

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

of a Misdemeanor, committed as follows:

The said Charles Kung,

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

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

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

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

of a Misdemeanor, committed as follows:

The said Charles Kung,

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

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

RANDOLPH B. MARTINE,

District Attorney.

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END OF BOX