

1040

BOX:

161

FOLDER:

1653

DESCRIPTION:

Van Riper, Peter H.

DATE:

12/29/84



1653

1041

Witnesses:

*Wheeler*

Bailed by  
*John C. C. School*  
552 East 85<sup>th</sup> St.

*Robert B. ...*  
Counsel,  
Filed *Dec 19* day of *Dec* 188*4*  
Pleads *Guilty* (Guilty 20/05)

THE PEOPLE

*B.*

*Peter H. Van Riper*

MISDEMEANOR.  
[Laws of 1884, Chapter 202, Section 6]

PETER B. OLNEY,

District Attorney.

A TRUE BILL.

*Swaps*  
Foreman

Recd Feb 19<sup>th</sup> /87

1042

STATE OF NEW YORK,

COUNTY OF

*New York* ss.

*Jebediah R. Wheeler*

*Washington*

of No. *241* Street, in

the *City* of *Brooklyn County of Kings*, being duly sworn, deposes and says: *he is sixty years of age*

That he is *An expert*

~~a State Agent for the State of New York, appointed by Josiah K. Brown, New York State Dairy Commissioner, under chapter 202 of the laws of 1884, entitled "An Act to prevent deception in sales of dairy products," passed April 24, 1884, that his place of business is No. *350 Washington Street New York City*; that on the *16th* day of~~

~~*December* 188*4*, at the *City* and County of *New York*, to wit: at No. *188 West Houston Street* in said *City*, one *Emanuel Teafenty*~~

~~did then and there unlawfully offer for *Manufacture* a certain oleaginous substance, and certain compounds of oleaginous substances, other than that produced from unadulterated milk, or cream from the same, which said substance and compounds thereof was designed to take the place of butter, and that the said~~

~~did then and there unlawfully offer the same for an article of food.~~

~~That on said day deponent entered the store of the said \_\_\_\_\_, at the said number, and then and there found in the \_\_\_\_\_ of the said \_\_\_\_\_ and exposed for sale in said store, a quantity of such oleaginous substance and compounds of such oleaginous substances.~~

~~of the oleaginous substance and compounds thereof, as aforesaid, which deponent \_\_\_\_\_ has since caused to be analyzed by experts, and the same has been found~~

~~\_\_\_\_\_ and deponent charges the same to be, not butter, but mostly composed of oleaginous substances, which are not produced from unadulterated milk, or from cream of the same, as appears from the certificate of analysis hereto annexed.~~

~~Wherefore, deponent prays that a warrant may issue for the arrest of the said *Emanuel Teafenty*, and that he may be dealt with as the law directs.~~

Sworn to before me, this *27* day of *December* 188*4*

*Jebediah R. Wheeler*

*Miriam Ketchum*

Justice

*Notary Public*

*N. Y. C.*

Court of \_\_\_\_\_

County of \_\_\_\_\_

THE PEOPLE, &c.

*vs*  
*James Lee Pentz*  
*Section 6. Ch. 202 P. 1884*

Witness  
*J. H. Wicken*

*357 Washington St.*

Witness  
*J. G. Gray*

Residence *109 Clinton St.*

Residence \_\_\_\_\_

Residence \_\_\_\_\_

1044

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. 16874.

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

P. O. Box 1261.

New York, N.Y., Dec. 13, 1885.

Certificate of Analysis

sealed of a sample of "BUTTER" marked No. 703 P.H.  
Van Riper & Co. 3 + 5 Front St. N.Y. Dec. 16/85  
received from M. B. F. Van Valkenburgh  
drawn by our Agent Dec. 16/85 per J. H. Gray + J. R. Wheeler.

Fat,.....	87.53
Curd, .....	10.84
Salt, [Ash],.....	1.57
Water, at 100° C.,.....	10.12
	<u>100.00</u>
Soluble Fatty Acids, [on a dry basis].....	0.507
Insoluble do. do. do. ....	94.957
Specific Gravity of the dry Fat at 100° Fah.,.....	0.9066
Titre, ..... 38.20 °C.	

Very Respectfully,

Stillwell & Gladding

Mr. B. F. Van Valkenburgh

EXCHANGE

1045

District Attorney's Office.

*John T. ...*  
PEOPLE

vs.

*John T. ...*  
*Thursday*  
*March 19*

*Signed March 16*

*By me as following*

*[Signature]*

1046

STATE OF NEW YORK,

..... } ss.  
COUNTY OF New York

Jedediah R. Wheeler of No. 241 Madison Street, in the City of Brooklyn, County of Kings, being duly sworn, deposes and says: he is sixty years old

That he is an expert

~~a State Agent for the State of New York, appointed by Josiah K. Brown, New York State Dairy Commissioner, under chapter 202 of the laws of 1884, entitled "An Act to prevent deception in sales of dairy products," passed April 24, 1884, that his place of business is No. 350 Madison Street New York City;~~ that on the 16<sup>th</sup> day of December 1884, at the City and County of New York,

to wit: at Nos. 3 and 5 Street Street in said City, one P. H. Van Peeper

did then and there unlawfully offer for Milk a certain oleaginous substance, and certain compounds of oleaginous substances, other than that produced from unadulterated milk, or cream from the same, which said substance and compounds thereof

was designed to take the place of butter, and that the said in violation of Section 6. Chapter 202 laws of 1884 did then and there unlawfully offer the same for an article of food.

That on said day deponent entered the ..... store of the said ....., at the said number, and then and there found in the ..... of the said ..... and exposed for ..... sale in said store, a quantity of such oleaginous substance and compounds of such oleaginous substances.

..... of the oleaginous substance and compounds thereof, as aforesaid, which deponent ..... has since caused to be analyzed by experts, ..... and the same has been found ..... and deponent charges the same to be, not butter, but mostly composed of oleaginous substances, which are not produced from unadulterated milk, or from cream of the same, as appears from the certificate of analysis hereto annexed.

P. Wherefore, deponent prays that a warrant may issue for the arrest of the said P. H. Van Peeper, and that he may be dealt with as the law directs.

Sworn to before me, this 27 day of December 1884

Jedediah R. Wheeler

Alison K. Ketchum

Justice.  
Notary Public.  
N.Y.

Court of .....

County of .....

THE PEOPLE, &c.

*vs.*  
*R. A. Van Dine*  
Section 6. Ch. 202. C. 1884.

Defendant  
*J. H. Pecker*  
357 Washington St.

Witnesses  
*J. H. Gray*  
Residence 189 Clinton St.

Residence .....

Residence .....





1049

BOX:

161

FOLDER:

1653

DESCRIPTION:

Vitt, Henry

DATE:

12/22/84



1653

1050

Witness:  
A. S. S. S.

Bundy 250  
Day of Trial,  
Counsel,  
Filed 22 day of Dec 1884  
Pleads *Propriety*

THE PEOPLE  
vs. *B*  
*Henry Dix*  
Violation of Excise Law.  
(Sunday)  
1884

PETER B. OLNEY,  
JOHN MCKEON,  
District Attorney.

A True Bill.

*Henry Dix*  
Foreman.

1051

Police Court

300

District.

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

of the 10<sup>th</sup> Precinct Police Charles D. Sands Street,

of the City of New York, being duly sworn, deposes and says, that on Sunday the 27 day of May 1883, in the City of New York, in the County of New York,

at premises 128 West Street a place where intoxicating liquors and wines were kept for sale, and sold as a beverage,

Henry Vett [now here] did then and there expose for sale and did sell, caused, suffered and permitted to be sold, and given away under his direction or authority strong and spirituous liquors, wines, ale and beer, being intoxicating liquors, to be drunk in the house or premises aforesaid, contrary to and in violation of law; and did not keep said place closed on said Sunday the 27 day of May 1883 as required by law.

WHEREFORE, deponent prays that said Henry Vett may be arrested and dealt with according to law.

Sworn to before me, this 27 day of May 1883 Charles D. Sands

Henry Gardner POLICE JUSTICE.

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Sec. 198-200.

CITY AND COUNTY OF NEW YORK, ss.

3 District Police Court.

*Henry Bett*

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 Bett*

Question. How old are you?

Answer.

*41 Years*

Question. Where were you born?

Answer.

*Germany*

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

Answer.

*128 West 41st Street about 14 Years*

Question. What is your business or profession?

Answer.

*Saloon Keeper*

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 beyond that I was clearing up the place and demanded a trial at the Court of General Sessions*

*Henry Bett*

Taken before me this

Day of

*27th*  
188*8*

*Frank Spencer*

Police Officer

1053

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

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

Dated May 27 1883 Hugh J. ... Police Justice.

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

Dated May 27 1883 Hugh J. ... Police Justice.

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

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

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Police Court - 3 District.

THE PEOPLE, &c.,  
ON THE COMPLAINT OF

Charles W Sands

10 St. Street

Henry Vett

1  
2  
3  
4

Offence  
Dist. Exp. Law

BAILED,

No. 1, by

Residence

Julius Frank  
62 Eldridge Street,

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

Dated

May 29

1883

Gavan

Magistrate.

Sands

10

Officer.

Clerk.

Witnesses,

No.

Street,

No.

Street,

No.

Street,

to answer

102

Gavan

Bailed

1055

**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 Vitt*

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

*Henry Vitt*

OF THE CRIME OF **Exposing for Sale and Selling Strong and Spirituous Liquors, Wines, Ale and Beer, on Sunday**, committed as follows :

The said *Henry Vitt*

late of the First Ward of the City of New York, in the County of New York aforesaid, on the *27<sup>th</sup>* day of *May*, in the year of our Lord one thousand eight hundred and eighty-~~three~~, at the Ward, City and County aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit : One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did expose for sale and sell as a beverage to

~~and to~~ certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, 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

*Henry Vitt*

of the CRIME OF GIVING AWAY AND DISPOSING OF STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, ON SUNDAY, committed as follows :

The said *Henry Vitt*

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit : On the said *27<sup>th</sup>* day of *May* in the year of our Lord one thousand eight hundred and eighty-~~three~~, at the Ward, City and County

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aforesaid, the same being the first day of the week, commonly called and known as Sunday, with force and arms, certain strong and spirituous liquors and certain wines, to wit: One gill of wine, one gill of brandy, one gill of rum, one gill of gin, one gill of whisky, one gill of cordial, one gill of bitters, one gill of ale, one gill of porter, one gill of beer, one gill of lager beer, and one gill of a certain strong and spirituous liquor to the Grand Jury aforesaid unknown, unlawfully did give away and dispose of as a beverage to

~~and to~~ certain ~~other~~ persons whose names are to the Grand Jury aforesaid unknown, 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.

THIRD COUNT:

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

*Henry Witt*

of the CRIME OF KEEPING OPEN ON SUNDAY a place licensed for the SALE OF STRONG AND SPIRITOUS LIQUORS, WINES, ALE AND BEER, committed as follows:

The said *Henry Witt*

late of the First Ward of the City of New York, in the County of New York aforesaid, afterwards, to wit: on the said *27th* day of *May* in the year of our Lord one thousand eight hundred and eighty *three* the same being the first day of the week, commonly called and known as Sunday, being then and there in charge of and having the control of certain premises at number *120*

*Dexter Street*

in the City and County aforesaid, which said place was then duly licensed as a place for the sale of strong and spirituous liquors, wines, ale and beer, with force and arms, at the City and County aforesaid, the said place, so licensed as aforesaid, unlawfully did not close, and keep closed, and on the said day, the said place so licensed as aforesaid, unlawfully did then and there open, and cause and procure, and suffer and permit, to be open, and to remain open, 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.

PETER B. OLNEY,  
**JOHN McKEON, District Attorney.**

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END OF  
BOX