

0108

BOX:

334

FOLDER:

3159

DESCRIPTION:

O'Brien, Annie

DATE:

12/14/88



3159

Witnesses

Dr J. C. Allen

Counsel,

Filed,

14th day of Dec 1888

Pleads,

Chattel Mortgage

THE PEOPLE,

vs.

ADULTERATED MILK.

(Chap. 183, Laws of 1884, Section 1, as amended by chap. 577, Laws of 1886, Section 1; Section 186, Sanitary Code, and Section 575 of the N. Y. City Consolidation Act of 1882.)

B

Annie O'Brien

JOHN R. FELLOWS.

District Attorney.

A True Bill.

Wm. Woodruff

Complaint sent to the Genl. of Special Sessions,

Part III, S. & C. 19.... 1888.

0109

0110

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Annie O'Brien

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

Annie O'Brien

(Chap. 183, Laws of 1885, § 1, as amended by Chap. 577, Laws of 1886, § 1.)

The said

Annie O'Brien

late of the City of New York, in the County of New York aforesaid, on the
twenty-eighth day of *November* in the year of our Lord
one thousand eight hundred and eighty-*eight*, at the City and County aforesaid,
did unlawfully expose for sale three quarts of unclean, impure, unhealthy, adulterated
and unwholesome milk (the same not being skimmed milk produced in the said County),
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:

(§156, Sanitary Code

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

Annie O'Brien
of the CRIME OF VIOLATING THE SANITARY CODE OF THE BOARD OF HEALTH OF THE
HEALTH DEPARTMENT OF THE CITY OF NEW YORK, committed as follows:

The said

Annie O'Brien

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 keep, have and offer for sale, three quarts of milk which had been and was then and there watered, adulterated, reduced and changed by the addition of water and other substances to the Grand Jury aforesaid unknown, and by the removal of cream, against and in violation of the Sanitary Code of the Board of Health of the Health Department of the City of New York, duly adopted and declared as such at a meeting of the said Board of Health, held in said city on the second day of June, 1873, as amended in accordance with law, and particularly in violation of a certain ordinance thereof, to wit: the one hundred and eighty-sixth section of said code, which is as follows, that is to say:

"No milk which has been watered, adulterated, reduced or changed in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept, or offered for sale at any place in the City of New York; nor shall any one keep, have or offer for sale in the said city any such milk."

Which said section and ordinance above set forth was, by a certain resolution, duly passed and adopted by the said Board of Health and by said Health Department, at a meeting thereof duly held in said city on the twenty-third day of February, 1876, added to and made a part of the said Sanitary Code aforesaid, and adopted and declared to form a portion thereof, pursuant to the authority and power conferred by law upon the said Board, and which said ordinance was thereafter duly published once a week, for two successive weeks, in the *City Record*, a daily official newspaper and journal published in the said city, to wit: in the issues of such newspaper of the twenty-fourth day of February, 1876, and also of the second day of March, 1876, and which said Sanitary Code so amended and altered was then and there, at the time of the committing of the offense hereinabove alleged, in full force and operation, and was by law declared to be binding and in force in said city, and which said section and ordinance above set forth was then and there in full force and virtue, having been in nowise altered, amended or annulled by said Board of Health, against the form of the Statute in such case made and provided, and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,
District Attorney.

0112

BOX:

334

FOLDER:

3159

DESCRIPTION:

O'Brien, John

DATE:

12/04/88



3159

0113

Witnesses:

Dennis Carmagh

Coff/Kenae

Counsel,

Filed *4* day of *Dec* 188*8*

Pleads, *Maguire et al*

THE PEOPLE

vs

Grand Larceny in the *1st* degree.
(MONEY.)
(Sec. 528 and 530, Penal Code.)

John O'Brien

H.D.L.

Dec 7 PM 9:00
JOHN R. FELLOWS,

District Attorney.

Dec 11/88

pleads guilty

A True Bill.

Wm. Proctor

Foreman.

S. J. Quoyot 3rd

0114

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, 1 DISTRICT.

Martin Keogh
of the 4th Precinct Police Street, aged 35 years,
occupation Police officer being duly sworn deposes and says,
that on the day of 188

~~at the City of New York, in the County of New York~~ Dennis Cavanagh
(now here) is a necessary and material
witness for the prosecution against
John O'Brien charged with a
felony Defendant says that said
Cavanagh has no permanent place
of abode and asks that he give
surety for his appearance to
testify

Martin Keogh

Sworn to before me, this

of

188

Police Justice,

0115

Police Court—1st District.

Affidavit—Larceny.

City and County }
of New York, } ss.:Dennis Cavanaghof No. Stame Street, aged 44 years,
occupation Laborer being duly sworndeposes and says, that on the 28 day of November 1888 at the City of New
York, in the County of New York, was feloniously taken, stolen and carried away from the possession
and person of deponent, in the right time, the following property viz:

Good and lawful money of the United
States consisting of divers bills of
divers denominations of the
amount and value of nine
dollars \$9—

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 John O'Brien (now here)

from the fact that deponent is informed by
Washington Hills that he saw said
O'Brien take said money from his
said deponent's hand in saloon No.
68 New Brewery in said City

Dennis Cavanagh

Sworn to before me, this 29 day
of Nov 1888

David St. Michael Police Justice.

0116

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 53 years, occupation Washington Hills Merchant of No.

22 & 24 Roosevelt Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

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

Sworn to before me, this

29

day of

Nov

188

8

Washington Hills

Samuel C. Bailey
Police Justice.

0117

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I picked up the money from the floor

John O'Brien

Taken before me this

29th day of May 1888

David McCallum Police Justice

0118

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 Dyundant

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

Dated Nov 29 188 8 Samuel B. Smith Police Justice.

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

Dated _____ 188 _____ Police Justice.

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

Dated _____ 188 _____ Police Justice.

0119

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court---

1858 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Dennis Cavanagh

vs. H.D.

1. John O'Brien

2. _____

3. _____

4. _____

Offence Cavanagh vs. H.D.

James

Dated Nov 29 1888

Daniel O'Reilly Magistrate.

Keough Officer.

Precinct.

Witnesses Washington Hills

No. 22 Russell Street.

Abarton O'Leary

11th Precinct Police Street.

Complainant committed to the House

of Detention in default of \$1000

to appear and testify

Do not fail Police Justice

\$1000 Am & S

Committed

0120

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Jameson

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

Jameson

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

The said *Jameson*,

#9.-
late of the City of New York, in the County of New York, aforesaid, on the *28th*
day of *November* in the year of our Lord one thousand eight hundred and eighty-eight
at the City and County, aforesaid, with force and arms, in the *major* time of
the same day, ~~promissory note for the payment of money, being then~~
~~and there due and unsatisfied (and of the kind known as United States Treasury notes), of~~
~~the denomination of twenty dollars, and of the value of twenty dollars~~ ;
~~promissory note for the payment of money, being then and there due and~~
~~unsatisfied (and of the kind known as United States Treasury notes), of the denomination of~~
~~ten dollars, and of the value of ten dollars~~ ; ~~one~~ promissory note for the
payment of money, being then and there due and unsatisfied (and of the kind known as United States
Treasury notes), of the denomination of five dollars, and of the value of five dollars ;
~~one~~ promissory notes for the payment of money, being then and there due and unsatisfied
(and of the kind known as United States Treasury notes), of the denomination of two dollars, and
of the value of two dollars *each* ; ~~one~~ promissory notes for the payment
of money, being then and there due and unsatisfied (and of the kind known as United States Treasury
notes), of the denomination of one dollar, and of the value of one dollar *each* ;
~~promissory note for the payment of money (and of the kind known as bank notes),~~
~~being then and there due and unsatisfied, of the value of twenty dollars~~ ;
~~promissory note for the payment of money (and of the kind known as bank notes), being then and~~
~~there due and unsatisfied, of the value of ten dollars~~ ; ~~one~~ promissory note for the
payment of money (and of the kind known as bank notes), being then and there due and unsatisfied,
of the value of five dollars ; ~~United States Silver Certificate of the~~

0121

~~denomination and value of twenty dollars~~ ; ~~United States Silver~~
~~Certificate of the denomination and value of ten dollars~~ ; ~~one~~ United
States Silver Certificate of the denomination and value of five dollars ; ~~four~~
United States Silver Certificate, of the denomination and value of two dollars ~~each~~ ;
~~nine~~ United States Silver Certificate of the denomination and value of one dollar
~~each~~ ; ~~United States Gold Certificate of the denomination and value of~~
~~twenty dollars~~ ; ~~United States Gold Certificate of the denomination~~
~~and value of ten dollars~~ ; ~~one~~ United States Gold Certificate of the
denomination and value of five dollars ; and divers coins, of a number, kind and
denomination to the Grand Jury aforesaid unknown, of the value of ~~nine dollars~~.

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

JOHN R. FELLOWS,
District Attorney.

0122

BOX:

334

FOLDER:

3159

DESCRIPTION:

Ohlroggs, Charles

DATE:

12/13/88



3159

Witnesses

Allen Leary

244.

Counsel,
Filed, *13* day of *Dec* 188*8*
Pleads, *Adulterated Milk*

THE PEOPLE,
vs.

ADULTERATED MILK.

Charles H. Orling

JOHN R. FELLOWS.

District Attorney.

A True Bill.

Wm. Woodruff

Foreman.
Complaint sent to the Court
of Special Sessions,

Part III, ...*Dec 17*... 188*8*.

(Chap. 183, Laws of 1885, Section 1, as amended
by chap. 577, Laws of 1886, Section 1; Section 186,
Sanitary Code, and Section 575 of the N. Y. City
Consolidation Act of 1882.)

0123

0124

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Charles H. Ohlrogge

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

Charles H. Ohlrogge

(Chap. 183, Laws of of a MISDEMEANOR, committed as follows:
1895, § 1, as amended
by Chap. 577, Laws of
886, § 1.)

The said

Charles H. Ohlrogge

late of the City of New York, in the County of New York aforesaid, on the
thirtieth day of *November* in the year of our Lord
one thousand eight hundred and eighty-*eight*, at the City and County aforesaid,
did unlawfully expose for sale three quarts of unclean, impure, unhealthy, adulterated
and unwholesome milk (the same not being skimmed milk produced in the said County),
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.

0125

SECOND COUNT:

(§186, Sanitary Code

And the Grand Jury aforesaid, by this indictment, further accuse the said
Charles W. Ohlrogge
of the CRIME OF VIOLATING THE SANITARY CODE OF THE BOARD OF HEALTH OF THE
HEALTH DEPARTMENT OF THE CITY OF NEW YORK, committed as follows:

The said

Charles W. Ohlrogge

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 keep, have and offer for sale,
three quarts of milk which had been and was then and there watered, adulterated, reduced
and changed by the addition of water and other substances to the Grand Jury aforesaid
unknown, and by the removal of cream, against and in violation of the Sanitary Code of
the Board of Health of the Health Department of the City of New York, duly adopted
and declared as such at a meeting of the said Board of Health, held in said city on the
second day of June, 1873, as amended in accordance with law, and particularly in viola-
tion of a certain ordinance thereof, to wit: the one hundred and eighty-sixth section of
said code, which is as follows, that is to say:

"No milk which has been watered, adulterated, reduced or changed in any respect
by the addition of water or other substance, or by the removal of cream, shall be brought
into, held, kept, or offered for sale at any place in the City of New York; nor shall any
one keep, have or offer for sale in the said city any such milk."

Which said section and ordinance above set forth was, by a certain resolution, duly
passed and adopted by the said Board of Health and by said Health Department, at a
meeting thereof duly held in said city on the twenty-third day of February, 1876, added
to and made a part of the said Sanitary Code aforesaid, and adopted and declared to
form a portion thereof, pursuant to the authority and power conferred by law upon the
said Board, and which said ordinance was thereafter duly published once a week, for two
successive weeks, in the *City Record*, a daily official newspaper and journal published
in the said city, to wit: in the issues of such newspaper of the twenty-fourth day of
February, 1876, and also of the second day of March, 1876, and which said Sanitary Code
so amended and altered was then and there, at the time of the committing of the offense
hereinabove alleged, in full force and operation, and was by law declared to be binding
and in force in said city, and which said section and ordinance above set forth was then
and there in full force and virtue, having been in nowise altered, amended or annulled by
said Board of Health, against the form of the Statute in such case made and provided,
and against the peace of the People of the State of New York and their dignity.

JOHN R. FELLOWS,

District Attorney.