

0570

BOX:

211

FOLDER:

2098

DESCRIPTION:

Lanter, Isidor

DATE:

03/08/86



2098

Witnesses:

Louis Maud

#379 Stearns,

Counsel,

Filed day of March 1886

Pleads

W. M. Quayle (11)

THE PEOPLE

vs.

B

Jador Sauter
(2 cases)

VIOLETION OF EXCISE LAW.
[III, R. S., (71 Ed.), page 1981, § 18, and Laws
of 1883, Chap. 840, § 6].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. B. Roberts

Foreman.

Off term
paid session
paid money of

0571

0572

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

AGAINST

Vindor Sauter

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

Vindor Sauter

(III. Revised
Statutes, [7th
edition] p. 1931
Section 13).

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS AND WINES
WITHOUT A LICENSE, committed as follows:

The said

Vindor Sauter,

late of the City of New York, in the County of New York aforesaid, on the *twentieth*
day of *February*, in the year of our Lord one thousand eight hundred and
eighty *six*, at the City and County aforesaid, certain strong and spirituous
liquors, and certain wines, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of
gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter,
one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the
Grand Jury aforesaid unknown, unlawfully did sell, in quantity less than five gallons at a time, to

Samis Mand, and to

certain *other* persons whose names are to the Grand Jury aforesaid unknown, without
having a license therefor, as required by law, contrary to the form of the statute in such case made
and provided, and against the peace and dignity of the People of the State of New York.

(Laws of 1883,
chapter 840, sec-
tion 5.)

SECOND COUNT:

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

Vindor Sauter

of the CRIME OF SELLING STRONG AND SPIRITUOUS LIQUORS, ALES, WINE
AND BEER WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Vindor Sauter,

late of the City and County aforesaid, afterwards to wit: on the day and in the year aforesaid, at
the City and County aforesaid, and at the premises there situate known as number

133 Fulton Street,

certain strong and spirituous liquors, and certain ales, wines and beer, to wit: one gill of wine, one
gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of
bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a
certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did sell to

Samis Mand, and to

certain *other* persons whose names are to the Grand Jury aforesaid unknown, to be drank
upon the premises aforesaid, without having a license therefor, as required by law, 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.

0573

(Laws of 1883,
chapter 840, sec-
tion 5.)

THIRD COUNT:

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

Isidor Santor

of the CRIME OF GIVING AWAY STRONG AND SPIRITUOUS LIQUORS, ALES, WINE AND BEER, WITHOUT A LICENSE, to be drank upon the premises, committed as follows:

The said

Isidor Santor

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, and at the premises there situate, known as number

133 Fulton Street.

certain strong and spirituous liquors, and certain ales, wine and beer, to wit: one gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whiskey, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away to

James Maud, aged 25

certain *other* persons whose names are to the Grand Jury aforesaid unknown, to be drank upon the premises aforesaid, without having a license therefor, as required by law, against the form of the statute in such case made and provided, and against the peace of the People of the State of New York, and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0574

BOX:

211

FOLDER:

2098

DESCRIPTION:

Laracy, Philip

DATE:

03/11/86



2098

0575

Witnesses:

Thomas Gray

W. Stillewell

Counsel,

Filed 11 day of March 1886

Pleads 11 day of March 1886

THE PEOPLE

vs.

Philip Saracy

MISDEMEANOR.

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. B. Rodolico

Part III of Ind. 167

Pleads Embro

Foreman.

Mar. 1886

0576

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. 18987.

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

P. O. Box 1261.

New York, Feb 11 1886

Certificate of Analysis

of a sealed sample of "BUTTER"
marked No. 4079 Philip Laracy 32, 12 Ave 21st
received for account of M. B. F. Van Valkenburgh Feb. 7th
drawn by our Agent per M. M. Gray

This Sample contains		Analysis of the Fat present in the sample.	
Animal and Butter Fat,....	84.65	Soluble Fatty Acids, [on a dry basis]....	9.27
Curd,.....	1.64	Insoluble do do do	90.66
Salt, [Ash],.....	3.40	Specific Gravity of the dry Fat, at 100° Fah.,	0.9052
Water, at 100° C.,.....	10.31	Titre,.....°C.	

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

Very Respectfully,

W. B. F. Van Valkenburgh

State of New York
County of New York ss.

On the eleventh day of February in the year one thousand eight hundred
and eighty six before me personally came Charles M. McConnell
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,

0577

291

No. 459
Feb. 11th 1892

RECEIVED
JAN 11 1892

CHARGE

0578

STATE OF NEW YORK,

County of New York

ss.:

Thomas R. Gray, being duly sworn, deposes and says:
 That he resides in the City of New York in the County of
New York and State of New York, and is 35 years of age,
 and is an Expert appointed by Josiah K. Brown, New York State Dairy Commissioner;
 That on the 6th day of February, 1886, in the
store occupied by him, No. 327 South Avenue street, in the City
 of New York in the County of New York

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

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

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

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

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

of said Philip Laracy in said City and County, and told a clerk in attendance there that he wanted to buy some Butter; that said clerk in attendance
 showed deponent a number of pounds of the said Oleomargarine hereinbefore mentioned, offered the same to depo-
 nent for sale, and sold the same to deponent one half pound
 thereof, and deponent then paid to him therefor the agreed price thereof, amounting to the sum of \$ thirteen cents.
 that, as deponent believes and charges, the said Philip Laracy at the time
 of so offering and selling the same, well knew that it was Oleomargarine, and had been manufactured and colored as

Laracy and that he may be dealt with as the law directs.

Sworn to before me this 23
 day of February, 1886

Justice.

in the presence of said Philip Laracy

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

THE PEOPLE, &c.,

vs.
Philip Saracy

Affiant:

Marion A. Morgan
350 Washington Street

Witnesses:

Joseph Morgan
Residence 350 Washington Street
Charles M. Stillman
Residence 350 Washington Street
58-7 Fulton Street

Residence

0580

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Philip Lacey

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 *Philip Lacey*

Question How old are you?

Answer *38 Years*

Question Where were you born?

Answer *Ireland*

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

Answer *327 10th Avenue - 10 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 demand a trial by jury*

Philip Lacey

Taken before me this

day

Police Justice.

0581

Sec. 151.

Police Court 2nd District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police Justices for the City of New York, by Thomas R. Gray of No. 831 Washington Street, that on the 16th day of February 1886 at the City of New York, in the County of New York, one Philip Paracy did

sell to said Thomas R. Gray one half pound of oleomargarine as and for butter and did
violate Section 3 of Chapter 458 of the laws
of 1885

At promise 327 10 minutes

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 23rd day of February 1886

W. A. F. H. C. POLICE JUSTICE.

0582

3 27. 10th am

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas R. Gray
vs.
Philip Larceny

Warrant-General.

Dated *February 23* 1886

John A. Farrell Magistrate

John A. Farrell Officer.
The Defendant *Philip Larceny*

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

John A. Farrell Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

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

The within named

Police Justice.

0583

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

Philip L. Gracey
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 *Feb 24* 188*6* *Wm. B. B. B.* Police Justice.

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

Dated *February 24* 188*6* *Wm. B. B. B.* 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.

0584

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

2 24 4 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Thomas R. Gray

vs.

Philip L. Lacey

2

3

4

Dated

February 24 1886

1886

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

Bailed

Office of the District Attorney

New York City

0585

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Philip Saracy

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

Philip Saracy

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

The said

Philip Saracy

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

Philip Saracy

of a Misdemeanor, committed as follows:

The said

Philip Saracy

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

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.

0586

THIRD COUNT: (Section 430, Penal Code.)

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

Philip Sarauy

of a Misdemeanor, committed as follows:

The said

Philip Sarauy

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

Samuel R. Figg, as an article of food *and 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

Philip Sarauy

of a Misdemeanor, committed as follows:

The said

Philip Sarauy

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 *Samuel R. Figg*.

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 *Samuel R. Figg* 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.

0587

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

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

Philip Sarany —

of a Misdemeanor, committed as follows :

The said

Philip Sarany

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

Thomas R. Egan, 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

Philip Sarany —

of a Misdemeanor, committed as follows :

The said

Philip Sarany

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

Thomas R. Egan, 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 ^{30th} ~~thirtieth~~ 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.

0588

BOX:

211

FOLDER:

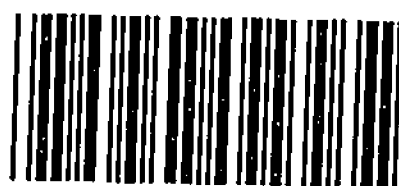
2098

DESCRIPTION:

Lauer, Llewellyn

DATE:

03/19/86



2098

Witness —

John H. Kewers

190

Counsel,

Filed 19 day of March 1886

Pleads

THE PEOPLE

vs.

R

Shewell J. J. Sauer

James

Forgery in the Second Degree.
(Sections 611 and 621, Penal Code.)
(Indorsement, etc.)

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

By B. B. Dolsche

Agree 22/27 Foreman.

Reads Guilty.

State Referee, Junior

0589

0590

POLICE COURT—SECOND DISTRICT.

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

John. H. Wiener
 of No 132 + 134 South 5th Avenue Street, being duly sworn, deposes
 or about 12th day of February 1886
 and says, that on the day of February
 at the City of New York, in the County of New York, Slewellpn. At just

Lauer. (Now here) did unlawfully
 forge the firm name of George Wiener
 & son. of which deponent is the junior
 partner to the annexed check for
 twenty five dollars. Drawn to the order of
 Mess George Wiener & son. by one H. A.
 De Kruatel. on the Mechanics & Traders
 Bank. an instrument in writing being or
 purporting to be the act of another. by which
 a pecuniary demand or obligation was
 affected. by diverting the proceeds of said
 check from the rightful owner to the said
 Lauer. And deponent further says that
 the said Lauer has been employed by
 deponent and his copartner. as a book-
 keeper for the past 14 months.
 but he was not authorized to endorse checks
 or sign the firm name to anything
 except to receipt bills. And deponent is
 informed by H. A. De Kruatel. of 196 Elm
 St that on or about the above mentioned
 date he gave the annexed check to the
 said Lauer in payment of a bill he
 owed the firm of George Wiener & son.
 And on Saturday March 13th 1886. the said
 Lauer left deponent's place of business as
 usual. but did not return on Monday
 or Tuesday March 15 + 16. as he should

0591

have done. deponent sent to the said H. A. DeKnatel. to collect his bill when he was informed that Lamer had collected the bill. and deponent received the annexed with the endorsement of the firm of George. Wiemers & Son. said check having been paid at the Mechanics & Traders Bank and the check returned to the said H. A. DeKnatel. cancelled.

Wherefore deponent charges the said Leveaux St Just. Lamer. with feloniously forging the above named firms name to the annexed check. with the intent to defraud the above named firm out of the aforesaid amount of money and appropriating the same to his own use and benefit and prays he may be held and dealt with according to law

John A. Wiemers

Sworn to before me
this 17th day of March 1886

[Signature]
Police Justice

Police Court — Second District.

THE PEOPLE, &c.

ON THE COMPLAINT OF

Offence,

Dated,

188

Justice.

Officer.

Witnesses,

Committed in default of \$

surety.

Bailed by

No.

Street.

0592

CITY AND COUNTY }
OF NEW YORK, } ss.

Herman A. DeKnatel
aged *40* years, occupation *Paper box maker* of No. *196 Elm*

Street, being duly sworn deposes and
says, that he has heard read the foregoing affidavit of *John H. Wiener*
and that the facts stated therein on information of deponent are true of deponents' own
knowledge.

Sworn to before me, this

day of

17
May 188*8*

H. A. DeKnatel
[Signature]
Police Justice.

0593

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss*Levellan St Just Lamer*

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

Question What is your name?

Answer

Levellan St Just Lamer

Question How old are you?

Answer

35 years old

Question Where were you born?

Answer

England

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

Answer

6, 1st Street. about one year

Question What is your business or profession?

Answer

Bookkeeper

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 guilty**[Signature]*

Taken before me this

day of

[Signature]

Police Justice.

0594

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 Alfred J. Smith

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

Dated March 1888 [Signature] Police Justice.

I have admitted the above-named Alfred J. Smith 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.

0595

Police Court-- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

John H. Meiners
132 1/2 South 5th
L. St. J. L. L.
1. _____
2. _____
3. _____
4. _____
Offence Hargery

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated March 17 188 6

Supp Magistrate
John O. Cameron Officer.
8 Precinct.

Witness H. H. DeKruatel

No. 96 Street.

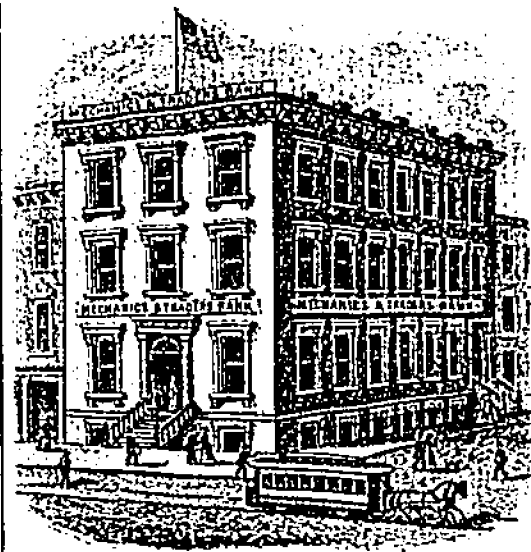
No. _____ Street,

No. _____ Street,

\$ 1000 to answer Gen Lio

Chm

0596



No 297 New York Feb 12 1886

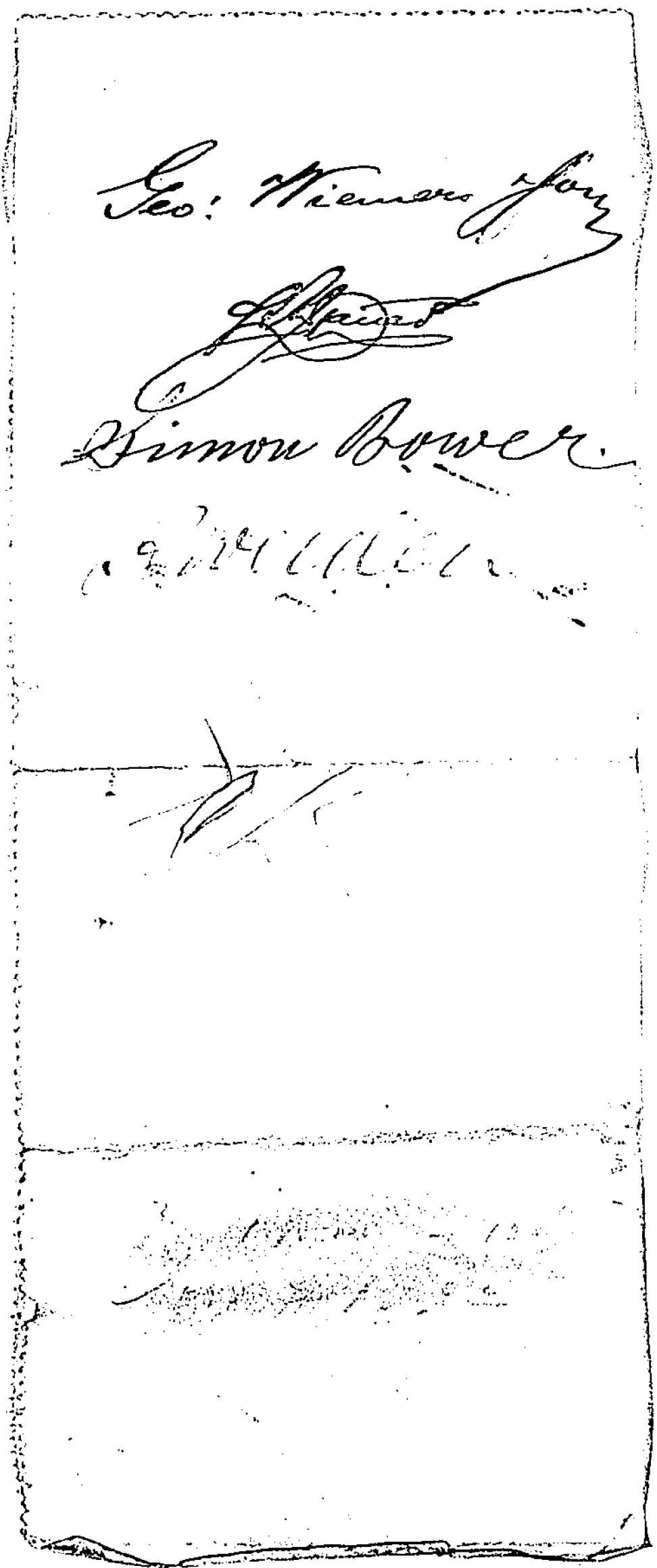
Mechanics' and Traders' Bank

153 BOWERY

Pay to the order of Messrs Wiener & Son
Twenty five ————— Dollars

\$ 25⁰⁰/₁₀₀ H. A. DeKnatel

0597



Geo: Wiers for

[Signature]

Simon Bower

1841

[Signature]

[Faint handwritten text]

0599

SECOND COUNT:

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

Shawellyn St. Just Sauer —

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

The said *Shawellyn St. Just Sauer*,

late of the City and County aforesaid, afterwards, to wit, on the day and in the year aforesaid,
at the City and County aforesaid, having in *fact* possession a certain instrument
and writing, *an order for the payment of money*

of the kind called Trade Order,

which said *Trade Order* is as follows, to wit:

No. 29

New York City July 12 1886

Mechanics' and Traders' Bank

153 Broadway

Pay to the order of *Wm. J. Goldsmith & Son*

Twenty Five Dollars

\$25⁰⁰/₁₀₀

W. J. Goldsmith & Son

on the *Trade Order* of which said *Trade Order* there was then and
there written a certain forged instrument and writing, commonly called an *endorsement*
of the said last-mentioned *Trade Order*, which said forged
instrument and writing, commonly called an *endorsement* is as follows,
that is to say:

Wm. J. Goldsmith & Son —

with force and arms, the said forged *endorsement* then and there feloniously did
utter, dispose of and put off as true, with intent to defraud, *he* — the said
Shawellyn St. Just Sauer, then and there well knowing the premises,
and that the said *endorsement* was forged, against the form of the Statute
in such case made and provided, and against the peace of the People of the State of New York
and their dignity.

RANDOLPH B. MARTINE,

District Attorney.

0600

BOX:

211

FOLDER:

2098

DESCRIPTION:

Lavelle, Adam

DATE:

03/19/86



2098

183

W & K

Attorney

Mary Colahan

Mary Kearney

Day of Trial,

Counsel,

Filed 19 day of March 1886

Pleads, *Not guilty (22)*

THE PEOPLE

vs.

F

Adam J. Saville

Homicide of the Degree of Murder,
First Degree.

Donald D. Conner

April 22/86

District Attorney.

Pleads 1 day.

A True Bill.

Charles B. Donahoe

for a day
Foreman.

Tried and

the day of

20 *April 1886*

0602

Coroner's Office,

CITY AND COUNTY }
OF NEW YORK, } SS.

Adam J. Lavelle 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—

Adam J. Lavelle

Question—How old are you?

Answer—

46

Question—Where were you born?

Answer—

Ireland

Question—Where do you live?

Answer—

888 - 3 Ave.

Question—What is your occupation?

Answer—

Night Watchman over a year ago

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 I have no further statement to make for the present

Adam J. Lavelle

Taken before me, this

9 day of March 1886

W. J. Messersmith

CORONER.

0603

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
46 Years. Months Days.	England.	Morgue.	Feb. 28/86
Jas. Belleme Prop.			

1st 9
HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

Margaret Lavette
whereby it is found that she came to
her Death by the hands of

William J. Lavette

Inquest taken on the 24 day
of March 1886
before

Wm. B. Andrews. Coroner.
Deceased

Discharged

Date of death

Feb. 27/86

0604

19th Dec. No. 676. 1886

HOMICIDE.

AN INQUISITION

On the VIEW of the BODY of

Margaret Lavelle

whereby it is found that she came to
her Death by the hands of

John J. Lavelle

Inquest taken on the 9th day
of March 1886
before

W. B. McNamee. Coroner.
Committed

Bailed

Discharged

Date of death Dec. 27/86

MEMORANDUM.

AGE.	PLACE OF NATIVITY.	WHERE FOUND.	DATE, When Reported.
46 Years. Months Days.	England.	Margaret.	Dec. 28/86
			from Melbourne City.

0605

CORONER'S OFFICE.

TESTIMONY.

6
Pistol out of his hand I
walked out in the hall and
gave the pistol to some
woman but I don't know
what she was

Mary P. Bohan
Dau.

Taken before me

this 9 day of March 1886

M. J. Mercer CORONER.

0606

CORONER'S OFFICE.

TESTIMONY.

3.

Catherine McGuire being sworn says.
 I reside at No 720 Third St. The
~~prisoner~~ deceased was my aunt.
~~My~~ she and her husband had
 lived peaceably together until
 they commenced to drink and
 then they would quarrel, I
 never saw them come to blows.
 I never knew the prisoner to
 threaten his wife and I last
 saw deceased alive on Feb 18th
 about 7.30 Am. I also saw her
 at the Hotel ~~where~~ and she
 told me that her I had lived
 with the prisoner and deceased
 for six weeks before the shooting
 took place, I knew that people
 had called at the house and
 Mrs Lavelle sent for beer for
 the parties to drink, a couple
 of girls named Annie & Bridget
 O'Brien called at the house frequently.
 I had seen Mrs Lavelle under the
 influence of liquor often, and also
 the prisoner, I have seen Mrs Lavelle
 drinking liquor but not often. I
 went out for beer for Mrs Lavelle
 as late as 12.30 Am, I have been

Taken before me

this 9th day of March 1886

CORONER.

0607

CORONER'S OFFICE.

TESTIMONY.

in New York a year this month
and during that time ~~the~~ the
prisoner did not work, the
deceased went out washing
and ironing

Kate M. Gure

Mary Deasey being sworn says
reside at No. 340 East 56th St
I boarded with Mr & Mrs Luwelle
knew Mrs Luwelle 9 months but
Mr Luwelle about 5 months, they
would drink beer and sometimes
whiskey, I never heard the
prisoner threaten his wife. ~~the~~
deceased and wife occupied a
room and bed room and
I had a room adjoining theirs
On Feb. 18th about 4:30 P.M.
I heard the two quarreling, I
had not been drinking that
day I do not remember what
they said the prisoner was
jealous of his wife I cannot
say what caused him to be
it was that and drink, when
the prisoner would see deceased

Taken before me

this

9 day of

March 1886

[Signature]
CORONER.

0608

CORONER'S OFFICE.

TESTIMONY.

under the influence he would ask her to stop. I heard the pistol shot fired cannot say whether it was two or three before that they had some words, after the shooting I ran up stairs with my baby when I came down again she had gone out. I took the pistol from Mary Hoolahan and was identifying it. ^{Mrs. J. Heavey.}

Mrs. Mary Hoolahan being sworn says. I reside at No. 7 Grammercy St. and am lame. On Feb. 18th I visited the premises with my niece and about noon I heard shots fired and the deceased rushed into the bedroom saying she was shot. I went with her into the front room I held her in my arms then saw her husband at the door with a pistol shining in his hand. I let the woman go and faced the man and among the

Taken before me

this

9 day of

March 1886

W. J. Meehan CORONER.

0609

CORONER'S OFFICE.

TESTIMONY.

2

for a policeman, she went down stairs but came back in a few minutes and as she got to the head of the stairs he shot her. At the time I reached the house I asked where the pistol was and a Mrs Mary who was boarding with Mr & Mrs Lavell went to one of the rooms and brought me a pistol and said that Mary Hoolahan of No 7 Hammersey Park had taken the pistol away from Lavell after he fired the second shot, that he was following Mrs Lavell into one of the rooms where she took the pistol from him that is all the conversation I had with deceased, I asked Mr Lavell the cause of the shooting he said too much drink and company.

John Duff

Taken before me

this

9 day of

March 1886

W. J. Messer

CORONER.

06 10

CORONER'S OFFICE.

TESTIMONY.

Officer John S. Buff 19th Precinct
 being sworn says. On Feb. 13/06 about
 two P.M. Two young men brought
 deceased to the Station House
 I was standing at the door
 they said she had been shot
 by her husband I asked
 if it was so she said
 "Yes" I asked for the name
 of her husband and his
 address she gave me 88
 3rd St. I went there and
 found Mr. Lavelle the
 husband sitting in the kitchen
 I asked him if he had shot
 his wife he said "Yes" he
 said they had a quarrel I
 brought him to the Station House
 and before his wife who laid
 on the floor I asked the wife:
 who he was he said her
 husband and the man who
 had shot her, he was asked
 if such was the case and
 she said "Yes" she said that
 they had a little trouble he
 was standing by at the time
 and she said she would go

Taken before me

this day of

188

CORONER.

0611

STATE OF NEW YORK.

CITY AND COUNTY OF NEW YORK, SS.

AN INQUISITION,

Taken at the ~~house of~~ *Coroner's Office*
 No. 15. *Chatham* Street in the *South* Ward of the City of
 New York, in the County of New York, this *9th* day of *March*
 in the year of our Lord one thousand eight hundred and *86* before
M. J. D. Messemer. Coroner,
 of the City and County aforesaid, on view of the Body of *Margaret Lavelle*

Six 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
Margaret Lavelle came to her death, do
 upon their Oaths and Affirmations, say: That the said *Margaret Lavelle*
 came to her death by

Septicaemia and Peritonitis
 following pistol shot wounds in the left side
 of abdomen and back and left forearm
 said pistol being in the hands of her
 husband *Adam J. Lavelle* on *February 13th 86*
 between 5 and 6 P.M. at No 881 *Third Ave*

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.

Julius Fleischer 427 E. Houston St

George Dorn

Emil Milne

John Murphy

Mark Cleary

Seamus Spennat

M. J. D. Messemer

124 E. 4 St

76 First Ave

427 E 14 St

2216 Second Ave

145 Thompson St

CORONER, L. S.

06 12

TESTIMONY.

I have made

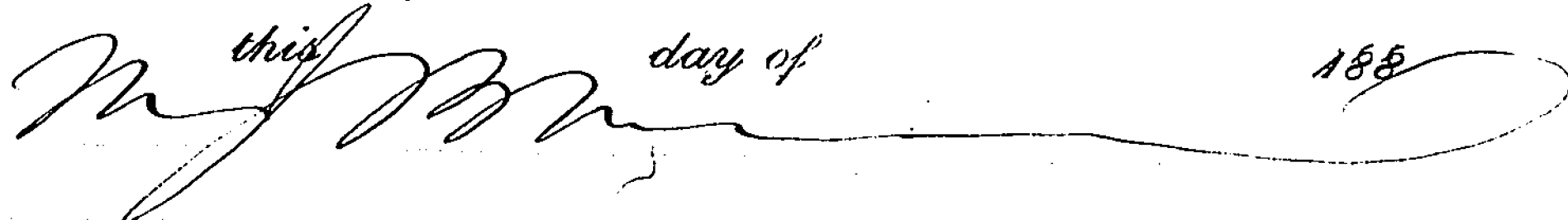
*Mr. D., being sworn says:
of the body of
now lying dead at*

and from such

and history of the case, as per testimony, I am of opinion the cause of death is

Mr. D.

Sworn to before me,

this  *day of*

188

CORONER.

06 15

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 _____

Adam Kaulle

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 *March* 188*6* *Andrew 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 he to be discharged.

Dated _____ 188 _____ Police Justice.

Dr. J. Verag
53-7 St. 

0617

Department of Public Charities and Correction,
Bellevue Hospital,
Warden's Office,

JAMES F. O'ROURKE,
Warden.

New York,

133

Feb 22 - Condition ^{somewhat} worse Temp rose to 104 1/2 last night but
 yielded to Quinine - Arm examined - wounds accepted
 Feb 23 - Tongue becoming brown, dry & cracked - pt. ^{Feb 23}
 Portum ^{Feb 23} has opened & fecal matter and gas are
 escaping - Wound surrounded by an area of erysipelas
 redness - Fecal abscess behind pectorum suspected
 Dr. McBurney called - Ordered House Surgeon to operate
 opening freely & draining if possible the cavity
 12 PM. Pt etherized - usual incision for lumbar
 colotomy made about 4 inches in length -
 Counter incision laid open a pocket over the
 Erector spinal muscle - Opening in deep fascia
 through which feces were to be seen exuding -
 enlarged and access cavity behind washed
 out w/ large drainage tubes inserted -
 W left open and packed lightly with
 iodoform gauze - Temp 5 PM rose to 105
 Pt came out of ether well - passed quiet night
 Free discharge from wound - Pt. Rapid - low delirium - Subcutaneous
 dry brown tongue & breathing
 Feb 24 - 11 AM Temp 102 (over)

0618

Feb 26 - Condition not much changed - urine withdrawn by catheter - Whiskey in large amounts necessary to comfort moribund
Unable to hear & feel

Feb 27 - Unable to swallow - reflects emaciated condition very low - facies - drawn & pinched - eyes dull expression stupor
Pulse very rapid & feeble - { urine by cath
7.45 AM DIED { alt. fr
negative & sp. cells

Autopsy - Coroner's Messenger -

Brain - some edema - Pachymeningitis?

Lungs - negative

Heart - "

Liver - "

Spleen - soft

Kidneys - Parenchymatous hepatitis

Peritoneum - no free - congestion - recent fibrin more or less general -

W. of Descending colon - post wall 2 in long
2 smaller holes above -

cytosis -

Cause of Death - West of my knowledge and belief was
Septicemia & Peritonitis

following gunshot wound

of abdomen

Sworn to before me this 3rd day of March 1886

Wm. H. Messer

Coroner

0619

3

Department of Public Charities and Correction,
Bellevue Hospital,
Warden's Office,

JAMES F. O'ROURKE,
Warden.

New York,

188

Considerable blood on clothing - Hemorrhage
trifling after arrival at hospital
Wt dressed antiseptically and patient
given Whiskey & Morphine - Passed a
quiet night - Slight abdominal tenderness
following morning especially over track of
bullet -

Feb. 15. Pt vomited several times - Nightly delirious
at night - Temp. 102 - P-100 R-32

Feb 16 - Forearm reduced & plaster splint applied
Abdominal Wt appear healthy - no pus
Considerable ecchymosis between the wounds
Abdominal tenderness T-102 -

Feb 17. Pt quite violent has to be restrained
put on Bromide & Chloral &c

Feb 18. Urine - ac - 102.8 - 5% alt - neg

" 19 Quieter, more rational - Tongue coated but
moist Temp remain above 102

Feb 20. Abdominal Wt practically healed - covered -
Urine by catheter - Temp fell to 99. This AM

0620

Department of Public Charities and Correction,
Bellevue Hospital,

Warden's Office,

JAMES F. O'ROURKE,
Warden.

New York,

188

Examination - Throat - Shaft of left radius at junction of middle and lower third comminuted and some small fragments of bone presenting at wound on dorsal aspect of forearm over seat of fracture. There is a small wound on palmar surface of forearm & thought to be point of entrance of the ball - Small fragments of bone removed and arm put up in heavy antiseptic dressing with palmar splint -

Exam - Abdomen - There is a small wound in left lumbar region about 2 inches to the left of the spinal column and one inch below free border of last rib. There is a second wound somewhat larger - and with edges more torn - situated anterior to the one described and on a plane about $2\frac{1}{2}$ inches ^{lower} than it - This is regarded as wound of exit -

and is situated about $3\frac{1}{2}$ inches above anterior superior spine of ilium about midway between it and the cartilages of the lower ribs - Distance between wounds about 8 inches -

0621

Department of Public Charities and Correction,
Bellevue Hospital,
Warden's Office,

JAMES F. O'ROURKE,
Warden.

New York,

March 15, 1886

To the Coroner of the City and Co of N. Y.

The following is a complete history of
Margaret Laralle who died at Bellevue
Hospital Feb 27. 86

Margaret Laralle - act. 46 - Eng. H. Keeper
Admitted to Ward 7. Bellevue Hospital, Feb.
13. 1886

Previous History - Patient states that shortly
before her admission she was shot by
her husband - first in the left side. Then
in the left forearm - Calibre of pistol
said to be #38. It said she ran out of
the house fleeing profusely and was
taken to the 51st St. Station House where an
ambulance was summoned which brought
her to Bellevue Hospital where she arrived
about an hour after receipt of her
injury.

0622

Sec. 198-200.

4 District Police Court.

CITY AND COUNTY {
OF NEW YORK, } ss

Adam J. Lovelle 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.

Adam J. Lovelle

Question. How old are you?

Answer.

46 years

Question. Where were you born?

Answer.

Ireland

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

Answer.

888 - 3rd Avenue - about 5 months

Question. What is your business or profession?

Answer.

Watchman

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.
Adam J. Lovelle

Taken before me this

16

day of *March* 188*6*

Charles J. Smith Police Justice.

0623

Police Court,

4 District.

City and County } ss.
of New York,

of No.

occupation

that on the

Mary Colahan
7 Gramercy Park Street, aged 40 years,
being duly sworn, deposes and says,
13 day of February 1886 at the City of New

York, in the County of New York,

she was visiting at premises 888 3rd Avenue in said City and that at about the hour of 5.30 PM on said date defendant heard one Margaret Lavelle cry out that she said Margaret had been shot, and that defendant then went into the hallway of said premises and there found there saw one Adam J. Lavelle with a revolving loaded pistol in his hands. Defendant therefore charges said Adam J. Lavelle with force of arms feloniously, willfully and intentionally, and from a premeditated and deliberate design to effect the death of said Margaret Lavelle.

Defendant further says that she has been informed by John T. Luff of the 19th Precinct Police that said Margaret Lavelle has died from the wounds inflicted by her husband Adam J. Lavelle.

Mary Colahan
mark

Sworn to before me
this 15 day of March 1886

Andrew White

Police Justice

0624

CITY AND COUNTY } ss.
OF NEW YORK,

POLICE COURT, DISTRICT.



John A. Caff.

The 19th Precinct Police Street, aged 38 years,
occupation Police Detective being duly sworn deposes and says,
that on the 13th day of February 188

at the City of New York, in the County of New York, he arrested one
Adam J. Laville for the reason that
deponent was informed by one
Margaret Laville that said Adam
J. Laville had shot her and
seriously wounded her, and that
deponent brought said Adam to
the presence of said Margaret and
that she said Margaret fully
identified said Adam as the
person who had shot her.

John A. Caff.

Sworn to before me, this

of March 188

Police Justice.

0625

I
-----Z
The People &c.

Agst.

HOMICIDE.

Adam J. Lavelle
-----X

Lavelle is charged with killing his wife Margaret Lavelle, on the 13th day of February 1886, at premises 888 3rd Avenue, about 5:45 P.M., on said date.

Lavelle and his wife occupied the second floor of said premises, consisting of six rooms. They had no children Mr. and Mrs. Heavey and their children, with one or two other parties, boarded with them. On the day of the occurrence, and at the time, the persons on the premises were, Lavelle and his wife, Mrs. Heavey and her baby and a Miss Collohan, who was visiting Mrs. Heavey. The Lavelles had been quarrelling during the afternoon. Mrs. Heavey and Miss Collohan were in the middle room with the doors closed. Lavelle opened the door and said to Mrs. Heavey that his wife had gone for a policeman to have him arrested and Mrs. Heavey answered, that she had only told him that, and had gone out shopping. The prisoner then walked away. About five minutes subsequent to this occurrence Mrs. Heavey and Miss Collohan heard a pistol fired a couple of times. Mrs. Lavelle, immediately after this opened the door leading from the kitchen into the rooms occupied by them and rushed through to the parlour, exclaiming "I am Shot"- Miss Collohan assisted Mrs. Lavelle into the parlour, and immediately after she got through, the parlor door leading to the hall was opened by the prisoner, who stood there with a pistol in his hand.

0626

7/ she was going to die, she said she believed she was going to die - that is the man that killed me." Turning to Lavelle I asked him if he shot his wife, - He said "yes I shot her.

Detective Cuff examined the pistol and found it to be a Smith & Weston, five chamber revolver, and two of the chambers had empty cartridge shells, the other three were loaded.

Mrs Lavelle was taken by the Bellevue Hospital ambulance, a little while afterwards, from the station house.

Medical Testimony:- L.W.Hotchkiss, House Surgeon, Bellevue Hospital, and Dr.M.J.B.Messemer, Coroner.

Witnesses:- Mrs.Collohan
" Mrs.Heavey,
" Detective Cuff,
" Sergeant Rooney
" Dr.Hotchkiss,
" Coroner Messemer.

-----0-----

0627

Miss Collohan then laid the wounded woman down and took hold of Lavelle, and succeeded in getting the pistol away from him. - Mrs. Lavelle got out of the house and managed to get to the 19th Precinct Station house. Detective Cuff, went immediately around to the premises 888 Third Avenue and found the defendant in his own rooms, with his dinner on the table, the prisoner appeared to be cool and the detective said to him. Are you Mr. Lavelle, He said Yes. I asked him if he shot his wife, he said yes.. I-asked him where the pistol was, he said it was taken from him; I will get the pistol I gave it to a party up stairs. Mrs. Heavey went up stairs and brought the pistol down to me I took the pistol and showed it to him and asked him if it was his, I asked him if that was the pistol he shot his wife with. He said yes.. I asked him how many shots were fired, he said two. He then asked me what would become of the case I told him I could not tell him anything about it. and cautioned him. He then asked me to allow him to have his supper. I told him yes and he sat down and had a cup of tea. subsequently several policemen came in ^{and I} took him to the station house.

At the station house the prisoner was arraigned before the Sergeant in command, Rooney, - Mrs. Lavelle at this time was lying on the floor in the back room, the Sergeant accompanied by Detective Cuff, brought the prisoner before her and asked her the following questions :

Sergeant Rooney :- I addressed Mrs. Lavelle and asked her if that was the man who shot her. A. Yes; that is my husband he shot me ;shot me twice. I asked her if she thought

0628

THE PEOPLE OF THE STATE OF
NEW YORK.

against

Actau J. Lavelle

Memoranda

RANDOLPH B. MARTINE,
DISTRICT ATTORNEY,
No. 32 CHAMBERS STREET,
NEW YORK CITY.

0629



RECORDERS CHAMBERS

4/2
L. Shadwin

0630

Court of General Sessions of the Peace of
the City and County of New York.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Adam J. Savelle

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

— Adam J. Savelle —

committed as follows:

— of the crime of murder in the first degree,

The said Adam J. Savelle, —
late of the ~~Nineteenth~~ Ward of the City of New York, in the County
of New York, aforesaid, on the ~~thirtieth~~ day of ~~February~~,
in the year of our Lord one thousand eight hundred and eighty-~~six~~, —
at the Ward, City and County aforesaid, with force and arms, in and upon one
— Margaret Savelle, —
in the peace of the People of the State of New York, then and there being, wilfully,
feloniously, and with a deliberate and premeditated design to effect the death of ~~her~~
the said Margaret Savelle, did make an assault, and the said
Adam J. Savelle, a certain ~~pistol~~ then and
there charged and loaded with gunpowder and one leaden bullet, which said
 ~~pistol~~, the said Adam J. Savelle, in his right hand then and
there had and held, to, at, against, and upon the said Margaret Savelle,
then and there feloniously, wilfully, and with a deliberate and premeditated design to
effect the death of the said Margaret Savelle, did shoot off
and discharge, and the said Adam J. Savelle, with the
leaden bullet aforesaid, out of the ~~pistol~~ aforesaid, then and there, by
force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, the
said Margaret Savelle, in and upon the ~~abdomen~~ of the said
Margaret Savelle, then and there feloniously, wilfully, and with a deliberate
and premeditated design to effect the death of ~~her~~ the said Margaret Savelle,
did strike, penetrate, and wound, giving to ~~her~~ the said Margaret Savelle,
then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth,
and shot out of the ~~pistol~~ aforesaid, by the said Adam
J. Savelle, in and upon the ~~abdomen~~ of ~~her~~ the said
Margaret Savelle, one mortal wound of the breadth of one inch,
and of the depth of six inches, of which said mortal wound ~~she~~ the
said Margaret Savelle, at the Ward, City and County
aforesaid, from the said ~~thirtieth~~ day of ~~February~~ —
in the year aforesaid, until the ~~twenty-seventh~~ day of ~~February~~ —
in the same year aforesaid, did languish, and languishing did live, and on which
said ~~twenty-seventh~~ day of ~~February~~ —
in the year aforesaid, the said Margaret Savelle, at the Ward,
City and County aforesaid, of the said mortal wound did die.

0631

And so the Grand Jury aforesaid do say, that the said *Adam J. Savelle*, the said *Margaret Savelle*, in the manner and form, and by the means aforesaid, at the Ward, City, and County aforesaid, on the day aforesaid, and in the year aforesaid, wilfully, feloniously, and with a deliberate and premeditated design to effect the death of ~~her~~ the said *Margaret Savelle*, did kill, and murder, 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 *Adam J. Savelle*

of the CRIME OF murder in the first degree, committed as follows:

The said *Adam J. Savelle*, - late of the *Nineteenth* Ward of the City of New York in the County of New York, aforesaid, afterwards, to wit: on the *thirteenth* day of *February* in the year of our Lord one thousand eight hundred and eighty-*six*, - at the Ward, City and County aforesaid, with force and arms, in and upon one

- *Margaret Savelle*, -

in the peace of the People of the State of New York, then and there being, wilfully, feloniously, and of *his* malice aforethought, did make an assault, and ~~that~~ the said

Adam J. Savelle, a certain *pistol* - then and there charged and loaded with gunpowder and one leaden bullet, which said

- *pistol* the said *Adam J. Savelle* - in *his* right hand then and there had and held to, at, against, and upon the said *Margaret Savelle*, then and there feloniously, wilfully, and of

- *his* malice aforethought, did shoot off and discharge, and the said *Adam J. Savelle*, with the leaden bullet aforesaid, out of the *pistol*

aforesaid, then and there, by force of the gunpowder aforesaid, shot off, sent forth, and discharged, as aforesaid, the said *Margaret Savelle*, in and upon the

abdomen of ~~her~~ the said *Margaret Savelle*, then and there feloniously, wilfully, and of *his* malice aforethought, did strike, penetrate, and wound, giving to ~~her~~ the said *Margaret*

Savelle, then and there, with the leaden bullet aforesaid, so as aforesaid discharged, sent forth, and shot out of the *pistol* aforesaid, by the said

Adam J. Savelle, in and upon the *abdomen* of ~~her~~ the said *Margaret Savelle*, one mortal wound of the breadth of one inch,

and of the depth of *six* inches, of which said mortal wound ~~she~~ the said *Margaret Savelle*, at the Ward, City, and County aforesaid, from the said *thirteenth* day of *February*

in the year aforesaid, until the *twenty-seventh* day of *February*

in the same year aforesaid, did languish, and languishing did live, and on which *twenty-seventh* day of *February*

in the year aforesaid, the said *Margaret Savelle*, at the Ward, City and County aforesaid, of the said mortal wound did die.

0632

And so the Grand Jury aforesaid, do say, that ~~the~~ the said
Adam J. Saville, Jr., —
the said *Margaret Saville*, in the manner and form, and by
the means aforesaid, at the Ward, City and County aforesaid, on the day aforesaid, and
in the year aforesaid, wilfully, feloniously, and of *his* malice aforethought,
did kill, and murder, 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.

Samuel J. Martin,
~~JAMES M. MCKEE~~ District Attorney.

0633

BOX:

211

FOLDER:

2098

DESCRIPTION:

Lawrence, William

DATE:

03/09/86



2098

Witnesses:

Graham H. Chapin

#80

Counsel, *J. M. Brady*
Filed *9* day of *March* 188 *6*
Pleads *Whitely*

THE PEOPLE

vs.

R

William Lawrence

Grand Larceny 2nd degree
[Sections 528, 581, Penal Code].

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. B. Rodolfo

March 18/86

Foreman.

Wm. C. J. J.

Geo. W. J. J.

Chas. B. Rodolfo

31

0634

0635

Police Court—2—District.

Affidavit—Larceny.

City and County } ss.:
of New York,

of No. 39 West 26th Street, aged 22 years,
 occupation Commissioner Being duly sworn
 deposes and says, that on the 5 day of March 1888 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the night time, the following property viz:

One overcoat
of the value of Forty Five Dollars,
and one comb and brush of the
value of Fifty cents, and one account
book of the value of Fifty cents, all
of the total value of Forty Six
Dollars (\$46.00)

the property of

Deponent

and that this deponent
 has a probable cause to suspect and does suspect, that the said property was feloniously taken, stolen,
 and carried away by William Lawrence

now here, for the following reasons,
 to wit, said deponent was employed
 on said premises and on the night
 of the above date deponent missed his
 property and also ascertained that
 the said deponent had left said premises,
 when said deponent returned the
 day after and being charged with the
 theft, confessed to deponent and admitted
 that she had taken, stolen and possessed
 the overcoat, and kept the comb and
 brush in his house, Wherefore deponent
 prays that said deponent be dealt with
 as the Law directs

Graham H. Chapin

Sworn to before me, this
5 day of March 1888
William Lawrence
 Police Justice.

0636

Sec. 198-200

CITY AND COUNTY OF NEW YORK, ss\

District Police Court.

William Lawrence 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

William Lawrence

Question How old are you?

Answer

18 years of age

Question. Where were you born?

Answer.

Dublin

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

Answer.

114 West 46th St. New York

Question What is your business or profession?

Answer

Wall Paper

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 guilty

William Lawrence

I taken before me this
day of

Police Justice.

0637

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

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

Dated March 7 188 Police Justice.

I have admitted the above-named

to bail to answer by the undertaking herelo 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.

0638

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court-- 2 District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Frederick H. Chapin
39 West 36
William Lawrence

2

3

4

Dated *March 7* 188

Magistrate

Officer.

Precinct.

Witnesses

No.

Street.

No.

Street.

No.

Street.

\$

to answer

0639

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

William Lawrence

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

William Lawrence

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

The said *William Lawrence*,

late of the First Ward of the City of New York, in the County of New York aforesaid on the *24th* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the Ward, City and County aforesaid, with force and arms,

one parcel of the value of
Twenty five dollars, one cent
of the value of twenty five cents,
one parcel of the value of
Twenty five cents, and one parcel
of the value of fifty cents,

of the goods, chattels and personal property of one

Frederick M. Phayre.

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

Randolph B. Martin,
District Attorney.

0640

BOX:

211

FOLDER:

2098

DESCRIPTION:

Lax, Henry

DATE:

03/20/86



2098

0641

BOX:

211

FOLDER:

2098

DESCRIPTION:

Blumenreich, Gustav

DATE:

01/29/86



2098

Chas. B. Borchdo
June 25/88
Foreman
Res on her side
See Merces. Court
June 27/88 F. J.

0643

STENOGRAPHER'S MINUTES.

9 District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

George Wupperman

vs. Henry V. Lax
Eustace Blumerich

BEFORE HON.

Patrick G. Duffy

POLICE JUSTICE,

Feb 9. 11 188

APPEARANCES:

For the People,

Mr Furber

For the Defence,

Mr Brodsky

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Re-Cross.

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W. L. Ormsby

Official Stenographer.

0644

2 DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF
George Wafferman
Henry V. Lax ^{agst.}
Eustar Blumenrich

Examination had Feb 9, 11 188 6

Before Robert G. Duff Police Justice.

I, Waterman L. Ormsby Stenographer of the 9 District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of
the original Stenographer's notes of the testimony of George Wafferman
Louis Cohen, and John Lunderman

as taken by me on the above examination before said Justice.

Dated Feb 12 188 6

Waterman L. Ormsby
Stenographer

Robert G. Duff
Police Justice.

0645

{ Police Court }
{ 2nd ~~House~~ District }

The People &c
George W. Wapperman }
Henry V. Lax }
Gustav Blumenreich }

Examination Before Justice Duff
Feb 9 1886

Appearances

For the People — Arthur Furber

For Defendant Mr John E. Brocksy Esq

George Wapperman, the complainant,
being duly sworn, deposes and says:-
I am a general commission merchant,
the agent of Siegest & Sons who
are the manufacturers of Angostura
Bitters in a part of Spain. Trinidad

Q. How long have you been their
agent?

A. About twenty years - not here in New-
York all that time.

Q. Did Siegest & Sons put up their
bitters in a peculiar form?

A. Yes, Sir.

Q. How are the goods imported?

A. In boxes of 24 bottles in a
box. They are imported in large
bottles in cases of twelve full
bottles.

Q Is there a wrapper or label on each bottle of bitters sold?

A Yes.

Q And bottles with these labels on are packed in boxes?

A They are packed in boxes - 24 of them in a box - of these small bottles

(Sample of genuine bottle and label produced and marked "Comp. Ex. A. Feb 9 1886 O. J. Stein.")

Q - Is that one of the genuine labels?

A Yes.

(Sample of alleged counterfeit bottle and label produced and marked "Comp. Ex. B Feb 9 1886. O. J. Stein.")

Q Look at that bottle and tell me what it is?

A That is almost an exact counterfeit of Mr Siegent's label

Q Where did you get that bottle from?

A From Louis Cohen, now here

Q Is the bottle of stuff put up in Exhibit B put up under your permission, or that of Messrs Siegent?

A No. Not at all.

Q Cross Examined by Mr. Prodskey

0647

Q Do you know of your own knowledge where Exhibit B was put up?

A I was informed -

Q Do you know of your own knowledge?

A No.

Q How can you tell that Exhibit B is a counterfeit?

A - First, the border is different. Then there is a slight difference in the signature. The signature is not correct in the counterfeit. You will observe that the "g" in Regent has no loop. There is a loop in the genuine. I could perhaps find some other differences. I think that the flourishing is not quite as long in the counterfeit as it is in the genuine. Is that the only difference you discover?

A - There is a neck label of course.

Q Was that always on?

A - No Sir.

Q How long did you use that neck label?

A - I think about a year.

Q Do you say that a year ago the neck label was not used?

A I could not say exactly a year.

Q Was this identical label that you speak of as a proper label

0648

was that always used the same way? the same kind of a label - the same printing and everything?

A There has been some changes in the form - little changes in the printing

Q Can you say what particular changes are made

A Yes; I think I can point out. When Mr. Seizert removed some years ago to the island place at Trinidad in the West Indies in order to inform the public ~~that~~ there was some changes about their removal from one place to the other.

Q Will you swear that the border that you speak of was always like the border on Exhibit A. - that that border was always used?

A About the same.

Q That identical border was always used?

A I think, to the best of my belief it was always the same.

Q Would you swear that it has never been changed?

A I could not swear that it has never been changed

Q How long have you been

0649

agent in New York?
A - About 18 years in November I think

Q To whom were these goods of Siegel & Co sent here?

A To my firm

Q To you yourself?

A Yes.

Q Do you know of your own knowledge whether or not Siegel & Co ever consigned to you labels like Exhibit B?

A They have never consigned them - never.

Q Have you any knowledge on the subject?

A Yes; I know that they never did.

Q Have you any knowledge?

A Never did. They never did

Q Have you any knowledge?

A Yes.

Q What is your knowledge?

A That they never had them in their manufacturing.

Q That is all you know?

A Yes.

Q Have you ever communicated with them about the label on this bottle - Exhibit B?

A - I am their agent here.

Q [Repeated]

0650

- Q. Who is J. W. Wapperman?
- A. - My wife
- Q. What has your wife to do with Siebert & Sons?
- A. She is agent also.
- Q. You are not agent?
- A. - I am also agent. I am trading here under the name of my wife J. W. Wapperman
- Q. Who will you swear that you are agent of Siebert & Sons in your wife's business?
- A. Yes.
- Q. You conduct the business under the name of J. W. Wapperman?
- A. - Yes.
- Q. J. W. Wapperman is your wife?
- A. Yes.
- Q. And you are there acting as agent of Siebert & Co?
- A. Yes; I act specially in these cases as prosecutor. I have got a power of Attorney.
- Q. But the agent of Siebert is J. W. Wapperman your wife?
- A. Yes, and myself.
- Q. You are acting for your wife?
- A. - Yes, in business.
- Q. In the business you are acting for your wife, and not as direct agent of Siebert & Sons?
- A. - Yes, I act as direct agent of

Siegert & Co
 Q And do it in the name of
 J. W. Wappperman & Co.
 A - Yes.

Redirect

Q Up to the time that Exhibit A label
 came into use what was there, if
 anything upon the necks of your
 bottles?

A Oh - nothing at all - Oh - a revenue
 stamp of course.

Q How long does your knowledge of
 these Angostura Bitters go back?

A As long as I can remember

Q How long?

A It may be since I was a boy.

Q During all the time that you
 have known it have these bitters
 been put up with this label?

A Yes.

Q And has that border been
 always in use?

A Yes.

Q Have Messrs Siegert & sons put
 up bitters to your knowledge
 like Exhibit B?

A No - never.

Q You are constantly in communica-
 tion with Messrs Siegert are you
 not?

A I have a power of attorney to

prosecute in these cases

Re-Cross Examined

Q. Were you present when Pregert & Sons put up any of these packages.

A. No. I have never been present in my life.

Q. You were never at their factories?

A. Oh yes; I have been in the factory, but I have never seen it put up there.

Q. You do not know whether they have more than one kind of label - for all you know they may have two or three different kinds of label.

A. No Sir; the labels are all the same.

Q. All?

A. Yes.

Q. Will you swear positively that all bottles labelled in the factory of Pregert & Sons were like Exhibit A - Will you swear that?

A. Yes - like Exhibit A.

Q. Will you swear that all the labels put up in that establishment were like this?

A. Yes, I do - I know.

Q. You swear that all the bottles

Q were labelled identically?
 A The same as Exhibit A. Yes - similar to this - except that there might be an ink spot or so which might not be the same.

Q I speak particularly of the labels - of the border.

A Oh the border, that is the same.

Q You have never seen them at Trinidad?

A I have seen the bottles I was agent there. I have received them.

Q How long have you been away from Trinidad?

A Eight years ago.

Q From that time until to day you have not been there?

A No.

Q Are all of these bitters that are sent to this country sent to you?

A Yes.

Re-cross.

Q Are bitters consigned to anybody else but you?

A No; Not to my knowledge.

Q Will you swear they are not?

A No.

0654

Q No letters consigned to anybody else but you?

A No letters from Siegent & Sons

SWORN TO BEFORE ME
THIS Feb DAY OF 1896

POLICE JUSTICE.

Louis Cohen, being duly sworn as a witness for the people deposes and says:-

Q Were you ever in the employ of the defendants Lax and Blumenrich?

A Yes, Sir

Q Under what name did they do business?

A Lax & Co 162 Division Street

Q How long have you been in the employ of Theodore Lax?

A A year ago I have been with Theodore and two years I have been in their employ.

Q Do you mean that you were two years ago in the employ of Theodore Lax?

A Yes

Q When the firm of Lax & Co was formed you continued in their employ?

A Yes.

Q Down to what time?

A I think it was January - I do

0655

not know how long - I think it is about a month ago.

Q Subsequent to January 1/1886?

A Yes.

Q What was your business?

A They were putting up imitations of every kind that you can mention.

Objected to
A {Continued} They have been putting up Angostura Bitters. First Theodore Lax put it up - then Lax & Co. put it up in the same way. After that they did not put it up; they gave it to me to put up under their command.

Q Acting under their instructions?

A I took these bottles and order - there were a number of bottles put up in that place.

Q Did you put stuff in the bottles under their instructions?

A Yes, Sir.

Q After you had put up the stuff in bottles did you wrap a label around it?

A Yes, Sir.

Q Which label was given to you by Lax & Co.?

A Yes, Sir.

Objected to.

Q. Who gave you the labels?

A. I went down to 215 Madison Street where they had them in a closet up on a shelf. I asked Mr. Blumenthal for them and they gave them to me.

Q. Were labels like those on Exhibit B handed to you?

A. Yes, Sir.

Q. Is that one of the bottles which you bottled?

A. That bottle is an imitation of *Agrostura Bitter*.

Q. Where did you get it?

A. I got it from Lax & Co.

Q. Who gave it to you?

A. Nobody; I took it out in November. It was one of the bottles that was lying in the cellar that I put up for Lax & Co.

Q. You took it out of the cellar?

A. Yes.

Q. From among a number of bottles?

A. Yes.

Q. When -

A. It may be a week - it is two days before January first. I guess I took it away.

Q. How long have those bottles been there?

A I could not tell exactly. They have been going in and out - It was about five minutes there when I took this one up stairs.

Q Took all up stairs?

A Yes, Sir and put them behind the bar.

Q How long were these bottles in the cellar before you took them up stairs?

A I could not tell how long they were in the cellar. - about five minutes before I took them up stairs.

Q Where were they before that?

A They were on the table where we work down in the cellar.

Q Do you mean to say they had just been filled there?

A I filled them and corked them and sealed them and put the label on them and laid them on there for five minutes and took them up behind the bar.

Q Where did you put this one?

A I put it in my coat pocket before I went home.

Q How long were you working for the Lax after you took this bottle?

A. I worked for him a few days.

Q. Where did you get those wrappers?

A. I could not tell you.

Q. How long before you decided
for the put them on the bottles?

A. It is according to how many
they would want. It could
not be more than about ten
minutes.

Q. From where?

A. From 215 Madison Street.

Q. Did you get them from Mr
Lax?

A. - From Mr. Blumenrich.

Q. - Did Mr. Lax send you?

A. Yes sir - told me to go
down to the house and get
them.

Q. - When was that?

A. I could not remember
what day he told me to go
down and get them.

Q. How long before you put
them on the bottles?

A. I told you - about ten or
fifteen minutes.

Q. You are sure that Lax told
you to go?

A. ~~Yes~~ What was you discharged
for by Mr. Lax? Stealing?
No, sir.

0659

Q Did you ask Mr Lax for a recommendation?

A Yes Sir

Q Did you get it?

A I said to him 'Please can't you give me a recommendation I understood yes. I came back and asked for it and Mr Lax refused to give it to me.

Q Why?

A He said to me "I cannot give you any recommendation because people have seen you carrying stuff out of the place

Q That is why he refused to give you a recommendation?

A Yes, Sir - accused me of stealing

Q And he refused to give you a recommendation?

A - Yes, Sir.

Q - When did you see Mr. Wapperman when you reported this

A On the 26th day of January, 1946

Q You were discharged on the first?

A Yes, Sir.

15 Q Did you go down to see him?

0660

A. Yes.

Q. Did he send for you?

A. No, sir. I asked him to give me some work. I did not ask any reward for it that is all.

Q. What did you tell Mr Wapperman.

A. I said to Mr Wapperman "I have been working for Lax & Co and they have imitated your Angostura bitters

Q. What did he say?

A. He said. "Can you prove it?" I said "Yes, Sir." I went down to the house and fetched this bottle, and showed him this ~~best~~ imitation of Angostura bitters that Lax & Co have been putting up.

Q. Did he give you work?

A. Yes, Sir. He gave me work.

Q. You have worked there ever since?

A. Yes, Sir.

Q. You stole that bottle (Exhibit B) did you not?

Objected to

A. No, Sir.

Q. Did either Mr Lax or Mr Blumenreich give you their consent to take that away.

A. No, Sir.

0661

Q Then you stole it did you not?

A - I decline to answer

Q - Because it would tend to
criminate make you out a
thief?

A Yes.

Q You say you filled these
bottles?

A Yes

Q You put these labels on?

A Yes

Q Mr Lax did not do it?

A No, Sir.

Q Mr. Blumenrich did not?

A No, Sir.

Ex

Re direct

Q - What did Lax do do
with these goods after they
had been put up in the
manner described?

A He shipped them to different
parts of the city.

Q When you took that bottle
away did you do it with the
intention of making pain for
yourself?

A No, Sir, I did not

Q Or for the purpose of de-
priving them of any of their
property

0662

Q By whose instructions did you put these goods up?

A Sometimes it was Mr. Lax, would give directions or Mr. Blumenrich I would put it up and ship it away.

Q You always put it up under instructions proceeding from either one or the other?

A Yes, Sir.

Q How long have you been doing this?

A Since I have been working there.

Q Do you know John Luderma?

A Yes Sir.

Q Was he working there.

Q Do you recollect one occasion when you put up some bottles in this form and put on a red seal instead of a brown seal?

A Yes, Sir.

Q Tell us all about that occasion?

A Objection to
Objection Overruled
Exception.

A We put on a red seal and two of us got hell - we got a jawing from Mr. Lax.

18 Q For doing that?

0663

A Yes, Sir.

Q What did Mr. Lax say?

A He said "That aint the right kind of a seal. You ought to know better; you have been here long enough to know that you ought to put on the dark brown wax the same as the genuine."

Q Were those goods put up in the same manner as this Exhibit B in all other respects?

A Yes.

Re. Cross-examined.

Q You say that Lax & Co shipped these goods. Can you tell to whom they shipped goods?

A Yes, Sir.

Q To whom?

A Strauss Pitts & Co. of Cincinnati. Rose & Goss of Boston - That is all I know.

Q Were these goods shipped to these people?

A Yes, Sir, by express.

Q When?

A That I could not tell.

Q Was that before Lax went into business there?

A I could not tell.

Q Lax & Co were in business

0664

- together
- A. Yes.
- Q. Who put up the packages?
- A. I did.
- Q. At whose suggestion?
- A. Lax & Co.
- Q. Who particularly?
- A. Lax & Co.
- Q. Lax & Blumenrich?
- A. Lax & Co.
- Q. Please state whether it was Mr. Lax or Mr. Blumenrich.
- A. I said it was Lax & Co.
- Q. Lax & Blumenrich?
- A. Both.
- Q. Both?
- A. Yes, Sir.
- Q. You cannot fix the time when this was?
- A. No, Sir.
- Q. To whom have you spoken about this case?
- A. Nobody Sir.
- Q. Have you not spoken to Mr. Wupperman about it?
- A. Yes Sir.
- Q. When?
- A. The 26th of January.
- Q. Have you spoken & since the 26th of January about this case?
- A. Yes, Sir.

0665

Q. What talk did you have with him about it?

A. Oh; he has just spoken to me.

Q. He told you what to say did he not?

A. No sir he did not.

Q. Was you not instructed by him?

A. No, sir.

Q. Any talk with counsel about this case?

A. No sir.

Q. Did you ever speak with counsel about this case?

A. I told him what they were doing.

Q. How often did you speak to him?

A. I could not tell.

Q. A hundred times?

A. It might have been a thousand times for all I know.

Re-direct

Q. When you gave the answer Lax & Co you meant Lax & Blumentrich?

A. Yes, sir.

Q. Were they always both present when you were told to pack these goods?

0666

A No sir, they were not.

Q Who generally did the ordering?

A I done the packing under their command. They told me to do it and I done it.

Q Who told you?

A Lax & Blumentrich.

Q Will you swear that since the 1st of April last you shipped any of these goods - of this stuff - or that Lax and Blumentrich since last April sent it away from the store?

A Yes, sir.

Q When did Mr Lax die - do you know?

A No, sir. I could not tell.

Q How long were you out of business after Lax's death.

A I could not tell you sir.

Q Do you know when Lax and Blumentrich did go in business together?

A No, sir.

Q For whom were you working from the time of Mr Lax's death to the time that Lax & Blumentrich went into business together?

Q I worked for Mr Blumentrich?

Re direct

Q - When was the last time that you can positively swear that any goods put up in the form of Exhibit B were delivered from the store of Lax & Co under their instructions?

A - I could not remember the last time. I remember the time he told me to deliver a case of these goods in July to Mr. Adolph Pohl in Allen street corner of Houston

Q - Do you know of your own knowledge that any of those goods were sold since that time to anybody?

A - Not as I remember.

Q - Have you not delivered some since that to an expressman?

A - Yes; took away a case since the 11th of Jan cases.

Q - Cases of what?

A - Angostura bitters

Q - When was that?

A - I could not remember.

Q - About when -

A - I do not remember exactly the time. I know they were doing that kind of business that is what I know.

Q - When were those ten cases

0668

removed?

A About five minutes before I got the sack.

Re. cross.

Q Who was the Expressman?

A John Stack

Q Are you sure he was the expressman?

A Yes, Sir.

Q Do you know to whom they were directed?

A I know they were shipped. I told you Stram & Co.

Q Where were they?

A Cummatt.

SWORN TO BEFORE ME
THIS _____ DAY OF Feb. 1886

POLICE JUSTICE.

John Linderman being duly sworn deposes and says: I worked for Lax and Blumennick.

Q When were you working there?

A It must be in January - in June or July. I was working five or six weeks - last June 1885.

Q Where at?

A Lax & Co corner of Essex and Durbin streets

Q - In what business?

A In the liquor business

Q Look at the label on the ~~W. W. W.~~ [Exhibit C] and tell me where you got it?

A I asked him to let me take a sample for a label book

Q Did you see these labels there.

A Yes

Q What did they do with them?

A They put them on bottles

Q Did they have them for Angostura bottles?

A I guess for Angostura

Q What did you do with these labels if anything?

A I was there working. Cohen was there before me.

Q What did you see done with them?

A He put some on bottles.

Cross Examined

Q who put them on

A Louis Cohen

Q - Did either of the defendants Loe or Blumerich see him put them on bottles?

A I could not say.

25 Q Did either of the defendants

- see them after they were on the bottles.
- A. Mr. Lax did I think. Once when Cohen put on red wax on the top of the bottle Lax said he should put black wax on.
- Q. Where were Lax and Blu. menrich when these grooves were put up in this way?
- A. They were about the premises attending to the business.
- Q. The goods were put up while they were there?
- A. Yes.
- Q. Was this bottle (Exhibit A) put up while they were there?
- A. - W.
- Q. Were these bottles (Exhibit B) put up while they were there?
- A. Yes.
- Q. What is the difference between the two?
- A. One has a neck label.
- Q. Outside of the neck label were bottles put up like this?
- A. I could not say.
- Q. Looked like this?
- A. Yes.
- Q. Like Exhibit A?
- A. Yes.
- Q. Where were these bottles put?

A- In the cellar,

Q And Lax and Blummerich you have sworn were there in that store?

A I guess so.

Q Was the sealing wax put on before or after the label?

A Well; the wax was put on first.

Q And afterwards labelled?

A Yes.

Q Did you put wax on any other bottles besides bottles of that kind.

A Yes.

Q Did you put it on Angelica Bitters?

A Yes.

Q And Aromatic Bitters?

A I do not know what kind of bitters it was.

Q How long did you work there?

A Only a couple of weeks.

Q Were you discharged for being drunk?

A Mr Lax told me he had no work for me.

Re-direct.

Q- The bottles that you saw wrapped were they wrapped

0672

with a label like Exhibit C?
A - Yes; that is the same kind.
- Mr. Lag told me eight days
before that he had no work
for me

Re. Cross
Q - You stole that label Exhibit
C did you not?
A - No; he gave it to me.

SWORN TO BEFORE ME
THIS _____ DAY OF Feb. 1886

POLICE JUSTICE.

adjourned to Feb 11

Examination Continued February 11

George Wafferman, the Complainant,
recalled and further cross-examined
by Mr. Brodsky.

Q Who is the agent of J. B.
Siegest & sons - you or your
wife?

A I am the agent. I have a
power of attorney here from
Siegest & sons.

Q Is there an agreement between
you and Messrs Siegest & sons
and between your wife and
Siegest & sons?

A Between me and Siegel & sons
 Q You are the agent of J. B. Siegel & sons

A Yes

Q And you do business in your wife's name?

A In my wife's name

Q Have you done business under the name of another party?

A First the business was in the name of J. W. Hancock - my father in law

Q How long - about?

A Three or four years.

Q And you continued business under that name up to the present time?

A Yes

Re-direct

Q Do you represent Siegel & sons for the purpose of prosecuting infringers of this trade mark

A Yes, sir - I have a power of attorney to prosecute.

Q To whom is this power of attorney issued.

A George Wupperman - myself

Re-Examination - I move to dismiss the complaint.

0674

3 District Police Court.

George Wupperman

vs.

Henry V. Lax

Gustave Blumreich

STENOGRAPHER'S TRANSCRIPT.

Feb 9. 11 188

BEFORE HON.

Patrick G. Duffy

Police Justice.

W. L. O'Quinn

Official Stenographer.

Para mayor garantía de la legitimidad de este Amargo, contiene cada caja una circular de la razón de DR. J. G. B. SIEGERT & HIJO con las firmas manuscritas, y do lo que se suplica tomar nota.

For the better guarantee of the genuineness of these bitters, each box will contain a printed circular of the firm DR. J. G. B. SIEGERT & HIJO with the autograph signatures, of which please take note.

Um die Aechtheit dieses Bitters mehr zu bestatigen, enthalt jede Kiste ein Circular der Firma DR. J. G. B. SIEGERT & HIJO mit der Unterschriften, wovon gefälligst notiz zu nehmen, Geboten wird.

Pour prévenir les consommateurs et appréciateurs de cet amer contre les contrefaçons, chaque caisse renferme une circulaire de la raison sociale de DR. J. G. B. SIEGERT & HIJO avec les signatures manuscrites auxquelles on est prié d'ajouter foi.

Amargo Aromatico

preparado por el Doctor Siegart en Angostura.
(ahora Ciudad Bolivar.)

ESTE AMARGO ademas de distinguirse por su suavidad y olor aromatico de las de mas gotas amargas comunmente usadas, es un excelente confortativo y estimulante eficaz para abrir las ganadas de corder. Se toma ordinariamente mezclado con vino blanco, ron, u otro licor espirituoso, en mas o menos cantidad como de media cucharada poco antes del almuerzo y de la comida o a cualquiera otra hora que fuere apetecido; puede tambien tomarse en agua de azucar o siro, de cuyo modo resulta una mezcla muy agradable, propiamente aplicable a las mugeres y niños.—Es la misma tiempo un remedio contra la indigestion, flatulencia, las afecciones histericas o hipochondricas, el colico, resfriado, debilidad y dolor de estomago, como tambien contra la diarrea que proviene de relajacion y debilidad en los organos digestivos. La dosis en estos casos es de media hasta una cucharada, tomada, segun la violencia o lentitud del ataque, una o mas veces en una hora o en toda el dia, hasta desaparecer el accidente, mezclandola con un poco de agua de azucar, con vino, o puro.—Es ademas un buen cortante para las calenturas con frio, y tambien un preservativo contra dischas enfermedades; usadlo como cortante de la enfermedad media.—En una cucharada dos, tres, cuatro o mas veces al dia durante el tiempo libre de la calentura con cualquiera de las mezclas indicadas; usadlo como preservativo se tomara segun su aplicacion ordinaria arriba dicha.—Usandola para niños de dos años arriba ha de ser la dosis a proporción de la edad; de 20 hasta 60 gotas.—Ultimamente sirve para componer el ron nuevo, quitandole su mal olor y su mal gusto, dandole luego un buen olor y buen sabor semejante al ron viejo; para la composicion de un galon de ron con dos cucharadas de amargo es suficiente.

Ademas de las ya referidas buenas propiedades de este amargo, tiene tambien la importante calidad de servir como remedio contra el Choloera-Morbus y las Colerinas o diarreas, segun las experiencias hechas sobre el particular.—Su dosis en tales casos es de una hasta dos cucharadas repetida cada dia por tres cuatro o mas veces, hasta obtenerse un favorable resultado, el cual sucede a menudo.—Para mugeres y niños se suministran en proporcion todas las piqueras.—Bebase mezclado con vino generoso, coque, o puro.—Su uso ordinario diario, como gotas amargas; sirve preservativo contra dichas enfermedades.



Handwritten signature of Dr. J. G. B. Siegart



Aromatic Bitters

prepared by Doctor Siegart at Angostura
(now Ciudad Bolivar.)

THESE BITTERS do not only distinguish themselves by their flavour and aromatic odour above all others generally used, but are at the same time an excellent tonic and an efficacious stimulant to invigilate the appetite. They are principally used thus: pour half a tablespoonful in a wine-glass, mix it with rum, wine or other liquor, and take it before breakfast or dinner or at any other hour of the day if you should feel inclined; they can likewise be used in sugar agreeable taste and are more suitable for ladies and children.—They are moreover an excellent remedy for removing indigestion, flatulency, hysterical and hypochondriac attacks, colics, pains of the stomach and diarrhoea which originate from weakness and relaxation of the digestive organs. In such cases the dose is from half to one tablespoonful according to the violence of the attack, and may be taken mixed as above mentioned or pure, once or several times per hour or in the course of the day until the disease disappears.—Besides their extreme usefulness in the cure of fever and ague, they are also an excellent preservative against the afore-said maladies: in the former case the dose is from half to one tablespoonful either mixed as above, and to be taken two, three, four or more times during the day while the patient is free from fever; in the latter case adapt their principal application according to the general use of bitters.—When administered to children above two years old, the dose should be from 20 to 60 drops in proportion to the age.—In fine they can be applied with success for the improvement of new rum, by using two tablespoonfuls of Bitters to each gallon of rum, and thus they remove its bad smell and acrid taste, giving it immediately an agreeable flavour similar to old rum.

Besides the above mentioned advantageous qualities of these Bitters they are of the most important service as a remedy against the Asiatic Cholera and Cholera, in every instance where they have been employed with a splendid success.—In such cases the dose is of one or two table-spoonfuls, repeating the same every day three or four times until a favorable result is obtained which is very often experienced.—For women and children, the doses are to be smaller in proportion to their age and constitution, and to be taken mixed with good wine brandy or pure.—Their ordinary daily use as bitters, is generally found to be a preservative against the afore-said Cholera and Cholera.

Aromatische Bitter-Lessenz

authentic bott
Doctor Siegart in Angostura,
(jetzt: Ciudad Bolivar.)

Dieser Bitter, welcher sich vor allen andern durch seinen angenehmen Geschmack und seinen angenehmen Geruch auszeichnet, ist ein vortrefliches Stärkungsmittel und ein vortrefliches Appetitmittel. Man trinkt davon ein Glas, mixt es mit Rum, Wein oder andern Liquoren, und nimmt es vor dem Frühstück oder Mittagessen oder zu jeder andern Zeit, wenn man sich dazu geneigt fühlt. Sie können auch in Zuckerwasser, oder in andern angenehmen Getränken, oder in andern Getränken, die man sich dazu geneigt fühlt, genommen werden. In solchen Fällen ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem ersten Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem zweiten Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem dritten Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem vierten Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem fünften Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem sechsten Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem siebten Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem achten Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem neunten Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls. In dem zehnten Falle ist die Dosis von der Hälfte bis zu einem Esslöffel, je nach der Stärke des Anfalls.

AMER AROMATIQUE OU BITTERS—preparé par le Dr. Siegart, a Angostura. (A PRESENT: CIUDAD-BOLIVAR.)

Cet amer se distingue de tous les autres amer connus par sa douceur, par son arôme et de plus, il constitue un tonique stimulant très utile pour exciter l'appétit. On l'emploie ordinairement avec du vin blanc, du rhum ou une autre liqueur spiritueuse au goût du consommateur à la dose d'une demi cuillerée, un peu avant le prendre dans de l'eau sucrée, ou dans du sirop; alors il constitue une liqueur très agréable pour les dames et les enfants c'est en même temps un très bon remède contre les indigestions, les flatulences, les afecciones hystériques et hypochondriques, la colique, la faiblesse et les douleurs d'estomac. Il est aussi d'un grand recours contre la diarrhée provenant de la faiblesse des organes digestifs. En pareils cas, a dose a employer est depuis une demi cuillerée jusqu'à une cuillerée selon la force de l'attaque; une ou plusieurs fois dans une heure, ou dans le vingt quatre heures en un mot, jusqu'à disparition de l'accident, mélangé avec un peu d'eau sucrée ou du vin, ou même pur. C'est en outre, un bon médicament contre le fièvre d'accès et même un préservatif de ces maladies.

Pour remplir la première indication on doit prendre une cuillerée répétée deux, trois et quatre fois par jour et même plus pendant l'apyrexie ou dans l'interval qui sépare deux accès. Dans les liquides indiqués plus haut, comme préservatif on le prendra comme il a été indiqué. Pour les enfants depuis l'âge de 2 ans et au dessus la dose devra être en rapport avec leur âge, depuis 20 gouttes jusqu'à 60.—En fin, ils emploie pour enlever au rhum sa mauve odeur et son mauvais goût en lui communiquant, à la place, un bon goût et une odeur agréable que le fait presque passer pour du vieux rhum, deux cuillerées pour cinq bouteilles de rhum ou un gallon. En outre de la propriété utile de cet amer, ou bitters il est aussi anticholérique très utile dans la cholera, d'après les expériences thérapeutiques faites par lui. La dose est en pareil cas d'une à deux, cuillerées répétées trois ou quatre fois par jour jusqu'à ce que l'on ait obtenu le résultat désiré qui arrive souvent.—Pour les femmes et les enfants la dose sera nécessairement plus faible; on l'administrera dans un vin généreux dans de l'eau de vie ou même pur. Son usage journalier comme contre amères est un bon préservatif contre les maladies indiquées plus haut.

0676

Gax & Co
cor. Harrison St.
Steinhardt Bros.
Lode Bros.

0677

City and County of New York, ss.
John Suderman being
duly sworn says that he is
47 years of age, a wine cooper
by trade and resides at No 249
Avenue A. New York City,
in June 1885 he was in the
employ of Lat^d Co. composed
of Henry Lat^d and Gustave
Blumreich; and worked
in the cellar; that said firm
were engaged in manufacturing
and putting up cordials
(and) bitters and among other
things put up a bitters which
they called Angostura Bitters
(and) wrapped with labels of
which the annexed is one;
that said bitters were in all
respects put up in the
manner of the bottle now
produced (and) marked on
the label for is "June Jan.
96/86." (and) deponent believes
said bottle to have been put
up by said Lat^d Co. and deponent
further says that the label
hereto attached deponent

0678

got from said one of
Lax Co and is one of the
labels that they make them
using in putting on
said bottles.

Sworn to before John Ludeman
on this 30th January 1886.

Abraham Webb
Notary Public No 52
New York County

0679

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY }
OF NEW YORK } ss.

An information having been laid before Patrick G. Duffy Esq a Police Justice
of the City of New York, charging Gustav Blumreich Defendant with
the offence of Violation Trade Mark Law

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

We, Gustav Blumreich Defendant of No. 215
Massin Street; by occupation a Liquor Dealer
and Philip Roth of No. 8 Essex
Street, by occupation a Bulcher Surety, hereby jointly and severally undertake that
the above named Gustav Blumreich Defendant
shall personally appear before the said Justice, at the 2nd District Police Court in the City of New York,
during the said examination, or that we will pay to the People of the State of New York the sum of
Hundred Dollars,

Taken and acknowledged before me, this 2nd

day of

188

POLICE JUSTICE.

0680

CITY AND COUNTY } ss.
OF NEW YORK,

Sworn to before me this 24
day of August 1884
Police Justice

Philip Roth
the within named Bail and Surety being duly sworn, says, that he is a resident and Free
holder within the said County and State, and is worth ten Hundred Dollars,
exclusive of property exempt from execution, and over and above the amount of all his debts and
liabilities, and that his property consists of Home and lot No

23 Essex Street in said City worth
over ten thousand dollars
Philip Roth

District Police Court.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Undertaking to appear
during the Examination

188

day of

Taken the

Justice.

0681

Sec. 192.

2 District Police Court.

Undertaking to appear during the Examination.

CITY AND COUNTY } ss.
OF NEW YORK, }

An information having been laid before John H. Duffy a Police Justice of the City of New York, charging Henry Lax Defendant with the offence of Violating the Penal Code, Title
Munk

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

We Henry Lax Defendant of No. 2
Essex Street; by occupation a Wagon
and Philip Roth of No. 8 Essex
Street, by occupation a Dutcher Surety, hereby jointly and severally undertake that the above named Henry Lax Defendant shall personally appear before the said Justice at the 2 District Police Court in the City of New York, during the said examination, or that we will pay to the People of the State of New York the sum of 100 Hundred Dollars.

Taken and acknowledged before me, this 29 day of July 1888

John H. Duffy Police Justice.
Henry Lax
Philip Roth

0682

CITY AND COUNTY } ss.
OF NEW YORK, }

the within named Bail and Surety being duly sworn, says, that he is a resident and holder within the said County and State, and is worth One Hundred Dollars, exclusive of property exempt from execution, and over and above the amount of all his debts and liabilities, and that his property consists of One house and

Lot No 23 Essex St, north
over all encumbrances
Eight thousand (less ten thousand dollar)

Philip Roth

District Police Court.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Underlying to appear
during the Examination.

188

day of

Taken the

Justice.

0683

Form 9.

STATE OF NEW YORK,
CITY AND COUNTY OF NEW YORK, ss.Second
Sixth District Police Court.

of No.

street,

that on the

day of

1886

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

George Nuppermann
being duly sworn, deposes and says,
12 January
and for one year
previous thereto Henry Marx and Gustave
Blumenschein, did make, sell and dispose of,
an article of merchandise, to wit a certain liquid
purporting to be Sarsaparilla Bitters, and did
affix to bottles containing said certain liquid
a counterfeit trade-mark by a wrapper or
label, knowing the same to be counterfeit or an
imitation of the trade-mark of Dr J. C. R. Siegel
and Sons, ^{manufacturers of Sarsaparilla Bitters} in the island of Trinidad
British West-Indies, and, did pack the said
bottles containing said liquid, so wrapped or
labelled into cases upon which cases were
certain marks in imitation of marks used by
the said Dr J. C. R. Siegel and Sons, without
the consent of the said Dr J. C. R. Siegel and Sons
or of defendant, as defendant is informed by
Louis Cohen of No 51 Essex St N. Y. City and
County of New York, the same.
Wherefore defendant charges the said Henry Marx,
and Gustave Blumenschein with Violation Section
864 of the Penal Code of the State of New York
and prays that they may be apprehended and
dealt with as the law directs.

Sworn to before me this

27 day of January 1886

J. A. Deffy

Police Justice

George Nuppermann

0684

Form 9.

POLICE COURT—~~SEMI~~ DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

George W. Huffman

vs.

Henry Gray

Charles W. Hammond

AFFIDAVIT.

Dated

January 27

1886

Magistrate.

J. H. Duff

Officer.

0685

CITY AND COUNTY } ss.
OF NEW YORK, }

aged 20 years, occupation

81 50th St —

James Porter

of No.

Street, being duly sworn deposes and

George W. Huffman

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

day of

1886

Louis Cohen

D. G. Buffey

Police Justice.

0686

Sec. 198-200.

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

Henry Lax 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 *Henry Lax*

Question How old are you?

Answer *Seventy seven years*

Question Where were you born?

Answer *Germany*

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

Answer *No 215 Madison St New York City*

Question What is your business or profession?

Answer *Wholesale & retail liquor-dealer*

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 have nothing to say*

Henry Lax

Taken before me this

19

day of

1886

Police Justice.

0687

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY { ss
OF NEW YORK,

Gustav Shumensuck 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

Gustav Shumensuck

Question How old are you?

Answer

Forty-three years

Question. Where were you born?

Answer.

Germany

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

Answer.

No 215 Madison St. New York, East-

Question What is your business or profession?

Answer

Wholesale & retail liquor dealer

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 have nothing to say

Gustav Shumensuck

Taken before me this

29

day of

1888

Police Justice.

0588

No. 151.

Police Court

15610

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 Deputyman 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 George Huberman

of No. 51 Broadway Street, that on the 12 day of March 1887 at the City of New York, in the County of New York, and for one year previous thereto

[illegible]

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

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 them forthwith before me, at the 2^d 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 22 day of March, 1884.

POLICE JUSTICE.

0689

Police Court 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Marcel Hoffmann

vs.

Henry Ray

Justice Hermann

Warrant-General.

Dated *January 2* 188*6*

J. H. Hoffmann Magistrate.

Officer.

The Defendant _____

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

Officer.

Dated _____ 188

This Warrant may be executed on Sunday or at
night.

P. J. Hoffmann Justice.

REMARKS.

Time of Arrest, _____

Native of _____

Age, _____

Sex, _____

Complexion, _____

Color, _____

Profession, _____

Married, _____

Single, _____

Read, _____

Write, _____

0690

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

Henry Jay and Gustav Blumentrich
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 ~~each~~ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail.

Dated *March 3* 188*6* *[Signature]* Police Justice.

I have admitted the above-named *Henry Jay and Gustav Blumentrich* to bail to answer by the undertaking hereto annexed

Dated *March 3* 188*6* *[Signature]* Police Justice.

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

Dated _____ 188*6* *[Signature]* Police Justice.

BAILED.

No. 1.64

Residence

No. 2, by

Discrepancy

No. 3, by

Residence

No 4, by

Residence.

Ex Tuesday the 9th Feby
at 2 o'clock per
Ex. Market Police Court.

500 for Exp
Billed

Police Court.

District

THE PEOPLE, & c ,
ON THE COMPLAINT OF

George Kupperman
251²¹⁸ Bowen

1. Spring has

Quotations & References

3

Dated 10/10/19 188

Wm. C. Puffy Magistrate.
Wm. C. Puffy Officer.

Witnesses

No

N.

Na

§

~~Sx~~ ~~Feb~~ Jan: 30.86.

Sat Feb 20 2 PM
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0692

The People ex rel. Cohen

agst

Henry Lax and Gustave Blumenreich.

An indictment has been found against the above named defendants for a violation of the trade-mark rights of the firm of Dr. J.G.B. Siegert and Sons, the proprietors and manufacturers of the "Angostura Bitters". The prosecution is under section 364 of the Penal Code defining the crime as a misdemeanor. A civil action in equity was also brought against the defendants for an injunction. The defendants have given the Messrs Siegert satisfactory assurances that they will not again violate their rights and have compromised with them for the damages. The Messrs Siegert are willing that the criminal prosecution be withdrawn and recommend the matter to the consideration of the District Attorney. The Messrs Siegert are inhabitants of Trinidad, B.W.I. and are represented here by Mr George Wuppermann, their attorney in fact, who subscribes this application: Cohen is now in the employ of W. Wuppermann and was formerly in the employ of defendants. New York, the 22nd day of June 1886.

Witness
Arthur Fisher
293 Broadway,
N.Y.C.

George Wuppermann
attorney in fact for
Dr. J.G.B. Siegert and Sons

0693

The People

vs

Henry Lauck

Withdrawal

0694

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Henry Sax and
Augustus R. Hummerich*

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

Henry Sax and Augustus R. Hummerich
of the CRIME OF *illegally making and counterfeiting*
a trade mark,-

committed as follows:

The said *Henry Sax and Augustus
R. Hummerich, each* -

late of the *First* Ward of the City of New York, in the County of New York afore-
said, on the *Twenty* day of *January*, in the year of our Lord
one thousand eight hundred and eighty-*two*, at the Ward, City and County aforesaid,
intentionally and unlawfully did
illegally make and counterfeit and
cause and procure to be illegally
made and counterfeited a trade mark,
to wit: a certain wrapper and mark
heretofore lawfully adopted by
Charles V. Siegel, Alfred V. Siegel
and Sons, R. V. Siegel, co-partners in
trade and doing business at Port de
Spain, in the Colony of Trinidad in
the British West Indies, in and by
the firm name and style of Dr. J. C.
R. Siegel and Sons, being the makers
and owners of a certain article of mer-
chandise, called Anagostina Bitters

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and they then used ^{to} indicate themselves
the said Dr. J. P. S. Sargent and Sons,
as such makers and owners of the
said article of merchandise, and they
then usually affixed to the said
article of merchandise, and placed upon
bottles in which the same was intended
and prepared for sale and distribution,
to denote that the same was manufac-
tured, produced, sold, compounded,
bottled and prepared by them, which
said labels, made and copyrighted
trade marks as follows, that is
to say:

rights of the State of New York
and their dignity.

Second Count:

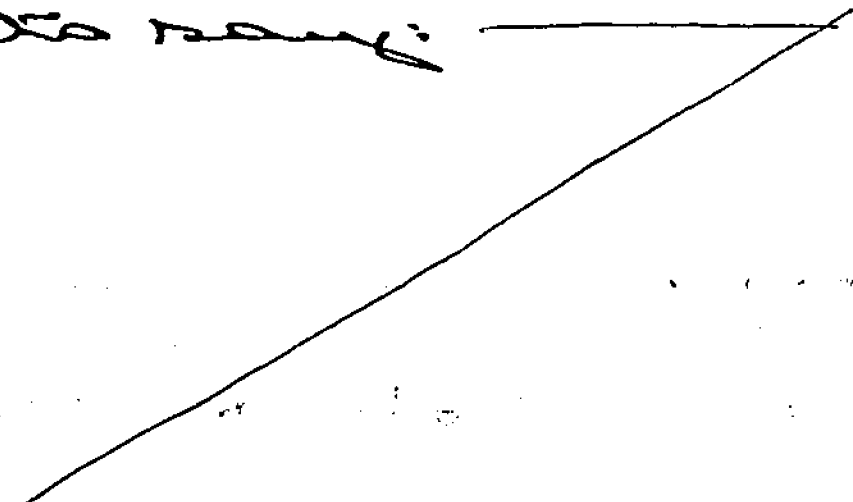
And the Grand Jury aforesaid,
by this indictment further accuse
the said Henry Cox and Augustus
Rummenich of the crime of
knowingly affixing a false and
counterfeit trade mark to an article
of merchandise, committed as follows:

The said Henry Cox and Augustus
Rummenich, each 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, did unlawfully
and knowingly
affix to a certain article of merchandise
called Aromatic Bitters, by placing
there upon a certain bottle in
which the said article of merchandise
was then and there stored and
prepared for sale and disposition,
a certain false and counterfeit trade
mark, to wit: a certain false and
counterfeit wrapper and mark purporting
to be a trade mark, to wit: a wrapper and mark
identical with and adopted by
Charles D. Siegel, Alfred P. Siegel,
and Louis P. Siegel, co-partners
in trade and doing business at New

of Spain, in the Colony of Trinidad,
 in the British West Indies, in and
 by the firm name and style of Dr.
 J. F. Siegel and Sons, being the
 makers and owners of certain article
 of merchandise called Quinquina
 Bitters, and by them used to indicate
 themselves the said Dr. J. F. Siegel
 and Sons, as such makers and owners
 of the said article of merchandise, and
 by them usually affixed to the said
 article of merchandise last aforesaid,
 and placed upon bottles in which the
 same was infused and prepared
 for sale and disposition to denote
 that the same was manufactured,
 produced, sold, compounded, bottled
 and prepared by them, which said
 label and counterfeited trade mark
 is set forth in the first count of
 this indictment, and is the same as
 therein pleaded and alleged, wherefore
 the Defendants aforesaid do not
 set forth the same in this count;
 they the said Henry Fox and Arthur
 Richmond then and there well
 knowing the said trade mark to be
 false and counterfeited: against the
 form of the Statute in such case
 made and provided, and against

0700

in Trade and doing business at Port
 of Spain, in the Colony of Trin-
 idad in the British West Indies,
 in and by the said name and
 style of Dr. J. P. Siegel and
 Sons, being the makers and
 owners of a certain article of
 merchandise called anaglyphic
 Pictures, and they then used to
 indicate themselves the said Dr. J.
 P. Siegel and Sons as such
 makers and owners of the said
 article of merchandise that is to say,
 and they then usually affixed to
 the said article of merchandise, and
 placed upon boxes in which the
 same was packed and prepared
 for sale and disposition, to denote
 that the same was manufactured
 produced, sold, compounded, bottled
 and prepared by them, which said
 imitation wrapper and Trade mark
 so as to prevent any other person
 from doing and by the said
 Dr. J. P. Siegel and Sons the said
 article of merchandise is as follows,
 that is to say:



Amargo Aromatico
preparado por el Doctor Siebert en Angostura.
(ahora Ciudad Bolivar.)

ESTE AMARGO ademas de distinguirse por su suavidad y olor aromático de las de mas gomas amargas comunmente usadas, es un excelente confervativo y estimulante eficaz para abrir las vias de la coelion. *Se toma ordinariamente* mezclado con vino blanco, con 4. uñtro fino espiñitos, en mas o menos cantidad como de media cucharita poco antes del almuerzo y de la comida o a cualquier otra hora que fuere apeteido; puede tambien tomarse en agua de azucar o sirio, de cuyo modo resulta una mezcla mitraguable, apropiadamente aplicable a las mugeres y niños.—Es la misma el tiempo un remedio contra la indigestion, faticacion, las afecciones hísticas o lipocóndricas, el colico, *refridido*, la flatulencia y dolor de estomago, como tambien contra la diarrea que proviene de relajacion y debilidad en los organos digestivos. La dosis en estos casos es de media hasta una cucharada, tomada, segun la violencia o leñidad del ataque, una o mas veces en una hora o en toda el dia, hasta desaparecer el acople, mezclandola con un poco de agua de azucar, con vino, o puro.—Es ademas un buen cortante contra las calenturas con frio, y tambien un preservativo contra muchas enfermedades; *usado como cortante debe* tomarse media hasta una cucharada dos, tres, quatro o mas veces al dia durante el tiempo libre de la calentura con frio, segun la fuerza de las mezclas indicadas; *usado como preservativo* segun su aplicacion ordinaria arriba dicho.—*Se usa* para unos dos dias antes de los dias arribos, en proporcion de la edad; de 20 hasta 60 gotas.—Ultimamente puede servir para componer el ron nuevo, quitandole su mal olor mal gusto, dandole luego un buen olor y buena calidad semejante al ron viejo; para la composicion de un galon o ron con dos cucharadas de azucar es suficiente.

Los Ademas de las ya referidas buenas propiedades de este medicamento, tiene tambien la importante cualidad de servir como remedio contra el Cholera-Morbus y las Colerinas orinarias, segun las especificaciones hechas sobre el particular. Su dosis en tales casos es de una hasta dos cucharadas de esta especifica cada dia por tres cuartos de hora, hasta obtener un favorable resultado, o mas sucede a menudo. Para mujeres y niños se suministran en proporción tomadas en pequeñas.—Bébase meditado con vino generoso, coque, o puro.—Su uso ordinario diario, como gotas amargas, sirve preservativo contra dichas enfermedades.

Para mayor garantía de la legitimidad de este Amaro, contiene cada caja una circular de la razón de DR. J. G. B. SIEGERT & HIO, con las firmas y manuscritas, y se suplica tan se notan.

For the better guarantee of the genuineness of these Bitters, each box will contain a printed circular of the name DR. J. G. B. SIEGERT & HIO, with the autograph signatures, of which please take note.

Um die Aechtheit dieses Bitters, mehr zu bestätigen, enthält jede Kiste ein Circular der Firma DR. J. G. B. STEIGERT & HIO mit ~~Hand-~~ eigs-
geschriebenen Unterschriften, wovon gefälligst notiz zu nehmen
gebeten wird.

Pour prévenir les consommateurs et apprécier de cet amer contre es
contrefaçons, chaque caisse renferme une circular de la raison sociale de
DR. J. G. B. SIEGERT & HIO avec les signatures et manuscrites
auxquelles on est prie d'ajouter foi.

prepared by Doctor Siegert at Angostura
(now Ciudad Bolívar.)

THESE BITTERS do not only distinguish themselves by their flavour and aromatic odour above all others peculiarly used, but are at the same time an excellent tonic and an efficacious stimulant to loathe the appetite. They are *principally used* thus: pour half a talspoonful in a wine-glass, mix it with rum, wine or other liquor, and take it before breakfast or dinner, or at any other hour of the day if you should feel indigent; they can likewise be used in sugar and water or syrup and thus composed they have an agreeable taste and are more suitable for ladies and children. They are moreover an excellent remedy for removing indigestion, flatulency, hysterical and hypochondriac attacks, colics, colds, pains of the stomach and diarrhoea, which originate from weakness and relaxation of the digestive organs. In such cases the dose is from half to one ounce of the Bitters, three or four times a day. They may be taken mixed as above mentioned or pure, once or several times per hour or in the course of the day until the disease disappears.—Besides their extreme usefulness in the cure of fever and ague, they are also an excellent preservative against the above-aid maladies: *In the former case* the dose is from half to one talspoonful either mixed as above, and to be taken two, three, four or more times during the day while the patient is free from fever: *In the latter case* they adapt their principal application according to the general use of Bitters.—When administered to children above ten years old, the dose should be from 20 to 60 drops in proportion to the age.—Ju fno they can be applied with success for the improvement of new rum, by using two talspoonsful of Bitters to each gallon of rum, and thus they remove its acrid and enoll and acrid taste, giving it immediately an agreeable and pleasant flavour similar to old rum.

527 Besides the above mentioned advantageous qualities of these Bitters they are of the most important service as a remedy against the Asiatic Cholera and Cholera. In every instance where they have been employed with a rapid success.—In such cases the dose is of one or two table-spoonfuls, repeating the same every day three or four times.—A favorable result is obtained which is very often experienced.—For women and children, the doses are to be smaller in proportion to their age and constitution, and may be taken mixed with good wine, brandy or pure—In their ordinary daily use as Bitters, is generally found to be a preservative against the aforesaid Cholera and Cholera.

abgeteilt von
Doctor Sievert in Angostura,
(jetzt: Ciudad Bolivar.)

[illegible]

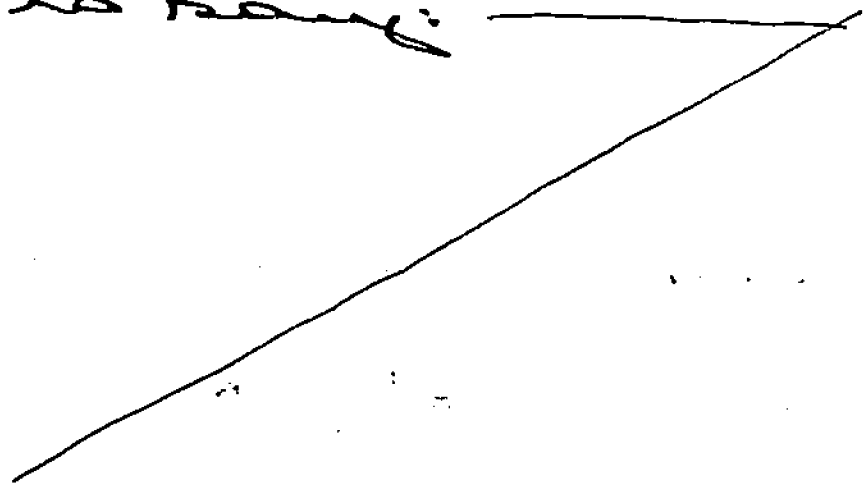
AMER. ROMATIQUE OU BINTERS préparé par le Dr. Siegfert, à Angostura (à Presbyt. CIUDAD-BOLIVAR.)

A la base d'un alcool connu par sa douceur, par son arôme et du plus, il constitue un tonique stimulant, très utile

liquore très agréable pour les dames et les enfants c'est en même temps un très bon remède contre les indigestions, les flatuloses, les affections hystériques et hypochondriques, la colique, la faiblesse et les douleurs d'estomac. Il est aussi d'un grand recours contre la diarrhée provenant de la faiblesse des organes digestifs. En pareils cas, a dose a employer est depuis deux jusqu'à une cuillerée selon la force de l'individu, une ou plusieurs fois dans une heure, ou dans le vingt quatre heures en un mot, jusqu'à disparition de l'accident, mélangé avec un peu d'eau sucrée ou du vin, ou même pur. C'est en outre, un bon médicament contre le fébrile, et une ou plusieurs fois dans une heure, — Pour remplir la première indication on doit prendre une cuillerée répétée deux, trois et quatre fois par jour et même plus pendant l'après midi et dans l'intervalle qui sépare deux accès. Dans les accès, on prendra une cuillerée plus haute, et même jusqu'à six. — En fin, les emplois de ce médicament sont suffisants pour cinq bouteilles de rhum, et comme préserverif de cet amer, on bitera il est aussi antidiabétique très utile dans la cholémie, d'après les expériences thérapeutiques faites par lui. La dose est un pareil cas d'une à deux cuillerées répétées trois ou quatre fois par jour jusqu'à ce qu'on amènes est un bon préservatif contre le mal des Indiqués plus haut.

0702

in Trade and doing business at Port
of Spain, in the Colony of Trin-
idad in the British West Indies,
in and by the firm name and
style of Dr. J. B. Siegel and
Sons, being the makers and
owners of a certain article of
merchandise called anaglyphum
Pillars, and by them used to
indicate themselves the said Dr.
J. B. Siegel and Sons as such
makers and owners of the said
article of merchandise that is to say,
and by them usually affixed to
the said article of merchandise, and
placed upon bottles in which the
same was packed and prepared
for sale and disposition, to denote
that the same was manufactured
produced, sold, compounded, bottled
and prepared by them, which said
imitation wrapper and Trade mark
as is represented by them the said
Henry Sax and August Edmund
affixed to the first mentioned
article of merchandise is as follows,
that is to say:



the peace of the People of the State
of New York and their dignity.

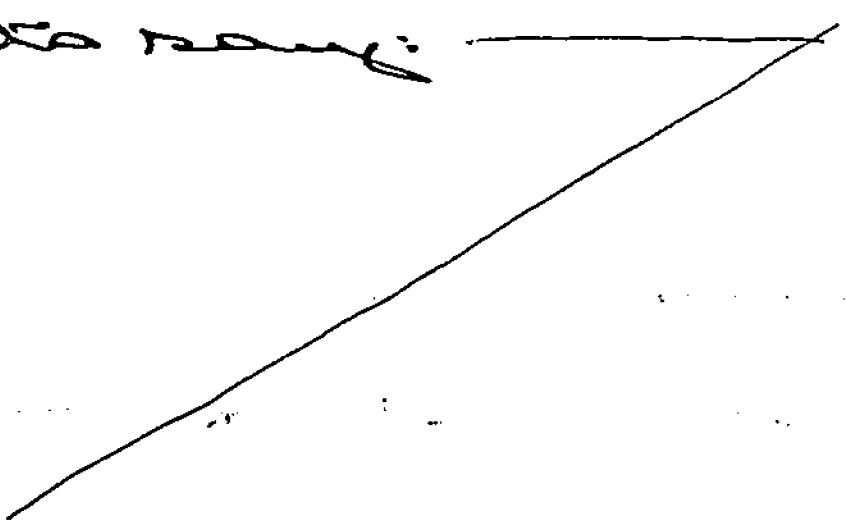
Third Count:

And the People of the State
by this indictment further accuse
the said Henry Sax and August
Kummerow of the County of New York
of selling to an article of merchandise
an imitation of the trade mark of
another, committed as follows:

The said Henry Sax and August
Kummerow, each of the Ward,
City and County of New York,
do sit on the day and in the year
of 1881, at the Ward, City and County

of New York, did unlawfully and knowingly
and intentionally sell to a certain article of
merchandise called Aromatic Bitters,
by placing the name upon a certain
bottle in which the said article of mer-
chandise was then and there enclosed
and prepared for sale and disposition,
a certain printed wrapper, bearing an
imitation of the trade mark, to wit:
an imitation of the wrapper and mark
heretofore lawfully adopted by the said
Charles D. Siegel, Alfred C. Siegel
and Louis R. Siegel, co-partners

in the Colony of Trinidad, in the British West Indies, in and by the said name and style of Dr. J. P. Wright and Sons, being the makers and owners of a certain article of merchandise called anaglyphic pictures, and by them used to indicate themselves the said Dr. J. P. Wright and Sons as such makers and owners of the said article of merchandise that is to say, and by them usually applied to the said article of merchandise, and put upon rollers in which the same was inclosed and prepared for sale and disposition, to wit, that the same was manufactured, produced, sold, compounded, bottled and prepared by them, which said inclosure wrapper and trade mark as is described by them the said Dr. J. P. Wright and Sons and by them applied to the said article of merchandise is as follows, that is to say:



0705

to the said Dr. J. P. S. S. and
Sons as to the validity of the
title that it is genuine; against
the form of the Statute in and
case made and provided, and against
the grace of the People of the State
of New York, and their dignity

Benjamin Martin,

District Attorney

*Wright Hyperman
Marko Cohen*

[illegible]

NO. 274, 1886
Evered & P. B. Maglione
District Attorney

Exh - Accepted

Counsel,

Filed *29* day of *March* 188*6*

Mrs Pleads *Not Guilty* 30..

university of trade mark

THE PEOPLE

1812

Perry Cox

Ans

Gustav Blumenthal

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Chas. B. Nichols
June 25/88.

Yes on Mr. Foreman
Mr. McCrees. C. W. T. 1904

June 27/96 F. C. B.

0706