

0274

**BOX:**

221

**FOLDER:**

2171

**DESCRIPTION:**

Tarlton, John

**DATE:**

05/26/86



2171

POOR QUALITY ORIGINAL

0279

210

Counsel, *R.A.H.*  
Filed *16* day of *May* 188 *6*  
Pleads *Amh. lity. 13*

MISDEMEANOR.

THE PEOPLE

vs.

*B*  
*John Tarlton*

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

*Part III April 1887*  
*P leads lmitte*

*William Van Conner*

Foreman.

*Five 100*

*100*

Witnesses:

*Chas. Lewis*  
*W. Edwards, Jr.*

**POOR QUALITY ORIGINAL**

0276

STATE OF NEW YORK,

County of New York ss.

357 Washington Street

Charles Sears, being duly sworn, deposes and says: That he resides in the City of Monticello, in the County of Cattaraugus and State of New York, and is 27 years of age, and is an Assistant, appointed by JOSIAH K. BROWN, New York State Dairy Commissioner; That on the 23rd day of February, 1886, in the store occupied by him, No. 522 Hudson street, in the City of New York in the County of New York and State of New York, one John J. Tarlton, against the form and statutes in such cases made and provided, and in violation thereof, and against the peace of the people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadulterated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of animal fats, or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or Cream; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter, the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter, the product of the Dairy; that the said John J. Tarlton

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

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

Deponent further says that on said 23rd day of February, 1886, he went to the said store of said John J. Tarlton in said City and County, and told a clerk in presence of said deponent that he wanted to buy some butter; that said clerk in presence of said deponent showed deponent one of the said Oleomargarine hereinbefore mentioned, offered the same to deponent for sale, and sold the same to deponent; that he so sold to deponent as butter one half pound thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of fourteen cents; that, as deponent believes and charges, the said Tarlton at the time of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as hereinbefore stated; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not Butter, the product of the Dairy; that deponent saw the tub in which the said Oleomargarine was contained, and no printed label bearing the words "Oleomargarine Butter," was delivered by said clerk or said John J. Tarlton to deponent with the Oleomargarine sold to him; that on February 24th, 1886, deponent delivered a sample of such Oleomargarine, so purchased by him as aforesaid, to Edward G. Gore, a chemist of the city of New York, N. Y., and caused the same to be analyzed by such chemist, as shown by the annexed certificate of such chemist.

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

Sworn to before me this 4th day of February, 1886

Charles Sears  
Justice.

*hearing of said Tarlton*

POOR QUALITY ORIGINAL

0277

2nd Dist Police  
Court of New York  
County of New York

THE PEOPLE, &c.,

vs  
John J. Carlson

Affiant:

Charles Deane  
37 Washington St.

Witnesses:

William W. Webster  
Residence 37 Washington Street  
Edward G. Gore  
Residence 22 Broadway

Residence

POOR QUALITY ORIGINAL

0278

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer

*John J. Taulton*

Question How old are you?

Answer

*38 years old*

Question Where were you born?

Answer

*Ireland*

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

Answer

*321 West 18th St. 3 years.*

Question What is your business or profession?

Answer

*Green.*

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

Answer

*I am not guilty and I demand a trial by jury*  
*John J. Taulton*

Taken before me this

day of *May* 188*8*

*W. J. Smith*

Police Justice.

POOR QUALITY ORIGINAL

0279

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question What is your name?

Answer *John J. Taulton*

Question How old are you?

Answer *38 years old*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *331 West 18th St. 3 years.*

Question What is your business or profession?

Answer *Grocer.*

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

Answer. *I am not guilty and I demand a trial by jury*  
*John J. Taulton*

Taken before me this

day of *May* 188*8*

*W. J. Smith*  
Police Justice.

**POOR QUALITY ORIGINAL**

0280

Sec. 151.

Police Court 2nd District.

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

Whereas, Complaint in writing, and upon oath, has been made before ~~me~~ undersigned, one of the Police Justices for the City of New York, by Charles Sears of No. 350 Washington Street, that on the 23 day of February 1886 at the City of New York, in the County of New York,

*on the premises 522 Hudson Street and*  
*John J. Tarlton did sell to*  
*Charles Sears one pound of*  
*oleomargarine as and for*  
*utter in violation of Chapter*  
*4458 of the Laws of 1885*

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him forthwith before me, at the 2nd DISTRICT POLICE COURT, in the said City, or in case of my absence or inability to act, before the nearest or most accessible Police Justice in this City, to answer the said charge, and to be dealt with according to law.

Dated at the City of New York, this 4th day of May 1886.

W. S. [Signature] POLICE JUSTICE.

**POOR QUALITY ORIGINAL**

028

Police Court ..... District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*Charles Sears*

vs.

*John A. Sullivan*

Warrant-General.

Dated *May 4* 188*6*

*Paul* Magistrate

*James* Officer.  
*John A. Sullivan*  
The Defendant.

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

*James* Officer.

Dated ..... 188

This Warrant may be executed on Sunday or at night.

..... Police Justice.

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

Dated ..... 188

Police Justice

The within named

POOR QUALITY ORIGINAL

0282

Police Court 2 District. 652

THE PEOPLE, &c.,  
ON THE COMPLAINT OF  
Charles Evans  
350 Washington  
St. N. York  
1 John J. Jackson  
2  
3  
4  
Office Adulteration  
of Food

Dated May 5 1886

Richard Magistrate  
Green Officer  
Green Precinct.

Witnesses  
Wm. M. Weston

No. 350 Washington Street.

No. 132 Broadway Street.

No. 300 to answer Ward Street.

Richard

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

defendant

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

Dated May 5 1886 Richard Police Justice.

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

Dated May 5<sup>th</sup> 1886 Richard Police Justice.

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

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

**POOR QUALITY ORIGINAL**

0283

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

New York, Feb 6. 27<sup>th</sup> 1886

158

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, No. 941, J. Turtow, 622 Hudson St. N.Y. Feb 23<sup>rd</sup> 1886  
Received from B. F. Van Valkenburgh per Chas. Sears  
on Feb 24<sup>th</sup> 1886.

THE SAMPLE CONTAINS:

WATER, - - - - .9.01%  
ANIMAL AND BUTTER FAT, - 87.29%  
CURD, - - - - .0.53%  
SALT, - - - - 3.17%

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS, - 92.78%  
SOLUBLE " " - 1.77%  
SPECIFIC GRAVITY OF THE FAT  
AT 100° F., - - - 0.9058

This sample is composed mainly of animal fat, and was not produced from unadulterated milk, or cream from the same. It was not produced from milk or cream alone. It contains coloring matter, whereby it is made to resemble butter, the product of the dairy; and it is in imitation and semblance of butter, produced from pure unadulterated milk or cream from the same. This sample contains about 35% of butter

Respectfully yours,

E. G. Love Ph. D.

Mr. B. F. Van Valkenburgh

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

On the first day of March in the year  
one thousand eight hundred and eighty-six before me personally came  
E. G. Love to me known, and known to me to be the individual  
described in, and who executed the foregoing instrument, and  
acknowledged that he executed the same.

Joseph H. ...  
Notary Public

**POOR QUALITY ORIGINAL**

0284

Nov. 9 41  
Feb. 27 86

POOR QUALITY ORIGINAL

0285

### Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

*John Barton*

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

*John Barton*

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

The said *John Barton*,

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

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

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

*John Barton*

of a Misdemeanor, committed as follows:

The said *John Barton*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one *Charles Sears*, *one half pound* of a certain substance, not butter, commonly called oleomargarine, and did then and there falsely represent the same to the said *Charles Sears*.

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

THIRD COUNT : (Section 430, Penal Code.)

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

*John Sadler* —

of a Misdemeanor, committed as follows :

The said *John Sadler*,

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

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

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

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

*John Sadler* —

of a Misdemeanor, committed as follows :

The said *John Sadler*,

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

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

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

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

*John Sadler* —

of a Misdemeanor, committed as follows :

The said *John Sadler*,

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

*Charles Sears, one half pound* —

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

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

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

*John Sadler* —

of a Misdemeanor, committed as follows :

The said *John Sadler*,

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

*Charles Sears, one half pound* —

of a certain article, substance and compound in imitation and semblance of, and designed to take the place of natural butter produced from pure, unadulterated milk, or cream of the same the said article, substance and compound, so sold as aforesaid, being rendered and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the ~~thirteenth~~<sup>30th</sup> day of April, in the year of our Lord one thousand eight hundred and eighty-five (a more particular description of which said article, substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

**RANDOLPH B. MARTINE,**  
District Attorney.

POOR QUALITY ORIGINAL

0288

210

Counsel, R.A.  
Filed 16 day of May 1886  
Pleads M. S. Wilby

THE PEOPLE  
vs.  
B  
John Jackson  
MISDEMEANOR.

RANDOLPH B. MARTINE,  
District Attorney.

A True Bill.  
Part III April 18 87  
P. Leady Smith  
William T. Conahan

Foreman.  
Five \$100  
100

Witnesses:

Charles Leaco  
W. E. Lloyd

0289

**BOX:**

221

**FOLDER:**

2171

**DESCRIPTION:**

Thompson, Thomas

**DATE:**

05/05/86



2171

POOR QUALITY ORIGINAL

0290

Page 30  
Lindwood

Counsel, *H.B.*  
Filed *5* day of *May* 188*6*  
Plends *Wm. H. H. H.*

THE PEOPLE  
vs.  
*Thomas Thompson*  
*H.D.*  
[Section 1291 Penal Code]

RANDOLPH B. MARTINE,  
*District Attorney.*  
*Ordered to Court of Oyer and*  
*Remover for Trial June 4, 1886*  
A True Bill.

*William Thompson*  
*June 14 1886*  
*Tried and acquitted*

Witnesses:  
*Wm. H. H.*  
*Off Edward Shelby of Pa*  
*Wm. Ryan*  
*James Dwyer*  
*William Richardson*  
*Matthew O'Connor*  
*Off John J. Madockay*

**POOR QUALITY ORIGINAL**

029

# STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

## AN ANTE-MORTEM INQUISITION,

Taken at *Chamber Street Hospital*

No. \_\_\_\_\_ Street, in the \_\_\_\_\_ Ward of the City of New York, in the County of New York, this *11<sup>th</sup>* day of *April* in the year of our Lord one thousand eight hundred and *Eighty six* before

*Richard Edman* Coroner,

of the City and County aforesaid, on view of the Body of *Morris Slattery*

*Chamber Street Hospital*

at  
Upon the Oaths and Affirmations of good and lawful men of the State of New York, duly chosen and sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said *was injured, do*  
upon their Oaths and Affirmations, say: That the said

*Morris Slattery* came to his injuries by a fatal wound, in *Mc Jennings Saloon* at the corner of *Water & Catherine Street* on the morning of *April 11/86*, according to his statement the wound was inflicted with a sabre in the hands of *William Thompson* the barkeeper of said place.

In Witness Whereof, We, the said Jurors, as well as the CORONER, have to this Inquisition set our hands and seals, on the day and place aforesaid.

### JURORS.

*John Grabbok*  
*Paul Outwater M.D.*  
*J. Milton Mabbott, M.D.*  
*Benj. S. Barrowe*  
*Christopher Deollet*  
*William Shrelts*

*Waterbury Court*  
*Chambers St Hospital*  
" " "  
*Hartford Court*  
*Applis 3<sup>rd</sup> Court*  
*79 Chest*

*Richard Edman* CORONER, J. S.

POOR QUALITY  
ORIGINAL

0292

City and County of New York, ss.

Statement of Morris Slattery ——— now lying  
dangerously wounded at Chamber Street Hospital in the 1st Ward  
of said City and County, on the 11<sup>th</sup> day of April 1886

Question—What is your name?

Answer—Morris Slattery

Question—Where do you live?

Answer—No. Eight Monroe Street

Question—Do you now believe that you are about to die?

Answer—I can not say.

Question—Have you any hope of recovery from the effects of the injury you have received?

Answer—I don't know.

Question—Are you willing to make a true statement, how, and in what manner, you came by the injury from which you are now suffering?

Answer—I was in Saloon at the Corner of Water & Eastman  
Street No. Jennings is the owner I believe. Two o'clock this  
morning. I called for a glass of beer which the bartender  
gave me I drank it, right after that I handed him  
five cents, stayed in the Saloon a little time when the  
William Thompson I think his name is asked me  
for the five cents telling me then that I did not pay  
for the beer I told him that I had paid for this  
he told me I lied and hit me with <sup>his</sup> hands two or  
three times. He then thought that I would harm  
him he went behind the bar and got a big salver and  
followed me and stabbed me in the left side.

Sworn to before me  
this 11<sup>th</sup> of April 1886

Morris Slattery

Ferdinand Odeman  
Coroner

From Chambers St Hospital.

New York, April 14 1886

To Coroner G. Levy

Sir:

Please hold an Inquest on the body of

Name: Morris Mathey Residence: 8 Murray St
Age: 2 2 years months days Admitted Sun 4 day April
Nativity U.S. Father 11th 1886 at 3.30 o'clock A.M.
Mother By Ambulance A
Lived in U.S. 2 2 years in City From 4th Precinct B
Civil Bond.: Occup. Deputee Examined by Dr. Parks

Suffering from symptoms of the effects of a
penetrating wound of the abdomen
Said injuries said to have been received by a being stabbed
with a sword,

Operation on same date: Blinding point
on omentum ligated, and two perforations
in sigmoid flexure of colon closed up with
Death took place Mon 4 day April 13th 1886 at 12.00 o'clock A.M. Suture

The Autopsy revealed General peritonitis
A large lot of clotted blood in
abdominal cavity (about 3.12)
Remarks: and chronic diffuse
suppurative punctured wounds
of intestine

Paul Cantu M.D.
HOUSE SURGEON PHYSICIAN.

- Ad. f. State the day of the week.
Ad. A. State whether by Ambulance or Friends.
Ad. B. State whether from a Precinct or a Residence and give the name.
Ad. C. State whether from Natural Causes or from Shock (conscious or unconscious) due to Injuries, and if so, give name, place, date, number, character, and Extent of Injuries, always stating where indicated whether right or left.
Ad. D. State when, where, how, by what means or persons received, also whether Accidental, Suicidal, or Homicidal; in falls, the distance, location and place; in Burns and Scalds the circumstances attending the same; in runaway cases, the line of Street Car, Railroad or Conveyance; in Wracons, the character of the same, &c., &c., always giving such information as will lead to an accurate knowledge of the case and facilitate judicial inquiry and justice.
Ad. E. State name, date, place, character and results of any operation or amputation performed.
Ad. F. Give a short résumé of the Autopsy with the Pathological Diagnosis and the Cause of Death at the End.
Ad. G. State here any important facts not embodied in the above statements.



POOR QUALITY ORIGINAL

0295

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
22 Years. - Months - Days.	N. J.	Chambers St Hosp.	April 13/86

And Dec. 137-1886  
HOMICIDE.

AN INQUISTION

On the VIEW of the BODY of

Morris Slattery

whereby it is found that he came to his Death by the hands of

Thomas Thompson

Exquest taken on the 19 day  
of April 1886 before

Ferdinand Leary Coroner.

Committed

to Jail

Discharged

Date of death April 13<sup>th</sup> 1886,

Coroner's Office,

CITY AND COUNTY }  
OF NEW YORK, } ss.

..... Thomas Thompson ..... being duly examined before the undersigned, according to law, on the annexed charge, and being informed that he was at liberty to answer or not, all or any questions put to him, states as follows, viz. :

Question—What is your name?

Answer— Thomas Thompson

Question—How old are you?

Answer— 34

Question—Where were you born?

Answer— New York

Question—Where do you live?

Answer— 231 Broome St

Question—What is your occupation?

Answer— Bar Keeper

Question—Have you anything to say, and if so, what, relative to the charge here preferred against you?

I am not guilty and by advice of Counsel have nothing further to say.

Thomas Thompson

Taken before me, this 19 day of April 1886

Ferdinand Levy

CORONER.

CORONER'S OFFICE.

TESTIMONY.

Autopsy

Tuesday April 13<sup>th</sup> 1886 at 11 AM.  
St. Charles St. Hospital

Morris Slattery, white, age 22 years, Single  
Said to have died in Chambers St. Hos-  
pital Tuesday April 13<sup>th</sup> 1886 at 12<sup>10</sup> AM.

Rigor mortis well marked. Body well  
nourished. Ankylosis of left hip.

There is an <sup>incised</sup> wound in the abdominal  
wall, left side extending from free  
border of ribs in the mammary line  
forward and downward to within  
3/4 of an inch of umbilicus (left side).  
This wound is 4 1/2 inches in length  
inside 3 1/2 inches.

Peritoneum: There is general peri-  
tonitis. The coils of small intes-  
tine are every where adherent to  
each other by recent lymph.

Diaphragm: Normal in location

Plura: Old adhesions of left side  
none on right.

Heart: Normal

Lungs: Right ~~lung~~ well supplied  
with air. Bronchial tubes, ~~and~~ <sup>and</sup> ~~carina~~  
~~open~~ <sup>enlarged</sup>, left in same  
condition.

Kidneys: Chronic diffuse nephritis

Taken before me

this 13 day of April 1886  
Ferdinand Levy

CORONER.

CORONER'S OFFICE.

TESTIMONY.

Intestines, just beneath the incision in the abdominal wall there are these two incisions in wall of sigmoid flexure one of which is  $\frac{3}{4}$  of an inch in length in which there are five silk sutures. The other less than  $\frac{1}{2}$  inch in length & closed by the same kind of sutures. 15 inches above these were two holes of the Colon, which admit a cylinder  $\frac{1}{2}$  inch in diameter, which involved all the coats of the large intestine in that location, - and the gut contained considerable fluid & coagulated blood.

Stomach: Mucous membrane normal

Cause of death, Peritonitis from incised wound of abdomen involving large intestine

J. J. Fisher, M.D.

Brought before me  
 this 27 day of April 1886  
 James O'Reilly  
 Police Justice

Taken before me

this 19 day of April 1886

Ferdinand Levy CORONER.

CORONER'S OFFICE.

TESTIMONY.

Intestines, just beneath the incision in the abdominal wall there are these two incisions in wall of sigmoid flexure one of which is  $\frac{3}{4}$  of an inch in length in which there are five silk sutures. The other less than  $\frac{1}{2}$  inch in length & closed by the same kind of sutures. 15 inches above these were two holes of the Colon, which admit a cylinder  $\frac{1}{2}$  inch in diameter, which involves all the coats of the large intestine in that location, - and the gut contains considerable fluid & coagulated blood.

Stomach: Mucous membrane normal

Cause of death, Peritonitis from incised wound of abdomen involving large intestine

*J. J. Huston, M.D.*

Taken before me  
 Nov 27 day of Apr 1886  
*Samuel M. Kelly* Police Justice

Taken before me

this 19 day of April 1886

*Ferdinand Long* CORONER.

**POOR QUALITY ORIGINAL**

0300

**CORONER'S OFFICE.**

**TESTIMONY.**

2

+

Thomas Smith being sworn says, I reside at 62 James St. On April 11/86 I was up stairs in the house of 14 Catherine Slip, an night clerk there when I came down Thompson showed me a fork and said "see what a man had up his sleeve and he was going to stab me with

Thos Smith

Sworn to before me  
this 27 day of Apr 1886  
Samuel W. Russell  
Police Justice

Taken before me  
this 19 day of April 1886  
William H. [Signature]  
CORONER.

William Dugan being sworn says I reside on the Catherine Slip - Am night Porter for Mr Jennings the proprietor of the house there, On April 11/86 I went into the saloon and heard the deceased and the barkeeper quarrel about paying for a glass of Beer, Mr. Thompson said "Go home I do not want to have anything to do with you" The deceased made a rush at Thompson, he had his hand behind his back, he then drew a fork and I caught his arm and took the fork from him, That is all I know of the case

+

William Dugan

Sworn to before me this  
 27th day of April 1886  
 Samuel W. Kelly Police Justice

Taken before me  
 this 19th day of April 1886  
 Ferdinand Levy CORONER.

Francis Doody being sworn says  
resides at 75 Madison St. Am a painter  
On April 11/86 at 3 am I went to  
the Catherine Slip to awake a friend  
I was standing at the end of the  
bar. I heard the deceased &  
W<sup>m</sup> Thompson disputing over a  
glass of beer, Thompson said "This  
is the 2<sup>nd</sup> time you did this," The  
dece<sup>d</sup> said not. He said that a  
man did not ask him to drink, The  
deceased and a man at the bar  
were quarrelling and Thompson said  
"You are interfering with my customers"  
Slattery said to the man with whom  
he had been quarrelling "You are a  
sucker" Thompson came from behind  
the bar and pushed deceased away  
from the man then the deceased  
pushed Thompson & they got into a  
squabble the deceased fell and when  
he got up he was bleeding, Slattery  
said to Thompson "I'll get square with  
you." Thompson said "go wash yourself  
and go home" The deceased said to  
me "I'll get square with that fellow  
before I leave this place." He called  
Thompson from behind the bar and said

Taken before me

this 19<sup>th</sup> day of April 1886  
Friedman Levy CORONER.

CORONER'S OFFICE.

TESTIMONY.

"You had no right to <sup>do</sup> that to me"  
 Thompson said "It is your own fault go home," Thompson's attention was called away and the deceased put his hand into his back pocket and drew a fork. Some one said "Look out Tommy" he has got something" Thompson went behind the bar and Slattery followed him and Thompson held a sword in front of his stomach and said "Keep away" Slattery either staggered or was pushed by the crowd against the point of the sword, Thompson said "Is he cut?" I went to see if he was cut he would not let me examine him, He said "For God's sake take me out of here," There was a large crowd there. Thompson was behind the bar when he caught the sword, the deceased was following him & was about 3 feet from him he had a fork in his hand over his head.

Francis Doody

Taken before me

this 19<sup>th</sup> day of April 1886  
 Ferdinand Levy

CORONER.

S sworn to before me & this  
 24 day of April 1886  
 James W. Kelly  
 Police Justice

+

Matthew Connor being sworn says  
 I reside at 400 Water St. Am an Optician  
 On April 11/86 I was in the Saloon at  
 14 Catherine Slip. I was drinking with  
 a friend when Slattery came in, My  
 friend Geo. Watson asked me to drink.  
 Slattery followed and ~~so~~ said "give me  
 one", he got a glass of beer and my  
 friend would not pay the 15 cents  
 and Thompson asked the dec<sup>d</sup> for the  
 price of his beer, Slattery called my  
 friend names and they had a fight  
 Thompson came from behind the bar  
 and separated them & took the  
 dec<sup>d</sup> by the arm to put him out  
 The deceased fell and when he had  
 washed himself he said he would  
 get square with that S<sup>r</sup> of a B<sup>r</sup> ch.  
 He then picked up a fork from the  
 lunch counter and made a rush at  
 Thompson when he ~~so~~ took up the  
 sword & held it in front of him. Some  
 one said "Take him out," An Officer  
 came & took charge of Slattery. When  
 Thompson picked up the sword he was  
 3 feet behind the bar & Slattery followed  
 him.

Matthew C Connor

Taken before me

this 19 day of April 1886

Frederick L. [Signature]

CORONER.

Brown to be gone me this  
 27<sup>th</sup> day of April 1886  
 James C. [Signature] Police Justice

+ *Wm Richardson* being sworn says I  
 reside at 100 Nassau St. Brooklyn.  
 On April 11/86 I was standing in the  
 Barroom behind Slattery. I told Thompson  
 to look out for him. The deceased made  
 a rush at Thompson with the fork  
 Thompson was behind the bar at the time  
 attending to his business. Thompson had  
 not the Sabre in his hand before the  
 deceased made a rush at him with  
 the fork. Slattery was drunk, he worked  
 for a News paper stand. When Slattery was  
 struck with the sword he had a fork  
 in his hand which was up lifted.

*William Richardson*

Brought before me this  
 27 day of April 1886  
*Samuel O'Reilly* Police Justice

Taken before me

this 19 day of April 1886

*Frederick Levy*  
 CORONER.

CORONER'S OFFICE.

TESTIMONY.

8

+

Mary Ryan being sworn says I  
reside 652 Water St, am married, my  
husband is a ship carpenter, On April 11/86  
I was in the saloon with a gentleman  
friend, I was drinking that night & the  
night before, I do not remember anything  
that happened, I got to the saloon at  
11 Friday night and remained there till  
the accident occurred, The policeman's  
Auch sobered me up

Mary V Ryan  
Mark

Sworn to before me  
this 27 day of Apr 1886  
James W. Kelly  
Police Justice

Taken before me

this 19 day of April 1886  
Ferdinand Levy  
CORONER.

+  
 Wm. H. Werner being sworn says I  
 reside at 85 South St. On April 11/86 I  
 was in the saloon at the Catherine Slip  
 with Mary Ryan, I heard Slattery  
 make some remarks and Thompson  
 tried to quiet him. A young man  
 hollard out to Thompson "Look out for  
 yourself" I saw the deceased take  
 a fork from his pocket, Thompson  
 went behind the bar and took up  
 the sword and pointed it at Slattery  
 who made a rush at him with the  
 fork and ran against the point of  
 the sword. Thompson was behind the  
 bar at the time.

William H. Werner

Sworn to before me  
 this 27 day of April 1886  
 Samuel C. Kelly Police Justice

Taken before me

this 19<sup>th</sup> day of April 1886

Edmund Levy

CORONER.

CORONER'S OFFICE.

TESTIMONY.

Officer Edward Shelvey 4<sup>th</sup> Precinct  
 being sworn says, On April 12/84 I  
 was looking for Thompson and he  
 surrendered himself bet 12 + 1 am. I took  
 him to Court & he was temporarily committed  
 I went to the Hospital to see if Statteny  
 could identify the prisoner, the doctor  
 said he was in no condition then, after  
 that I went again, I took the prisoner  
 & several others with him to the Hospital  
 and he identified Thompson, I asked  
 him if he had a fork and he said  
 yes he had one in his pocket.

Edward Shelvey

Sworn to before me this  
 27 day of April 1886  
 James W. Kelly Police Justice

Taken before me  
 this 19 day of April 1886  
 Ferdinand Levy CORONER.

CORONER'S OFFICE.

TESTIMONY.

that the deceased came to his death by ~~an~~ a stab wound in abdomen ~~deceased~~ inflicted by prisoner in self defence

+ Peritonsils from incised wound of abdomen inflicted with a sword <sup>in the hands of Thomas Thompson</sup> at 14 Colburn St. on April 11/86 about 3 am. We further state that the said wound was inflicted <sup>by the same Thomas Thompson</sup> in self defence

Taken before me

this            day of

Frederick Levy 188

CORONER.

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

POLICE COURT, 1 DISTRICT.

Edward Shalvey

of No. 411. Puccini - Police Street, being duly sworn, deposes and says,

that on the 12 day of April 1886

at the City of New York, in the County of New York, he brought Thomas

Thompson (now here) to the Chamber Street Hospital and Morris Slattery identified said Thompson as the man that cut him in the stomach and said Slattery died on the following day from said injuries inflicted by said Thompson. Dependent charges said Thompson with feloniously, wilfully and intentionally and from a premeditated <sup>and deliberate</sup> design to effect the death of said Slattery by wilfully and maliciously ~~and maliciously~~ cutting and stabbing

Sworn to before me, this \_\_\_\_\_ day of \_\_\_\_\_ 1886

Police Justice

said Slattery in the stomach with a sword

Edward Slattery

Sworn to before me

This 27 day of April 1886

David C. Hill Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, & C.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

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

Magistrate.

Officer.

Witness,

Disposition

POOR QUALITY  
ORIGINAL

0312

Police Department of the City of New York,

Precinct No. 44

New York, Apr. 12, 1886

9:30 am

Received from  
Chamber et Hospital  
Slattery in a very dangerous  
condition, not ready to  
and prisoner. is to iden-  
tified C. W.

Thos. Failey

Sergt. H. Post  
April 12 1886

9:00 am

fully endorse the  
above statement  
Paul Cuttridge M.D.  
House Surgeon

POOR QUALITY ORIGINAL

0313

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

POLICE COURT, DISTRICT.

*Edward Shaeney*

of No. *4 Precinct Police* Street Being duly sworn, deposes and says,

that on the *12<sup>th</sup>* day of *April* 188*6*

at the City of New York, in the County of New York, *that the within*

*named defendant Thomas Thompson was brought before the said Morris Slattery and positively identified by him Slattery as the one who inflicted the said injuries*

*Sworn to before me  
this 12<sup>th</sup> of April 1886 } Edward Shaeney  
Sam'l O'Neill  
Police Justice*

Sworn to before me, this \_\_\_\_\_ day  
of \_\_\_\_\_ 188 \_\_\_\_\_

Police Justice

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

POLICE COURT, 1st DISTRICT.

of No. 4 Princes St. Street, being duly sworn, deposes and says,  
that on the 12th day of April 1886  
at the City of New York, in the County of New York, Mary Ryan

(now her) is a material witness  
for the People against Thomas  
Shompson charged with  
Felony Assault. Deponent  
believing that said Mary Ryan  
will not appear at the trial  
of said Complainant prays  
she may be committed to  
the House of Detention for  
Witnesses to answer at said  
trial. Edward Shalvey

Sworn to before me, this

of April 1886

day

Edward J. McCallister Justice

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

POLICE COURT, 1<sup>st</sup> DISTRICT.

*Edward Shalvey*

of No. *4<sup>th</sup> Precinct Police* Street, being duly sworn, deposes and says,

that on the *11<sup>th</sup>* day of *April* 188*6*

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

*Thomas Thompson, now here, did feloniously cut and stab one Morris Slattery, of No. 8 Monroe St., in the stomach, with the blade of a sword he, Thomas, held in his hands, as deponent is informed and believes. That said injured man is now in the Chamber Street Hospital, in a dangerous condition, from said wound and is unable to appear in Court, and is too ill to identify*

of  
188  
steps

*Edw. Shalvey*

his assailant as the annexed  
Certificate of the physician attests.  
Deponent therefore prays said Thomas  
may be held and detained to enable  
deponent to procure evidence of said  
alleged assault and to await the  
result of the injuries so inflicted  
sworn to before me this Edward Shalvey  
19<sup>th</sup> day of April 1886  
JAMES CO. KELLY  
Police Justice

POLICE COURT - DISTRICT

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Edward Shalvey

vs.  
Thomas Thompson

Dated April 19<sup>th</sup> 1886

C. J. Kelly  
Magistrate  
Officer

Witness, Mary Ryan

Committed to the

House of Detention

in default of \$100

bail to appear

Disposition  
Committed to

await the result of

injuries

AFFIDAVIT  
Edw. Shalvey

POOR QUALITY ORIGINAL

0311

The Justice presiding at the Court will hear and determine the case by reason of my absence

Paul J. Kelly  
Police Justice

BAILED,

No. 1, by

Residence

Street

No. 2, by

Residence

Street

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Police Court-1 District.

THE PEOPLE, &c,  
ON THE COMPLAINT OF

Edward Staley

vs.  
Thomas Harrison

1  
2  
3  
4

Offence Assault on  
Morris Blattery

Dated Apr 12 1886

D. O. Reilly Magistrate

Shelby Officer

H. Precinct.

Witnesses Mary Ryan, committed to the House of Detention, amount of \$100 to appear

Committed to await the arrest of my injuries

No. 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 1886 Police Justice.

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

Dated 1886 Police Justice.

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

Dated 1886 Police Justice.

**POOR QUALITY ORIGINAL**

0318

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

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

Question What is your name?

Answer

*Thomas Thompson*

Question. How old are you?

Answer

*34 years*

Question. Where were you born?

Answer.

*New York*

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

Answer.

*231 Broome St*

Question What is your business or profession?

Answer

*Barkeeper*

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*

*Thomas Thompson*

Taken before me this

27

day of

*Sept*

188

*Donald W. Kelly*  
Police Justice.

**POOR QUALITY ORIGINAL**

0319

**STATE OF NEW YORK.**

CITY AND COUNTY OF NEW YORK, SS.

**AN INQUISITION,**

Taken at the house of Coroners Office  
No. 15 Chatham Street in the 14<sup>th</sup> Ward of the City of  
New York, in the County of New York, this 19 day of April  
in the year of our Lord one thousand eight hundred and 86 before  
Coroner,

of the City and County aforesaid, on view of the Body of Morris Slattery  
lying dead at  
Upon the Oaths and Affirmations of  
Eight good and lawful men of the State of New York, duly chosen and  
sworn, or affirmed and charged to inquire, on behalf of said people, how and in what manner the said  
Morris Slattery came to his death, do  
upon their Oaths and Affirmations, say: That the said Morris Slattery  
came to his death by

Peritonitis from incised wound  
of abdomen inflicted with a sword in the hands of Thomas  
Thompson at 14 Catherine Slip on April 11/86 about 3 AM.  
We further state that the said wound was inflicted by Thomas  
Thompson in self defence.

In Witness Whereof, We, the said Jurors, as well as the **CORONER**, have to this Inquisition  
set our hands and seals, on the day and place aforesaid.

**JURORS.**

William Tierney - 480 Pearl St. - N.Y.	
Robert J. Tracy 200 Prospect St	
Patrick O'Sullivan 267 Bowery	
Patricia Houlahan 184 Bowery	
J. J. Davis	237 - E. 51 St St
Ed Appelman	176 Bowery
Henry Nathan	4 Catherine St
J. J. Warr	208 E 34 St
Fredman	

CORONER, U. S.

CORONER'S OFFICE.

TESTIMONY.

Officer John F. Mullarky 4<sup>th</sup> Precinct being sworn says: On April 11/86 about 3 AM I was standing opposite No 14 Catherine<sup>St</sup>, when the deceased came to me & told me he was stabbed. I asked him who stabbed him & he said the bar keeper I took him inside to point out the man and he was not there. In the saloon he pointed to Mary Ryan & said she was the cause of it. I took her to the Station House. In the Station House Harry Slattery said he did not know the name of the man who stabbed him.

John F. Mullarky

Sworn to before me  
 This 27<sup>th</sup> day of April 1886  
 Samuel W. Hurler  
 Police Justice

Taken before me  
 this 19<sup>th</sup> day of April 1886  
 Edmund Levy  
 CORONER.

**POOR QUALITY ORIGINAL**

032

Police Court-- / District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Edward Stahley

James Thompson

1  
2  
3  
4  
5  
6  
7  
8  
9  
10

Dated April 27 1886

D. O. Reilly Magistrate  
Stahley Officer  
Clerk

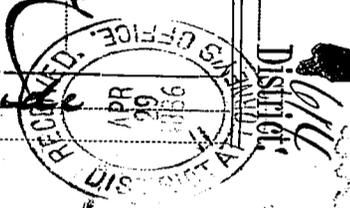
Witnesses, \_\_\_\_\_

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

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

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

*Committed to answer Criminal Sessions*



Offence, Homicide

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 Syrdant

guilty thereof, I order that he be held to answer the same ~~and to 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 ~~is~~ legally discharged

Dated April 27 1886 Samuel O'Reilly Police Justice.

I have admitted the above named \_\_\_\_\_ to bail to answer by the undertaking hereto annexed.  
Dated \_\_\_\_\_ 1886 \_\_\_\_\_ Police Justice.

There being no sufficient cause to believe the within named \_\_\_\_\_ guilty of the offence within mentioned, I order h to be discharged.  
Dated \_\_\_\_\_ 1886 \_\_\_\_\_ Police Justice.

Matthew Connor being sworn says  
I reside at 400 Water St and am  
an Oysterman.

On April 11/86 I was in the  
Saloon at 14 Catherine Slip. I was  
drinking with a friend when Stattery  
came in. My friend Gye Watson  
asked me to drink. Stattery followed  
and said "give me one" he got a  
glass of beer and my friend would not  
pay the 15 cents and Thompson  
asked the deceased for the price of  
his beer. Stattery called my friend  
names and they had a fight.

Thompson came from behind the  
bar and separated them & took the  
deceased by the arm to put him out.

The deed fell and when he had  
washed himself he said he would  
get square with that S. of a B.

He then picked up a fork  
from the lunch counter and made  
a rush at Thompson. when he took  
up the sword & held it in front of  
him. Some one said "Take him  
out."

An Officer came & took charge

POOR QUALITY  
ORIGINAL

0322

x 2

of Statory. When Thompson picked  
up the sword he was 3 feet behind  
the Bar and Statory followed  
him.

Matthew O. Connor

William Richardson being duly sworn says I reside at 100 Napan St Brooklyn. I was standing in the Bar Room behind Stater.

I told Thompson to look out for him. The deuced made a rush at Thompson with the fork.

Thompson was behind the bar at the time attending to his business.

Thompson had not the Sabre in his hand before the deuced made a rush at him with the fork.

Stater was drunk; he worked for a Newspaper stand.

When Stater was struck with the sword he had a fork in his hand which was uplifted.

William Richardson

Thomas Smith being sworn says  
I reside at 67 James St on April  
11/86 I was up stairs in the  
House of 14 Catherine Slip,  
an night Clerk there.  
When I came down Thompson  
showed me a fork and said  
"see what a man had up his  
sleeve and he was going to  
stab me with"  
Thos Smith.

William Dugan, being duly sworn,  
says I reside at 14 Catherine Slip  
Am right Porter for Mr Jennings  
the proprietor of the house there  
On April 11/86 I went into  
the saloon and heard the deceased  
and the bar-keeper quarrel about  
paying for a glass of beer.  
Mr Thompson said "Go home  
I do not want to have anything  
to do with you"  
The deceased made a rush  
at Thompson, he had his hand  
behind his back, he then drew  
a fork and I caught his arm  
and took the fork from him.  
That is all I know of the  
Case.

William Dugan.

Mary Ryan being sworn says  
I reside at 652 Water St. am  
married, my husband is a Ship  
Carpenter.

On April 11/86 I was in the  
Saloon with a gentleman friend. I  
was drinking that night and the  
night before. I do not remember  
any thing that happened.

I got to the Saloon at 11 Friday  
night & remained there till the  
accident occurred.

The Policeman's touch sobered  
me up.

Mary X Ryan  
her mark

Wm. Hoerner being sworn says  
I reside at 85 South St. On April  
1886 I was in the Saloon at 144  
Catherine Slip with Mary Ryan  
I heard Stattery make some  
remarks and Thompson tried to  
quiet him.

A young man called out to  
Thompson - "Look out for yourself"  
I saw the deceased take a  
fork from his pocket.

Thompson went behind the bar  
and took up the sword and  
pointed it at Stattery who made  
a rush at him with the fork  
and ran against the point of  
the sword.

Thompson was behind the  
Bar at the time.

William H. Hoerner

Officer Edward Shalmy 4<sup>th</sup> Recruit  
Company says

On April 12/84. I was looking  
for Thompson & he surrendered  
himself between 12 & 1. A.M. I took  
him to Court & he was temporarily  
committed.

I went to the Hospital to see if  
Matter could identify the prisoner

The Doctor said he was in no con-  
dition then, after that I went again  
I took the prisoner & several others  
with him to the Hospital and he  
identified Thompson - I asked him  
if he had a fork and he said  
"Yes - he had one in his pocket"

Edward Shalmy.

POOR QUALITY  
ORIGINAL

0330

Pertinent to from incised wound of  
abdomen inflicted with a sword,  
in the hands of Thomas Thompson  
at 14 Catherine Slip on April 11/86  
about 3. A.M. - We further state  
that the said wound was inflicted  
by Thomas Thompson in self  
defense.

Morris Stattery

708 Monroe St.

I cannot say

I dont know

I was in Saloon at the corner of Water & Catherine St. Mr Jennings is the owner & Saloon at 2 o'clock this morning. I asked for a glass of beer which the bar server gave me I drank it right after that I handed him 5 cents stayed in the Saloon a little time, when the bar server William Thompson I think his name is asked me for the 5 cents telling me then that I did not pay for the beer - I told him that I had paid for this same - he told me I had and hit me with his hands two or three times. He then thought that I would turn on him - he went behind the bar and got a big sabre and followed me & stabbed me in the left side.

Morris Stattery.

To Mr. Cogan & Co. Thompson

New York - May 21<sup>st</sup> 86.

District Attorney  
Sir,

I am here on six  
weeks and I have wrote to  
the housekeeper to send my  
things as I have not had  
a chance to get out to earn  
the money to pay my  
rent. and I have no home  
to go to when I get out, I  
sincerely hope that you will  
be kind enough to have  
my case - a - l - o - n - e -

Yours  
Mary Ryan,  
House of Detention  
Willsburg St.,

Francis Dooly being sworn says  
I reside at 75 Madison Street  
am a painter.

On April 11/86 at 3 AM I went  
to 14 Catherine Slip to awake a  
friend. I was standing at the end  
of the bar I heard the deceased &  
Mr Thompson disputing over a  
glass of beer. Thompson said

"This is the second time you  
did this" The deed said  
not. He said that a man did  
not ask him to drink. The

deceased and a man at the bar  
were quarrelling and Thompson said

"You are interfering with my customers."

Slattery said to the man with  
whom he had been quarrelling

"You are a sucker"

Thompson came from behind the  
bar and pushed deceased away  
from the man. then the deceased  
pushed Thompson and they got  
into a squabble. the deceased fell  
and when he got up he was bleeding.

Slattery said to Thompson

"I'll get square with you"

Thompson said "go wash yourself and go home" The deceased said to me "I'll get square with that fellow before I leave this place" He called Thompson from behind the bar and said "You had no right to do that to me" Thompson said "It is your own fault - go home"

Thompson's attention was called away and the deceased put his hand into his back pocket and drew a fork - some one said "Look out Tommy - he has got something"

Thompson went behind the bar and Stattery followed him and Thompson held a sword in front of his stomach and said "Keep away"

Stattery either staggered or was pushed by the crowd against the point of the sword.

Thompson said "Is he cut?"

I went to see if he was cut he would not let me examine him - He said "For God's sake take me out of here"

There was a large crowd there Thompson was behind the bar when he caught the sword

POOR QUALITY  
ORIGINAL

0335

3

The deceased was following me &  
was about 3 feet from him - he  
had a fork in his hand over  
his head.

Francis J. Gody.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Thomas Thompson

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

Thomas Thompson

of the CRIME OF manslaughter in the first degree,

committed as follows:

The said Thomas Thompson,

late of the Sixth Ward of the City of New York, in the County of New York aforesaid, on the seventh day of April, in the year of our Lord one thousand eight hundred and eighty-five, at the Ward, City and County aforesaid,

with force and arms, in and upon one Morris Stokely, in the year of the said People, then and there lawfully and feloniously did make an assault, and with the said Morris Stokely, with a certain drawn sword which he the said Thomas Thompson in his right hand then and there had and held, in and upon the abdomen of him the said Morris Stokely, then and there unlawfully and feloniously did strike, thrust, stab and penetrate, giving into him the said Morris Stokely, then and there with the sword drawn as aforesaid, in and

upon the abdomen of the said  
 Morris Shattuck, one mortal wound of  
 the breadth of one inch and of the  
 depth of six inches, of which said  
 mortal wound the said Morris  
 Shattuck, at the City and County of  
 said, from the said seventh day of  
 April, in the year aforesaid, until the  
 thirteenth day of April, in the same  
 year aforesaid, did languish, and  
 languished, and died, on which said  
 thirteenth day of April, in the year  
 aforesaid, the said Morris Shattuck, of  
 the City and County aforesaid, of the  
 said mortal wound did die.

And so the People of the County  
 do say, that the said Thomas Shattuck  
 now, in the said Morris Shattuck  
 in manner and form aforesaid, and  
 by the means aforesaid, intended  
 feloniously did kill and cause  
 against the form of the Statute in  
 that behalf made and provided, and  
 against the Peace of the County  
 of the State of New York, and  
 their dignity.

Richard C. Martin,  
 District Attorney

0338

**BOX:**

221

**FOLDER:**

2171

**DESCRIPTION:**

Tierney, James

**DATE:**

05/25/86



2171

POOR QUALITY ORIGINAL

0339

288

Counsel,  
Filed 25 day of May 1886  
Pleads, *Unlawfully.*

THE PEOPLE  
vs.  
*James Tierney*  
[Sections 498, 506, 528 & 532]  
*512 Bond*  
*18*

RANDOLPH B. MARTINE,  
*June 3/86* District Attorney.  
*Edwards P.P.*  
A True Bill. *Pen 4 md.*

*Arthur Van Kannelan*  
Foreman  
*James B. G.S.S.*

Witnesses  
*Edward J. Kelly*  
*Wm. William Longman*  
*5th Precinct*

POOR QUALITY ORIGINAL

0340

Police Court \_\_\_\_\_ District. \_\_\_\_\_

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

of No. 28 Beach Street, aged 24 years,  
occupation Bar tender being duly sworn

deposes and says, that the premises No. 28 Beach Street,  
in the City and County aforesaid, the said being a brick dwelling

house and which was occupied by in part Michael Kennedy as a saloon  
and in which there was at the time no human being, by name \_\_\_\_\_

were **BURGLARIOUSLY** entered by means of forcibly breaking  
a panel in a side door leading  
to said saloon in the hallway  
of said premises, and entering

on the 19th day of May 1888 in the night time, and the  
following property feloniously taken, stolen, and carried away, viz:

Good and  
lawful money of the United  
States consisting of mixed  
silver and copper coins of  
divers denominations of the  
amount and value of One  
Dollar and four ten cents.  
\$ 14  
100

the property of Michael Kennedy, and in the care and  
custody of deponent

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

James Tierney (and here) and  
an unknown person or persons.

for the reasons following, to wit: at the hour of 12.10  
on the above described date deponent  
securely locked and fastened  
the doors in said saloon and  
having found the said panel  
in the said door broken and  
said money being missed from  
a cash box in the rear of the  
bar in said saloon, is informed



**POOR QUALITY ORIGINAL**

0342

CITY AND COUNTY }  
OF NEW YORK, } ss.

aged 37 years, occupation William Lardigan  
Police Officer of No. 5th Avenue  
Police Street, being duly sworn deposes and

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

Sworn to before me, this 20th  
day of May 1888 William Lardigan

Samuel C. Kelly  
Police Justice.

**POOR QUALITY ORIGINAL**

0343

Sec. 198-200.

15<sup>th</sup>

District Police Court.

CITY AND COUNTY OF NEW YORK, { ss

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

Question. What is your name?

Answer. *James Tierney*

Question. How old are you?

Answer. *17 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *512 Canal Street 2 years*

Question. What is your business or profession?

Answer. *Waiter*

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

Answer. *I am not guilty*  
*James Tierney*

Taken before me this

day of

*March* 188*8*

*John J. Sullivan*  
Police Justice.

POOR QUALITY ORIGINAL

0344

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

Police Court 1st District

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

*James Tierney*  
 150th St.  
 150th St.  
 150th St.

1  
2  
3  
4

Offence

*Burglary*

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

RECEIVED  
 MAY 1 1886  
 CLERK'S OFFICE

*Wm. Sanderson*  
 Magistrate  
 Precinct: \_\_\_\_\_

Witnesses  
*Charles O'Brien*  
 Precinct: \_\_\_\_\_

No. \_\_\_\_\_ Street \_\_\_\_\_  
 No. \_\_\_\_\_ Street \_\_\_\_\_  
 No. \_\_\_\_\_ Street \_\_\_\_\_  
 \$1500 to answer  
 Street \_\_\_\_\_

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

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 20th* 188 *James C. Bell* 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.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

James Finney

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

James Finney

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

The said James Finney

late of the 23rd Ward of the City of New York, in the County of New York, aforesaid, on the 15th day of May, in the year of our Lord one thousand eight hundred and eighty-six, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the room of one

Michael Kennedy

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

Michael Kennedy

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

SECOND COUNT—

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

*James Traynor* —  
of the CRIME OF *Small* LARCENY, — committed as follows :

The said *James Traynor*;

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

*divers pieces, of a number, kind and denomination to the Grand Jury aforesaid mentioned, of the value of one dollar and seven cents.*

of the goods, chattels and personal property of one

*Michael Kennedy*

in the *saloon* of the said

*Michael Kennedy* —

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

*Conrad J. ...*  
*...*

0347

**BOX:**

221

**FOLDER:**

2171

**DESCRIPTION:**

Tracy, Kate

**DATE:**

05/25/86



2171

POOR QUALITY ORIGINAL

0348

289

Counsel, *Sullivan*  
Filed *25* day of *May* 188*6*  
Pleads, *Am. Indict.*

THE PEOPLE  
vs.  
*Kate Tracy*  
*H.D.*  
Grand Larceny, *1st* Degree.  
(From the Person.)  
[Sections 528, 530, — Penal Code.]

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

A True Bill.

*Wm. Van Buren*  
*Jay*  
Foreman.  
*Wm. J. ...*  
Per: *Wm. ...*

Witnesses:  
*John Larsen*  
*Off. Marcus J. ...*  
*H. ...*

**POOR QUALITY ORIGINAL**

0349

Police Court First District.

Affidavit—Larceny.

City and County  
of New York

of No. 58

House of Detention John Larsen

Market Street, aged 26 years,  
occupation Seaman being duly sworn

deposes and says, that on the 19 day of May 1886 at the City of New York, in the County of New York, was feloniously taken, stolen and carried away from the possession of

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

Good and lawful money of United States consisting of one five dollar bank bill & thirty five cents in silver and nickel coins together of the value of five dollars & thirty five cents

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 Kate Tracey (nowhere)

from the fact that at about the hour of eight o'clock P.M. on said date while deponent was in the basement of premises no. 59 New Chamber Street a coffee saloon the said defendant came into said coffee saloon and while standing alongside of deponent inserted her defendants hands into the right hand side pantaloons pocket of deponent worn by deponent as a portion of deponents bodily clothing and abstracted the aforesaid amount of money from deponents pantaloons pocket and deponent immediately caught hold of defendant by the hand and forcibly took thirty five

Subscribed and sworn to before me this 19th day of May 1886  
Notary Public

from defendants hands and deponent is  
informed by Peter Johnson of 37 Market  
Street that he saw the said defendants  
while deponent had hold of said defendants  
pass something to a man

sworn to before me this

20th day of May 1886

John Larsson

Samuel C. Hill Police Justice

**POOR QUALITY ORIGINAL**

0351

CITY AND COUNTY }  
OF NEW YORK, } ss.

*Peter Johnson*

aged 22 years, occupation Seaman of No.

50 Market

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of John Larson

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

Sworn to before me, this

20th

day of

May

1885

*Peter Johnson*

*David C. Bell*  
Police Justice.

Sec. 198-200.

152

District Police Court.

CITY AND COUNTY OF NEW YORK, } ss

*Kate Tracey*

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 to 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. *Kate Tracey*

Question. How old are you?

Answer. *28 years*

Question. Where were you born?

Answer. *New York City*

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

Answer. *9 Monroe Street 2 months*

Question. What is your business or profession?

Answer. *Married woman*

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 an examination*

*Kate Tracey*

Taken before me this

day of

*May* 188*8*

*James J. Kelly*  
Police Justice.

POOR QUALITY ORIGINAL

035

Police Court District. 1st-730

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

John Ferguson  
Arthur J. Johnston  
Kate Tracey

Offence Larceny from the Person

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

May 10 1886

Magistrate.

Allen Connells

4 Precinct.

Witnesses

John Johnson

No. 5, by

John Johnson

Don't trace of detention

No.

Street.

No.

Street.

\$ 1000

to answer

Q. S.

Committed

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 Kate Tracey

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

Dated

May 6 1886

Police Justice.

I have admitted the above-named

to bail to answer by the undertaking hereto annexed.

Dated

188

Police Justice.

There being no sufficient cause to believe the within named

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

Dated

188

Police Justice.

POOR QUALITY ORIGINAL

0354

CITY AND COUNTY } ss.  
OF NEW YORK, }

POLICE COURT, 15<sup>th</sup> DISTRICT.

of No. 4<sup>th</sup> Bremer Place Street, aged 27 years,  
occupation Police Officer being duly sworn deposes and says

that on the 20<sup>th</sup> day of May 188 6  
at the City of New York, in the County of New York, John Larsen

and Peter Johnson (both now here) who are material witnesses in a case of Larceny from the person against Rate Tracey and deponent being satisfied and has reason to believe that said witnesses will not appear at the next Court of General Sessions in and for said city & County of New York and testify as such witnesses wherefore deponent prays that they said Peter & John may be ordered to enter into recognizance with security for their appearance at next Court  
Michael J. Cornell

Sworn to before me, this

of May 188 6

day

Samuel W. Smith  
Police Justice.

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Kate Evans

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

- Kate Evans - of the CRIME OF GRAND LARCENY in the first degree, committed as follows:

The said Kate Evans

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

one Promissory Note for the payment of money, the same 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,

one Promissory Note for the payment of money, the same being then and there due and unsatisfied, and of the kind known as Bank Notes, of the denomination of five dollars, and of the value of five dollars,

one silver coin of the value of twenty-five cents, three other silver coins of the value of ten cents each, and seven nickel coins of the value of five cents each,

of the goods, chattels and personal property of one John Hansen, on the person of the said John Hansen, then and there being found, from the person of the said John Hansen, 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.

Rudolph Bernhardt, District Attorney

035E

**BOX:**

221

**FOLDER:**

2171

**DESCRIPTION:**

Turner, Edward

**DATE:**

05/20/86



2171

POOR QUALITY ORIGINAL

0357

215

Counsel, *R. H.*  
Filed *20* day of *May*, 188*6*  
Pleads *Verdict*

THE PEOPLE  
vs.  
*B*  
Edward Turner

MISDEMEANOR.

RANDOLPH B. MARTINE,  
*Part II* District Attorney,  
*Special* Pleads Guilty  
A TRUE BILL.

*Return for Remuneration*  
*N. J. 1887* Foreman.  
*Foreman*  
*Foreman*  
*Foreman*

Witnesses:

*John J. ...*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**POOR QUALITY ORIGINAL**

0358

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

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

Old Series, No. 9406  
New Series, No. 9494

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

P. O. Box 1261.

New York, April 19 1886

**Certificate of Analysis**

of a sealed sample of "BUTTER"

marked #842 April 16<sup>th</sup> 1886 Washington Co

Wm. H. McEity, JR. Gray

received for account of Mr. B. F. Van Valkenburgh April 16<sup>th</sup> 1886

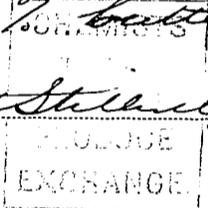
drawn by our Agent per Mr. J. J. Sargent

<i>This Sample contains</i>		<i>Analysis of the Fat present in the sample.</i>	
Animal and Butter Fat,....	87.10	Soluble Fatty Acids, [on a dry basis].....	0.95 7
Curd,.....	1.35	Insoluble do do do .....	94.40 2
Salt, [Ash],.....	1.75	Specific Gravity of the dry Fat, at 100° Fah.,..	0.9057
Water, at 100° C.,.....	9.80	Titre,.....°C.	

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

*This sample contains about 15% butter*  
*Very Respectfully*

Mr. B. F. Van Valkenburgh



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

On the nineteenth day of April in the year one thousand eight hundred and eighty six before me personally came Charles M. Allen to me known, and known to me to be the individual described in, and who executed the foregoing instrument, and he acknowledged that he executed the same.

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

**POOR QUALITY ORIGINAL**

0359

STATE OF NEW YORK,

County of New York

ss.:

350 Washington Street

Joseph J. Borogian, being duly sworn, deposes and says: That he resides in the City of New York of New York in the County of New York and State of New York, and is 27 years of age, and is an Assistant, appointed by JOSIAH K. BROWN, New York State Dairy Commissioner; That on the 16 day of April, 1886, in the City of New York occupied by him, No. 388 Washington Street, in the County of New York and State of New York, one Edward Turner, against the form and statutes in such cases made and provided, and in violation thereof, and against the peace of the people of the State of New York, had in his possession, with intent to sell the same for Butter made from unadulterated Milk or Cream, a number of pounds of a substance, product, manufacture and compound, which was not Butter made from unadulterated Milk or Cream, but had been made by manufacturing, mixing and compounding with and adding to a small quantity and proportion of natural Milk, Cream or Butter a large quantity and proportion of animal fats, or animal or vegetable oils, and was a manufactured oleaginous substance not produced from Milk or Cream; that it had been and was colored with some coloring matter whereby the same was made to resemble Butter, the product of the Dairy, and was so colored thereby, in semblance of and resembled Butter, and did resemble Butter, the product of the Dairy; that the said Edward Turner

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

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

Deponent further says that on said 16 day of April, 1886, he went to the said stand at Washington Street of said City of New York in said City and County, and told Edward Turner that he wanted to buy some butter; that said Edward Turner showed deponent one of the said Oleomargarine hereinbefore mentioned, offered the same to deponent for sale, and sold the same to deponent; that he so sold to deponent as butter one found thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of \$ twenty eight cents; that, as deponent believes and charges, the said Edward Turner at the time of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as hereinbefore stated; that he did not tell deponent at any time that the said Oleomargarine so sold to deponent was not Butter, the product of the Dairy; that deponent saw the tube in which the said Oleomargarine was contained, and no printed label bearing the words "Oleomargarine Butter," was delivered by said Edward Turner to deponent with the Oleomargarine sold to him; that on April 16, 1886, deponent delivered a sample of such Oleomargarine, so purchased by him as aforesaid, to Charles H. Stillwell, a chemist of the city of New York, N. Y., and caused the same to be analyzed by such chemist, as shown by the annexed certificate of such chemist.

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

Sworn to before me this 17 day of April, 1886

Joseph J. Borogian  
Justice.

15 11 18  
In and at the Police  
Court of New York

County of New York

THE PEOPLE, &c.,

vs.

Edward Turner

Affiant:

Joseph J. Morgan  
330 Broadway Street

Witnesses:

James R. Gray

Residence 300 Broadway Street

Charles M. Stillwell

Residence 57 Fulton Street

Residence

**POOR QUALITY ORIGINAL**

036

Sec. 199-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Edward Turner

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 Edward Turner

Question How old are you?

Answer 61 years old

Question Where were you born?

Answer Westchester Co New York

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

Answer Greenville Jersey City

Question What is your business or profession?

Answer Butter Cheese & Eggs.

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

Answer. I am not guilty I do not sell Oleomargarine or butterine, I buy for butter and sell for butter, and I demand a trial by jury

Edward Turner

Taken before me this

28

day of April 1888

at New York

Police Justice.

**POOR QUALITY ORIGINAL**

0362

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 Joseph J. Sorozan of No. 357 Washington Street, that on the 16 day of April 1888 at the City of New York, in the County of New York,

*one Edward Turner did fall to Joseph J. Sorozan one found of oleomargarine as and for better violation of chapter 61 458 of the laws of 1885 on the premises W Washington Market stand no 358*

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

*Mr 204* 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 27 day of April 1888  
W J O'Neil POLICE JUSTICE.

**POOR QUALITY ORIGINAL**

0363

Police Court ..... District.

THE PEOPLE, & c.,  
ON THE COMPLAINT OF

*Joseph Soriano*  
vs.

*Edward Munn*

Warrant-General.

Dated *April 27* 188*6*

*Power* Magistrate

*Kelly* Officer.  
*Edward Munn*  
The Defendant.

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

*Michael Kelly* Officer.

Dated ..... 188

This Warrant may be executed on Sunday or at night.

..... Police Justice.

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

Dated

188

Police Justice

The within named

POOR QUALITY ORIGINAL

0364

BAILED  
No. 1 by *[Signature]*  
Residence *[Signature]*

No. 1 by *[Signature]*  
Residence *[Signature]*

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

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

Police Court District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*[Signature]*  
*[Signature]*

*[Signature]*

Offence  
*Adulteration of Food*

Dated *April 28* 188*6*

*[Signature]* Magistrate  
*[Signature]* Officer

Witnesses  
*[Signature]*  
*[Signature]*

No. *35* *Washington St.*  
*[Signature]*

No. *55* *Street*  
*[Signature]*

No. *300* *Street*  
to answer *[Signature]*



*[Signature]*

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

*Edward Turner*

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

Dated *April 28* 188*6* *[Signature]* Police Justice.

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

Dated *April 28* 188*6* *[Signature]* 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.

General Session

People }  
v }  
Edward Turner }

City and County of New York

Edward Turner

being duly sworn says I was arraigned  
before the above named Court, Part-  
III, before Hon Recorder Frederick  
Smith, upon an indictment charging  
me with selling oleum, about  
one year ago, on the 18<sup>th</sup> day of April  
1884, and then and there in said  
Court plead guilty thereto.

Since the commission of the offense  
charged in said indictment, I have  
failed in business, and have given  
up everything that I possessed for  
the benefit of my creditors, and  
am without a dollar. I am sixty  
one years of age, with a family  
of six people relying on me for sup-  
-port and have just obtained em-  
-ployment as a clerk at twelve  
dollars a week. Under the fine  
imposed upon me be remitted

I must inevitably expiate my sentence in prison.

I have never been before arrested for any offence - nor since.

My incarceration will necessarily cause the loss of my just acquired situation, and want will be thrust upon me and all those dependent upon me.

I earnestly beg and pray, in view of my poverty, and the fact that it was my first and only offence that the fine imposed upon me may be remitted - humbly assuring the Court - that if this shall be done I will never again be a proper subject for correction.

Sworn to before me this 25<sup>th</sup> day of ~~April~~ <sup>May</sup> 1887

Edward Jones

~~James J. Thomas~~  
Notary Public  
in and for the State of New York

City and County of New York  
Richard Martin, Grocer,  
residing at <sup>94. 111. 112. 113. 114.</sup> ~~64. 65. 66. 67. 68.~~ Street bet  
dely. room say. I have known  
the above named petitioner for  
the past thirty years as one  
engaged in business in our  
midst: and have always known  
him as a man honored and  
respected in the community.  
I have heard read his affidavit  
hereto attached relative to his  
poverty and believe the facts therein  
set forth to be true. And for the  
reason herein before set forth  
earnestly join in his prayer  
for remission of his fine.  
Sworn to before me  
this 25<sup>th</sup> day of April 1877

Witness my hand

John Collins Notary  
Public County of NY

POOR QUALITY ORIGINAL

0368

Country Law Reports

the People.

Edmond Thomas

Petition for Reversal  
of Juro.

affidavit.

~~Revised~~  
This Record  
#15. P.S.

R.D. Hancock  
ally for Petition  
2800 Broadway

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Edward Turner

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

Edward Turner

(Chap. 458, Laws of 1885, § 8.) of a Misdemeanor, committed as follows:

The said Edward Turner,

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

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

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

Edward Turner

of a Misdemeanor, committed as follows:

The said Edward Turner,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one Joseph J. Sorogan, one pound of a certain substance, not butter, commonly called oleomargarine, and did then and there falsely represent the same to the said Joseph J. Sorogan,

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

THIRD COUNT : (Section 430, Penal Code.)

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

Edward Turner

of a Misdemeanor, committed as follows :

The said Edward Turner,

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

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

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

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

Edward Turner

of a Misdemeanor, committed as follows :

The said Edward Turner,

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

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

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

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

\_\_\_\_\_ Edward Turner \_\_\_\_\_

of a Misdemeanor, committed as follows :

The said Edward Turner, \_\_\_\_\_

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

Joseph J. Sorogan, one pound \_\_\_\_\_

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

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

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

\_\_\_\_\_ Edward Turner \_\_\_\_\_

of a Misdemeanor, committed as follows :

The said Edward Turner, \_\_\_\_\_

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

Joseph J. Sorogan, one pound \_\_\_\_\_

of a certain article, substance and compound in imitation and semblance of, and designed to take the place of natural butter produced from pure, unadulterated milk, or cream of the same the said article, substance and compound, so sold as aforesaid, being rendered and manufactured out of divers animal fats and oils not produced from unadulterated milk, or cream from the same, the said article, substance and compound not being manufactured or in process of manufacture on the ~~the~~<sup>30th</sup> day of April, in the year of our Lord one thousand eight hundred and eighty-five (a more particular description of which said article, substance and compound, is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

**RANDOLPH B. MARTINE,**  
District Attorney.