

0333

BOX:

242

FOLDER:

2354

DESCRIPTION:

O'Connor, Edward

DATE:

12/22/86



2354

POOR QUALITY
ORIGINAL

0334

Witnesses:

J. R. Wheeler

J. M. Wheeler

Justices of
the County Court
of
the County of
the County of

Counsel,
Filed, 22 day of Dec 1886
Pleads, *Indictment* 23

THE PEOPLE

vs.

Edward O'Connor

MISDEMEANOR.

[Chap. 183, Laws of 1885, §§ 7 and 8, as amended by
Chap. 577, Laws of 1886, §§ 2 and 3; § 480, Penal
Code; Chap. 238, Laws of 1882, §§ 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000]

RANDOLPH B. MARTINE,

Pr. Nov 21/87 District Attorney.

A True Bill.

Ed. W. Connelley

James M. Connelley Foreman.

James M. Connelley

James M. Connelley

POOR QUALITY
ORIGINAL

0335

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

Office and Laboratory
JOSEPH F. GEISLER, Ph. C.,
Analytical and Consulting Chemist,
N. Y. Mercantile Exchange Building.

New Series, No. 1220.

New York, Sept. 22nd 1886.

Certificate of Analysis

of a sealed sample of "BUTTER"
marked #773-D No. 128 Eighth Ave. N. Y. Sept. 9th 1886
received from Mr. B. F. Van Valkenburgh Assist. State Dairy Com.
per Mr. Arch. D. Clark on Sept. 11th 1886

This Sample contains
Animal and Butter Fat, - - - 86.77 %
Curd, - - - - - 4.0 %
Salt, [Ash] - - - - - 2.28 %
Water, at 100° C., - - - - 10.75 %
100.00 %

Analysis of the Fat present in the sample:
Soluble Fatty Acids, [on a dry basis] - 75 %
Insoluble " " " - 94.32 %
Specific Gravity of the dry Fat, at 100° F., 9054
Titre,

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

Very Respectfully,

J. F. Geisler
Mr. B. F. Van Valkenburgh
Assist. State Dairy Com.

State of N.Y.
City of New York ss.
County of N.Y.
On the 22nd day of Sept. in the year one thousand eight hundred
and Eighty six before me personally came J. F. Geisler
to me known, and known to me to be the individual described in, and who executed the foregoing instrument, and
acknowledged that he executed the same.

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

POOR QUALITY
ORIGINAL

0336

No. 7732
Sept 20/86

GILLES

REPUBLIC OF GUINIA

POOR QUALITY
ORIGINAL

0337

OFFICIAL CHEMIST
- TO THE -

JOSEPH F. GISELER

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

Isidiah R. Wheeler, of No. 350 Washington Street,
being duly sworn, says: That he resides at No. *110 East 22nd St*
Street, in the City of New York. County and State of New York, is *62*
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 *Edward*
J. Connor was a Retail *Butter* Dealer, and had his *Butter* Store
in a room in No. *128 Eighth Avenue* Street, in the said City of New
York, and occupied and controlled such room; That on the *9th*
day of *September*, 1886, deponent went into said

store and such room so occupied and controlled by
him, and said to *said J. Connor* that he wanted to
buy some Butter; That the said *J. Connor* in
response thereto then and there sold and delivered to deponent *the half pound*
pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent
then and there paid him *14* cents per *half* pound; That it was so sold
and delivered to deponent by said *J. Connor* as
and for Butter, the product of the dairy; That thereafter and on *11th day of*
September, 1886, deponent delivered a portion of such substance so sold to
him by said *J. Connor* to *Joseph F. Giseler*

Giseler, a Chemist of *No. Cor Harrison & Hudson*
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 *J. Connor*
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; That on said *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 *Edward J. Connor*
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
day of *November* 1886.

Isidiah R. Wheeler
J. F. Giseler

Justice.

POOR QUALITY
ORIGINAL

0330

2nd District Police
Court of the City and
County of New York

Wm. A. [Signature]

THE PEOPLE, & C.,

vs.

Edmund J. Conner

Affidavit:

J. R. Wheeler
350 Washington St.

Witnesses:

A. S. Clark

Residence *350 Washington St.*

J. J. Gussler

Residence *Mercantile Exchange
67 Nassau St.*

Residence

POOR QUALITY
ORIGINAL

0339

Sec. 198-200.

CITY AND COUNTY
OF NEW YORK, ss

2 District Police Court.

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

Question. What is your name?

Answer. Edward Connor

Question. How old are you?

Answer. 18 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. 320 W. 21st St 7 years

Question. What is your business or profession?

Answer. Butter dealer

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

Answer.

I am not guilty
and I demand a trial by
jury
Edward Connor

Taken before me this

26

day of May

1886

John J. Williams
Police Justice.

POOR QUALITY
ORIGINAL

0340

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 Federick R. Wheeler
of No. 110 East 2nd Street, that on the 9th day of September
1886 at the City of New York, in the County of New York,

one Edward O'Connor did offer
for sale and did sell to said
Wheeler one half pound of
oleomargarine as and for butter
in violation of the statutes in
such cases made and provided

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

These are, Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant, and bring him
forthwith before me, at the 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 24th day of November 1886

A. M. Patterson POLICE JUSTICE.

Police Court 2nd District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Federick R. Wheeler

vs
Edward O'Connor

Warrant-General.

Dated November 24 1886

Patterson Magistrate.

Campbell Officer.

The Defendant Edward O'Connor
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant.

Randy McArthur Campbell Officer.

Dated November 26 1886

This Warrant may be executed on Sunday or at
night.

Police Justice.

REMARKS.

Time of Arrest, 1:50 PM

Native of N.Y.

Age, 18

Sex, Male

Complexion, Fair

Color, White

Profession, Carter House

Married, No

Single, Yes

Read, Yes

Write, Yes

320. Ar. 21. Street

POOR QUALITY
ORIGINAL

0341

1772

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

1. *Edmund Patterson*
2. *Edmund Patterson*
3. *Edmund Patterson*
4. *Edmund Patterson*

Offence *A dulttation of force*

Dated *Nov 26* 188*6*

Edmund Patterson Magistrate.

Mr. Patterson Officer.

Witnesses *Edmund Patterson*
No. *1* *Edmund Patterson* Street.
No. *2* *Edmund Patterson* Street.
No. *3* *Edmund Patterson* Street.
No. *4* *Edmund Patterson* Street.

No. *200* to answer *Edmund Patterson* Street.

Edmund Patterson

BAILED
No. 1, by *Michael Murphy*
Residence *409 E. 12a* Street.

No. 2, by _____
Residence _____ Street.

No. 3, by _____
Residence _____ Street.

No. 4, by _____
Residence _____ Street.

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

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

Dated *Nov 26* 188*6* *J. M. Patterson* Police Justice.

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

Dated *Nov 26* 188*6* *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.

POOR QUALITY
ORIGINAL

0342

District Attorney's Office.

PEOPLE

vs.

Edward O'Connor
Olev -

Let this case
~~get~~ be tried
in Part 2 on
21st - with RB/M
Nov 17/87
To Mr Parker

Tom Scharf
1820

POOR QUALITY
ORIGINAL

0343

Court of General Sessions of the Peace.

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,
against

Edward O'Rourke

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

Edward O'Rourke

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

of a Misdemeanor, committed as follows:

The said *Edward O'Rourke*.

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

Edward O'Rourke

of a Misdemeanor, committed as follows:

The said *Edward O'Rourke*.

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 *Jedediah R. Wheeler*, *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.

**POOR QUALITY
ORIGINAL**

0344

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

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

Edward O'Connor —

of a Misdemeanor committed as follows:

The said

Edward O'Connor.

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 A. Wheeler, 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 A. Wheeler,*

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

Edward O'Connor —

of a Misdemeanor, committed as follows:

The said

Edward O'Connor.

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 A. Wheeler —
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

Edward O'Connor —

of a Misdemeanor, committed as follows:

The said

Edward O'Connor.

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,

**POOR QUALITY
ORIGINAL**

0345

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

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

Isidore A. Wheeler,
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 O'Connor —

of a Misdemeanor, committed as follows:

The said

Edward O'Connor,

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

Isidore A. Wheeler, 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

Edward O'Connor —

of a Misdemeanor, committed as follows:

The said

Edward O'Connor,

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

**POOR QUALITY
ORIGINAL**

0346

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

Agadediah R. Wheeler, 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

Edward O'Connor

of a Misdemeanor, committed as follows:

The said *Edward O'Connor*

late of the City and County aforesaid, afterwards, to wit: on the said *ninth* day of *September*, in the year of our Lord one thousand eight hundred and eighty-*five*, at the City and County aforesaid, did unlawfully sell, and cause and procure to be sold, to one *Agadediah R. Wheeler*
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

Edward O'Connor

of a Misdemeanor, committed as follows:

The said *Edward O'Connor*

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

*Agadediah R. Wheeler, one
half pound*

0347

BOX:

242

FOLDER:

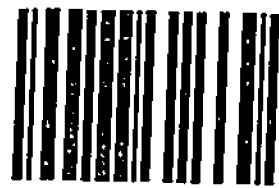
2354

DESCRIPTION:

O'Connor, James

DATE:

12/22/86



2354

POOR QUALITY
ORIGINAL

0348

Witnesses:

Chas. Sears
C. G. Lane

Counsel,

Filed 22 day of Dec 1886

Pleads *Guilty*

THE PEOPLE

vs.

B

James O'Connor

MISDEMEANOR.
[Chap. 188, Laws of 1886, §§ 7 and 8, as amended by
Chap. 677, Laws of 1886, §§ 2 and 3; § 480, Penal
Code; Chap. 238, Laws of 1882, § 2.]
Ibid, § 1; and Chap. 216, Ibid, § 2.]

RANDOLPH B. MARTINE,

Dist. Atty.
Pleads Guilty

A True Bill.

S. McConstock
Foreman.

Ans #1007

POOR QUALITY
ORIGINAL

0349

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

New York, Oct 27th 1886

CERTIFICATE OF ANALYSIS.

SAMPLE OF BUTTER.

Marked, B 9911, October 22^d 1886

Received from B. F. VAN VALKENBURGH, per Chas. H. H. H.
on Oct 23^d 1886.

THE SAMPLE CONTAINS:

WATER, - - -	10.90 %
ANIMAL AND BUTTER FAT, - - -	85.24 %
CURD, - - -	0.83 %
SALT, - - -	3.03 %

ANALYSIS OF THE FAT:

INSOLUBLE FATTY ACIDS, - - -	94.81 %
SOLUBLE " " - - -	0.13 %
SPECIFIC GRAVITY OF THE FAT AT 100° F., - - -	0.9042

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 twenty-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.

Joseph E. Kichos
Notary Public
(N.Y.) N.Y.C.

POOR QUALITY
ORIGINAL

0350

Vol. B. 994
Oct-27th 76

POOR QUALITY
ORIGINAL

0351

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 Orange Street, in the City of New York, County and State of New York, is fifty (50) years of age, and an expert appointed by HON. JOSIAH K. BROWN, the New York Dairy Commissioner; That at the times hereinafter mentioned one James O' Connor has a club in the line of Glycerine was a Retail Grocery Dealer, and had his Grocery Store in a room in No. 82 Catherine Street, in the said City of New York, and occupied and controlled such room; That on the twenty second (22) day of October, 1886, deponent went into said Glycerine store and such room so occupied and controlled by him, and said to said James O' Connor this and this a club that he wanted to buy some Butter; That the said James O' Connor in response thereto then and there sold and delivered to deponent one half (1/2) pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent then and there paid him at the rate of twenty eight cents per pound; That it was so sold and delivered to deponent by said James O' Connor as and for Butter, the product of the dairy; That thereafter and on the twenty third (23) day of October, 1886, deponent delivered a portion of such substance so sold to him by said James O' Connor to Edward G. Fox, a Chemist of No. 122 Broadway 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 James O' Connor 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 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 James O' Connor 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 10th day of December, 1886.

Charles Sears
John Patterson
Justice.

POOR QUALITY
ORIGINAL

0352

Police Court
County of 3rd District

County of *New York*

THE PEOPLE, &c.
Charles

James O' Connor

Wm. J. ...

Affiant:

Charles Sears
350 Washington St

Witnesses:

Richard D. Clark

Residence *350 Washington St*

Edward G. Carr

Residence *122 Broadway*

Residence

POOR QUALITY
ORIGINAL

0353

Sec. 108-200.

District Police Court.

CITY AND COUNTY
OF NEW YORK, } ss

James O'Connor 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 O'Connor

Taken before me this

day of

1886

William J. Sullivan
Police Justice.

POOR QUALITY
ORIGINAL

0354

Sec. 151.

Police Court 3 District.

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

Whereas, Complaint in writing, and upon oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Charles Sears

of No. 350 Washington Street, that on the 22 day of October
1888 at the City of New York, in the County of New York,

James Connor did in premises
80 Catherine Street unlawfully sell to
Complainant a certain substance called
oleomargarine for butter in violation of the
statute in such case made & provided

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

These are Therefore, in the name of the PEOPLE of the State of New York, to command you the said
Sheriff, Marshals and Policemen, and each and every of you, to apprehend the said Defendant and bring him
forthwith before me, at the 3 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 10th day of December 1888

J. M. Patterson POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0355

Police Court 3 District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Charles Sears
vs.
James O'Connor

Warrant-General.

Dated *December 10th* 188*8*

Dutton Magistrate

Roney Officer.

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

..... Officer.

Dated 188

This Warrant may be executed on Sunday or at
night.

..... Police Justice.

December 11, 81

37 yrs
Irish
Clerk
44 Madison

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.

The within named

Police Justice

POOR QUALITY
ORIGINAL

0356

BAILED,
No. 1, by James O'Connor
Residence 79 Calverly Street.
No. 2, by _____
Residence _____
No. 3, by _____
Residence _____
No. 4, by _____
Residence _____

Police Court District 31st
THE PEOPLE, &c.,
ON THE COMPLAINT OF
Charles Decker
vs.
James O'Connor
Dated Dec 11 1886
Offence Violation of
Almshouse Law
Magistrate.
Patterson
Officer.
Precinct.
Witnesses
No. _____ Street.
No. _____ Street.
No. _____ Street.
to answer 31st Street.
Bailed

RECEIVED
DISTRICT ATTORNEY'S OFFICE
NOV 20 1886

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

James O'Connor
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 Dec 11 1886 J. M. Patterson Police Justice.

I have admitted the above-named

Defendant
to bail to answer by the undertaking hereto annexed.

Dated December 11 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.

POOR QUALITY
ORIGINAL

0357

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 O'Connor

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

James O'Connor —

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

of a Misdemeanor, committed as follows:

The said *James O'Connor*,

late of the City of New York, in the County of New York aforesaid, on the *22nd*
day of *October*, — 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
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

James O'Connor —

of a Misdemeanor, committed as follows:

The said *James O'Connor*,

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 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.

**POOR QUALITY
ORIGINAL**

0358

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

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

James O'Connor —

of a Misdemeanor committed as follows:

The said *James O'Connor*,

late of the City and County aforesaid, afterwards, to wit: on the day and in the year aforesaid, at the City and County aforesaid, did unlawfully sell and cause and procure to be sold, at retail, to one *Charles Sears, one half pound* of a certain substance, not 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 430, Penal Code)

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

James O'Connor —

of a Misdemeanor, committed as follows:

The said *James O'Connor*,

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

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

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

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

James O'Connor —

of a Misdemeanor, committed as follows:

The said *James O'Connor*,

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,

**POOR QUALITY
ORIGINAL**

0359

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

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 1882, § 2.)

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

James O'Connor
of a Misdemeanor, committed as follows:

The said *James O'Connor,*

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

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

James O'Connor
of a Misdemeanor, committed as follows:

The said *James O'Connor,*

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

**POOR QUALITY
ORIGINAL**

0360

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

Charles Sears, one half pound
of a certain article, substance and compound in imitation and semblance of 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

James O'Connor
of a Misdemeanor, committed as follows:

The said *James O'Connor*,

late of the City and County aforesaid, afterwards, to wit: on the said *22nd* day of *October*, 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 *Charles Sears, 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

James O'Connor
of a Misdemeanor, committed as follows:

The said *James O'Connor*

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

Charles Sears, one half pound

0361

BOX:

242

FOLDER:

2354

DESCRIPTION:

O'Neill, Frank

DATE:

12/22/86



2354

POOR QUALITY
ORIGINAL

0362

Witnesses:

Paul J. White
J. H. Geisler

Counsel,

Filed 22 day of Dec 1886

Pleads, *Not guilty* (23)

THE PEOPLE

vs.

Frank O'Neill

MISDEMEANOR.

[Chap. 188, Laws of 1885, §§ 7 and 8, as amended by
Chap. 877, 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.

Part II April 20/87

Pleads Guilty

A True Bill.

S. W. Connelley

Foreman.

Sas. J. J.

W. J. J.

POOR QUALITY
ORIGINAL

0363

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

Office and Laboratory

JOSEPH F. GEISLER, Ph. C.,
Analytical and Consulting Chemist,

New Series, No. 1221....

N. Y. Mercantile Exchange Building.

New York, Sept. 25th 1886.

Certificate of Analysis

of a sealed sample of "BUTTER"
marked #111-8' Empire State Tea Co. 841 Fifth Ave. September 13th 1886 Samuel J. White
received from Mr. B. F. Van Valkenburgh, Assist. State Dairy Com.
per Mr. Samuel J. White on Sept. 14th 1886

This Sample contains
Animal and Butter Fat, - - - 80.98 %
Curd, - - - - - 1.33 %
Salt, [Ash] - - - - - 3.16 %
Water, at 100° C., - - - - 14.53 %
100.00 %

Analysis of the Fat present in the sample:
Soluble Fatty Acids, [on a dry basis] - - - 43 %
Insoluble " " " " - - - 57 %
Specific Gravity of the dry Fat, at 100° F., 0.9041
Titre,.....

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

Very Respectfully,

J. F. Geisler

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

State of New York
City of New York
County of New York
On the 27th day of Sept. in the year one thousand eight hundred
and Eighty six before me personally came J. F. Geisler
a chemist and
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.

B. J. DeWitt
NOTARY PUBLIC No. 70,
CITY & COUNTY OF NEW YORK.

**POOR QUALITY
ORIGINAL**

0364

No 1111-Ee
Sept- 20/86

POOR QUALITY
ORIGINAL

0365

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

Office and Laboratory

JOSEPH F. GEISLER Ph. C.

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

Samuel J. White, of No. 350 Washington Street,
being duly sworn, says: That he resides at No. 36
Street, in the City of New York, County and State of New York, is 36
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 Robert Hill
was a Retail Grocery Dealer, and had his Grocery Store
in a room in No. 841 South Avenue ~~Street~~, in the said City of New
York, and occupied and controlled such room; That on the 13th
day of September, 1886, deponent went into said
store and such room so occupied and controlled by
him, and said to Frank O'Neill that he wanted to
buy some Butter; That the said Frank O'Neill in
response thereto then and there sold and delivered to deponent 1/2
pounds of the manufactured substance hereinafter mentioned, for which he asked and deponent
then and there paid him 25 cents ^{half} per pound; That it was so sold
and delivered to deponent by said Frank O'Neill as
and for Butter, the product of the dairy; That thereafter and on 14th
September, 1886, deponent delivered a portion of such substance so sold to
him by said Frank O'Neill to Joseph
J. Geisler, a Chemist of No. 100 Cor Harrison and Hudson
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 O'Neill
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; That on said 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 O'Neill,
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 30th
day of September 1886.

Samuel J. White

J. J. White

Justice.

POOR QUALITY
ORIGINAL

0366

James Brown
350 Washington St
N.Y.C.

4th District Police
Court of the City and
County of New York

THE PEOPLE, &c.,
vs. White
of Frank O'Neill

Affiant:
Samuel J. White
350 Washington St

Witnesses:
Joseph J. Fowler

Residence 350 Washington St
N.Y.C. Meeteer

Residence 350 Washington St

Residence

0367

Residence

1495-

Samuel D. Smith

78.
Frank West

Offence

Date:

Robertson

188

Magistrate

... Officer.

Precinct...

Witnesses

NO.

Street.

No.

Street.

No.

Street.

to answer

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

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 20th 1885 Police Justice.

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

Dated Oct 3 1888 Chas. J. Phil Police Justice.

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

Dated 188 *Police Justice.*

POOR QUALITY
ORIGINAL

0368

✓ 2.
6. 6. 6.

6. 6. 6. 6. 6. 6.
6. 6. 6. 6. 6. 6.
6. 6. 6. 6. 6. 6.
6. 6. 6. 6. 6. 6.

POOR QUALITY
ORIGINAL

0369

Sec. 151.

Police Court 4th 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 under oath, has been made before the undersigned, one of the Police
Justices for the City of New York, by Samuel J. White
of No. 350 Washington Street, that on the 13th day of September
1886 at the City of New York, in the County of New York,

one Frank O. Veil did offer for sale
and sell to said White 1/2 pound of also-
margarine not made from unadulterated
milk or cream from the same, as
and for butter made from
unadulterated milk or cream
from the same

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 4th 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 C., to answer the said charge, and to
be dealt with according to law.

Dated at the City of New York, this 30th day of September 1886

J. J. Wilburt POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0370

841-10 ave
Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

vs.

Warrant-General.

Dated 188

Magistrate

The Defendant Foley Officer.
Frank O'Neill
taken, and brought before the Magistrate, to answer
the within charge, pursuant to the command con-
tained in this Warrant. 24 Ireland
879-10th ave. Foley Officer.

Dated Oct 3d 1888

This Warrant may be executed on Sunday or at
night.

Quaranta Police Justice.

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

The within named

Police Justice.

POOR QUALITY
ORIGINAL

0371

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 Mied

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

Franka Mied

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

of a Misdemeanor, committed as follows:

The said *Franka Mied*,

late of the City of New York, in the County of New York aforesaid, on the *thirteenth*
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
Samuel J. White, 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 Mied

of a Misdemeanor, committed as follows:

The said *Franka Mied*,

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 *Samuel J. White*, *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.

**POOR QUALITY
ORIGINAL**

0372

THIRD COUNT: (Chap. 246, Laws of 1892, § 1).

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

- Franka O'Neill -

of a Misdemeanor committed as follows:

The said

Franka O'Neill,

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 *Samuel J. White, 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 *Samuel J. White,*

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 490, Penal Code)

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

- Franka O'Neill -

of a Misdemeanor, committed as follows:

The said

Franka O'Neill,

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

Samuel J. White -

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 1892, § 3.)

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

- Franka O'Neill -

of a Misdemeanor, committed as follows:

The said

Franka O'Neill,

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,

**POOR QUALITY
ORIGINAL**

0373

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

Samuel J. White —
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

Samuel J. White. —
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

Franka Smith —
of a Misdemeanor, committed as follows:

The said

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

Samuel J. White, 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

Franka Smith —
of a Misdemeanor, committed as follows:

The said

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

**POOR QUALITY
ORIGINAL**

0374

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

Samuel J. White, 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

- Franka Ornell -

of a Misdemeanor, committed as follows:

The said *Franka Ornell,*

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

- Franka Ornell -

of a Misdemeanor, committed as follows:

The said *Franka Ornell,*

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

Samuel J. White, one half pound

0375

BOX:

242

FOLDER:

2354

DESCRIPTION:

O'Rourke, Thomas

DATE:

12/24/86



2354

POOR QUALITY
ORIGINAL

0376

No 2 18

Witnesses:
George Linberger

Counsel,
Filed 24 day of Dec 1886
Pleads, with jury 27.

THE PEOPLE

vs.

Thomas G. O'Rourke

18 11 16
3 16 11 16
- approved

Burglary in the Third Degree.

Section 498

RANDOLPH B. MARTINE,

and Gary H. 87 District Attorney.

filed guilty.

A True Bill.

J. W. Conant

Foreman

Per two years.

POOR QUALITY
ORIGINAL

0377

Police Court— District.

City and County } ss.:
of New York,

of No. 12 St. James Street, aged 31 years,

occupation carriage-maker being duly sworn.

deposes and says, that the premises No. 12 St. James Street,

in the City and County aforesaid, the said being a four story brick building the

top floor of which is occupied by a saloon, and the whole

part and which was occupied by deponent as a workshop

and in which there was at the time no human being, by name

were BURGLARIOUSLY entered by means of forcibly breaking down the

shutters and windows and the windows broken and run

the rear of the above described saloon into the yard of the

above described premises, and by entering through the opening

so made.

on the 11th day of December 1884 in the night time, and the

following property feloniously taken, stolen, and carried away, viz:

Five or six signs of various kinds and colors, the value

of which was a few dollars, having a value

of about ten dollars.

all of the value of about ten dollars and about ten dollars.

all of the value of about ten dollars and about ten dollars.

all of the value of about ten dollars and about ten dollars.

all of the value of about ten dollars and about ten dollars.

all of the value of about ten dollars and about ten dollars.

all of the value of about ten dollars and about ten dollars.

all of the value of about ten dollars and about ten dollars.

all of the value of about ten dollars and about ten dollars.

the property of deponent

and deponent further says, that he has great cause to believe, and does believe, that the aforesaid

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

Thomas J. McGuire (convicted)

for the reasons following, to wit: That about the year 12 o'clock on the

night of December 20th deponent locked and secured

the above described saloon; that between the

hours of 5 and 6 o'clock of the following morning deponent

heard a noise in the said saloon, and on looking and entering

the same, found, that the saloon had been burglariously

entered in the manner above described, and that the

defendant in said saloon, and about to escape out of the

windows he had broken down. George Duberger

deponent believes that
from a copy of deponent 1884
George Duberger and the Justice

POOR QUALITY
ORIGINAL

0378

Sec. 198—200.

CITY AND COUNTY
OF NEW YORK, } ss.

2 District Police Court.

Thomas G. Rowe 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 G. Rowe

Question. How old are you?

Answer.

Eighteen years

Question. Where were you born?

Answer,

New York City

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

Answer.

15 816 Ave 16 East; eight years

Question. What is your business or profession?

Answer,

Saddler

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

Answer.

I have nothing to say

Thomas G. Rowe

Taken before me this

41

day of *November* 188*6*

John J. McLean
Police Justice.

POOR QUALITY
ORIGINAL

0379

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

Police Court 1909
District 2
THE PEOPLE, &c,
ON THE COMPLAINT OF
George Muller
74-8 Ave
1. _____
2. _____
3. _____
4. _____
Offence _____
Date _____ 188____
Magistrate
Officer
Precinct
Witnesses
No. _____ Street _____
No. _____ Street _____
No. _____ Street _____
to answer _____

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

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

Dated _____ 188____ Police Justice.

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

Dated _____ 188____ Police Justice.

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

Dated _____ 188____ Police Justice.

POOR QUALITY
ORIGINAL

0380

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 F. Boudae

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

Thomas F. Boudae

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

The said *Thomas F. Boudae*,

late of the *Sixteenth* Ward of the City of New York, in the County of New York, aforesaid, on the *twelfth* day of *December*, 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 *residence* of one

Fitzgerald 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

Fitzgerald Sweeney,

in the said *residence* 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.

Randolph B. Smith

District Attorney.