

0617

BOX:

253

FOLDER:

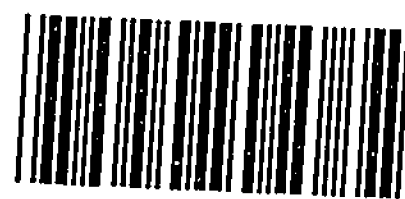
2453

DESCRIPTION:

McGrath, John

DATE:

03/14/87



2453

06 18

BOX:

253

FOLDER:

2453

DESCRIPTION:

Newell, James

DATE:

03/14/87



2453

06 19

BOX:

253

FOLDER:

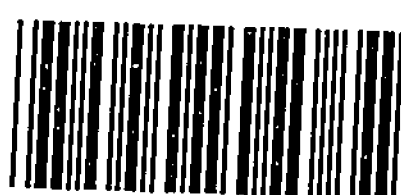
2453

DESCRIPTION:

Lappin, Patrick

DATE:

03/14/87



2453

0620

Witnesses:

Hugh McLaughlin
Officer, Buff

3.00 B4 A
2. W. Sinclair
Counsel,
Filed 14 day of March 1887
Pleads *Not Guilty*

THE PEOPLE
vs.
John McGrath
James Newell
Patrick Lappin

[Section 496] Burglary in the first Degree. Criminal Code

RANDOLPH B. MARTINE,
2nd Mel 21st St. District Attorney.
No. 2 tried & convicted at Burg.
No. 1 & 3 plead. at Burg. 21st St.
at City Hall.
A True Bill.

Bowie Dand Foreman
ch02
No 2nd St. P
No 1 24th St. P
No 3 14th St. P

0621

Police Court—X District.City and County } ss.:
of New York,

of No.

occupation

deposes and says, that the premises No.

in the City and County aforesaid the said being a

Street, aged 38 years,

being duly sworn

Street, 19 Ward

and which was occupied by deponent as a

and in which there was at the time a human being, by name

were BURGLARIOUSLY entered by means of forcibly

opening a fan light and a door
in the front of said premiseson the 23 day of January, 1887 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Liquors, signs & money of
the value of a hundred
hundred dollars

the property of

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away byJohn McGrath, James Hewell (both named) and
Patience Laffin, (all named)

for the reasons following, to wit:

That at the time men-
tioned deponent was in his
liquor saloon in said prem-
ises & saw defendants Hewell
& McGrath raise defendant
Laffin upon their shoulders
while defendant Laffin did
break & open the of a said
fan light & carry a portion of his

0622

(Lapping) body through the opening of said fan light.

Hugh McComick

Sworn to before me
this 7th day of March 1887

A. White
Police Justice

37 4/187

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Hundred Dollars and be committed to the Warden and Keeper of the City Prison
of the City of New York, until he give such bail.
Dated 1887
Police Justice.

I have admitted the above named
to bail to answer by the undertaking hereto annexed.
Dated 1887
Police Justice.

Where being no sufficient cause to believe the within named
guilty of the offence within mentioned, I order he to be discharged.
Dated 1887
Police Justice.

Police Court, District,

THE PEOPLE, &c.,
on the complaint of

Offence—BURGLARY.

vs.

1
2
3
4

Dated

1887

Magistrate.

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

\$ to answer General Sessions.

0623

Sec. 198-200

District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

Taken before me this
day of March 188

Police Justice.

0624

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK.

J. P. District Police Court.

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

Question. What is your name?

Answer.

John McGrath

Question. How old are you?

Answer.

28 years

Question. Where were you born?

Answer.

W.S.

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

Answer.

2257 Third Avenue, 12 years

Question. What is your business or profession?

Answer.

Sell Knives

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.

Not guilty
John McGrath

Taken before me this

day of *March* 188*8*

[Signature]
Police Justice.

0625

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss

1-4 District Police Court.

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

Question What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question What is your business or profession?

Answer.

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

Answer.

Not guilty
James Newell

Taken before me this

day of March 188 8

Police Justice.

0626

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 Fifteen Hundred Dollars, and 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 7

A. J. White 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.

0627

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

304 District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

1. ~~Alfred J. Hermann~~
2. ~~John W. Smith~~
3. ~~James M. Smith~~
4. ~~Patricia A. Smith~~
(not arrested)

Offence

Dated March 7 1887

White Magistrate

Cuff Officer.

Precinct.

Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 1500 each to answer

0628

1.

Court of General Sessions, Part 2.

THE PEOPLE &c.)
- against -)
James Newell, Indicted for)
Burglary, in the First Degree.)

Tried Monday, April 21st, '87.

APPEARANCES.

Assistant District Attorney , Ambrose H. Purdy, for the people; Mr. ,for the defence.

-----000-----

HUGH McCORMICK, a witness called for the people, being duly sworn, testified that he lived at No. 237 W. 34th Street, and was a liquor dealer. On the 23rd. of Jany. ~~last~~ last, at about half past 12, he saw the defendant at his premises. He, the witness, kept a corner liquor store, and it was closed and all hands went to bed about half past 10 or ^a quarter to 11 o'clock, and all the doors were closed.

0629

2

There was property in the store valued at about 500 dollars. At about half past 12 o'clock that night, he, the witness, was partially undressed, and was going to bed when he was disturbed by the breaking of a fanlight. He heard the glass break and he came out of the bedroom and went out into the store to see what was the matter and looked up at the fanlight and saw the defendant partly in the store on top of the fanlight. Fully one third of his person was in through the fanlight and then he, the witness, got a broomstick and "went for" him and when the defendant saw that he was seen, in trying to get down he fell down and in falling down he broke two large panes of glass in the store and then this defendant and two others who were with him ran away. He, the witness saw the three persons distinctly, and had seen them in the hall of the house in which he keeps his liquor store, before he closed up. He, the witness, first saw this defendant, Newell, about 10 o'clock that evening, and McCormick and Lafflin were with him; they were talking among themselves and he, the witness, could not hear what they were talking about; he, the witness, did not speak to them. The witness then stayed out all night but did not see the defendant, Newell, until two or three days after that when the ^{defendant} came around the place again. And after the defendant came around (after two or three days) he made it his

0630

3

habit to frequent the place around there again and then the defendant was arrested. He, the complainant, saw the other two run away after Lafflin had jumped down from the fanlight and he could see it by putting the curtains aside from the inside of the store. There is a curtain on the inside of the door and it rolls up.

-----000-----

Under cross examination, the witness testified that he closed up his store about quarter to 11 o'clock that night, and it was a Sunday evening. He, the witness, could see the other two men who were with Lafflin by shoving the curtain aside. He did not see the defendant, Newell, until a few days after this burglary, but after that he came around again every day, but he was not arrested until some days afterwards. He, the witness, made a complaint in the station-house and told the officers about it, and it was their business to arrest the defendants.

-----000-----

OFFICER JOHN T. CUFF, of the 23rd. precinct, being duly sworn, testified that he arrested the defendant, Newell, on the 5th. day of March, and that the complaint was made on the 24th. of January. The complainant stated that there

0631

4

was a burglary committed on his place and he gave the names of four persons,--Newell, McCarthy, Lafflin and Connors. He, the officer, told the complainant to go back to his store and attend to his business and if he should see any of them it was not necessary to get him at once because he wanted to get all of them. He, the witness, told the complainant to continue right on until such time as they could make the arrest. A few days afterwards he and other officers were sent to the docks on account of the strikes, and that delayed the matter somewhat. He, the witness, knew the defendant but not by the name of Newell; he was always called "Monk" and he was known to the police by that name.

-----000-----

For the defence, Margaret Newell, being duly sworn, testified that she was the mother of the prisoner. She remembered the evening of Sunday, the 23rd. of Jan'y. last, and she was home in her own house at that time. She was in her room at half past 11 o'clock and the defendant was home with her and he went to bed at 12 o'clock. He went to bed at about 11 o'clock and got up at 5 o'clock the next morning; and there was a lady in her room with her that evening who lives next door and she also saw the defendant in the

0632

5

house that night. Her son got home at 11 o'clock and went to bed at 12: She, the witness, knew that it was this particular Sunday night, because it was her son's birthday. It was her other son's birthday, whose name is John, The witness knew and was positive that the defendant did not leave the house that night, until 5 o'clock the next morning when he went to his work. He worked for a man by the name of Voorhis, a contractor in 42nd. Street. There was nobody else in the house that night, except Mrs. Sarah Larkin, the witness's two sons, and those were all the persons that were in the room that evening. Sarah Larkins is the woman who lived next door. Her son, the defendant, could not leave the house without the witness knowing it, because the witness did not go to bed until one o'clock, and her son was then to bed.

-----000-----

Under cross examination, the witness testified that it was her son's 22nd. birthday; her rooms consisted of a sitting room, bedroom and kitchen. Her sons sleep in the front room, back of the room where the witness sleeps, and there is a door leading from her room into where they sleep. Sarah Larkin, was in the witness's room all the

0633

6

evening, was paying her a visit. The sitting room where her sons slept has no door leading out into the hall; the kitchen door leads into the hall. She woke up her son the following morning and he went to work at the usual time 5 o'clock.

She, the witness, went to see Mr. McCormick, the complainant, and asked him what he had against her son.

-----000-----

On re-direct examination, the witness testified that she looked at the clock before going to bed and knew that it was one o'clock and also saw her two sons sleeping in bed.

-----000-----

SARAH LARKIN, of No. 210 44th. Stret, being duly sworn, testified that she lived in the same house with the defendant's mother and on the same floor with her, and she was a widow. She remembered the Sunday evening, the 23rd of January. She was in Mrs. Newell's rooms from half past 8 until half past 12 that evening and saw the defendant there. He came home at 10 o'clock and remained in the room until half past 12, and then he went out and took off his shoes in the kitchen and went into the room where he sleeps

0634

7

and she did not see him after that; he said "good night," and went to bed. It was then about 12 o'clock and then she, the witness, left there at about half past 12. It was 10 o'clock when the defendant came home and he went to bed at 12.

-----000-----

On cross examination, the witness testified that she visited Mrs. Newell quite often and was quite intimate with her. She visited her mostly every day for the last four or five months. The witness knew it was this particular Sunday, because Mrs. Newell had said to a gentleman that she washes for her, (about some house cleaning)- that she couldn't do it, that she had to get the meals ready at 12 o'clock and she offered to give the job to ^{witness} her. She, the witness, believed that it was Johnnie's, the other son's, birthday, because she heard ^{of} it a week before; his mother remarked it to the witness and she said she was going to have a pleasant evening. The witness came in to Mrs. Newell's rooms about 8 or half past 8 in the evening and had been into see her several times on that day. Mrs. Newell's son, Johnnie, came in about 10 o'clock that evening and went to his room where he sleeps and went to bed; he did not say anything about his birthday.

0635

8

CHARLES McLOUGHLAN, of 150 E. 44th. Street, being called as a witness for the defence, ^{was duly sworn} and testified, that he was 24 years of age and unmarried. He knew the prisoner and saw him on the night in question after he, the witness, came home from Brooklyn, about half past 10 o'clock that night. He met the prisoner on the corner of 3rd. Ave. and 44th. Street, about half past 10 o'clock, and went with him to his, the prisoner's, house. The prisoner's mother was there when they came in, and he, the witness, remained there until half past 10 o'clock. He, the witness, remained there talking to the prisoner until half past 12 that night and then the prisoner commenced to take off his clothes and the witness left to go home. The witness did not know who slept with the prisoner, but he remembered that he commenced to take off his clothes.

-----000-----

Under cross examination, the witness testified that he was sitting in the front room with the prisoner and he did not notice anybody in the kitchen and did not know that it was the birthday of the prisoner's brother. The witness knew that it was the 23rd. of Jan., because he went to

0636

9

Brooklyn on that day to see his cousin and he had a little quarrel with him. The witness saw the prisoner's mother in the room that night but did not know about anybody else being there.

-----000-----

JOHN NEWELL, for the defence being duly sworn, testified that he was 23 years old and that he remembered the Sunday evening in question. He was home in his house at half past 10 that night and stayed there until half past 10. He slept with his brother and his brother went to bed between 11 and half past 11. He, the witness, went to bed at half past 10, and his brother went to bed about a half an hour after he did. His brother did not get up that night and did not go out. His brother was in the house all the time from half past 10 o'clock that night until 5 o'clock the next morning. He, the witness, was a truck driver. His brother, the defendant, was in the house when the witness came in that evening, and remained there.

-----000-----

Under cross examination, the witness testified that the defendant slept in the same bed with him and came to bed about a half an hour after he did. Charlie McLoughlin

0637

10

and a young lady by the name of Driscoll was in the house that evening, and Mrs. Larkin. They were all sitting at the table.

-----000-----

JAMES DUNN, of No. 245 East 44th. Stre et, being duly sworn, testified that he was a contractor, and that he knew the defendant in the beighborhood of 6 or 7 years, And that he drove a truck for him, ^{the witness.} He always found him a good boy and he was honest and sober and had a good character.

-----000-----

0638

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John McTygath, James
Remond & Calinda Sarquin

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

John McTygath, James Remond & Calinda Sarquin

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

The said

John McTygath, James Remond,
and Calinda Sarquin, all —

late of the *Nineteenth* Ward of the City of New York, in the County of New York
aforesaid, on the *Twenty Third* day of *January*, in the year
of our Lord one thousand eight hundred and eighty-seven, with force and arms, about the
hour of *Twelve* o'clock in the *night* time of the same day, at the Ward,
City and County aforesaid, the dwelling house of one

Shadrach McRonnald —

there situate, feloniously and burglariously did break into and enter, there being then and there some
human being, to wit:

The said Shadrach McRonnald —

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

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

*Each of them the said John
McTygath, James Remond and Calinda
Sarquin, being then and there
assisted by a confederate actually
present, to wit: each by the others* —

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,

David B. Smith

District Attorney.

0639

BOX:

253

FOLDER:

2453

DESCRIPTION:

McGrath, Thomas

DATE:

03/16/87



2453

0640

Witnesses:

R. W. Moore

J. J. Soregan

Page 95

Counsel,

Filed 16 day of March 1887

Pleads,

Chapman

THE PEOPLE

vs.

R

Thomas McGrath

MISDEMEANOR.

[Chap. 188, Laws of 1886, §§ 7 and 8, as amended by Chap. 677, Laws of 1886, §§ 2 and 8; § 480, Penal Code; Chap. 238, Laws of 1882, § 8; Chap. 246, Ibid., § 1; and Chap. 216, Ibid., § 2.]

RANDOLPH B. MARTINE,

District Attorney.

1887 April 8

A True Bill.

Parish J. W. [Signature]

Placed by [Signature]

Boone Dash Foreman.

Map [Signature]

0641

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

ss:

Joseph J. Sorogan, of No. 350 Washington Street, being duly sworn, says: That he resides at No. 106 E 89th Street, in the City of New York, County and State of New York, is 39 years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Commissioner; That at the times hereinafter mentioned one Thomas Mc Grath was a Retail Grocery Dealer, and had his Grocery Store in a room in No. 574 Tenth Avenue Street, in the said City of New York, and occupied and controlled such room; That on the 29th day of September, 1886, deponent went into said Thomas Mc Grath's store and such room so occupied and controlled by him, and said to a clerk of said Mc Grath's in presence of said clerk that he wanted to buy some Butter; That the said clerk of said Mc Grath's in presence of said clerk in response thereto then and there sold and delivered to deponent one half pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent then and there paid him thirteen cents ~~per pound~~; That it was so sold and delivered to deponent by said clerk of said Mc Grath and said Mc Grath as and said Mc Grath suffered and permitted two said clerks to sell said substance and for Butter, the product of the dairy; That thereafter and on September 29th, 1886, deponent delivered a portion of such substance so sold to him by said Mc Grath and his said clerk to Russell W. Moore, a Chemist of No. Fifth Avenue and 49th Street in said City of New York, and caused the same to be analyzed by such Chemist; That the certificate thereof made by such Chemist is hereto annexed; That such substance so sold and delivered to deponent by said Thomas Mc Grath and his said clerk was not Butter, the product of the dairy, and was not made from unadulterated milk or cream; That it was a manufactured oleaginous substance not produced from milk or cream, and had been made by mixing, compounding with and adding to natural milk, cream or Butter, some animal fats or animal or vegetable oils ~~not~~ produced from milk or cream, so as to produce an article, substance and human food in imitation and semblance of natural Butter; That the said substance had been and was colored with some coloring matter whereby said substance was made to and did resemble Butter the product of the dairy, and was so colored thereby in semblance of and to resemble natural Butter; That on said 29th day of September, 1886, deponent in said store and room occupied and controlled by him saw a quantity of such manufactured substance offered for sale as and for Butter made from unadulterated milk or cream, with intent to sell the same as and for Butter made from unadulterated milk or cream in the ordinary course of said Grocery business.

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

Sworn to before me this 11th
day of November 1886.

Joseph J. Sorogan

Justice.

0642

Paul A. Bello

Court of New York

County of New York

THE PEOPLE, &c.

Joseph J. Sirogan

vs.

Thomas M. Grath

Affiant:

Joseph J. Sirogan
350 Washington Street

Witnesses:

Thomas R. Gray

Residence 300 Washington Street

Thomas M. Grath

Residence 400 West 4th Street

Residence

0643

Sec. 198-200.

2 District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

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

Question. What is your name?

Answer. *Thomas McGrath*

Question. How old are you?

Answer. *42 years*

Question. Where were you born?

Answer. *Ireland*

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

Answer. *374 10th Avenue 6 years*

Question. What is your business or profession?

Answer. *Grocery*

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*

Thomas McGrath

Taken before me this

day of *March* 188*8*

John J. McNamee
Police Justice.

0644

Sec. 151.

Police Court 1st 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 Joseph J. Sorogan

of No. 338 Washington Street, that on the 29 day of September
1886 at the City of New York, in the County of New York,

on the premises
574 Tenth Avenue one Thomas McBrath
found in possession and intent to sell and
sell and deliver and permit his clerk to
to Joseph J. Sorogan one half pound
of opium made in imitation and
remembrance of butter, in violation of
Chapter 577 of the Laws of 1886

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

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

Dated at the City of New York, this 11th day of November 1886

William H. H. H. POLICE JUSTICE.

0645

42. W. P. known M. M. 374.10 Avenue

The within named

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

Dated _____ 188

Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph J. Soregan

vs.

Thomas M. Grath

Warrant-General.

Dated November 11 1886

Gorman Magistrate

Campbell Officer.

The Defendant

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

Ramond Wether Campbell Officer.

Dated November 12 1886

This Warrant may be executed on Sunday or at
night.

Police Justice.

0646

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

Thomas McForth

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

Dated Nov 12 1886 John J. Conner Police Justice.

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

Dated Nov 12 1886 John J. Conner 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.

0647

BAILED,

No. 1, by Edward Empus
Residence 516-10 Ave Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

W 17/12
Police Court-- 2 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph J. Sorogan

vs.
1 Thomas W. Math

2 _____

3 _____

4 _____

Offence Assault

Dated Nov. 11 1886

Gorman Magistrate.

Officer.

Precinct.

Witnesses

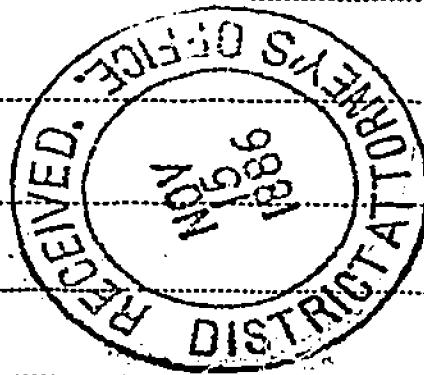
No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 500- to answer Q. B.

Bailed



0648

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

New York, October 27 1886

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, 552 & Sept 29 1886 10th Ave cor 112nd St NY City
Received from Mr. B. D. Van Hook per J. J. Dwyer
on Sept 29 1886. J. J. Dwyer

THE SAMPLE CONTAINS:

WATER,	10.01%
ANIMAL AND BUTTER FAT,	84.41%
CURD,	8.9%
SALT,	11.69%
	100.00

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	95.32%
SOLUBLE " "	5.1%
SPECIFIC GRAVITY OF THE FAT	
AT 100° F.,	
REICHERT FIGURE. C. C. $\frac{N}{10}$ Na OH...	118

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

Respectfully yours,

Russell W. Moore
Mr. B. D. Van Hook
and J. J. Dwyer

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

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

E. J. Dwyer
NOTARY PUBLIC No. 70,
CITY & COUNTY OF NEW YORK.

0649

Ch. 852. 2
Oct. 6th 86

0650

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Thomas McFadden

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

Thomas McFadden

(Chap. 183, Laws of
1885, § 8,
as amended by
Chap. 577, Laws of
1886, § 3.) of a Misdemeanor, committed as follows:

The said

Thomas McFadden,

late of the City of New York, in the County of New York aforesaid, on the *29th*
day of *September*, in the year of our Lord one thousand eight hundred and
eighty-*nine*, at the City and County aforesaid, *one half pound*
of a certain oleaginous substance and compound, not made nor produced from milk or cream
(a more particular description of which said substance and compound, and of the ingredients and
matters of which the same was made and produced, is to the Grand Jury aforesaid unknown, and
cannot now be given), unlawfully did intentionally sell, and cause and procure to be sold to one
Joseph J. Saragan, as and for butter, the product of the dairy; against the
form of the statute in such case made and provided, and against the peace and dignity of the said
people.

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

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

Thomas McFadden

of a Misdemeanor, committed as follows:

The said

Thomas McFadden,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at
the City and County aforesaid, unlawfully did unintentionally sell and cause and procure to be sold
to one *Joseph J. Saragan,* *one half pound*

of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more
particular description of which said substance and compound, and of the ingredients and matters of
which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now
be given), as and for butter, the product of the dairy; against the form of the statute in such case
made and provided, and against the peace and dignity of the said people.

0651

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

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

Thomas McFadden

of a Misdemeanor committed as follows:

The said

Thomas McFadden

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

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

FOURTH COUNT: (Section 480, Penal Code)

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

Thomas McFadden

of a Misdemeanor, committed as follows:

The said

Thomas McFadden

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

Joseph J. Soregan

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

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

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

Thomas McFadden

of a Misdemeanor, committed as follows:

The said

Thomas McFadden

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

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

Joseph J. Dorogon —
from a certain *tin box* which was not then and there stamped, branded or marked as aforesaid, and unlawfully did not then and there deliver therewith to the said

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

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

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

Thomas McFadden —
of a Misdemeanor, committed as follows:

The said *Thomas McFadden*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one *Joseph J. Dorogon*, one half pound of a certain article and substance in semblance of natural butter, and known as oleomargarine or imitation butter, the same not being the legitimate product of the dairy, and not being made exclusively from milk or cream; or both, with salt or rennet, or both, with or without coloring matter or sage, but into which divers oils, and animal and other fats, not produced from milk or cream, had been introduced (a more particular description of which said article and substance is to the Grand Jury aforesaid unknown, and cannot now be given), against the form of the statute in such case made and provided, and against the peace and dignity of the said people.

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

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

Thomas McFadden —
of a Misdemeanor, committed as follows:

The said *Thomas McFadden*,

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

at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Joseph J. Dorgan, one half pound

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

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

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

Thomas McFadden —

of a Misdemeanor, committed as follows:

The said

Thomas McFadden

late of the City and County aforesaid, afterwards, to wit: on the said *29th* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one

Joseph J. Dorgan one half pound

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

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

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

Thomas McFadden —

of a Misdemeanor, committed as follows:

The said

Thomas McFadden

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

Joseph J. Dorgan, one half pound

0654

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

RANDOLPH B. MARTINE,

District Attorney.

0655

BOX:

253

FOLDER:

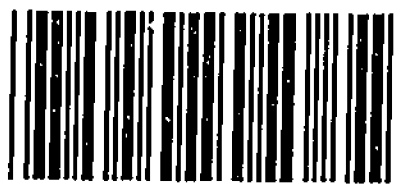
2453

DESCRIPTION:

McGuire, Daniel

DATE:

03/24/87



2453

0656

BOX:

253

FOLDER:

2453

DESCRIPTION:

Spence, George

DATE:

03/24/87



2453

Witnesses:

Chas. S. Peck

180

Counsel

Filed

Pleads, w

1887

THE PEOPLE

vs.

Daniel McGuire

and

George Spence

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Bowling Green Foreman

March 25/87

(Bentley) J. J. Sweeney
S. J. Sweeney & F. E. Sweeney

0657

0658

Police Court—2 District.City and County }
of New York, } ss.:of No. 76 Madison Avenue Street, aged 56 years,occupation Real Estate agent being duly sworndeposes and says, that the premises No 354 West 23rd Street,in the City and County aforesaid, the said being a four story brick
house with brown stone front in the 16th ward
~~and which was occupied by deponent as a~~and in which there was at the time no human being, ~~by name~~were BURGLARIOUSLY entered by means of forcibly prying up
the grating leading from the front on
court yard into the cellar of said premiseson the 18th day of March 1887 in the night time, and the
following property feloniously attempted to be taken, stolen, and carried away, viz:gas fixtures mirrors and
lead pipe of the value of about
two hundred and fifty dollarsthe property of Mrs Savage and in deponent's care and
and deponent further says, that he has great cause to believe, and does believe, that the aforesaidBURGLARY was committed and the aforesaid property taken, stolen, and carried away by
Daniel McQuire and George Spence
(both now here)for the reasons following, to wit: that at about the hour
of 4 O'clock PM March 17, 1887
deponent locked and secured fastened
the doors and windows of said premises
leaving the premises in good repair and
condition. And deponent is informed by Officer
George Moffitt of the 16th Precinct Police
at about the hour of 7.30 O'clock PM
March 18th he the Officer was informed by

0659

a boy that some person had broken into said premises. And when he the Officer examined the premises he found them broken open as aforesaid and the said defendants together and in company with each other in a room on the top floor of said premises. said premises being unoccupied at the time and found a quantity of gas fixtures and faucets broken off and ready for removal. Wherefore deponent charges the said defendants with being together and acting in concert with each other and burglariously entering said premises as aforesaid and attempting to feloniously take steal and carry away said property. And prays they may be held and dealt with according to law.

Sworn to before me
this 19th day of March 1887

Charles S. Pratt

Samuel C. Kull
Deputy Justice

Police Court — District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

Degree

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0660

CITY AND COUNTY }
OF NEW YORK, } ss.

aged _____ years, occupation _____

George Moffitt
Police Officer of No. _____

16th Street Police

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

Charles Beck

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

Sworn to before me, this

day of

19
March 18*87*

George Moffitt

Samuel C. Kelly

Police Justice.

0661

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

Daniel McGuire 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 *Daniel McGuire*

Question. How old are you?

Answer *36 years old*

Question. Where were you born?

Answer *New York*

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

Answer *425 W 28th St 4 mos.*

Question What is your business or profession?

Answer *Labourer*

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

Daniel McGuire

Taken before me this

day of *March* 1887

James J. McGuire
Police Justice

0662

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

2 District Police Court.

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

Question What is your name?

Answer

George Spence

Question. How old are you?

Answer

21 years old

Question. Where were you born?

Answer.

New York

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

Answer.

521. Dr 2 St. St. about 10 months

Question What is your business or profession?

Answer

Cypher man

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

George Spence

Taken before me this

day of March 1889

James J. Hendry Police Justice.

0663

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 Daniel

Wm Guire Geo George Spence

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

Twenty Hundred Dollars, each and be committed to the Warden and Keeper of

the City Prison of the City of New York, until they give such bail.

Dated March 19 1887

Sam'l C. Kelly 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.

0664

Police Court 2357 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Chas. S. Peck
76 Madison St.
Daniel W. Guine
George Spence

Offence Burglary

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated March 19 1887

D. O'Reilly Magistrate.

Geo Moffitt Officer.

16 Precinct.

Witnesses Geo Moffitt

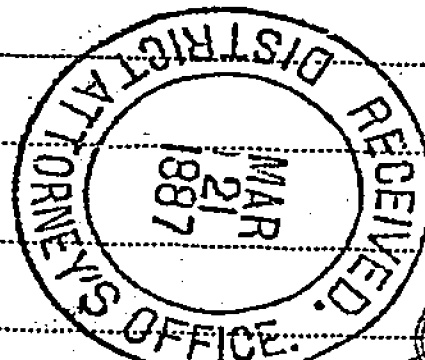
No. 16th Precinct Street.

No. _____ Street.

No. _____ Street.

\$ 2000 to answer

Comm



0665

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Daniel McFigue and
Fitzgerald Spence*

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

Daniel McFigue and Fitzgerald Spence

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

The said *Daniel McFigue and Fitzgerald
Spence, both* —

late of the *Seventeenth* Ward of the City of New York, in the County of
New York, aforesaid, on the *eighteenth* day of *March*, in the year of
our Lord one thousand eight hundred and eighty-*seven*, with force and arms, at the Ward,
City and County aforesaid, a certain building there situate, to wit: the *building* of one
*Mary Savage, (whose real Christian name
is the Fitzgerald Spence and Spence)*

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

Mary Savage. —

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

0666

SECOND COUNT—

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

Daniel McTygine and Fitzgerald Spence
attempting to commit
of the CRIME OF *Larceny* in the second degree, committed as follows:

The said *Daniel McTygine and Fitzgerald Spence, both* —

late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the Ward, City and County aforesaid, in the *night* time of the said day, with force and arms,
then gave and delivered to the value of ten
dollars each, five mirrors of the
value of twenty dollars each, and two
hundred and fifty pounds of lead
pipe of the value of twenty cents
each pound,

of the goods, chattels and personal property of one *Mary Savage, whose real*
residence was in the City and County aforesaid,
in the *building* of the said *Mary Savage.* —

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

Donald W. Smith
District Attorney.

0667

BOX:

253

FOLDER:

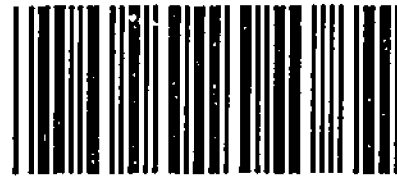
2453

DESCRIPTION:

McKegney, Frank

DATE:

03/16/87



2453

0668

Witnesses :

Counsel,

Filed

Pleads,

day of March 1887

THE PEOPLE

vs.

Frank McKeeney

RANDOLPH B. MARTINE,

District Attorney.

A True Bill.

Foreman

Barnes

James D. Day

S. J. Thompson

Burglary in the Third Degree. [Sections 498, 506, 528, 531, 550.]

0669

Police Court—2 District.City and County } ss.:
of New York,

Catherine Fierla

of No. 562 West 54th Street, aged 44 years,
occupation Keep house being duly sworndeposes and says, that the premises No 562 West 54th Street,
in the City and County aforesaid, the said being a a four story brick
building in the 22nd ward of said City
and which was occupied by deponent as a place of dwelling
and in which there was at the time no human being, by namewere BURGLARIOUSLY entered by means of forcibly breaking in
the transom over the door of the front room
on the 3rd floor of said premises and climbing in
the aperture so made, and unlatching
said door from the inside and letting himself outon the 9th day of March 1887 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:Five ladies suits one suit of gents
Clothing one overcoat two silver watches
& one plush wrap all of the value of
Two hundred and fifty dollars

(\$250.00)

the property of Deponent and her husband and daughters
and deponent further says, that she has great cause to believe, and does believe, that the aforesaid

BURGLARY was committed and the aforesaid property taken, stolen, and carried away by

Frank W. Regney (Now here)

for the reasons following, to wit:

That at the hour of 1.15
O'clock P.M. said date deponent locked
and securely fastened the doors and windows
of her apartment and went out leaving
said premises in good condition and after
an absence of one hour deponent returned
and found her door open and the transom
light broken as aforesaid and the said property
missing, and deponent is informed by James

0670

F. Valley Detective Sergeant of the Central Office Police that he arrested the said defendant on suspicion and accused him of having committed said burglary and larceny when he the said defendant informed him the Officer where said property was. the Officer went to the places designated by the said defendant and there found a plush wrap, a coat and vest two silver watches and an overcoat.

Deponent has since seen the articles recovered by the said Officer and fully identifies them as a portion of the property taken from her premises on the aforesaid date. Wherefore deponent charges the said defendant with Burglarily entering said premises and feloniously taking stealing and carrying away the aforesaid property and prays he may be held and dealt with according to law.

Edgar A. Smith

Sworn to before me
this 10th day of March 1887

J. H. Mofford

Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Burglary

Dated

188

Magistrate.

Officer.

Clerk.

Witnesses:

Committed in default of \$

Bail.

Bailed by

No.

Street.

0671

CITY AND COUNTY }
OF NEW YORK, } ss.

James F. Valley
aged _____ years, occupation *Detective Sergeant* of No. *300 Mulberry* Street, being duly sworn deposes and

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

Sworn to before me, this

day of

188

J. H. H. H. H.

Police Justice.

0672

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

POLICE COURT, 2 DISTRICT.

Michael Crowley
of No. the Central Office Street, being duly sworn, deposes and says,
that on the 9th day of March 1887
at the City of New York, in the County of New York, he arrested

Frank McKay (nowhere)
upon the Complaint of Mr. Neilhorn
charging said McKay with having
committed Burglary by breaking
into and entering premises
No. 54th Street and Barren on the
3rd day of March 1887 in the day time
and feloniously taking and stealing
therefrom a quantity of Clothing
Deponent prays that said McKay be
detained to enable him to obtain
further evidence.

Michael Crowley

Sworn to before me this

of

188

day

Police Justice

0673

POLICE COURT—2 DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Michael Crowley

vs.

James McKay

AFFIDAVIT.

Dated

March 10

188

Magistrate.

John

Crowley

Officer.

Witness,

Disposition

com for Ex
March 10th 2 P.M.

0674

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

Frank W. Kegney 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.

Frank W. Kegney

Question. How old are you?

Answer.

25 years old

Question. Where were you born?

Answer.

New York

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

Answer.

57 B. W 43rd St

9 mos

Question. What is your business or profession?

Answer.

Brakeman

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

Taken before me this

day of

1887

John W. ...

Police Justice.

Frank W. Kegney

0675

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

Frank M. Regney

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Eighteen 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 10 1887 Johnston 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.

0676

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

District.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

Catherine Feila
562 West 54th St
Frank W. Keegan

2

3

4

Dated

March 10

1887

Ford

Magistrate.

Browley & Valley

Officer.

Precinct.

Witnesses

James Valley
14
1887

No.

No.

No.

\$

to answer

Bell ordered

0677

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

Frank Mc Keagney

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

Frank Mc Keagney

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

The said *Frank Mc Keagney*

late of the *Twenty second* Ward of the City of New York, in the County of New York, aforesaid, on the *third* day of *March*, in the year of our Lord one thousand eight hundred and eighty-*nine*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *dwelling house* of one

John Bieda

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

John Bieda,

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

SECOND COUNT—

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

— *Franka Mae Heagney* —of the CRIME OF *Grand* LARCENY in the second degree, committed as follows:The said *Franka Mae Heagney*,late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the Ward, City and County aforesaid, in the *day* time of the said day, with force and arms,

five suits of female wearing apparel, of the value of Twenty five dollars each, one coat of the value of Twenty five dollars, one vest of the value of five dollars, one pair of trousers of the value of Ten dollars, one overcoat of the value of forty dollars, two watches of the value of Twenty five dollars each, and one plush wrap of the value of Twenty five dollars,

of the goods, chattels and personal property of one *John F. Biele*. —in the dwelling house of the said *John F. Biele*. —

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

0679

THIRD COUNT—

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

Branda Mc Neagney

of the CRIME OF CRIMINALLY RECEIVING STOLEN PROPERTY, committed as follows:

The said *Branda Mc Neagney*

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, with force and arms,

the goods, chattels and personal property in the second count of this indictment particularly described,

of the goods, chattels and personal property of one the said John Fieda, —

by *a certain person* persons to the Grand Jury aforesaid unknown, then lately before feloniously stolen, taken and carried away from the said *John Fieda, —*

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

Branda Mc Neagney

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

RANDOLPH B. MARTINE,

District Attorney.

0680

BOX:

253

FOLDER:

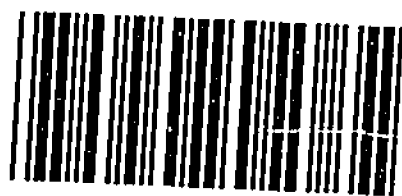
2453

DESCRIPTION:

McKegney, James

DATE:

03/14/87



2453

0681

BOX:

253

FOLDER:

2453

DESCRIPTION:

Cook, William

DATE:

03/14/87



2453

0682

Witnesses:

John F. Tucker
Mrs. Mayd. Walter
Hugh Wagner
H. R. Smith
Sergeant Valley

Counsel, *John F. Tucker*
Filed, *14th* day of *March* 1887
Pleads, *Not Guilty*

THE PEOPLE
vs.
James Mc. Wagner
Grand Larceny
[Sections 628, 630, Penal Code]

RANDOLPH B. MARINE,
District Attorney.
Charles J. [unclear]
Spec. & Corroborator
A True Bill. *Wm. L. May*

April 7
Power Bank Foreman.
177 Apr. 7. 1887
Spec. & Corroborator
Deputy Clerk District Court
City of New York

65
John F. Tucker

0683

1

Court of General Sessions, Part 2

The People &c

vs.

James McKegney

and

William Cook

)
)
) Before Hon. H. A.

)
) W. Gildersleeve,
)

) and a jury
)
)

Thursday April 7, 1887.

The Court: You have moved for a new trial, Mr. Steckler.

Mr. Steckler: Yes, your Honor.

The Court: I am now prepared to decide the motion.

You were both charged with grand larceny in the first degree, James McKegney and William Cook.- On the second day of March, the present year, the residence of Mr. Pupke in West 57th street, about three oclock in the afternoon, was entered by some person and a quantity of silver knives, spoons, and forks, amounting in value to about six hundred dollars, was stolen, the work of a sneak thief.. In this street there were parties moving up and down in front of the house, and a man was putting in coal identified the same parties as did a lady and gentleman nextdoor. These three witnesses all testified that Cook came down the steps with his pockets sticking out on his vest and overcoat, and about that time McKegney was standing in front of the house on the sidewalk, While Cook went westerly in one direction and McKegney in another, McKegney soon turned and followed in the same direction as Cook. This lady went to the office of the
of the

0684

2

Inspector of Police, chief of the detectives, or station-house, where they have a duplicate of the pictures constituting the Rogues Gallery, and she there selected two pictures resembling the parties and whom she suspected of having committed the larceny, and it turned ^{out} that the picture selected for Cook, was the picture of some other person; and that point was urged upon the trial with a great deal of force, it being very clear that had that party whom this lady identified been arrested, she would have continued to identify him, and he would have been convicted of the larceny, instead of Cook. But while these defendants proved an alibi, they did not show very good character; one of them, did not certainly, perhaps not both, and they were convicted. A jury would ordinarily convict upon that testimony, and the testimony was satisfactory. Should I refuse these men a new trial, they would go to State Prison, and for that reason I took this matter under consideration.

I do not think there were any errors committed upon the trial, and that would amply sustain a conviction.

After the conviction, however, by reason of the peculiar circumstances, and the opportunities which this witness had for identifying them, I had in my own mind some doubt about the correctness of the verdict, and reported the case to Inspector Byrnes, and asked him to put some of his best officers on the trail, and endeavor to ascertain this fact about this larceny, and to ascertain whether there was any doubt as to the guilt or innocence of either one of these two men, and I had his report Monday, and I have an additional report to-day, through the sergeant detectives of his

0685

3

staff, Valelly and Crowley, and he states that there is no question about the innocence of these two men; that this larceny was committed by two other persons, and gives their names.

From that report and in view of my own doubts about the case, and further, Mr. Pupke who had taken a great deal of pains to have the perpetrators of this larceny arrested, and who was present at the trial, and who was one of the witnesses upon the trial, and the owner of the property, an intelligent gentleman, called upon me last week, and said he had been thinking it over, and hearing the evidence given upon the trial, he had become convinced there was some mistake about it and he did not think these men ought to be sent to State Prison without his protest; and upon this state of facts, I decided upon the very unusual course of granting you a new trial, although we have no newly discovered evidence that could be used.

This statement will be written out and filed with the papers in this case, as an explanation, for the granting of this motion.

If you had been boys that had never been in any trouble, ~~and~~ you would never have been arrested; that you can readily see. You must try to keep good company, and be good boys, and you will never be arrested again.

0686

Count of General Bureau -
Part. 2 -

The People vs.

m.

James W. Keegan & William
Cook -

Memorandum -

March 27

RECEIVED
MAR 27 1906

0687

Police Court—

District.

Affidavit—Larceny.

City and County }
of New York, } ss.of No. 150 West 57th Street, aged 57 years,occupation Retired Merchant being duly sworndeposes and says, that on the 2nd day of March 1887 at the City of New

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

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

11 solid silver knives (marked H. Pupke) 12 solid silver spoons (marked H. Pupke) 12 solid silver desert spoons (marked H. Pupke) 12 solid silver tea spoons (marked H. Pupke) 12 solid silver forks (marked H. Pupke) 13 solid silver knives (marked Helene Pupke) 12 solid silver forks (marked Helene Pupke) and 6 solid silver forks (marked with letter D) all of the value of Six hundred dollars

(\$600.⁰⁰/₁₀₀)the property of Deponent

and that this deponent has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen, and carried away by James Mc Reganay and William Cook (both unknown) for the reasons following to wit: that deponent was informed by Mrs. Richard Walter of No 130 West 57th Street that at about the hour of 3:30 O'clock PM said date she saw a man who greatly resembles the defendant Cook go into the area way of deponent's residence and at that time he had his hands into his pantaloons pockets and the lapels of his overcoat thrown back and in about three minutes thereafter he the defendant Cook came out of deponent's front door and came down the front steps and at that time he had his hands in the outside pockets of

0688

his overcoat with the coat held well out from his person as if he had some heavy and bulky articles in the pockets of said overcoat, and before he Cook went into Depments area way she the said Mrs Walter saw him the man that went into Depments house in company with a man who she positively identifies as the defendant Mr. Kegray and saw him go into three different areas before reaching Depments. And while said man was in Depments house she saw the defendant Mr. Kegray standing behind a post near Depments house smoking a cigarette and after said man came out of Depments house he walked through 57th St. toward 7th Avenue and turned down 7th Ave. the defendant Mr. Kegray then started from where he had been standing behind the post and walked in the opposite direction from that taken by the man that had come out of Depments house and after he had walked a short distance he Mr. Kegray suddenly turned and walked in the direction taken by the said man. And as soon as Depment received the aforesaid information he searched his home and discovered that the aforesaid property which had been in the drawers of the sideboard in Depments dining room and which had been used at lunch on said date was missing. And Depment is further informed by Hugh Traynor who was engaged putting in coal at Depments house, that he saw two men greatly resembling the two defendants now here at about the hour of 3 o'clock, said date near Depments house and saw one of said men who resembles the defendant Cook go up the steps of Depments house.

Wherefore Depment charges the said defendants with being together and acting in concert with each other and feloniously taking stealing and carrying away the aforesaid property and prays they may be held and dealt with according to law.

Sworn to before me }
this 5th day of March 1887 }
J. H. Smith }
Police Justice

John F. Lytle

Police Justice

0689

CITY AND COUNTY }
OF NEW YORK, } ss.

Mrs Richard Walter

aged _____ years, occupation *None* of No. _____

130 W. 57th

Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of

John F. Purpice

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

Sworn to before me, this

5

day of *March* 188*7*

Mrs R. Walter

J. H. H. H. H.

Police Justice.

0690

CITY AND COUNTY }
OF NEW YORK, } ss.

Hugh Traynor
Laborer of No.
aged _____ years, occupation _____
455 W. 40th Street, being duly sworn deposes and

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

Sworn to before me, this *5* day of *March* 188*7* } *Hugh Traynor*

J. Munnford
Police Justice.

0691

Sec. 198-200.

12 District Police Court.

CITY AND COUNTY OF NEW YORK, ss

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

Question. What is your name?

Answer.

James M. McKegney

Question. How old are you?

Answer.

22 years old

Question. Where were you born?

Answer.

Jersey City N.J.

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

Answer.

252 Br. 41st St. 4 years

Question. What is your business or profession?

Answer.

Paper hanger

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

Answer.

*I am not guilty
and I demand an examination*

Taken before me this

day of

March 1887

John W. [Signature]
Police Justice.

0692

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss*William Cook*

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 Cook

Question. How old are you?

Answer.

22 years old

Question. Where were you born?

Answer.

New York

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

Answer.

245 N 4 St (2d) 5 mos

Question. What is your business or profession?

Answer.

Painter

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

Answer.

*I am not guilty and
I demand an examination
William Cook*

Taken before me this

day of *June* 188*8*

Police Justice.

0693

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 _____

defendants
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
Ten _____ *Hundred Dollars, 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 *Mar 8th* _____ 188 *7* _____ *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.*

0694

Good bail each for
St. Mich. 2. PM
8th 2. PM

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

John F. Ripke
150 W. 5th St
James M. Regan
William Cook

3

4

Offense
Larceny

Dated

March 5

188

Magistrate.

Browley & Valley

Officer S

Precinct.

Witnesses

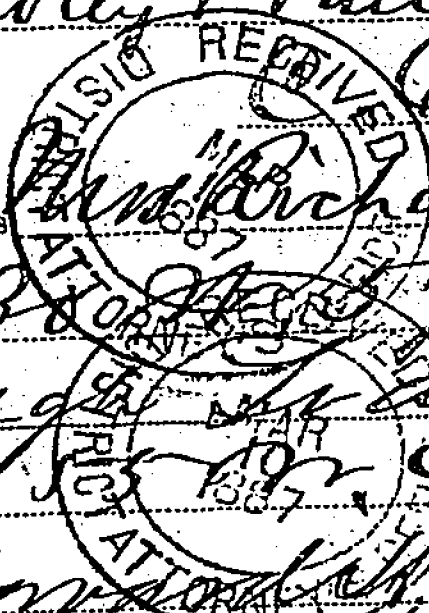
No.

No.

No.

1000 each to answer

Corn



0695

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

James Mc Neagney
and
William Rada

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

James Mc Neagney and *William Rada*
of the CRIME OF GRAND LARCENY IN THE *First* DEGREE, committed
as follows:

The said *James Mc Neagney* and
William Rada, doth —

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

Twenty four silver knives of the
value of Ten dollars each, thirty
six silver spoons of the value of
eight dollars each, and thirty
silver goblets of the value of
Ten dollars each,

of the goods, chattels and personal property of one *John F. Purdee,*

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.

David H. Smith
District Attorney.

0696

BOX:

253

FOLDER:

2453

DESCRIPTION:

McKinley, John

DATE:

03/29/87



2453

Witnesses:

James D. Kinney
Charg. Valley

207

Counsel,

Filed, *29* day of *March* 188*7*

Pleeds

THE PEOPLE

vs.

Grand Larceny, *2nd* degree
[Sections 528, 58] Penal Code]

John Mc Kinley
March 30th
Wm. H. H. H.

RANDOLPH B. MARTINE,

District Attorney.

Leave One year.

A True Bill.

Rowin Dash Foreman.

0697

0698

Police Court—1st District.

Affidavit—Larceny.

City and County } ss.
of New York,

of No. 572 Madison Avenue Street, aged 37 years,
 occupation Cigarettes + Tobacco (being duly sworn)
 deposes and says, that on the 20th day of March 1887 at the City of New
 York, in the County of New York, was feloniously taken, stolen and carried away from the possession
 of deponent, in the day time, the following property viz:

One pair of Mens Shoes one pistol
+ a set of Brass weights together of
the value of Thirty Dollars

the property of

Deponent

and that this deponent
 has a probable cause to suspect, and does suspect, that the said property was feloniously taken, stolen,
 and carried away by John Mc Kinley now here
 from the fact that the said defendant
 was employed by deponent as an Assistant
 Butler and on the above described date
 deponent missed the aforesaid pistol and
 deponent is informed by Peter Mc Mahon
 of no 463, West 49th Street private Detective
 for the Kinney Tobacco Company that the
 defendant admitted and confessed to him
 Mc Mahon that he defendant did take steal
 and carry away the aforesaid property and
 stated to Mc Mahon that he defendant
 sold the aforesaid shoes to Simon Weidman
 dealer in second hand shoes at no 18 1/2 Bayth
 Street and said Mc Mahon and James F. Valletta

0699

Detective Sergeant of Police Head quarters went to said store no 18 1/2 Baxter Street and found the aforesaid shoes here shown which deponent identifies as a portion of the property taken stolen and carried away as aforesaid deponent has also seen the aforesaid pistol at the 6th Precinct Station House found in possession of said defendant by officer Wm J Gillespie of the 6th Precinct Police and identified the same as a portion of the property taken stolen and carried away as aforesaid

Sworn to before me this

23rd day of March 1884

James L. Conroy

John R. Smith

Police Justice

0700

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 27 years, occupation Private Detective of No.

463 West 49th Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Francis S. Kinney

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

Sworn to before me, this 23
day of March 1887

J. F. McMahon

Salomon S. Smith

Police Justice.

0701

Sec. 198-200.

CITY AND COUNTY OF NEW YORK, { ss

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I took the articles when I was arrested

John McElinley

Taken before me this

29th

day of March 1897
Wm. J. [Signature]
Police Justice.

0702

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 _____

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

Dated *March 23* 188

Solomon S. 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.

0703

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Francis A. Kinney

574 Madison Ave

John McSweeney

1 _____

2 _____

3 _____

4 _____

Dated *March 23* 188*7*

Smith Magistrate.

Officer Officer.

Co Precinct.

Witnesses *McMahon*

No. *463 West 49th* Street.

No. *18 1/2 Barter* Street.

Wm J Gillespie

No. *Police officer 6th Prec* Street.

\$ *1000* to answer *S.S.*

Wm

0704

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

John McKindley

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

John McKindley —

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

The said

John McKindley

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

*one pair of shoes of the value
of fifteen dollars, one pistol
of the value of twenty dollars,
and one set of brass weights
of the value of five dollars.*

of the goods, chattels and personal property of one

Francis S. Kinney

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.

Charles W. Smith
District Attorney.

0705

BOX:

253

FOLDER:

2453

DESCRIPTION:

McLoughlin, John

DATE:

03/02/87



2453

Witnesses:

Officer J. Fulton
Defendant has been
in 14 of 14
He found the
person checked out

PR
Z

207
Filed

Counsel,

Filed 2 day of March 1887

Pleads,

THE PEOPLE
vs.
John McLaughlin

Burglary in the Third Degree
Sections 498, 506, 528, 631

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.

James J. Morrow

Foreman

James J. Morrow
Clerk of Court
24th & May St
N.Y.C.

0707

Police Court—21 District.City and County }
of New York, } ss.:

Annie Towley
of No. 22 Barrow Street, aged 36 years,
occupation Manufacturer of artificial flowers & feathers being duly sworn

deposes and says, that the premises No. 22 Barrow Street,
in the City and County aforesaid, the said being a five story brick building
in the 9th ward of said city
and which was occupied by deponent as a dwelling house
and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly prying open
the door of deponent's apartment which
is the front room of the 3rd floor of said
premises with a chisel or some such
instrument

on the 18th day of February 1887 in the day time, and the
following property feloniously taken, stolen, and carried away, viz:

three ladies dresses one overcoat one suit
of boys clothes two silk mufflers one hat
six silver spoons one pocket book
containing good and lawful money of the
United States to the amount of five
Cents all of the value of

Sixty five dollars

(\$65.00)

the property of deponent

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

John W. Loughlin and John Garrison
(both now here)

for the reasons following, to wit: that at the hour of 8 O'clock
on said date deponent locked and securely
fastened the door of her apartment which
is the front room on the 3rd floor of said
premises and went to her business leaving said
apartment alone. and when deponent returned
at the hour of 5:45 O'clock P.M. same day
she discovered her door broken open as aforesaid
and said property missing. and deponent is

0708

informed by Elizabeth Cagan of no 22
Barrow St that at about the hour of 12 O'clock
on said date she met two young men in the
hallway of the 4th floor of said premises who greatly
resemble the said defendants who asked her the
said Elizabeth Cagan where Mrs Fowley lived
she then told the said two young men that Mrs Fowley
lived on the third floor underneath her they the said
two young men went down stairs to the third floor
of said premises together and in company with each
other. And defendant is further informed by Tryon
M. Jewell of no 22 Barrow St that between
the hours of 12 & 1 O'clock PM said date he was
sitting at his window which is on the 1st floor of
said premises and that he saw the defendant
Wm Loughlin leaving the stoop of said premises
with a large bundle wrapped in a sheet in
his Wm Loughlin's possession. And defendant is
still further informed by Officer John S. Fulton that
when he searched the defendants he found in the
possession of the defendant Wm Loughlin a gimlet a
key a button hook a knife and a chisel, and in the
possession of the defendant Limson a candle two
keys one frame tinker, Wherefore defendant charges
the said defendants with being together and acting in
conjunction with each other and burglariously entering said
premises as aforesaid and feloniously taking stealing
and carrying away said property and praying they
may be held and dealt with according to law.

Served to before me
this 2nd day of Feb 1887

Mrs Annie Fowley
Police Justice

Police Court

THE PEOPLE
ON THE COMPLAINT OF

vs.

Dated

Witnesses:

Committed in default of

Bailed by

No.

0709

CITY AND COUNTY }
OF NEW YORK, } ss.

Elizabeth Egan
aged *28* years, occupation *Housekeeper* of No. *32 Barrow* Street, being duly sworn deposes and

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

Sworn to before me, this

24

day of

May

188*7*

Elizabeth Egan

[Signature]

Police Justice.

0710

CITY AND COUNTY }
OF NEW YORK, } ss.

aged 50 years, occupation News dealer of No. 22 Barren Street, being duly sworn, deposes and

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

Sworn to before me, this

day of

24 } Trayon M. Jewell
July 1883 }
Henry M. Munn
Police Justice.

0711

CITY AND COUNTY }
OF NEW YORK, } ss.

John S. Fulton
aged _____ years, occupation Police Officer of No. _____

9th Precinct Police Street, being duly sworn deposes and

says, that he has heard read the foregoing affidavit of Annie Lowley

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

Sworn to before me, this 24
day of July 1887 } John S. Fulton

Wm. Murray
Police Justice.

0712

Sec. 198-200.

2

District Police Court.

CITY AND COUNTY
OF NEW YORK, ss

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

Question. What is your name?

Answer.

John McLaughlin

Question. How old are you?

Answer.

15 years old

Question. Where were you born?

Answer.

New York

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

Answer.

435 Hudson St 4 mos

Question. What is your business or profession?

Answer.

Work in a tin factory

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 but Grimes was not with me.

John McLaughlin

Taken before me this

24

July 1900

Police Justice.

0713

Sec. 198-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK,

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

Question. What is your name?

Answer.

John Grimsen

Question. How old are you?

Answer.

19 years old

Question. Where were you born?

Answer.

New York

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

Answer.

461. Washington St. 3 weeks

Question. What is your business or profession?

Answer.

Work in a cracker bakery

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

John Grimsen

Taken before me this

day of *July* 188*8*

Police Justice.

0714

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 John A. W. Hughes

and John A. W. Hughes
guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of
\$100 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 July 24 188 John A. W. Hughes 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 Alfred and Prinsen
_____ guilty of the offence within mentioned, I order he to be discharged.

Dated July 25 188 John A. W. Hughes Police Justice.

0715

Police Court 21 District. 258

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Aunie Howley
222 Barron St.
John W. Loughan
John Trinken

Office Murray
Lawrence

BAILED,

No. 1, by _____

Residence _____ Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Dated July 24 1887

Murray Magistrate.

Valiant & L... Officer.

Witnesses Elizabeth O'Brien

No. 22 Barron Street.

John M. Jewell

No. 22 Barron Street.

John A. Fulton

No. 9th Street.

Pratt Rogers

No. 1000 Street.

\$ 200 to answer

dis.

Exp Feb 25th 9/12 A 16.

(M. 1 (Crm))

0716

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

John Mc Sweeney

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

John Mc Sweeney

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

The said *John Mc Sweeney*,

late of the *Ward* Ward of the City of New York, in the County of New York, aforesaid, on the *15th* day of *September* in the year of our Lord one thousand eight hundred and eighty-*seven*, with force and arms, at the Ward, City and County aforesaid, a certain building there situate, to wit: the *dwelling house* of one

Annie Sweeney

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

Annie Sweeney

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

SECOND COUNT—

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

John Mc Donogh —
of the CRIME OF *Fraud* LARCENY *in the second degree*, committed as follows:

The said

John Mc Donogh,
late of the Ward, City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid,
at the Ward, City and County aforesaid, in the *day* time of the said day, with force and arms,
Three dresses of the value of ten dollars each, one overcoat of the value of ten dollars, one coat of the value of seven dollars, one pair of breeches of the value of two dollars, one vest of the value of one dollar, two mittens of the value of two dollars each, one hat of the value of three dollars, six spoons of the value of two dollars each, one pocket watch of the value of one dollar, one nickel coin of the value of five cents, and five coins (of the said called cents) of the value of one cent each,

of the goods, chattels and personal property of one *Annie Foulley*,
in the *dwelling house* of the said *Annie Foulley*.

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

Charles J. Smith

District Attorney.

0718

BOX:

253

FOLDER:

2453

DESCRIPTION:

McPike, Frank

DATE:

03/16/87



2453

Witnesses:

R. W. Moore

J. J. Sorogan

76

Counsel,

Filed 16 day of March 1887

Pleads, *M. J. Sorogan*

THE PEOPLE

vs.

Frank McPike

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by Chap. 677, Laws of 1886, §§ 2 and 3; § 480, Penal Code; Chap. 238, Laws of 1882, § 1; and Chap. 246, Ibid., § 1; and Chap. 215, Ibid., § 1.]

RANDOLPH B. MARTINE,

District Attorney.

Ap. 18/87

A True Bill.

Parkville April 18/87

*Pleads, *Smith**

Bornie Dask Foreman.

Line #100

p. 100

0719

0720

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

Joseph J. Sorogan, of No. 350 Washington Street,
being duly sworn, says: That he resides at No. 126 E. 89th
Street, in the City of New York, County and State of New York, is 29
years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Com-
missioner; That at the times hereinafter mentioned one Frank McPike

was a Retail Grocery Dealer, and had his Grocery Store
in a room in No. 31 Bathurst Street, in the said City of New
York, and occupied and controlled such room; That on the 11th
day of September, 1886, deponent went into said Frank
McPike's store and such room so occupied and controlled by
him, and said to him McPike that he wanted to
buy some Butter; That the said Frank McPike in
response thereto then and there sold and delivered to deponent one
pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent
then and there paid him twenty cents per pound; That it was so sold
and delivered to deponent by said Frank McPike as
and for Butter, the product of the dairy; That thereafter and on September
13th, 1886, deponent delivered a portion of such substance so sold to
him by said Frank McPike to Russell
McDonnell, a Chemist of No. Fourth Avenue

Street in said City of New York, and caused the same to be analyzed by such Chemist; That
the certificate thereof made by such Chemist is hereto annexed; That such substance so sold
and delivered to deponent by said Frank McPike
was not Butter, the product of the dairy, and was not made from unadulterated milk or cream;
That it was a manufactured oleaginous substance not produced from milk or cream, and had been
made by mixing, compounding with and adding to natural milk, cream or Butter, some animal
fats or animal or vegetable oils, ~~Not~~ produced from milk or cream, so as to produce an article,
substance and human food in imitation and semblance of natural Butter; That the said substance
had been and was colored with some coloring matter whereby said substance was made to and did
resemble Butter the product of the dairy, and was so colored thereby in semblance of and to re-
semble natural Butter; That on said 11th day of

September, 1886, deponent in said
~~store and room occupied and controlled by him saw a quantity of such manufactured substance~~
~~offered for sale as and for Butter made from unadulterated milk or cream, with intent to sell the~~
~~same as and for Butter made from unadulterated milk or cream in the ordinary course of said~~
~~Grocery business.~~

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

Sworn to before me this 11th
day of September 1886.

Joseph J. Sorogan

John J. Brown
Police Justice.

0721

Paul Dill Police
Court of *New York*
County of *New York*

THE PEOPLE, &c.
Joseph J. Corozan
vs.
Frank McPhee

Affidavit:
Joseph J. Corozan
350 Washington Street

Witnesses:
Edmund L. McLean
Residence *350 Washington Street*
Emmanuel W. Moore
School of Ministry
Residence *41 Ave 849 St*

Residence _____

0722

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

New York, *September 27th* 1886

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, *804 6 D Sept 11th 1886 #31 Catherine St City E. Wilson*
Received from *Mr B. F. Van Valkenburg* per *J. J. Sorgan*
on *Monday Sept 13th 1886*.

THE SAMPLE CONTAINS:

WATER,	- - - - -	99.5%
ANIMAL AND BUTTER FAT,	- - - - -	81.67%
CURD,	- - - - -	1.53%
SALT,	- - - - -	2.85%
		100.00

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS,	- - - - -	95.04%
SOLUBLE " "	- - - - -	69%
SPECIFIC GRAVITY OF THE FAT		
AT 100° F.,	- - - - -	0%
REICHERT FIGURE, C. C. $\frac{N}{10}$ Na OH...		146

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

Respectfully yours,

Russell W. Moore

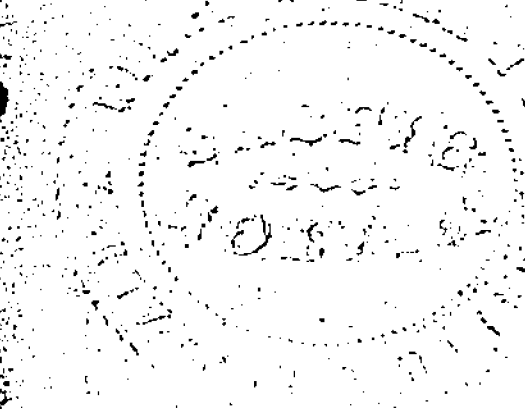
Mr. B. F. Van Valkenburg
West Dairy, Conn.

State of *New York*
City and *County* of *New York* SS.

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

Chas. H. Dwyer
Notary Public
Certificate # 1111

0723



Ac. 8246.D.
Sept 27/76

0724

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK

District Police Court.

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

Question. What is your name?

Answer.

Question. How old are you?

Answer.

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer.

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

Answer.

I am not guilty and
I demand a trial by
jury
Frank McPike

Taken before me this

day of

188

Police Justice.

0725

Sec. 151.

Police Court 2nd District.

CITY AND COUNTY
OF NEW YORK, } ss.

*In the name of the People of the State of New York; To the Sheriff of the County
of New York, or to any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the *Police*
Justices for the City of New York, by Joseph J. Sirogan

of No. 330 Washington Street, that on the 11th day of September
1886 at the City of New York, in the County of New York,

*on the premises
31 Catherine Street one Frank McPike
did sell to Joseph J. Sirogan one
round of oleomargarine made in imitation
and resemblance of butter as and for
butter in violation of Chapter 577
of the Laws of 1886*

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him
forthwith before me, at the 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 11th day of September 1886

John Sherman POLICE JUSTICE.

0726

38. W. The Grocer H. Nos. 48. Catherine Street

The within named

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

Dated _____ 188

Police Justice

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph J. Soregan
vs.

Frank M. L. Ke

Warrant-General.

Dated November 11 1886

Gorman Magistrate

Campbell Officer.

The Defendant

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

Randolph M. Campbell Officer.

Dated November 12 1886

This Warrant may be executed on Sunday or at
night.

Police Justice.

0727

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

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

Dated Nov 12 1886 John Thomas Police Justice.

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

Dated Nov 12 1886 John Thomas 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.

0728

BAILED

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Edward G. Byrnes
218 Front Street.

Police Court

District.

THE PEOPLE &c.,
ON THE COMPLAINT OF

Per J. D. Morgan
J. H. McVane

2

3

4

Dated

188

German Magistrate.
Crimphell Officer.
Precinct.

Witnesses

No.

Street.

No.

Street.

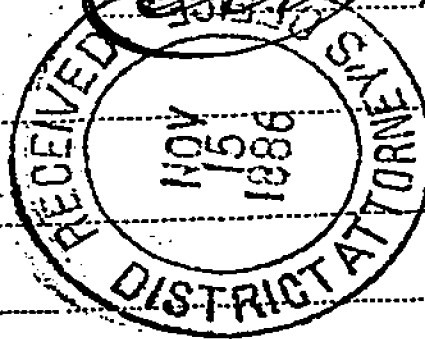
No.

Street.

\$ 500 to answer

Gen Lee

Bailed



0729

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Franka McEldon

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

Franka McEldon

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

of a Misdemeanor, committed as follows:

The said

Franka McEldon,

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

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

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

Franka McEldon

of a Misdemeanor, committed as follows:

The said

Franka McEldon,

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

0730

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

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

Franklin McEwen

of a Misdemeanor committed as follows:

The said

Franklin McEwen,

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

Joseph J. Dorogon, one pound
of a certain substance, not being butter, and commonly called oleomargarine, and did then and there falsely represent the same to the said *Joseph J. Dorogon*

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

FOURTH COUNT: (Section 480, Penal Code)

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

Franklin McEwen

of a Misdemeanor, committed as follows:

The said

Franklin McEwen,

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

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

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

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

Franklin McEwen

of a Misdemeanor, committed as follows:

The said

Franklin McEwen,

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

0731

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

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

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

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

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

- Sandra Mc Phee -

of a Misdemeanor, committed as follows:

The said *Sandra Mc Phee*,

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

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

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

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

- Sandra Mc Phee -

of a Misdemeanor, committed as follows:

The said *Sandra Mc Phee*,

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

at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

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

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

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

Frank McPhee
of a Misdemeanor, committed as follows:

The said *Frank McPhee*

late of the City and County aforesaid, afterwards, to wit: on the said *seventh* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Joseph J. Doregan, one pound*

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

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

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

Frank McPhee
of a Misdemeanor, committed as follows:

The said *Frank McPhee*

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

Joseph J. Doregan, one pound

0733

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

RANDOLPH B. MARTINE,

District Attorney.

0734

BOX:

253

FOLDER:

2453

DESCRIPTION:

McQuade, Bernard C.

DATE:

03/16/87



2453

0735

L 97/113

Witnesses:

Counsel,

Filed

16 day of March 1887

Pleads,

Argued for

THE PEOPLE

vs.

B

Bernard C. McQuade

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by Chap. 677, Laws of 1886, §§ 2 and 3; § 480, Penal Code; Chap. 288, Laws of 1882, § 3; Chap. 246, Ibid., § 1; and Chap. 216, Ibid., § 2.]

RANDOLPH B. MARTINE,

District Attorney.

Pat. II, April 18/87
Pleads Guilty

A True Bill.

Bowie Dash Foreman.
Great drop with indistinct
that permanent belt
was removed for tickets &
vacation
L.D.

0736

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

Edmund S. Nelson, of No. 350 Washington Street, being duly sworn, says: That he resides at No. 153 1/2 Street Street, in the City of New York, County and State of New York, is 32 years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Commissioner; That at the times hereinafter mentioned one Bernard B. McQuade was a Retail Grocery Dealer, and had his Grocery Store in a room in No. 129 West Street, in the said City of New York, and occupied and controlled such room; That on the 6th day of October, 1886, deponent went into said McQuade's store and such room so occupied and controlled by him, and said to said Bernard B. McQuade that he wanted to buy some Butter; That the said Bernard B. McQuade in response thereto then and there sold and delivered to deponent one pound of the manufactured substance hereinafter mentioned, for which he asked and deponent then and there paid him twenty five cents per pound; That it was so sold and delivered to deponent by said Bernard B. McQuade as and for Butter, the product of the dairy; That thereafter and on October 6th, 1886, deponent delivered a portion of such substance so sold to him by said Bernard B. McQuade to Charles M. Willmect, a Chemist of No. 55 Fulton Street in said City of New York, and caused the same to be analyzed by such Chemist; That the certificate thereof made by such Chemist is hereto annexed; That such substance so sold and delivered to deponent by said Bernard B. McQuade was not Butter, the product of the dairy, and was not made from unadulterated milk or cream; That it was a manufactured oleaginous substance not produced from milk or cream, and had been made by mixing, compounding with and adding to natural milk, cream or Butter, some animal fats or animal or vegetable oils, ~~Not~~ produced from milk or cream, so as to produce an article, substance and human food in imitation and semblance of natural Butter; That the said substance had been and was colored with some coloring matter whereby said substance was made to and did resemble Butter the product of the dairy, and was so colored thereby in semblance of and to resemble natural Butter; That on said 6th day of October, 1886, deponent in said store and room occupied and controlled by him saw a quantity of such manufactured substance offered for sale as and for Butter made from unadulterated milk or cream, with intent to sell the same as and for Butter made from unadulterated milk or cream in the ordinary course of said Grocery business.

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

Sworn to before me this 5th day of November, 1886.

Edmund S. Nelson

John J. Thompson
Police Justice.

Ind of Det Police

Court of

County of New York

THE PEOPLE & C.

Edmund C. Wilson

vs.

Edward C. McCord

Affidavit:

Edmund C. Wilson

30 Washington Street

Witnesses:

Joseph J. Smyth

Residence 30 Washington Street

Charles M. Steele

Residence 33 Fulton Street

Residence

0738

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. 20572.

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

P. O. Box 1261.

New York, Oct. 8, 1886

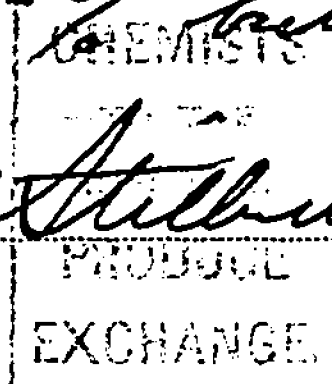
Certificate of Analysis

of a sealed sample of..... "BUTTER".....
marked..... 96 7 New York Oct 6th 1886-129 West St. 6.30 a.m.
..... J. J. Longman Esq. received for account of M. B. F. Van Valkenburgh Oct 6th 86
drawn by our Agent..... per Mr. E. S. Wilson

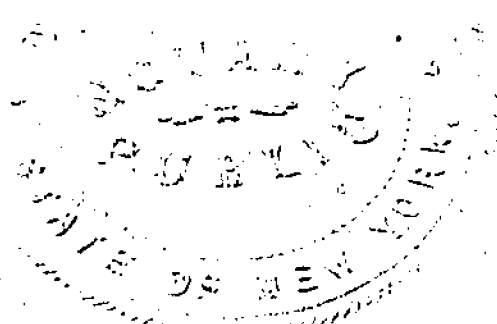
This Sample contains	Analysis of the Fat present in the sample.
Animal and Butter Fat,....	85.58 Soluble Fatty Acids, [on a dry basis].... 1.41 %
Curd,.....	0.94 Insoluble do do do 93.61 %
Salt, [Ash],.....	2.44 Specific Gravity of the dry Fat, at 100° Fah., 0.9058
Water, at 100° C.,.....	11.04 Titre,.....°C.

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

This sample contains about 25% of butter
Very Respectfully,
Charles M. Stillwell
No. B. F. Van Valkenburgh
my



State of New York }
City of New York } ss.
County of New York }
On the eighth day of October in the year one thousand eight hundred
and eighty six before me personally came Charles M. Stillwell
to me known, and known to me to be the individual described in, and who executed the foregoing
instrument, and he acknowledged that he executed the same.



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

0739

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK.

District Police Court.

Bernard C. McQuade being duly examined before the under-
signed, 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. *Bernard C. McQuade*

Question. How old are you?

Answer. *36 years old*

Question. Where were you born?

Answer. *Dublin*

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

Answer. *441. Dr Bk St. 3 years*

Question. What is your business or profession?

Answer. *Butcher*

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

Answer.

*I am not guilty and
I demand a trial by Jury
Bernard C. McQuade*

Taken before me this

day of

188

Police Justice.

0740

Sec. 151.

Police Court 2nd District.

CITY AND COUNTY
OF NEW YORK, } ss.

In the name of the People of the State of New York; To the Sheriff of the County
of New York, or to any Marshal or Policeman of the City of New York, GREETING:

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Edmund S. Wilson
of No. 357 Washington Street, that on the 6th day of October
1886 at the City of New York, in the County of New York,

On the premises
129 West Street one Bernard
B. McQuade did sell to Edmund
Wilson a and for better one pound
30 of oleomargarine made in violation
of the resemblance of butter in violation
of Chapter 577 of the laws of 1888.

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 5 day of November 1886

John Horman POLICE JUSTICE.

0741

Stout & Munroe 129 West

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edmund S. Wilson

vs.

Bernard L. McQuade

Warrant-General.

Dated *November 5* 188*6*

Gorman Magistrate

Campbell Officer.
Burns The Defendant *McQuade*

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

Matthews Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

Police Justice.

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

Dated 188

Police Justice

The within named

0742

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

Dated

1886

Johnston Police Justice.

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

Dated

1886

Johnston 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

0743

BAILED.

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Edward S. Wilson

Bernard C. McQuade

2

3

4

Dated

188

Magistrate.

Officer.

Precinct.

Witnesses

No.

Street.

No.

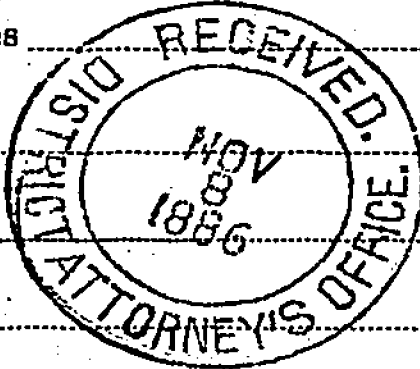
Street.

No.

Street.

\$300 to answer

Bailed



1667
Admission
of Bond

0744

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Bernard R. McDade

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

Bernard R. McDade

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

of a Misdemeanor, committed as follows:

The said

Bernard R. McDade

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

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

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

Bernard R. McDade

of a Misdemeanor, committed as follows:

The said

Bernard R. McDade

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

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

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

Bernard R. McDade —

of a Misdemeanor committed as follows:

The said

Bernard R. McDade,

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

Edmund S. Wilson, one pound —

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

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

FOURTH COUNT: (Section 480, Penal Code)

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

Bernard R. McDade —

of a Misdemeanor, committed as follows:

The said

Bernard R. McDade,

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

Edmund S. Wilson. —

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

FIFTH COUNT: (Chap. 238, Laws of 1882, § 8.)

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

Bernard R. McDade —

of a Misdemeanor, committed as follows:

The said

Bernard R. McDade,

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

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

Edmund S. Wilson —

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

Edmund S. Wilson, —

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

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

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

Edward R. McDade —

of a Misdemeanor, committed as follows:

The said

Edward R. McDade,

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

Edmund S. Wilson, one pound

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

SEVENTH COUNT: (Chap. 188, Laws of 1885, § 7, as amended by Chap. 577, Laws of 1886, § 2.)

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

Edward R. McDade —

of a Misdemeanor, committed as follows:

The said

Edward R. McDade,

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

at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Edmund S. Wilson, one pound

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

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

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

Bernard E. McDade -

of a Misdemeanor, committed as follows:

The said

Bernard E. McDade.

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

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

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

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

Bernard E. McDade -

of a Misdemeanor, committed as follows:

The said

Bernard E. McDade.

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

Edmund S. Wilson, one pound

0748

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

RANDOLPH B. MARTINE,

District Attorney.

0749

124

Counsel

Filed 16th day of January 1887

Plaintiff

THE PEOPLE

MISDEMEANOR

Chap. 183, Laws of 1885, ss. 7 and 8, as amended by Chap. 877, Laws of 1886, ss. 2 and 8, § 490, Penal Code, Chap. 288, Laws of 1882, § 8, Ibid. § 1, and Chap. 210, Ibid. § 237, § 1.

Edward C. McQuade

RANDOLPH B. MARTINE

District Attorney

1/16/87

Deborah L. Turner

A True Bill.

James D. Oak

Foreman

Witnesses:

0750

Sec. 198—200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss.

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

Question. What is your name?

Answer.

Bernard B. McQuade

Question. How old are you?

Answer.

Thirty five years

Question. Where were you born?

Answer.

Ireland

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

Answer.

441 West 34th St New York

Question. What is your business or profession?

Answer.

Butcher

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.
Bernard B. McQuade*

Taken before me this

24th 1885

day of *August* 1885

John J. McQuade

Police Justice.

0751

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

New York, Oct. 7th 1886

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

1625
Marked, B 971, 129 West St., N.Y., Sept 30th 86
Received from B. F. Van Valkenburgh per Chas. Sears
on Oct 1st 1886.

THE SAMPLE CONTAINS:

WATER, - - - -	11.70%
ANIMAL AND BUTTER FAT, -	84.83%
CURD, - - - -	1.01%
SALT, - - - -	2.46%

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS, -	95.20%
SOLUBLE " " -	0.17%
SPECIFIC GRAVITY OF THE FAT AT 100° F., - - -	0.945

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

Respectfully yours,

E. G. Love, Ph. D.

Mr. B. F. Van Valkenburgh

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

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

Notary Public
H. S. L. Co.
Cut Filed N.Y. Co.

0752

Apr. 13. 971

Oct. 7th 86

0753

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

Charles Sears, of No. 350 Washington Street,
being duly sworn, says: That he resides at No. Montgomery
Street, in the City of New York, County and State of New York, is 35

years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Com-
missioner; That at the times hereinafter mentioned one Bernard B.

McQuade was a Retail Grocery Dealer, and had his Grocery Store
in a room in No. 129 Beekman Street, in the said City of New
York, and occupied and controlled such room; That on the 30th
day of September, 1886, deponent went into said Bernard

McQuade's store and such room so occupied and controlled by
him, and said to him Bernard B. McQuade that he wanted to
buy some Butter; That the said Bernard B. McQuade in
response thereto then and there sold and delivered to deponent one

pound of the manufactured substance hereinafter mentioned; for which he asked and deponent
then and there paid him twenty five cents per pound; That it was so sold
and delivered to deponent by said Bernard B. McQuade as
and for Butter, the product of the dairy; That thereafter and on October

1st, 1886, deponent delivered a portion of such substance so sold to
him by said Bernard B. McQuade to Edward

G. Howe, a Chemist of No. 122 Spring
Street in said City of New York, and caused the same to be analyzed by such Chemist; That
the certificate thereof made by such Chemist is hereto annexed; That such substance so sold
and delivered to deponent by said Bernard B. McQuade

was not Butter, the product of the dairy, and was not made from unadulterated milk or cream;
That it was a manufactured oleaginous substance not produced from milk or cream, and had been
made by mixing, compounding with and adding to natural milk, cream or Butter, some animal
fats or animal or vegetable oils, ~~not~~ produced from milk or cream, so as to produce an article,
substance and human food in imitation and semblance of natural Butter; That the said substance
had been and was colored with some coloring matter whereby said substance was made to and did
resemble Butter the product of the dairy, and was so colored thereby in semblance of and to re-
semble natural Butter; That on said day of

1886, deponent in said
store and room occupied and controlled by him saw a quantity of such manufactured substance
offered for sale as and for Butter made from unadulterated milk or cream, with intent to sell the
same as and for Butter made from unadulterated milk or cream in the ordinary course of said
Grocery business.

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

Sworn to before me this 23rd
day of November 1886.

Charles Sears
John Patterson
Justice.

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

THE PEOPLE, &c.
Charles Sears
vs.
Bernard C. McCord

Affidavit:
John Sears
350 Washington
Witnesses:
A. S. Clark
Residence 350 Washington
E. G. Love
Residence 122 Bway

Residence

0755

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 Charles Sears of No. 357 Washington Street, that on the 30 day of September 1886 at the City of New York, in the County of New York, on the premises 129 West Street one Bernard C. McQuade did sell as and for butter & Charles Sears one pound of oleomargarine made in imitation and semblance of butter by mixing same animal fats with milk cream & butter in violation of Chapter 577 Laws of 1886.

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring him forthwith before me, at the 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 September 1886

John Patterson POLICE JUSTICE.

0756

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Sears

vs

Bernard C. McQuade

Warrant-General.

Dated *November 23* 1886

Patterson

Magistrate.

Campbell

Officer.

The Defendant *Bernard C. McQuade*
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Ronald Matthew Campbell Officer.

Dated *November 24* 1886

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest, *10¹⁰ A.M.*

Native of *Ireland*

Age, *36*

Sex, *Male*

Complexion, *Fair*

Color, *White*

Profession, *Butcher*

Married, *Yes*

Single, _____

Read, *Yes*

Write, *Yes*

441 Br. 34, Street

0757

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 McQuade

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

Dated September 24 1886 J M Patterson Police Justice.

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

Dated Nov 24 1886 J M Patterson 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.

0758

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Police Court

District

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Sears

vs.
Bernard C. W. Wade

2
3
4

Adulteration of Whisky
Offence

Dated

November 24

1886

Patterson

Magistrate.

Campbell

Officer.

Cont

Precinct.

Witnesses

A. H. Clark

No.

350 Washington

Street.

No.

B. G. Lee

Street.

No.

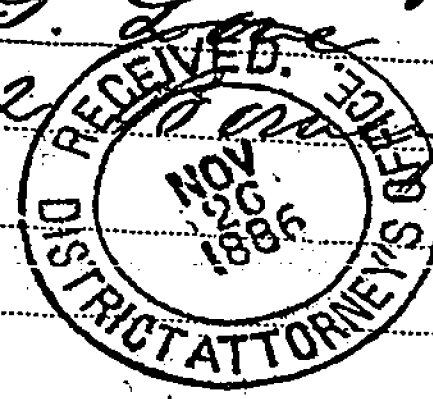
122

Street.

\$

800

to answer



Bailed

0759

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Bernard R. McQuade

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

Bernard R. McQuade —

(Chap. 183, Laws of
1885, § 8,
as amended by
Chap. 577, Laws of
1886, § 3.) of a Misdemeanor, committed as follows:

The said *Bernard R. McQuade,*

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

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

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

Bernard R. McQuade —

of a Misdemeanor, committed as follows:

The said *Bernard R. McQuade,*

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

of a certain oleaginous substance and compound, not made nor produced from milk or cream (a more
particular description of which said substance and compound, and of the ingredients and matters of
which the same was made and produced, is to the Grand Jury aforesaid unknown, and cannot now
be given), as and for butter, the product of the dairy; against the form of the statute in such case
made and provided, and against the peace and dignity of the said people.

0760

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

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

Bernard R. McDade —

of a Misdemeanor committed as follows:

The said

Bernard R. McDade,

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

Charles Sears, one pound —

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

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

FOURTH COUNT: (Section 480, Penal Code)

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

Bernard R. McDade —

of a Misdemeanor, committed as follows:

The said

Bernard R. McDade,

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

Charles Sears, —

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

FIFTH COUNT: (Chap. 288, Laws of 1882, § 3.)

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

Bernard R. McDade —

of a Misdemeanor, committed as follows:

The said

Bernard R. McDade,

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

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

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

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

SIXTH COUNT: (Chap. 215, Laws 1892, § 2.)

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

Bernard R. McDade
of a Misdemeanor, committed as follows:

The said

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

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

SEVENTH COUNT: (Chap. 183, Laws of 1885, § 7, as amended by Chap. 577, Laws of 1896, § 2.)

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

Bernard R. McDade
of a Misdemeanor, committed as follows:

The said

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

at the City and County aforesaid, did unlawfully sell and cause and procure to be sold to one

Charles Sears, one pound

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

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

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

Bernard R. McDade -

of a Misdemeanor, committed as follows:

The said

Bernard R. McDade,

late of the City and County aforesaid, afterwards, to wit: on the said *thirtieth* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*nine*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Charles Sears, one pound -*

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

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

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

Bernard R. McDade -

of a Misdemeanor, committed as follows:

The said

Bernard R. McDade,

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

Charles Sears, one pound

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

RANDOLPH B. MARTINE,

District Attorney.

0764

BOX:

253

FOLDER:

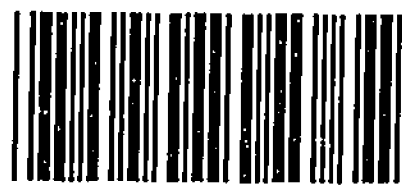
2453

DESCRIPTION:

Mead, Frank

DATE:

03/22/87



2453

0765

BOX:

253

FOLDER:

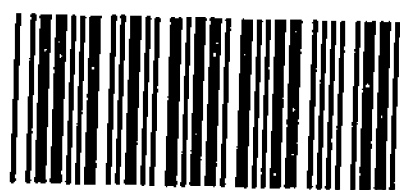
2453

DESCRIPTION:

Montgomery, James

DATE:

03/22/87



2453

Witnesses:

Mr. Solomon

Edw Mc Dermott

146
Counsel,
Filed 22 day of March 1887
Pleaded *Allegedly (Ch.)*

THE PEOPLE

vs.

Frank Mead

and

James Montgomery

RANDOLPH B. MARTINE,

District Attorney.

Filed 25

Ex. 11

A True Bill.

Bornie Stark Foreman
Ch 25/87

Booby
Pleaded Guilty
S. P. Five years each.

Burglary in the Third Degree
Sections 499, 506, 528 and 530.

0766

0767

Police Court—14th District.City and County } ss.:
of New York.of No. 861 3rd Avenue Morris Solomon 37 years,occupation Tailor being duly sworndeposes and says, that the premises No. 861 3rd Avenue Street, 19th Wardin the City and County aforesaid the said being a tailor store anddwelllingand which was occupied by deponent as a tailor store~~and in which there was at the time a human being, by name~~were BURGLARIOUSLY entered by means of forcibly breaking and
removing an iron bar in the
rear window of said premiseson the 10th day of March 1888 in the night time, and the
following property feloniously taken, stolen, and carried away, viz:Fifteen rolls of cloth of the value
of seven hundred and fifty dollars
seventeen pairs of pantaloons of the
value of One hundred and twenty
five dollars and two coats of the
value of fifty dollars, all together
of the value of nine hundred and
twenty five dollars (\$925.00)the property of Mina Solomon in deponent's charge
and deponent further says, that he has great cause to believe, and does believe, that the aforesaid
BURGLARY was committed and the aforesaid property taken, stolen and carried away byFrank Mead and James Montgomery

for the reasons following, to wit:

that deponent was informed
by John J. McWherter and Henry Steinhaus
both of the 23rd Precinct that they arrested
said defendants at about the hour of
3 a.m. on said date for the reason
that he McWherter saw a person in
said premises at about said hour
that he entered the hallway of premises
adjoining said premises and heard

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persons in said premises making a slight noise, that before entering said hallway he saw a man passing property over the fence from said premises, that he said McHermott then summoned help returned to the front of said premises and arrested said Montgomery as he was leaving the front side door of said premises with a revolver in his hand covered by a handkerchief and that he McHermott shortly afterwards assisted in arresting said Mead on the roof of 207 & 57th street which could be reached from the roof of said brokers premises and that he McHermott afterwards delivered said property secured in an out house. Dependent now says that he has seen said property found in said out house and fully identified it as belonging to him, and has seen said broken bar Morris & Salomon

It appearing to me by the within depositions and statements that the crime therein mentioned has been committed, and that there is sufficient cause to believe the within named _____ guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of _____ Hundred Dollars _____ and be committed to the Warden and Keeper of the City Prison of the City of New York, until he give such bail. _____ 188 _____ Dated _____ I have admitted the above named _____ to bail to answer by the undertaking hereto annexed. _____ 188 _____ Dated _____ There being no sufficient cause to believe the within named _____ guilty of the offence mentioned, I order he to be discharged. _____ 188 _____ Dated _____ Police Justice.

Police Court, _____ District, _____

THE PEOPLE, &c.,
on the complaint of _____

1 _____
2 _____
3 _____
4 _____

Offence—BURGLARY.

Dated _____ 188 _____

Magistrate. _____
Officer. _____
Clerk. _____

Witnesses. _____
No. _____ Street, _____
No. _____ Street, _____
No. _____ Street, _____
\$ _____ to answer General Sessions.

Police Court
District
Police Justice

0769

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, { ss

District Police Court.

Frank Mead 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 *Frank Mead*

Question. How old are you?

Answer *26 years*

Question. Where were you born?

Answer. *England*

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

Answer. *241 Morton St. Brooklyn*

Question What is your business or profession?

Answer *Clerk*

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*

Frank Mead

Taken before me this

day of *March* 188*8*

Police Justice.

0770

Sec. 198-200.

NY District Police Court.

CITY AND COUNTY OF NEW YORK, { ss

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

Question. What is your name?

Answer

Question. How old are you?

Answer

Question. Where were you born?

Answer.

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

Answer.

Question. What is your business or profession?

Answer

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

Answer.

James Montgomery

Taken before me this

day of

Police Justice.

0771

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

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 11th 188

A. J. White 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.

0772

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

Police Court— District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

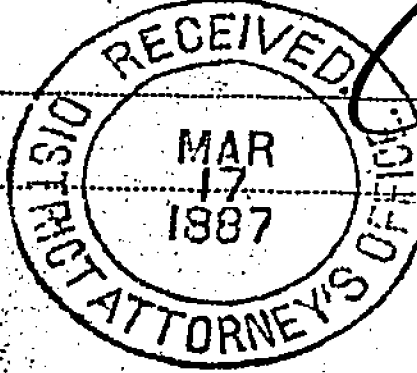
Morris Plowman
865 - 12th Ave.
Track Head
James Montgomerie

Dated March 11 1887
White Magistrate
M. Dennis H. Officer.
23 Precinct.

Witnesses Mary Stark
No. 23 Precinct Street.
Thomas Hewitt &
John T. Platt
No. 23 Precinct Street.

Thomas Lunn
James Burns 23 Precinct Street.

\$2500 to answer



0773

CITY AND COUNTY }
OF NEW YORK, } ss.

John J. Mc Dermott
aged 23 years occupation Police Officer of No. 23rd Street

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

Sworn to before me, this 11th
day of March 1888

John J. Mc Dermott

A. J. White

Police Justice.

0774

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK

against

*Frank Mead and
James Montgomery*

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

Frank Mead and James Montgomery

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

The said *Frank Mead and James
Montgomery, both* —

late of the *nineteenth* Ward of the City of New York, in the County of
New York, aforesaid, on the *tenth* day of *March* , in the year of
our Lord one thousand eight hundred and eighty- *seven* , with force and arms, at the Ward,
City and County aforesaid, a certain building there situate, to wit: the *Store* of one

Marion S. Doman. —

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

Marion S. Doman. —

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

0775

SECOND COUNT—

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

Frank Mead and James Montgomery
of the CRIME OF *Fraud* LARCENY in the first degree, committed as follows:

The said *Frank Mead and James Montgomery* —

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

fifteen rods of cloth of the value
of fifty dollars each rod, seventeen
pairs of trousers of the value
of eight dollars each pair, and
two rods of the value of twenty
five dollars each,

of the goods, chattels and personal property of one *Morris S. Solomon,*

in the *Store* of the said *Morris S. Solomon,* —

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

Charles A. Smith
District Attorney.

0776

BOX:

253

FOLDER:

2453

DESCRIPTION:

Meyer, Henry

DATE:

03/16/87



2453

0777

pg 120

Witnesses :

Counsel,
Filed, 16 day of March 1887
Pleads, Not guilty

THE PEOPLE
vs.
Henry A. Meyer
MISDEMEANOR.
[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by
Chap. 577, Laws of 1886, §§ 2 and 8; § 480, Penal
Code; Chap. 288, Laws of 1882, § 3;
Ibid., § 1; and Chap. 216, Ibid., § 2.]

RANDOLPH B. MARTINE,
District Attorney.

A True Bill.
Part III, April 18/87.
Pleads guilty.
Bowie Wash Foreman.
Jury 11/87. J.P.

0778

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. 20413...

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

P. O. Box 1261.

New York, Sept 20 1886

Certificate of Analysis

of a sealed sample of..... "BUTTER"

marked. 848 Sept 17th 1886 435 First Ave. City

..... Ed Wilson

received for account of Mr. B. F. Van Valkenburg Sept 18th 1886

drawn by our Agent per Mr J J Soregan

This Sample contains

Animal and Butter Fat, 82.27
Curd, 1.11
Salt, [Ash], 4.32
Water, at 100° C., 12.30

Analysis of the Fat present in the sample.

Soluble Fatty Acids, [on a dry basis] 0.509
Insoluble do do do 95.407
Specific Gravity of the dry Fat, at 100° Fah., 0.9043
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,

CHEMISTS

PRODUCE
EXCHANGE.

Mrs B F Van Valkenburg
N.Y.

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

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

W S Holbrook

NOTARY PUBLIC,
KINGS COUNTY.

Certificate filed in N. Y. County.

0779

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

Joseph J. Borogan, of No. 350 Washington Street, being duly sworn, says: That he resides at No. 106 East 89th Street, in the City of New York, County and State of New York, is 29 years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Commissioner; That at the times hereinafter mentioned one Henry A. Meyer was a Retail Grocery Dealer, and had his Grocery Store in a room in No. 435 First Avenue Street, in the said City of New York, and occupied and controlled such room; That on the 17th day of September, 1886, deponent went into said Henry A. Meyer's store and such room so occupied and controlled by him, and said to Henry A. Meyer that he wanted to buy some Butter; That the said Henry A. Meyer in response thereto then and there sold and delivered to deponent one pound of the manufactured substance hereinafter mentioned, for which he asked and deponent then and there paid him twenty cents per pound; That it was so sold and delivered to deponent by said Henry A. Meyer as and for Butter, the product of the dairy; That thereafter and on September 18th, 1886, deponent delivered a portion of such substance so sold to him by said Henry A. Meyer to Charles W. Stillwell, a Chemist of No. 55 Fulton Street in said City of New York, and caused the same to be analyzed by such Chemist; That the certificate thereof made by such Chemist is hereto annexed; That such substance so sold and delivered to deponent by said Henry A. Meyer was not Butter, the product of the dairy, and was not made from unadulterated milk or cream; That it was a manufactured oleaginous substance not produced from milk or cream, and had been made by mixing, compounding with and adding to natural milk, cream or Butter, some animal fats or animal or vegetable oils, ~~Not~~ produced from milk or cream, so as to produce an article, substance and human food in imitation and semblance of natural Butter; That the said substance had been and was colored with some coloring matter whereby said substance was made to and did resemble Butter the product of the dairy, and was so colored thereby in semblance of and to resemble natural Butter; That on said 17th day of September, 1886, deponent in said ~~store and room occupied and controlled by him saw a quantity of such manufactured substance offered for sale as and for Butter made from unadulterated milk or cream, with intent to sell the same as and for Butter made from unadulterated milk or cream in the ordinary course of said~~ Grocery business.

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

Sworn to before me this 19th day of November 1886.

Joseph J. Borogan

John H. Norman
Police Justice.

0780

Indict Police

Court of New York

County of New York

THE PEOPLE, &c.

Joseph L. Sadogah

vs.

Henry A. Meyer

Affidavit:

Joseph L. Sadogah
250 Washington Street

Witnesses:

Edmund J. Wilson

Residence 300 Washington Street

Charles M. Deane

Residence 55 Fulton Street

Residence

0781

Sec. 198—200.

2 District Police Court.

CITY AND COUNTY }
OF NEW YORK, } ss.

Henry A. Meyer 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 A. Meyer*

Question. How old are you?

Answer. *Twenty-six years*

Question. Where were you born?

Answer, *Germany*

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

Answer. *No 485-1st Ave. Two years*

Question. What is your business or profession?

Answer, *Driver*

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 -*

Henry A. Meyer.

Taken before me this *6*

day of *January* 188*6*

John J. McNeill Police Justice.

0782

Sec. 151.

Police Court 2nd District.

CITY AND COUNTY
OF NEW YORK, }

ss. *In the name of the People of the State of New York; To the Sheriff of the County
of New York, or to any Marshal or Policeman of the City of New York, GREETING:*

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Joseph J. Sorogan
of No. 350 Washington Street, that on the 17th day of September
1888 at the City of New York, in the County of New York,

*on the premises
435 First Avenue one Henry W.
Meyer did sell to Joseph J. Sorogan
as and for better the pound of cocaine
made in imitation and semblance of better
in violation of Chapter 577 of the Laws
of 1886.*

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him
forthwith before me, at the 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 5th day of November 1888

Joseph J. Sorogan POLICE JUSTICE.

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435-1: AVE

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph J. Sirogan
vs.

Henry A. Meyer

Warrant-General.

Dated *November 5* 1886

Gorman Magistrate

Campbell Officer.
Henry A. Meyer
The Defendant

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

Walter Campbell Officer. *Bar*

Dated 188

This Warrant may be executed on Sunday or at
night.

..... Police Justice.

Dated 188

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.

Police Justice:

The within named

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

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

Dated *Nov 6* 188*6* *John Horman* Police Justice.

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

Dated *Nov 6* 188*6* *John Horman* Police Justice.

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

Dated _____ 188 _____ Police Justice.

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BAILED,

No. 1, by Henry Legener

Residence 485-1st Ave Street.

No. 2, by _____

Residence _____ Street.

No. 3, by _____

Residence _____ Street.

No. 4, by _____

Residence _____ Street.

Police Court 1669 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Joseph Legener
vs.

1 Henry N. Meyer

2 _____

3 _____

4 _____

Office William H. Legener
and

Dated November 6 1886

Joseph Legener Magistrate.

William H. Legener Officer.

Legener Precinct.

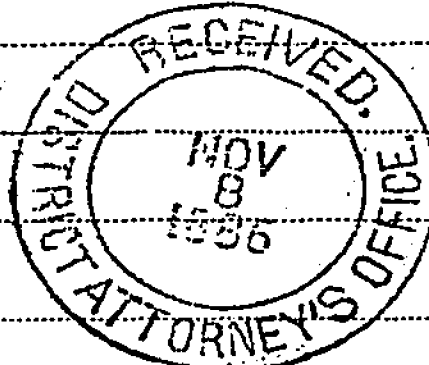
Witnesses _____

No. _____ Street.

No. _____ Street.

No. _____ Street.

\$ 800 to answer He



Bailed

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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 A. Meyer

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

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

Henry A. Meyer
of a Misdemeanor, committed as follows:

The said *Henry A. Meyer*,

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

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

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

Henry A. Meyer

of a Misdemeanor, committed as follows:

The said *Henry A. Meyer*,

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

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THIRD COUNT: (Chap. 246, Laws of 1883, § 1).

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

Henry D. Meyer
of a Misdemeanor committed as follows:

The said *Henry D. Meyer*

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

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

FOURTH COUNT: (Section 480, Penal Code)

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

Henry D. Meyer
of a Misdemeanor, committed as follows:

The said *Henry D. Meyer*

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

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

FIFTH COUNT: (Chap. 238, Laws of 1883, § 3.)

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

Henry D. Meyer
of a Misdemeanor, committed as follows:

The said *Henry D. Meyer*

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

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

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

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

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

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

Henry A. Meyer
of a Misdemeanor, committed as follows:

The said *Henry A. Meyer*

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

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

SEVENTH COUNT: (Chap. 188, Laws of 1885, § 7, as amended by Chap. 577, Laws of 1886, § 2.)

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

Henry A. Meyer
of a Misdemeanor, committed as follows:

The said *Henry A. Meyer*

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

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

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

And the Grand Jury aforesaid, by this indictment further accuse the said *Henry A. Meyer* of a Misdemeanor, committed as follows:

The said *Henry A. Meyer*

late of the City and County aforesaid, afterwards, to wit: on the said *seventeenth* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*six*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Joseph J. Soregan, one pound*

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

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

And the Grand Jury aforesaid, by this indictment further accuse the said *Henry A. Meyer* of a Misdemeanor, committed as follows:

The said *Henry A. Meyer*

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

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

RANDOLPH B. MARTINE,

District Attorney.