

0451

BOX:

377

FOLDER:

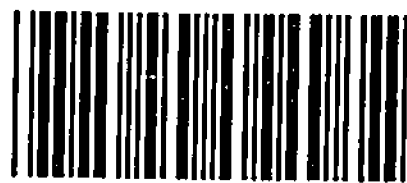
3526

DESCRIPTION:

Nagle, John

DATE:

12/11/89



3526

0452

BOX:

377

FOLDER:

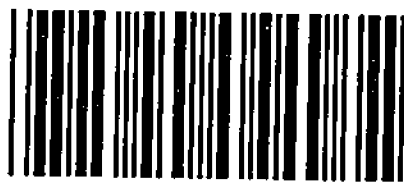
3526

DESCRIPTION:

Lyons, Jeremiah

DATE:

12/11/89



3526

POOR QUALITY
ORIGINAL

0453

Witnesses;

Martin Burns

Copy (handwritten)

I have examined all the
witnesses, having for people, &
am satisfied that on their
own testimony the proof of
defendant's guilt is
unmistakable for con-
viction, and accordingly
recommend the re-
moval of indictment as to
him.

Dec 27/89
Defy

I think there can be no mistake
in the case of my own I remained
the defendant of the indictment as to
him.

Dec 27/89
Defy

Counsel,

Filed

Pleas,

THE PEOPLE

vs.

John Nagle

vs. P

Jeremiah Lyons

Robbery in the
(MONEY)
[Sections 224 and 228, Penal Code].

JOHN R. FELLOWS,

Attorney at Law,
District Attorney.

Charge of
Indictment as to No 2
on No of app secy Bary
A True Bill.
Dec 27/89

Dec 27/89
Foreman.

Dec 27/89
Indictment of Jeremiah
Lyons & John Nagle
as to No 2
on No of app secy Bary

Dec 27/89
Defy

POOR QUALITY
ORIGINAL

0454

Police Court--First District.

CITY AND COUNTY }
OF NEW YORK, } ss

Martin Burns
of No. 59 Washington Street, Aged 35 Years
Occupation Laborer being duly sworn, deposes and says, that on the
23rd day of November 1889, at the First Ward of the City of New York,
in the County of New York, was feloniously taken, stolen, and carried away from the person of de-
ponent by force and violence, without his consent and against his will, the following property, viz:

Good and lawful money of the
United States, consisting of notes
or bills of divers denominations
and values, and being in all

of the value of Nineteen (19) 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 force and violence as aforesaid by

John Nagler, now here, and
one Jeremiah Lyons not yet
arrested, for the reasons following,
to wit: That about the ~~thursday~~ day
now of 11th 12 o'clock P. M. on said
day deponent and a friend
were within a saloon at No. 15
Washington Street. That said Nagler
and said Lyons were then within
the saloon. That deponent paid
for a drink for himself and friend
and then left the saloon by the
door leading into the private hall.

day of

Sworn to before me this

188

Police Justice.

POOR QUALITY
ORIGINAL

0455

that said Taylor and Lyons
followed deponent and his
friend into the hall way and
said Taylor struck deponent
friend. That deponent then
attempted to pull his friend
away whereupon the said Lyons
struck deponent in the face
knocking deponent down and
then the said Taylor and said
Lyons both kicked and beat
deponent while deponent lay
prostrate. That they then went
out of the hall-way into the
street and when deponent got
up deponent discovered that
said money had been taken
out of the watch pocket of the
pantaloons then on deponent's
person.

Sworn to before me this } Martin Burns
25th day of November 1889

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 1889
I have admitted the above named
to bail to answer by the undertaking hereunto annexed.
Dated 1889
There being no sufficient cause to believe the within named
guilty of the offense within mentioned, I order he be discharged.
Dated 1889
Police Justice.

Police Court,	District,
THE PEOPLE, &c., on the complaint of	
vs.	
Offence—ROBBERY.	
1	
2	
3	
4	
Dated	1889
Magistrate.	
Officer.	
Clerk.	
Witnesses,	
No.	Street,
No.	Street,
No.	Street,
\$	to answer General Sessions.

POOR QUALITY
ORIGINAL

0456

Sec. 198-200.

District Police Court.

CITY AND COUNTY } ss.
OF NEW YORK, }

John Nagle 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 Nagle*

Question. How old are you?

Answer. *29 years 2 months*

Question. Where were you born?

Answer. *New York*

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

Answer. *110 Jackson St. Brooklyn,*

Question. What is your business or profession?

Answer. *Seaman*

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 Nagle

Taken before me this

day of *November* 188

John Nagle
Police Officer

POOR QUALITY
ORIGINAL

0457

CITY AND COUNTY OF NEW YORK, ss.

POLICE COURT, 1 DISTRICT.

Patrick H. Cosgrove
of No. 2nd Precinct Police Street, aged 30 years,
occupation Police officer being duly sworn deposes and says,
that ~~the~~ *the* ~~100~~

at the City of New York, in the County of New York, *Martin Burns,*

nowhere, is a necessary and
material witness against one
John Naples charged with
Robbery. That deponent has
reason to believe and does believe
that he is an unwilling witness
and will not appear on the
trial of said charge unless put
under bonds.

Patrick H. Cosgrove

Sworn to before me, this 11th day
of November, 1889

Police Justice.

POOR QUALITY
ORIGINAL

0458

FIRST DISTRICT POLICE COURT.
CITY AND COUNTY }
OF NEW YORK. } ss.

Recognizance to Testify.

BE IT REMEMBERED, That on the

29 day of November in the year of our Lord 18 89
Martin Burns
of No. 59 Washington Street, in the City of New York,
and Michael Halpin Jr.
of No. 219 Carroll Street in the said City,
personally came before the undersigned, one of the Police Justices in and for the City of New York, and acknowledged themselves to owe to the PEOPLE OF THE STATE OF NEW YORK, that is to say; the said

Martin Burns
the sum of One Hundred Dollars;
and the said Michael Halpin Jr.
the sum of One Hundred Dollars
separately, of good and lawful money of the State of New York, to be levied and made of their respective goods and chattels, lands and tenements, to the use of said People, if default shall be made in the condition following, viz:

The Condition of this Recognizance is such, That if the person, first above recognized, shall personally appear, at the next COURT OF General SESSIONS of the Peace, to be holden in and for the City and County of New York, and then and there *Testify* and give such evidence, in behalf of the people of the State of New York, as he may know, concerning an OFFENCE or MISDEMEANOR, said to have been lately committed in the City of New York aforesaid by

John Eagle
And do not Depart thence, without leave of the Court, then this Recognizance to be void, otherwise to remain in full force and virtue.

Taken and acknowledged before me, the }
day and year first above written. }

John Eagle Martin Burns
Michael Halpin Jr.
POLICE JUSTICE.

POOR QUALITY
ORIGINAL

0459

Seen before me this
day of *March* 18*99*
Wm. J. [unclear]
Police Justice.

CITY AND COUNTY }
OF NEW YORK, }

the within-named Bail, being duly sworn, says, that he is a

said City, and is worth

Michael Halpin & Co.

Hundred Dollars,

over and above the amount of all his debts and liabilities: and that his property consists of

*Stock and fixtures necessary to carry
on the liquor business at No. 1 Washington
Street, New York City, and valued at
Five thousand dollars over and
above all incumbrances.*

Michael Halpin

RECOGNIZANCE TO TESTIFY

New York General Sessions.

THE PEOPLE, &c.,

Martin Burns

vs.

John H. [unclear]

Hofman Police Justice.

Filed

day of

18

POOR QUALITY
ORIGINAL

0460

Witness provided by
Michael A. Kaplan
219 Canale St
Brooklyn

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

At New York 10³⁰ A.M.
Adm'd to Rec. 3/16
at 2/10 P.M.
on motion of _____

Police Court District.

THE PEOPLE, &c.,
ON THE COMPLAINT OF

Madame Anna
59, 13, Washington St.
John Nagle

Offence Robbery

Dated November 25, 1889

Hogan Magistrate
Officer

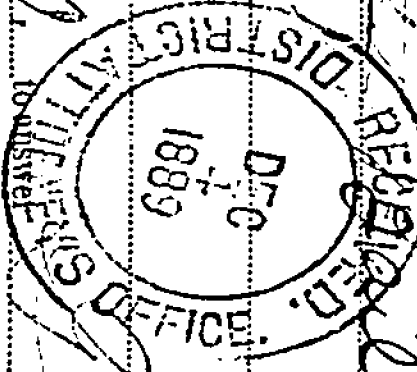
Witnesses Complaint and in
Precinct

Name of Defendant

Indictment of 1889

No. 1, by _____
Residence _____

No. 2, by _____
Residence _____



Adm'd to Rec. 3/16
at 2/10 P.M.
on motion of _____

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 Nagle

guilty thereof, I order that he be held to answer the same and he be admitted to bail in the sum of Twenty 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 3, 1889

Hogan
Police Justice.

I have admitted the above-named _____

to bail to answer by the undertaking hereto annexed.

Dated _____ 1889

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 _____ 1889

Police Justice.

First District
Police Court

Morgan Burns

John Nagel

Charged with
Robbery
of the
Edward Hogan
December 3, 1889

Constable Frank J. Hogan
Where were you on the night of the 23^d
of November 1889?

A Washington Hotel

What kind of a house is it?

A tenement house, and a room under-
neath the tenement house, a bedroom
of whose name I don't know?

A man by the name of Smith
lives in it now

Where were you then with anybody?
A man residing in the house who
lives upstairs

Did you go into the bedroom with
anybody, a man with a friend
by the name of John Brooks

Where does he live?

2

Adont knew where he was in
a coal yard up town
Q Did you have any difficulty with any
body while in the bar room?
Answer

Q Was there any attempt at what you
were in the bar room to take any-
thing from the pockets of any person
A Not that I know of
Q And you had no difficulty with
anybody while you were in the
bar room? Answer

Q Did you have any difficulty before
you got to the street?
Answer in the hallway.

Q What took place in the hallway?
A One or two men were there the prisoner
and another man commenced
picking his pockets outside of his
clothes and he took what was behind
in his pockets, and he had a knife
in his hand, and he was going to
strike the man, and another man
that was in company with the

6

Prisoner struck me and hurled
me down in the hallway

Q. You know when you were hurled
down there were bills of the value of
\$19.00 taken from you?

A. Yes Sir. I believe that money
was in my job pocket.

Q. Had you been by where that money
was taken? A. No Sir. I cannot say
I was lying down at the time.

Q. Had you done anything to the defen-
dant or the woman who was in
his company? A. Not the slightest
nothing whatever.

Q. Had your friend who was in your
company done anything to him?

A. Not to my knowledge.

Q. Did you reserve any money of
valence at that time?

A. My face was all broken up, by
kicks the skin was taken off and
my eyes were black & blue.

Q. Who kicked you?

A. The man that was in the prisoners

41

Company done the most of it but he
needed me also.

Q Where did you lose your money
before this time? Look please?

A In the bar room

Q How are you positive that you had
the money on you when you were
knocked down?

A Yes sir because I was going to pay
for a drink at the bar, and had my
hand with

Q How when did you find this
money after the assault?

A A young man in the bar showed
me up a couple of steps, and saw
his hand in my pocket, and when
I felt for it I found it was gone

Q How long were you down on the
ground? A minute or two

Q How long after that was it that
you had the defendant arrested?

A I made a complaint that night
to a constable. The next morning
I went to the Captain

5
Q Did you accompany the police officer
answer
Q And did you know the defendant
was arrested? A The detective told me
Q Did you identify him then? Answer
Q And you are sure now that this is
the man that arrested you? Answer
Q Had you known him before that night
Answer I know him of years ago how
Capt. Egan by Mr. Math
Q Where did you work at that time?
A On the Elevated Railroad
Q How long had you worked there?
A Going on 3 years
Q And when do they pay you off?
A On the 10th of every month
Q And you had been paid off on the
10th of November? Answer
Q And how much money did you get
A \$4400 dollars
Q And how much did you give your wife
A I gave her \$3600 out of the \$4400
Q That left you \$800 dollars Answer
Q Did you have any money with

**POOR QUALITY
ORIGINAL**

0466

[illegible]

7

went there until you said you were
assaulted. A figure it all up it
would not make \$2.00 Dollars

Q Had you spent any money for anything else
Answer

Q What was this man Brown?

A He is a friend of mine. I don't know
where he lives?

Q Had he been with you in the saloon
and in this tenement house that
night? Answer

Q What time did you say this was?
A About half past twelve

Q Don't you mean it was never 2
o'clock? Answer

Q Was it Saturday night? Answer

Q At what time was it Sunday
morning at 3 o'clock? Answer

Q You say you heard 6 drums?
Answer

Q How many were in the bar room?

A I don't know how many were there

the prisoner was there. I know

the other man who was with him

8

Q. You did not have your money out in
the suit or did you? Answer

Q. So the defendant did not see you here
any? A. No sir. I did not take it
out of my pocket, the other man
paid for it.

Q. About you, I mean that the young man
who was ^{with you.} with the other had some
quarrel in the tavern?

A. I do not know anything about it
I heard them arguing.

Q. The one that was with you a year or
two and you went out in the hallway?
Answer back, after. Before they did
get in the other man who you mention
in your affidavit here.

any trouble in the hallway with
Brooks? A. No sir. Brooks and
the defendant did they were
arguing, and I was trying to
reconcile it.

Q. What was the argument?
A. I don't know.

Q. What was your behavior in the case?

9

ayes.

Yours there aight in the hallway?

Ans a sin

Yours the things apon? A noder it was ^{dead}
gated your stone this man?

Ans a sin he strike me and thud oned
me down on the floor

Yours you is sensible? Ans a sin

Yours what was going on (a yoke)

Yours you got up as soon as you
could?

A man heeped me up who was in
the same house

Yours how long after that did you
discover your money was gone
Ans 7 minutes

Yours say the other man showed you
up as much as of steps?

Ans a sin

Yours didn't see anybody taking any
money ^{out} of your pocket at any time

Ans a sin

Yours did you lose A 59 worth night? ⁴
Yours was it when you went there

A woman who was seen, and her
husband and four boys beside
the young fellow who came along
with me

What were you doing there?

A buying apples, drinking a
glass of beer and singing a song
Was any woman near you?

A No we were sitting on chairs

Were you dancing or anything of
that sort? Answer

Was any woman close to you?
Answer

Was any woman sitting on your
lap or near you?

Answer

()

Patrick. A horse groom apaid officer
attached to the 5th of Dragoon being duly
summoned and says.

Psychic Court

Did you meet the defendant? Answer
yes. A Sunday morning the 27th.
He was the first man upon a
horse and a description given by the
complainant.

Was he a complaint of Mr Burns. The Com
plainant

Did you have a conversation with the
defendant?

Did you see

yes. A The night that I arrested
him coming from Washington
to the State House

Repeat as near as you can
what he said to you?

He asked me what I was arrested
for and I told him that this man
accused him of robbing him.
and he said I don't rob him I
assaulted him he says the God

13

don't mean to be saying anything, and
that was all the conversation we
had until we got to the station house
Cops Examined by }
Mr. Math

Did he say anything about the young
man attempting to cut him with a
knife?

Answer: they had a quarrel in the
hallway

Did he say anything about Brooks
having a knife? Was that remembered
Did he say anything about having a
knife ^{open} and trying to cut the man that
was with him? Answer:

He said he took the man but didn't
rob him?

Answer:

Case closed:

Defendant held for trial. Is

POOR QUALITY
ORIGINAL

0473

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 MacFarlane and Jeremiah Sugars

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

John MacFarlane and Jeremiah Sugars
of the crime of ROBBERY IN THE *second* DEGREE, committed as follows:

The said *John MacFarlane and Jeremiah Sugars*, both late of the City of New York, in the County of New York aforesaid, on the *twenty third* day of *November*, in the year of our Lord one thousand eight hundred and eighty-nine, in the *night* time of the said day, at the City and County aforesaid, with force and arms, in and upon one *Martin Canino*, in the peace of the said People then and there being, feloniously did make an assault, and ~~promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of twenty dollars, and of the value of twenty dollars~~ ; *one* promissory note for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of ten dollars, and of the value of ten dollars ; *three* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of five dollars, and of the value of five dollars *each* ; *nine* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of two dollars, and of the value of two dollars *each* ; *nineteen* promissory notes for the payment of money, being then and there due and unsatisfied (and of the kind known as United States Treasury Notes), of the denomination of one dollar, and of the value of one dollar *each* ; ~~promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of twenty dollars~~ ; *one* promissory note for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of ten dollars ; *two* promissory notes for the payment of money (and of the kind known as bank notes), being then and there due and unsatisfied, of the value of five dollars *each* ; ~~United States Silver Certificate of the denomination and value of twenty dollars~~ ; *one* United States Silver Certificate of the denomination and value of ten dollars ; *two* United States Silver Certificates of the denomination and value of five dollars *each* ; *nine* United States Silver Certificates of the denomination and value of two dollars *each* ; *ten* United States Silver Certificates of the denomination and value of one dollar *each* ;

\$19.00

POOR QUALITY
ORIGINAL

0474

United States Gold Certificate of the denomination and value of twenty dollars
; one United States Gold Certificate of the denomination and value of ten
dollars ; Two United States Gold Certificates of the denomination and value of
five dollars each ; and divers coins, of a number, kind and denomination to the Grand Jury
aforesaid unknown, of the value of nine dollars,

of the goods, chattels and personal property of the said Martin Brown, —
from the person of the said Martin Brown. — against the will,
and by violence to the person of the said Martin Brown, —
then and there violently and feloniously did rob, steal, take and carry away, the said
John Nade and Jeremiah Dugan, and each
of them being then and there aided by an
accomplice actually present, to wit: each by the
other and by divers other persons. 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.

JOHN R. FELLOWS,

District Attorney.

0475

BOX:

377

FOLDER:

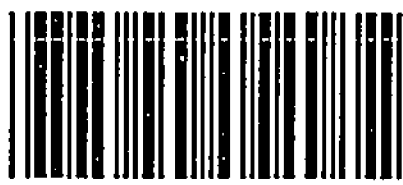
3526

DESCRIPTION:

Niles, Nathaniel

DATE:

12/06/89



3526

Bail \$1000.
W.F.G.

Witnesses:

L. Hargreave
Aug. Senter
Caesar Ardisgo
Geo. R. Phortus
Charles S. Sperry
William S. Andrews

The defendant in this case is charged
with having knowingly permitted
a certain house, of which he
was the owner to be used for the
purposes of a house of ill-fame and
prostitution. Since the indictment
was found the trunk of the house
has died.

As much as she was a necessary
witness for the People, I am advised
no conviction can now be obtained,
and I therefore recommend the
dismissal of the indictment
My February 7 1893

Delaney, Nicola
District Attorney

J. J. McKeown & William H.
John Thompson & Thomas
Mantow & W. H. Boring

Counsel,
Filed 6 day of Dec 1889
Pleads Not guilty 9

THE PEOPLE
vs.
Nathaniel Niles
Indictment
[Sec. 322, Penal Code]

JOHN R. FELLOWS,
District Attorney.

A TRUE BILL
J. J. McKeown
Jury 1893
Indictment
Dismissed
Foreman.

0476

Bail \$1000.
W.F.G.

Witnesses:

J.L. Harvey
Aug. Seiter
Caesar Adiego
Geo R. Phoenix
Charles G. Sperry
William S. Andrews

The defendant in this case is charged with having knowingly permitted a certain house, of which he was the owner, to be used for the purposes of a house of ill fame and prostitution. Since the indictment was found the trunk of the house has been closed.

Inasmuch as there was a necessary witness for the People, I am advised, no conviction can now be obtained, and I therefore recommend the dismissal of the indictment.

My February 7, 1893

DeLancey, N. coll.
District Attorney

J. J. McKelvey & William H. Johnson
Attorneys for
Anton Miller

185 Broadway

Counsel,
Filed
Pleads
6 day of Dec 1889
No guilty 9

Indemnitor
[Sec. 322, Penal Code]

THE PEOPLE
vs.

Nathaniel Miles

JOHN R. FELLOWS,
District Attorney.

A TRUE BILL.

John R. Lewis

Foreman.

Feb 7/93

Indemnitor
Dismissed

0477

POOR QUALITY
ORIGINAL

0478

Pao. vs. Niles -

Crime committed on Dec 1/88 -
House is 40 W 29.

Used by Feiza Paret -

" Being the owner, unlawfully, as such
owner, knowingly permit the building to
be used by E.P. as a house of ill-f
assign^{ment} & a house for persons to visit
for unlawful sexual intercourse."

Proof -

- 1 Left was owned on Dec 1/88.
- 2 House was house of ill-fame on that day.
- 3 Defendant knew it & permitted it -

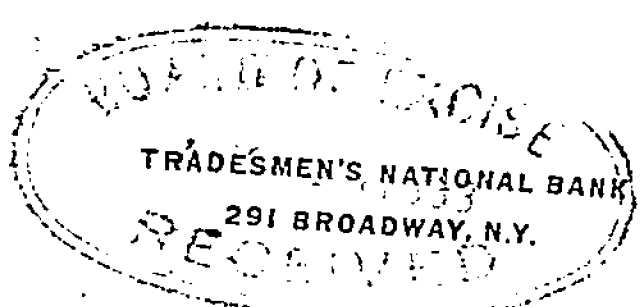
Got the prop by deed 29 Feb 18.

Conveyed to Washington Natl Bank March 19, 1888

TORN PAGE

POOR QUALITY
ORIGINAL

0479



OLIVER F. L.

May 31.
/88.

My dear Sir,

In order
the Board in the
able efforts to improve
the neighborhood
I have decided
to turn the basement
of 40 W. 29th St.
into a store, and I
have leased the whole
to Mr. D. E. O'Brien

TORN PAGE

POOR QUALITY
ORIGINAL

0480

my name above
reaches as well
used to be. This,
then with the fact
a former owner
of this state should
not justify the
and in granting
of mine's request
from with them
N. L. C.

W. H. Hughes
Comd. & C.

E. B.

TORN PAGE

POOR QUALITY
ORIGINAL

0481

...messen or
called about the
policies.

There is no
change of Insurance
Company. Only
"the insurance on
wines, liquors and
Segars" was struck
out. The policies

TORN PAGE

POOR QUALITY
ORIGINAL

0482

Will ne...
I send it to you?
I am very respectfully
Nathaniel Miles

481
99 999
99.984
0.2
201
99.999

**POOR QUALITY
ORIGINAL**

0483

THE CITY OF NEW YORK DEPARTMENT OF RECORDS AND INFORMATION SERVICES MUNICIPAL ARCHIVES	
SEPARATION SHEET	
INSTRUCTIONS: For each item or unified group of items separated, complete two <u>exactly</u> duplicate forms. Place one form within the collection at the exact place the separated item would occupy if it could remain in the collection. File the other form with the separated item in its new location.	
DESCRIBE ORIGINAL LOCATION OF ITEM (S):	
1. Record Group: COURT OF GENERAL SESSIONS INDICTMENTS	2. Subgroup:
3. Series: COURT OF GENERAL SESSIONS INDICTMENTS	4. File Unit & Box No. Niles, N. "N" 12/39 Box 377 Folder 3526
5. BRIEF DESCRIPTION OF ITEM (S): Indenture #27	
SEPARATED TO:	
6. New Location: Oversize box	7. Room:
8. Date Separated: 1-14-98	9. Separated By: M.L.

Together with all and singular, the tenements, hereditaments and appurtenances thereto belonging, or in anywise appertaining; and the reversion and reversions, remainders and remainders, rents, issues and profits thereof: And also, all the estate, right, title, interest,

property, possession, claim and demand whatsoever, as well in law as in equity, of the said part of the first part, of, in, and to the same, and every part and parcel thereof, with the appurtenances. To have and to hold the above granted, bargained and described premises,

with the appurtenances, unto the said part of the second part, his heirs and assigns, to his and their own proper use, benefit and behoof forever. Subject to a mortgage for twenty five

thousand Dollars and interest which however is not assumed by the party of the second part.

And the said party of the first part: heirs, executors, and administrators, do so

part of the second part, his heirs and assigns, that the said party of the first part, at the time of the sealing and delivery of these presents, to,

seized in his own right

in fee simple, of and in all and singular the above granted, bargained and described premises, with the appurtenances,

and two good right, full power and lawful authority to grant,

bargain, sell and convey the same in manner and form aforesaid. And that the said part of the second

part, his heirs and assigns, shall and may at all times hereafter, peaceably and quietly have, hold, use,

occupy, possess and enjoy the above granted premises, and every part and parcel thereof, with the appurtenances, without any let, suit, trouble, molestation, eviction or disturbance of the said part of the first part,

his heirs or assigns, or of any other person or persons, lawfully claiming or to claim the same.

And that the same are now free, clear, discharged and unencumbered, of and from all former and other

grants, titles, charges, estates, judgments, taxes, assessments and encumbrances of what nature or kind soever,

except as aforesaid. And also that the said part of the first part and his heirs, and all and every other

person or persons whomsoever, lawfully or equitably deriving any estate, right, title or interest, of, in, or to the

hereinbefore granted premises by, from, under or in trust for him or them, shall and will, at any

time or times hereafter, upon the reasonable request, and at the proper costs and charges in the law, of the

said part of the second part, his heirs and assigns, make, do and execute, or cause or procure to be made,

done and executed, all and every such further and other lawful and reasonable acts, conveyances and assurances

in the law, for the better and more effectually vesting and confirming the premises hereby intended to be granted, in

and to the said part of the second part, his heirs and assigns, forever, as by the said part of the second part,

his heirs or assigns, or his or their counsel learned in the law, shall be reasonably devised, advised or required.

And the said party of the first part and his heirs, the above

described and hereby granted and released premises, and every part and parcel thereof, with the appurtenances,

POOR QUALITY
ORIGINAL

0485

unto the said party of the second part, his heirs and assigns, against the said party of the first part, his heirs, and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.

In Witness Whereof, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed and Delivered in the Presence of

Thomas J. Falls

Frederic Barrard, (R.P.)

State of New York.

City and County of New York.

On this twenty seventh day of April
one thousand eight hundred and eighty eight
Frederic Barrard,

in the year of our Lord
before me personally came

Office of the Register of Deeds, &c. ss.
City and County of New York.

Recorded in this office, on the 27. day of April
A. D. 1888, at 12 o'clock 15 min. A. M. Liber
2119 Conveyances page. 491
and certify the same to be a correct transcript therefrom, and of the
whole of said Instrument.

In testimony whereof, I have hereunto subscribed my name and
affixed my official seal, this 16th day of May 1889

Wm. J. Barrard, Register.

within conveyance,
& same.

J. Falls.
Public
C. Curry

10. April 27. 1888-

Wm. J. Barrard
Register

unto the said party of the second part, his heirs and assigns, against the said party of the first part, his heirs, and against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will Warrant and by these presents forever defend.

In Witness Whereof, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Sealed and Delivered in the Presence of
Thomas J. Falls

Frederic Barrard, (R P)

State of New York.

City and County of New York.

ss.

On this twenty seventh day of April
one thousand eight hundred and eighty eight

Frederic Barrard,

in the year of our Lord
before me personally came

to me personally known to be the individual described in and who executed the within conveyance,
acknowledged that he.

Thomas J. Falls.
Attorney at Law
New York City

Recorded, preceding at request of Thos. J. Falls, April 27, 1888
At 12. O'clock. & 15. AM

James J. Dunn
Register

GLUED PAGE

POOR QUALITY
ORIGINAL

0487

POOR QUALITY
ORIGINAL

0488

E. Q.

Frederic barrard
to

et. viles

Deed.

Dated thurs. mch. Feb. 1888

[Signature]

POOR QUALITY
ORIGINAL

0489

Compliments
Bike owes me
a few dollars
J. J. Ormsby

POOR QUALITY
ORIGINAL

0490

STENOGRAPHER'S MINUTES.

2 District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

Francis K Farrera

VS.

Nathaniel Niles

BEFORE HON.

Patrick G. Duffy

POLICE JUSTICE,

May 7

1889

APPEARANCES:

For the People,

Delaney Nicol Esq

For the Defence,

Horse & Hummel

188

I N D E X.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

Francis K Farrera

1

1

8-12

10

William S. Andrews

14

35

Charles Hagan

36

40

W. J. Cunniff

Official Stenographer.

125 6th Av.

Police Court
Second District

The People vs.
Francis K. Farerra
Nathaniel Niles

Examination Before Justice Duff
May 7 1889

For the People Selmer Nicol Esq
" " Defendant Nathaniel Niles - Howe & Hummel

Francis K Farerra the complainant
being cross examined on his affidavit
deposes and says:-

2 - What is your business?

A I am not in any business.

2 What was your business on the
first day of December 1888?

A It was not any at all.

2 When did you first see Mr.
Nathaniel Niles?

A - At our last meeting at Essex
Market Police Court.

2 That was on the 25th day of
April 1888?

1
A. Whatever day we met them.
I do not know when it was
2 on the 25th day of April -
the day that you signed this
complaint on this action you
had never seen Mr. Niles?

A. I had not

2 Did you know his first
name before that date?

A. Never - except I heard it.

2 Are you sure that that is
his first name - Nathaniel?

A. No sir; I am not positive of
it

2 Were you ever introduced to the
defendant?

A. I was not.

2 Did you ever hear Nathaniel
Niles make any statement as
to his ownership of the premises
No 40 West 29th St.

A. I say I never saw him
before.

2 Answer my question

A. I did not.

2 - Do you know of your own knowledge anything about him - whether or not on the first day of December 1888 the ~~was~~ owner of the premises known as No 40 West 29th street

A Never except hearsay.

Mr Nicoll - Except what you was informed?

Mr Hummel - I object to that
The witness - Never except what you was informed,

2 Were you ever in the premises No 40 West 29th St

1. I have been

2 When were you last on the premises

A When Mr Schantz lived there?

2 How long ago was that?

A I do not know - probably somewhere in the neighborhood of two years probably.

2 Was that the last time you were on the premises?

A That was the last time.

the only time.

2 - Were you on the premises on the first day of December 1888?

A I was not.

2 Give me the names of the persons who you say told you that Mr Niles was the owner of the premises No 40 West 29th St.

A Well I can't do it.

2 Can you give me the name of any person who ever told you that Nathaniel Niles was the owner of the premises No 40 West 29th St. on the first day of May 1888.

A I said I could not do it.

2 Have you any information further than that you have now stated to me with reference to the proprietorship of these premises?

A I have such information - A man told me that he made an arrangement with Mr Niles for

1
the rent of that house?

2 Did he mention Mr Niles
first name?

A No; I do not know that
he did.

2 All the information that you
have on which you base
your complaint in this action
is that a man stated to you
that he had made an
arrangement with a man Mr
Niles about the premises - do
you answer yes?

A I do.

2 You have sworn here that
Nathaniel Niles being the owner
of the premises known as 40
West 29th St. in the City of
New York did let said building
to be used as a house of
prostitution and ill fame and
a house of evil report. Well knowing
that it was intended to be
so used?

5 A I did not swear to anything of the

port.

2 Did you mean to swear to it?

A I say I did not swear to it.

2 Did you mean to swear to it?

A If I did I would have done it.

2 You did not?

A I did not.

2 Did you not swear that Nathaniel Viles well knew that the premises 40 West 29th St were intended to be used for the purpose of violating section 322?

A No; I did not know that certainly - If I did I would swear to it.

(Complaint shown)

2 Is that your signature?

A Yes Sir.

2 You swore to the contents of that paper.

A - If this is the one I had last that's it. - That was to

the best of my knowledge
and belief - is not that it;

2 You say the best of ~~the~~ your
knowledge - are you sure the
word knowledge is there

A Yes Sir

Mr Nicoll - Information and belief
Omitted to

The Witness Information and belief

2 Of the word knowledge is
not there you assume that Mr
Nicoll intended it

A I was under the impression
it was as to my knowledge and
belief.

2 Now what knowledge have
you ^{that} of Mr Viles well knew
that that house was intended
to be used for the purpose
aforesaid, namely to be used
as a house of ^{of public assemblage} ~~of public assemblage~~

A Well Mr. Hammond I understand
that an application was made
for this house to be licensed
It was well known and

understood what the reputation
of the house was

2 What knowledge have you
that Mr Niles well knew
that this house was to be
used as a house of assignation

A I have no knowledge

2 That is all the knowledge
you have that this was a
house of ~~prostitution~~ assignation
Have you any other knowledge?

A No: I have not
any other

By Mr. Nicol - (Re-direct)

2 Where do you say you live?

A 36 West 29th one house
between my house and W
40 West 29th

2 How long have you lived there?

A Six or seven years.

2 Have you lived there continuously
during the past year?

A Yes sir.

2 Were you living there in
December 1888?

A I was

Q What was the common fame of that house in the month of December 1888?

A It was the reputation of a house of ill fame.

Q Was that its general reputation and common fame in the neighborhood?

A It was its general reputation and common fame in the neighborhood?

A It was.

Q Have you had conversation with your neighbors concerning the common fame of that house?

A I have

Q And do you base your statement upon the common fame that this house was a house of assignation or prostitution - upon conversation with your neighbors?

A Yes Sir.

Q Was you informed that Mr. Niles had anything to do with

the house?

A. I was informed the day that
a man told me that he
made an arrangement with
Mr. Viles for the rent of the
house.

Q. From Mr. Viles.

Q. To-day?

A. Yes Sir.

Q. Do you know who kept the
house?

A. No - I do not know absolutely
who kept it.

Q. What was the common name
as to the proprietor?

A. The understanding was that
all applications that were made
for license stated that Mr.
Viles was the owner of it.

Q. Was that your information and
belief at the time you made
the complaint in this action?

A. Yes Sir.

Q You live at No 38?

A Yes Sir No Sir at No 36

Q Do you know anything of No 38?

A I do not know now - I did
some years ago

Q Were your premises ever concluded
as a gambling house?

A No Sir: Never

Q Never?

A Never Sir.

Q Did you hear from any person
when these premises were opened
on the first of December 1888.

A I cannot swear positively whether
they were opened at that time?

Q You cannot swear that these
premises No 40 west 29th St
were opened on the first of December
1888?

A I cannot.

Q Or that they were tenanted by
anybody at that time?

A I cannot.

Q Can you swear that the house
No 40 west 29th St was

1
tenanted on the first of
November 1888?

A No. I cannot

2 Can you swear that on the
first of July 1888 they were
tenanted?

A I do not know of any person
I was not in the house

2 Will you swear that there
was any person in the house?

A I would not.

2 Will you swear that there was
any person in the premises No
40 West 29th St on the first
day of December 1888.

A I would not.

Re. direct

2 Was there not some objection
by property owners to the
Excise Commissioners concerning
a license for that house?

A Very decidedly

Objected to

12 2 Did you not have some

conversation with the Excise
Commissioners or any of them
at that time

A They had a meeting down there
2 You were asked by Mr Hummel
as to what source you derived
the information that Mr. Viles
was connected with the ownership
of that house?

A Yes

2 I ask you whether or not you
did not get some information
from the Excise Board?

A There was some action there
in connection with Mr Viles
but I cannot really recollect it
just now. There was some
information but I cannot
recollect it just now.

2 You do not recollect what
was said?

A No sir

2 Nor the particular information
you got?

A I do not.

2 During conversation with the
Excise Commissioner!

A I cannot recollect the name.

2 Was Mr Audreus there?

A No Sir.

William A. Audreus being duly sworn
and examined as a witness for
the People deposes and says:
I was an Excise Commissioner from
May 1886 to May 1887

2 Do you know the defendant in
this case Nathaniel Niles?

A Yes Sir

2 How long have you known him?

A I think about three years.

2 During the past three years
has the defendant Niles made
any application to you either on
his own behalf or on behalf
of others for the renting of the
house No 46 West 29th St
for a wine license, a liquor
license or a beer license?

14 A As far as the Excise Office

is concerned an application is a technical thing. He made no application but Mr Niles recommended the granting of a license for that place.

Q He recommended the granting of a license for that place?

A Yes.

Q When first?

A I am not able to recall the date but the best of my recollection is more than a year ago - about a year ago I do not recollect the date. It is a matter of record in the office.

Q The last time you were called as a witness did you not produce some of the records of the office?

A Yes Sir I was subpoenaed to produce papers with reference to the application for a license for this place, but the papers are no longer under

my control

Q Did you receive letters from Mr. Viles this defendant, in reference to granting a license for that place

objected to

Q Did you send a notice to Mr. Viles with reference to granting a license for this place?

A Yes Sir

Q How many interviews did you have with him - more than one?

A I can only say several. I do not recollect.

Q During the summer of 1888?

A Yes Sir

Q The last in the fall of 1888?

A That is my recollection

Q Where were those interviews?

A I cannot recollect - on one or two occasions I saw Mr. Viles at the office of the Board of Excise

Q Where on other occasions?

16 A On one or two occasions I saw

him at my office at the New York
Star newspaper office down town

2 Did he come to see you there?

A I think not because he spoke
to me when I had business at
the bank with him

2 What did he say to you on the
first occasion as well as you
recollect with regard to the
license for this place?

A I can only give you a mere
substance of the conversation - I
do not pretend to give exact
language. Mr. Niles said to me
that he had acquired possession
of the property No 40 West
29th St; that a tenant or
person who would become a
tenant wanted to obtain a license;
that he understood this person
had made application or would
make application for a license.
He asked me whether there
would be any objections to the
granting of a license to the place

I told him that there would be no objection except it should arise from the protest of neighbours, property owners or residents of the neighbourhood - no objection to a reputable person of good character; that the place had acquired a bad reputation and that the Board of Eccise would not license it except upon being satisfied that a reputable person would conduct a proper business there. But I told him they would find that it would be subject to a protest that neighbours might make against any license to the place at all; that a hearing would be granted to the applicant, and that the protestant would be notified to appear at such hearing.

Q That was the first conversation?

A To the best of my recollection. It is possible that I have run together what may have occurred in more than one

conversation.

2 Did the hearing occur right after that and before the second interview that you had with Mr. Niles?

A I do not recollect as to that Sir. I know that a hearing was had and residents and property owners in that vicinity made ~~personal~~ protests against licensing the place were notified to appear and did appear and did protest against the granting of a license.

2 At that first conversation, who was present besides Mr. Niles, and yourself?

A I think Mr. Nicol the first conversation occurred down town. It was in the nature of an inquiry by Mr. Niles as to whether there would be objection to granting a license.

2 Where was that?

A Either at the bank or at the

Star newspaper office

Q Did you go to see him or did he come to see you on the first occasion?

A I am not positive as to that, but I think that the first conversation occurred at the bank when I had called to see him in relation to some bank business.

Q What did he tell you?

A That he had acquired control of the property or that he had acquired title. That the property was under his control.

Q Do you recollect whether he said that he owned it or not?

A Not as to that particular connection.

Q Don't you recollect after that as to whether he said he owned it?

A That is what Mr. Niles said. That he did own the property - but continually (?) as

I understood.

Q. Continually - how?

A. I cannot state his exact language in the conversation - I can only give the impression that it left upon my mind.

Q. That he owned the property?

A. Yes.

Q. Did you not understand that his interest in the application by O'Brien came from the reason that he was the owner of the property?

A. I understood that Miles sold the property for the bank as a security for money advanced.

Q. For the bank?

A. The bank of which he is President; that he was obliged to take title personally as the bank could not take title - so I understood it - that he sold it really as trustee for the bank. That was my understanding.

2 That he owned it because the bank could not own it.

A It was my understanding that he owned it, and that he took title to the property which was really owned by the bank; or that he held it as security for the bank for monies advanced by the bank.

2 Did he tell you that?

A He told me that Madame Paret —

2 That the woman known as the French Madam.

A Yes — that she was a depositor in the bank and had become indebted to the bank for considerable sums and that this property had been assigned to him as security for the bank and that he had taken title to hold it for the bank — that is my understanding and recollection of the statement he

made to me

2 Did he state whether or not
he held the contents of the
house as well as the title to
the property?

A No Sir I do not recollect
any statement regarding that
except that he told me that
the French Madam Madame
Perrin had no further
interest in the property

2 Either the house or furniture?

A I cannot specify as to that.

2 Did you have any conversa-
tions with him after this
conversation at the bank?

A Upon several occasions after
the first conversation Mr Miles
spoke to me in regard to
granting a license, and said
that he was satisfied that the
applicant was ^a respectable person
and would conduct a lawful
business and that we ought
not to refuse to grant a

0514

license

Q No applicant was Mr O'Brien?

A Mr O'Brien was the last applicant. There was one applicant before O'Brien.

Q Do you recollect whether Dupre was an applicant?

A Yes

Q Do you recollect whether H. Chuaud was an applicant?

A I do not recollect Mr Chuaud being an applicant.

Q Do you recollect whether Albert S. Lang was an applicant?

A I do not know.

Q D. E. O'Brien you recollect?

A Yes

Q Did Mr Viles endorse the application for Dupre?

Obedient to

Q Did you have a conversation with Mr Viles about the application of Dupre?

A I do not recollect

2 Do you recollect as to
Chande?

A No. I do recollect a
conversation with Mr Niles
in which he told me that
a man had applied or would
apply who had been connected
with the Brunswick. I got
the impression that this man was
a waiter or assistant steward
or something of that kind and
he believed him to be an
entirely reputable person - one
to whom he thought it would
be proper to grant a license -
I recollect that conversation

2 During these conversations he
told you that the French
Madam had nothing to do
with the establishment?

A He told me that the French
Madam had nothing to do
with the establishment at the
first conversation

2 - That the applicants were
respectable - that he knew
the applicants:

A Yes, at the first conversation
about licensing the place.

2 In the first conversation you
had with Mr. Niles with regard
to licensing the place to any
one person - Dupre (Charles
~~Levy~~ or O'Brien he told you
then that the French Madam
had nothing more to do with
the place?

A Yes, Sir.

2 And you believed that was so?

A Yes, Sir.

integrated

2 You believed that the French
Madam had nothing more
to do with that house?

A I believed what Niles said.

2 Have you now repeated the
substance of all the conversations
that you had with Mr. Niles

26 A With the exception of one

communication I have.

2 Tell us the substance of that one?

A - On one occasion after the hearing that was held at the Board of Excise I told Mr Niles that at the hearing it had been stated by some of the Protestants present that Madame P. was the French Madam I think they called her was still in the premises - I think they said she lived there, and that I said to them that I was assured by Mr. Niles that she had nothing further of interest in the Fla. property; that the property was entirely under his control; that the title was in him; that she had no further interest; that it was replied to that by one of the gentlemen present whose name I do not recollect now, that he lived in the

next house: that she was on
the premises that her letters
were addressed there: that he
had stopped the postman going
to the house and asked him
if he had letters to her
and the postman showed her
letters addressed to Madame
P that she was going
in and out of the place. Mr
Niles reply to that was that
as he had told me before
Madame P had no
interest in the place whatever
that it had formerly been her
property: that she had been
compelled to give it up under
circumstances he had explained
to me, in consequence of loss:
that she had lived out of
town, had no home in the city,
and as a matter of accommo-
dation or courtesy to her they
had permitted her —

2 Who?

Mr Niles stated that he had
permitted her to receive her
letters at that address and as
she had formerly done as I
understand before the assignment
of the property; that she was
permitted to stop there occasionally
and that she might be down
there now but that that was
only temporary and subject
entirely to his control; that just
as soon as his tenant took
possession of the property she
would vacate at once and have
no further connection with the
premises. I then stated to
him that it was very unfortunate
that he had granted her that
privilege because a couple of
the neighbors who came to
protest stated that she was
still on the premises apparently
in possession. He said he saw
it was unfortunate and he was
sorry he had given her the

privilege

2 Did you say anything to him about giving her the Key of the Premises?

A No Sir

2 About her having the Keys of the house in her possession?

A I do not recollect any more than I said she had the Keys. I told him that this was what one of the plaintiffs said that she had the Key and went in and out of the Premises and received her Mail there

2 At the first conversation with Mr. Viles in relation to the French Madam did you inform Mr. Viles what the reputation and character of that woman was?

A No Sir not then.

2 Did you ever talk with him on that subject?

50 A Only as I have stated - that

The House had acquired a bad reputation and was reputed to be her property - to belong to her

2 Did you have any conversation with him as to whether she was a woman of bad reputation or was that a matter which was admitted between you in conversation?

Objected to (not answered)

2 Did you have any conversation with Mr. Adler as to the character of the French Madam.

A No Sir

2 None at all?

A None except the fact that the report that she was in the premises was an element in the bad character of the place - an element in a reputation of bad character

2 When he told you that she had nothing more to do with the premises - on that

occasion did he say what
her previous character was

A No Sir.

Q Did you gather from his
remarks that he thought she
was a woman of good reputation?

Objected to (not answered)

Q Did he say she was a
woman of good reputation?

A No Sir.

Q Did he say she was a woman
of bad reputation?

A No Sir.

Q Said nothing on the subject?

A About her reputation - no Sir.

Q Did all your conversations with
Mr. Niles proceed upon the
assumption that she was a
woman of bad character?

Objected to - (not answered)

Q Have you now told us all
the conversations that you had
with Mr. Niles on the subject
of the French Madam?

A I think so - so far as my

recollection goes

Q all that he ever said to you about the French Madam?

A - That is my recollection sir

Q Did you ever see the French Madam?

A - I think I have - yes sir

Q I mean Madame P. P. ?

A I do not know that I can identify her as the one I saw.

Q When did you see her - was it around the Excise Board?

A I never saw her there sir, since I have been Commissioner.

Q Was Mr. Niles present before the Excise Board at any time?

A Yes sir.

Q Before yourself and the Board of Commissioners?

A Yes sir.

Q During the period from April '88 to December '88?

A Yes sir

Q - What did he say when he

was before the Commission
with respect to this application?

1. He said that he thought there
was no good reason why we
should not grant a license
for the place. I only recall
that Mr. Niles called at the
Office of the Board of Excise
twice. It is my recollection
that he called there - once when
Leroy's application was there
2. And once when you had an
application from O'Brien?

A. I think so - I am not very
positive

2. That was one application for
what kind of a place?

A. For I think three licenses - a
saloon license, a restaurant
license and a hotel license

2. Did you have a license called
a restaurant license?

A. Yes

2. Is that the same as a
hotel license?

A No - That was simply a
regulation of the Excise Board
not a matter of law

2 What classes of licenses were
issued?

A I do not recollect - The
record will show.

2 In your conversations with Mr.
Niles with reference to the
French Mission. Did he tell
you how much she had over-
drawn at the bank

A I do not recollect any con-
versation with Mr Niles with
regard to the French Mission
other than what I have stated.

2 Do you recollect any more
particulars of the conversation
other than those which you
have stated?

A No Sir I do not. I have

~~given the substance of them~~
~~cross examined by Mr. Hyatt~~

2 In all these conversations that
you had with Mr Nathaniel
Niles with reference to the

license that was to be given
to a person to conduct the
business to 40 West 29th
street, was there any intimation
or suggestion on the part of
Mr. Viles that he wanted
your board to ^{not} keep a license
to any one who ~~keeps~~ ^{works} in improper
places;

A. No Sir

Q. Was not the contrary the
fact?

A. Yes Sir

Q. Always?

A. Always.

Charles Hagan being duly sworn
and examined as a witness
for the People deposes and
says: I am a bar keeper.
I am 33 years old. I live at
440 Fifth Avenue.

Q. You were at one time at 40
West 29th street were

you not?

A - I have been there

2 when were you last there?

A It must have been some
three months ago.

2 What position had you there?

A I had no position there
at that time

2 What did you go there for?

A To see the Madam

2 You went to see Madame Paret?

A - Yes Sir

2 What time was it?

A February I think

2 Did she send for you?

A Yes Sir

2 Did you see her?

A Yes Sir

2 What time did you call?

A In February.

2 Whom did you see there
in February?

A The French Madam. Madame
Paret

2 Who let you in?

0528

A Sometime a boy and sometime
a woman

Q Were you there more than once?

A Several times - fifteen or
twenty times

Q During the month of February?

A Around that time - yes Sir.

Q What was your business there?

A - I wanted to do business
there. but when I found out
that the man Clark had the
house I would have nothing
to do with it.

Q Did it take you fifteen or
twenty visits to find that
out?

A It took me pretty much
all that time

Defendants counsel objects to any
testimony as to what occurred
in the house subsequent to
February last.

The Court - I will hear testimony
as to anything up to the

time of the issue of the warrant.
Defendants Counsel & left

Testimony of Hagan continued

2 - You found out you could
not get the house you are not
mistaken about that?

A No; I am not mistaken.

2 You are pretty clean on that?

A - Not pretty clean.

2 When you went there whom
did you see?

A I saw the Madam

2 Did you see her 15 or 20 times?

A Not always, - sometimes she
was in the country.

2 How many times did you see her?

A Eight or ten times

2 Where did you see her?

A Right in the house.

2 What room?

A In the parlor on the first floor.

2 Did you have any conversation
with her?

A Certainly

2 With regard to what?

0530

A. With regard to business - I was trying to run it as a restaurant

Q Did you want it?

A To run it as a first class restaurant. That was my intention.

Q Your father's familiar - where have I seen you before?

A At the Brunswick - I have been in the hotel business ten years. I wanted to run it as a first class restaurant without any fancy business attached to it

Q What do you mean by that?

A No "fly" business. I would not have any "fly" business. After I found that Clark was running the house I would not do anything more.

Cross examined

Q She knew your business there?

A Yes

Q Do you say she sent ~~her~~ after you?

A - Yes: she sent him me a
postal card

Q Have you got that

A No: I have not got it - It
was that I should come on
and see her - that was all.

Q That was in January?

A In February 1889

Q You saw her 15 or 20 times?

A I did not see her so often

Q Were you there at any other time?

A Yes.

Q More than once?

A Yes.

Q Did you see a restaurant in
the place?

A There was a restaurant but
nobody in there. I saw nobody
go in or out

Q Were you alone?

A Sometimes I met Mr. Clark
there

Q Was it known as the
Café Rich?

A That was the original name

0532

when I went there it was the
Café Bijou

Q Was that name on the outside?

A Yes sir

Q Was it a hotel?

A I suppose any one that would
look at it would presume it
to be a hotel

Q When was the last time you
were in the place?

A I cannot tell you

Q Was you there last Saturday
May 4?

A Yes Sir

Q Did you see the Madam?

A - No Sir

Q You say you never saw any
one in the restaurant when you
was there?

A No Sir.

Q No one at all?

A No.

Q Never saw any one there
except Mr. Clark?

A - Oh yes. There were parties

0533

up and down stairs - men
taking care of the house
that is all

2 Nobody coming in and going
out?

A No Sir

2 Have you been in there early
in the morning?

A at 9 or 10 o'clock

2 Did you go up stairs?

A I did not go looking through
the bedrooms - I stayed there
myself.

2 When was that?

A During the first days I
went there on business

2 On what floor did you have
your room?

A The top floor.

2 What do you mean by that
winking at me?

A Because you ask me so
many questions

2 Were there others in the house?

A Mr Wilkie was there.

0534

Q Who else?

A Nobody else

Q Was that the only people
you saw in the house?

A There was an old cook and
a dog

Q You went up and down stairs?

A Yes

Q And that is all you saw?

A Yes that is all I ever
seen

Q Did you see defendant
Niles on the premises?

A No sir.

Q Did you ever see Mr. Niles
there?

A I do not think so sir

Adjourned to May 14

at 2 p.m.

Adjourned to May 24

POOR QUALITY
ORIGINAL

0535

2 District Police Court.

Francis K. Ferrera

vs.
Nathaniel Wade

STENOGRAPHER'S TRANSCRIPT.

May 7 1885

BEFORE HON.

Calvin S. Dafford

Police Justice.

W. L. Connolly

Official Stenographer.

0536

LANDLORD'S CONSENT that tenant may sell Strong and Spirituous Liquors, or Wines, Ale or Beer, on leased premises.

This consent should be signed by the owner. In the absence of the owner it may be signed by his or her authorized agent; but in that case the affidavit below must be duly sworn to.

New York, June 28th 1885

To the Board of Excise:

This is to certify that N. Niles
the undersigned, residing at New York - 291 Broadway the
owner of the premises known as 40 W. 29th St
and has leased or rented the premises floor of said premises
to Jacques & D. Miller to be occupied and
used as a Hotel with the
full knowledge and consent that strong and spirituous liquors or wines, ale or beer,
are to be sold by said J. Miller
upon said premises.

+ N. Niles

Agent's Affidavit.

CITY AND COUNTY OF NEW YORK, ss.:

..... residing
at being
duly sworn, deposes and says that he is the authorized agent and representative
of who is the owner of the
premises known as and that
he signed the foregoing certificate of consent to the sale of strong and spirituous
liquors, or wines, ale or beer, upon said premises, with the full knowledge and
approval and by authority of said

Sworn to before me this
day of 188..... }

POOR QUALITY
ORIGINAL

0537

[NEW PLACE.]

HOTEL.

APPLICATION FOR LICENSE, CLASS

New York June 28 1888

To the Board of Commissioners of Excise of the City of New York.

The undersigned proposes to keep an INN, TAVERN OR HOTEL at

40 West 29th St.

In the City of New York, and hereby represents and declares that he is a person of good moral character; that he has sufficient ability to keep an inn, tavern or hotel and the necessary accommodations to entertain travelers, and at least three spare beds, and necessary bedding for such use, and that an inn, tavern or hotel is required for the actual accommodation of travelers at the above mentioned place. The undersigned, as such inn, tavern or hotel keeper, in compliance with and pursuant to the laws of the State of New York regulating the sale of Intoxicating Liquors, hereby applies for a LICENSE to sell and dispose of STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, in quantities less than Five Gallons at a time, to be drank on the premises before mentioned.

The undersigned hereby further declares that—

The bar is located in the 1 story;

There are on the premises 1 bar, 1 restaurant or dining room, and café;

There are in, or connected with, the hotel 30 (Thirty) sleeping rooms;

The premises have not been licensed heretofore, since January 1888;

Applicant was formerly licensed at 40 West 29th St. for 2 years;

The premises are owned by Mr. Stiles, residing at Cor Pearl & Broadway;

Applicant pays rent to Dv at 40 West 29th St.

Neither the applicant nor any of his employees was ever arrested for violation of the Excise Law;

Neither the applicant nor any employee of his has ever been convicted of a violation of the Excise Law;

The applicant has never had a license revoked at this or any other place;

The premises were never reputed as disorderly;

No part of the building is used as a skating rink, concert saloon or for any entertainment of the stage;

No waiter girls are employed, and no music is to be employed on the premises;

Including both sides of the street, taking in the corners, the number of places licensed on the block is 2;

The applicant is a citizen of the United States, and is a resident of the City of New York;

The applicant has paid an Internal Revenue tax of \$ 25.00;

There is not, and will not be, any communication between the licensed premises and any grocery or provision store;

That the premises to which this application refers shall not be suffered to become disorderly; that this applicant will not suffer any gambling to be carried on therein; or keep a gambling table of any description, within said premises so kept by him, or in any out-house, yard or garden belonging thereto, or permit said premises to be used for immoral or unlawful purposes; and that during the time for which he shall be licensed he will keep and observe the provisions of Chapter 628 of the Laws of 1857, entitled "An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857, and the Acts of the Legislature supplementary thereto and amendatory thereof.

The name of the applicant, and of every person interested or to be interested in the business to authorize which the license hereby applied for shall be used, as follows:

Daniel E. O'Brien residing at 346 3rd Ave

do

do

(Signed)

Daniel E. O'Brien

Applicant.

POOR QUALITY
ORIGINAL

0538

BOND-HOTEL.

Know all Men by these Presents,

That we Daniel E O'Brien 346 3 Ave
James J Grady 247 E 75th
Edmund Glennon 2000 9 Ave

of the City, County and State of New York, are held and firmly bound unto the People of the State of New York, in the penal sum of Two Hundred and Fifty Dollars, to be paid to the said People; for which payment, well and truly to be made, we bind ourselves, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals, and dated the 28th day of June
One Thousand Eight Hundred and Eighty-

Whereas the said Daniel E. O'Brien has made application to the BOARD OF COMMISSIONERS OF EXCISE OF THE CITY OF NEW YORK for a License as Inn, Tavern or Hotel Keeper, to sell STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, in quantities less than five gallons at a time, to be drank on the premises,

and known as 110 West 79 St in the said City of New York; according to the provisions of Chapter 628 of the Laws of 1857, entitled "An Act to suppress intemperance and to regulate the sale of intoxicating liquors," passed April 16, 1857, and the Acts of the Legislature supplementary thereto and amendatory thereof:

Now, Therefore, the condition of this obligation is such, that if, during the time that he shall keep the above named Inn, Tavern or Hotel, he shall not suffer said premises to be disorderly, nor suffer any gambling, nor keep a gambling table of any description within the said Inn, Tavern or Hotel, so kept by him or in any out-house, yard or garden belonging thereto, nor suffer said premises to be used for immoral or unlawful purposes; and that if during the time for which the undersigned shall be licensed, he shall keep and observe the provisions of the Acts hereinabove mentioned, and the Acts of the Legislature supplementary thereto and amendatory thereof, then this obligation to be void; otherwise to remain in full force and virtue.

Signed, sealed and delivered in the presence of

J. H. H. H.

Daniel E O'Brien

James J Grady

Edw. Glennon

City and County of New York, ss.:

On this 28th day of June A. D. 1888 before me personally came Daniel E O'Brien, James J Grady, Edmund Glennon to me known and known to me to be the individuals described in and who executed the foregoing Bond, and severally acknowledged that they executed the same for the uses and purposes therein mentioned.

City and County of New York, ss.:

James J Grady residing at 247 E 75th in said city, being duly sworn, deposes and says that he is one of the sureties named in the foregoing Bond; that he is the owner of 110 West 79 St

and that the aforesaid property is worth the sum of one thousand dollars, over and above all judgments, mortgages, liens or incumbrances thereon. Deponent further says he is worth the sum of Five Hundred Dollars over and above all his debts and liabilities and property exempt by law from sale on execution.

Subscribed and sworn to before me, this

28th day of June 1888 J. H. H. H. James J Grady

Notary Public.

City and County of New York, ss.:

Edmund Glennon residing at 2000 9 Ave in said city, being duly sworn, deposes and says that he is one of the sureties named in the foregoing Bond; that he is the owner of 110 West 79 St

and that the aforesaid property is worth the sum of one thousand dollars, over and above all judgments, mortgages, liens or incumbrances thereon. Deponent further says he is worth the sum of Five Hundred Dollars over and above all his debts and liabilities and property exempt by law from sale on execution.

Subscribed and sworn to before me, this

28th day of June 1888 J. H. H. H. Edmund Glennon

Notary Public.

The undersigned, the Board of Commissioners of Excise of the City of New York, hereby approve the sureties to the foregoing Bond.

Dated New York, 1888

Commissioners.

POOR QUALITY
ORIGINAL

0539

HOTEL.—Class

Bond No.

License No.

Daniel G. O'Brien
40 W. 29th St

TO

The People of the State of New York.

BOND.

Filed by the Board of Commissioners of Excise.

188

Clerk.

POOR QUALITY
ORIGINAL

0540

[NEW PLACE.]

HOTEL.

APPLICATION FOR LICENSE, CLASS

New York June 28 1888

To the Board of Commissioners of Excise of the City of New York.

The undersigned proposes to keep an INN, TAVERN OR HOTEL at

40 West 29th St.

in the City of New York, and hereby represents and declares that he is a person of good moral character; that he has sufficient ability to keep an inn, tavern or hotel and the necessary accommodations to entertain travelers, and at least three spare beds, and necessary bedding for such use, and that an inn, tavern or hotel is required for the actual accommodation of travelers at the above mentioned place. The undersigned, as such inn, tavern or hotel keeper, in compliance with and pursuant to the laws of the State of New York regulating the sale of Intoxicating Liquors, hereby applies for a LICENSE to sell and dispose of STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, in quantities less than Five Gallons at a time, to be drunk on the premises before mentioned.

The undersigned hereby further declares that—

The bar is located in the 1 story;

There are on the premises 1 bar 1 restaurant or dining room and cafe;

There are in, or connected with, the hotel 30 (Thirty) sleeping rooms;

The premises have not been licensed heretofore, since

Applicant was formerly licensed as Hotel Manager on Corlears St. for 2 years;

The premises are owned by Mr. Stiles residing at Corlears & Broadway

Applicant pays rent to Dv at 40 West 29th St.

Neither the applicant nor any of his employees was ever arrested for violation of the Excise Law;

Neither the applicant nor any employee of his has ever been convicted of a violation of the Excise Law;

The applicant has never had a license revoked at this or any other place;

The premises were never reputed as disorderly;

No part of the building is used as a skating rink, concert saloon or for any entertainment of the stage;

No waiter girls are employed, and no music is to be employed on the premises;

Including both sides of the street, taking in the corners, the number of places licensed on the block is 2;

The applicant is a citizen of the United States, and is a resident of the City of New York;

The applicant has paid an Internal Revenue tax of \$ 250;

There is not, and will not be, any communication between the licensed premises and any grocery or provision store;

That the premises to which this application refers shall not be suffered to become disorderly; that this applicant will not suffer any gambling to be carried on therein; or keep a gambling table of any description, within said premises so kept by him, or in any out-house, yard or garden belonging thereto, or permit said premises to be used for immoral or unlawful purposes; and that during the time for which he shall be licensed he will keep and observe the provisions of Chapter 628 of the Laws of 1857, entitled "An Act to Suppress Intemperance and to Regulate the Sale of Intoxicating Liquors," passed April 16, 1857, and the Acts of the Legislature supplementary thereto and amendatory thereof.

The name of the applicant, and of every person interested or to be interested in the business to authorize which the license hereby applied for shall be used as follows:

Daniel E. O'Brien residing at 346 3rd Ave

do

do

(Signed)

Daniel E. O'Brien

Applicant.

POOR QUALITY
ORIGINAL

0541

License Fee \$

Secretary

License expires

188

License No.

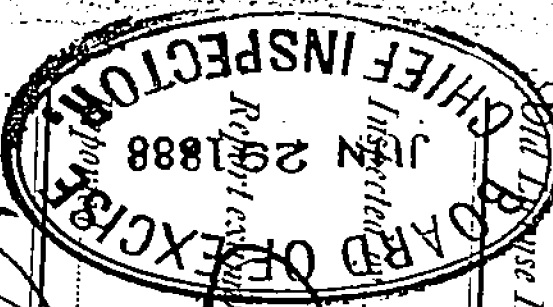
License issued

188

By

Received

188



July 3 =

1888

Chief Inspector

M. J. Connelley

See 108/111

1888

See 108/111

1888

See 108/111

1888

See 108/111

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See 108/111

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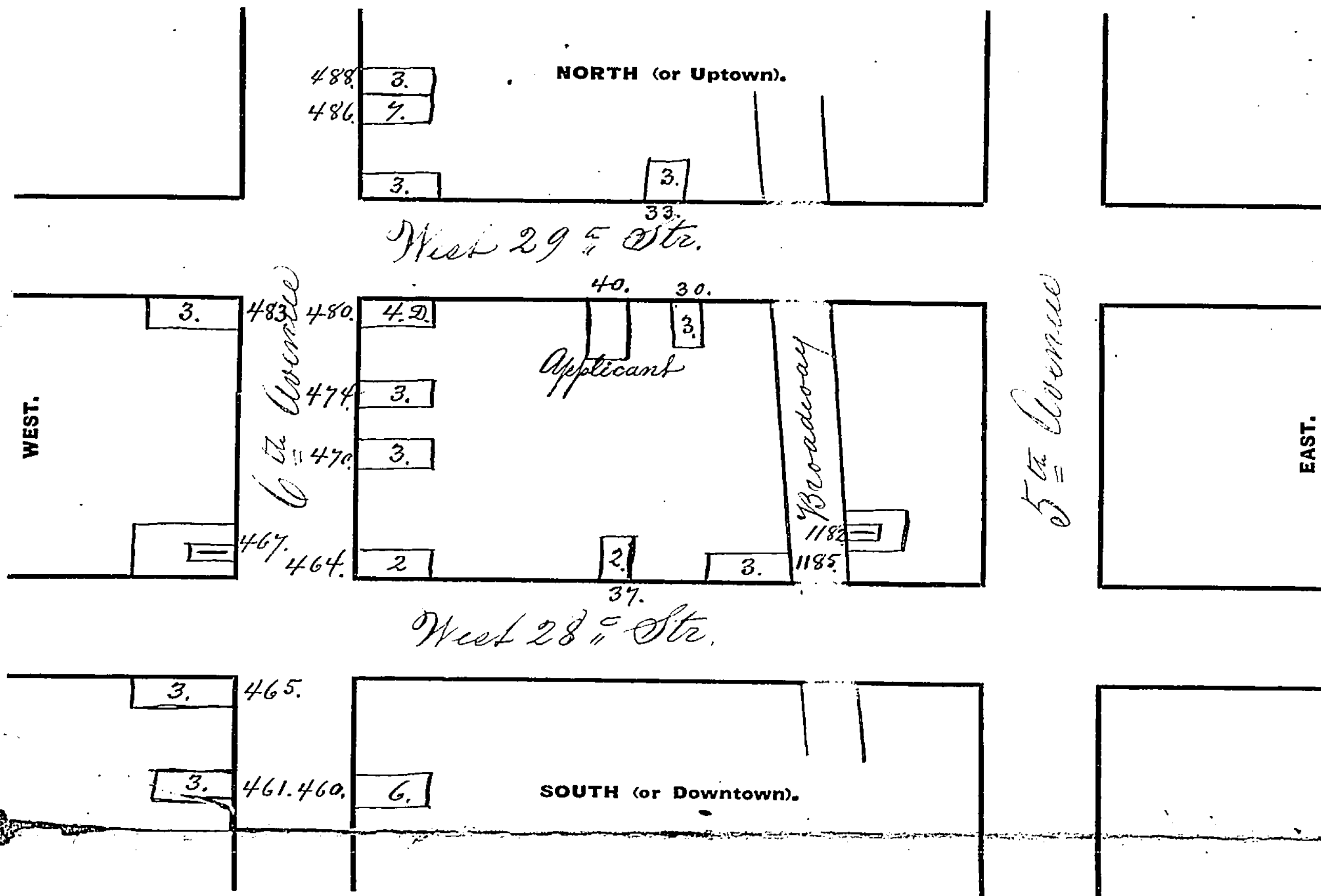
1888

0542

POOR QUALITY
ORIGINAL

0543

DIAGRAM showing saloons, etc., licensed and unlicensed, Class and street No. in neighborhood of place reported on herein.



City and County of New York, ss.:

The foregoing report is true, to the best of my knowledge and belief.

Albert W. F. Yarnall
Inspector of Excise.

Sworn to before me, this 3rd day
of July 1888

Edward Kelly Com of 102305
Notary Public.

POOR QUALITY
ORIGINAL

0544

NEW PLACE.

[INSPECTOR'S REPORT]

Office of the Board of Excise,

To the Board of Excise.

NEW YORK.

July 3^d 1888.

Application of Daniel E. O'Brien for License, Class Hotel
at No. 40 West 29th Street
located S. E. 29th St. bet. Broadway & 6th Ave. Visited June 30th 1888.
under the firm, name or style of Applicant The business to be is to be carried on
store or building, is none Name of Hotel place,
to be Bar (or store) is on the 1st floor.
There is in other rooms separate and apart from the bar room a restaurant, no café,
and 20 sleeping rooms on premises, for gentlemen only.

I have carefully examined said premises and building, and find there is no indication that the same are used, or are to be used, for gambling or other immoral purposes, and that no part of said building is a resort for immoral persons.

The balance of building is used for to be Hotel purposes

no part of the building is used as a skating rink, concert saloon, theatre, or for sparring exhibitions;

no waiter girls will be employed, and no music is to be on the premises

These premises have been known as being disorderly.

There is no license in this building now, class which expires New Place 1888,
issued to no body, located on _____ floor.

These premises have never been licensed since Jan 1887.

There are no signs on the premises advertising the sale of liquors and wines.

There are 14 licensed places in the neighborhood, located as shown on the within diagram, with house numbers, and class, marked ☐

There are in the neighborhood unlicensed places located as follows (also as shown on diagram marked ☐).

Street and No. none

Location no place

The churches, schools, hospitals and asylums on the same block, on either side of the street, or within 500 feet of the place,

The character of surrounding neighborhood is Quelling, Store, Station, Hotel & various

Name of former licensee at this place was Harold Schultz

who has removed to retired

The former licensee was not arrested for violation of the Excise law

The former licensee was not convicted of violation of the Excise law

A protest has been made against this place by S. G. Harmon No 22 Park Row July 5/89.

An application was rejected for this place

Upon diligent inquiry, I find the moral character and general reputation of the applicant to be very good II.

Applicant is not a citizen of the United States and is not a resident of this county

Applicant is not now licensed at this place, and has been since not since

Applicant was formerly licensed for at 394-3rd Ave. 1185 Broadway & 465-6th Ave.

Applicant's license was not revoked

Applicant was not arrested for a violation of the Excise law

Applicant was not convicted of violation of the Excise law

There is no discharge filed There is no bill of sale filed

License for this place has not been surrendered

The grade of Internal Revenue Stamp, and date of issue is applicant will apply

Information from Applicant, personal inspection and inquiry

Remarks: (References to above by numbers.) I. License surrendered, would have expired January 25th 1888.

II. Police Inspector Alexander H. Williams gives the applicant a very good character for keeping an orderly house or place.

Record _____

S. B. _____

Examined by _____ Special Inspector.

Respectfully submitted,

Albert W. F. Brown
Inspector of Excise.

POOR QUALITY
ORIGINAL

0545

SPECIAL REPORT.

Office of the Board of Excise,

NEW YORK,

July 3^d 1888

Referring to

Daniel E. O'Brien

License Class

Hotel

No.

40 West 29th Street

Expires

1888

To the Board of Excise.

Having made a special inspection in this case, as directed, I hereby report that:

This place consists of front and rear brick buildings, they are furnished throughout, they have the appearance of being closed and not in use for some time, the front building is 5 stories, basement and cellar, the rear building is 4 stories and basement, both buildings are connected on 1st or basement floor and on 2^d or stoop floor, the 1st floor in the front building is to be the Barroom, the rear of Barroom and running through rear building is the Kitchen, the 2^d floor of both buildings is to be the Restaurant, the balance of both buildings contain 20 sleeping rooms with bathrooms on each floor, the applicant proposes to have a part of the front wall of first floor taken out and rebuild it so to have a proper entrance from sidewalk with Barroom.

The former reputation of this place was bad.

The two adjoining houses are 3 story & basement buildings,

No. 38 West 29th St. is occupied by the Tremont Club and

No. 42 West 29th St. is a private dwelling.

The following arrests are on record from No. 40 W. 29th St.

May 15/87. Ernest Goelter, Henry Schultz, proprietor, held under \$100- to answer

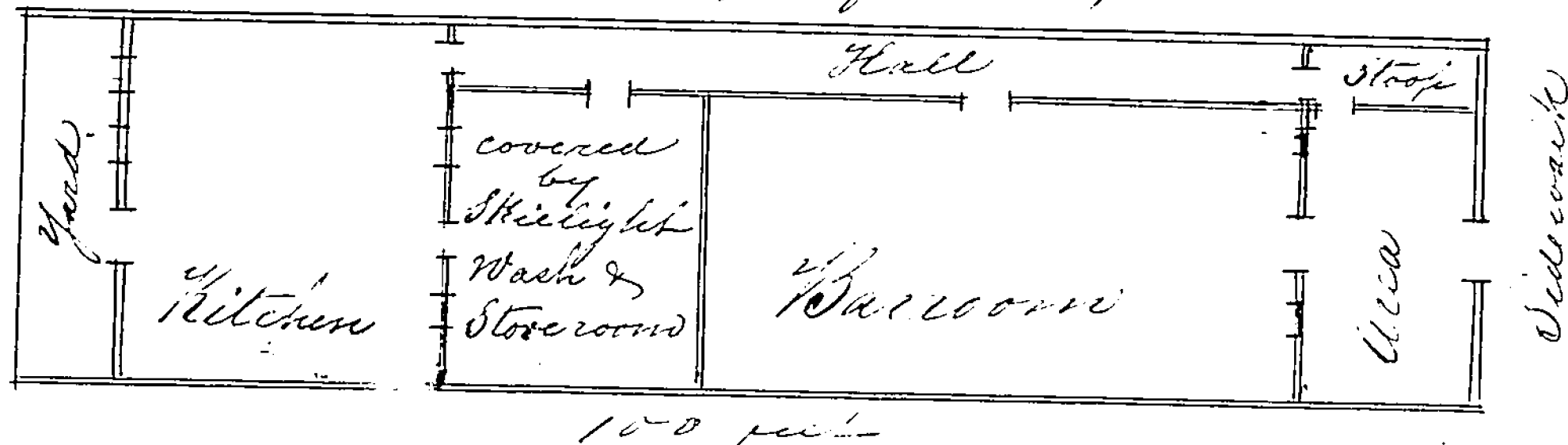
October 14/87. E. De Gardis, Henry Schultz, proprietor, held under \$100- to answer.

Applicant informed me that he would keep a Register.

Respectfully submitted
Albert W. F. Healey
Inspector of Excise.

0546

Plan showing where applicant intends to have Barroom & Kitchen
about 100 feet deep



1st floor about 2 steps below Sidewalk.

0547

STENOGRAPHER'S MINUTES.

District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

VS.

BEFORE HON.

POLICE JUSTICE,

188

APPEARANCES:

For the People,

For the Defence,

188

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

Bloom
L. German
Schlessinger
Weyman
Seiter

	79	
79	87	
88	96	
97	105	
106	150	

Official Stenographer.

0548

CORRECTION

0549

STENOGRAPHER'S MINUTES.

Chad District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF
J. L. Feriana
 VS.
John Giles

BEFORE HON.
J. J. Murphy
 POLICE JUSTICE,
July 8th
 1889

APPEARANCES: { For the People, *De Lancy Gicoll*
 For the Defence, *Henry M. Hummel*
July 8 1889

INDEX.

WITNESSES.	Direct Ex.	Cross Ex.	Re-Direct.	Re-Cross.
<i>Wm H Munday</i>	1	10		
<i>R. Dwyer</i>	12	17		
<i>C. H. O'Grady</i>	18	28		
<i>C. C. Sperry</i>	29	40		
<i>G. Andriak</i>	41	46		
<i>Richcock</i>	47	51		
<i>mie Dupre</i>	52	55		
<i>W. E. O'Brien</i>	56	61		
<i>C. Ardigo</i>	62	69		
<i>O. Bloem 70/73</i>				

H. J. Treacy

Official Stenographer.

0550

STENOGRAPHER'S MINUTES.

Chas District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF
J. L. Curran
vs.
John Giles

BEFORE HON.
P. J. Duffy
POLICE JUSTICE,
July 8th
1889

APPEARANCES: { For the People, *DeLancy Gicoll*
For the Defence, *Henry M. Hummel*
July 8 1889

INDEX.

WITNESSES.	Direct Ex.	Cross Ex.	Re-Direct.	Re-Cross.
<i>J. M. H. Munday</i>	1	10		
<i>L. Druyn</i>	12	17		
<i>C. H. O'Grady</i>	18	28		
<i>C. C. Sperry</i>	29	40		
<i>G. Andrist</i>	41	46		
<i>E. F. Fickel</i>	47	51		
<i>mil Dupre</i>	52	55		
<i>D. E. O'Brien</i>	56	61		
<i>C. Ardigo</i>	62	69		
<i>O. Bloem 70/73</i>				

M. J. Treacy
Official Stenographer.

0551

3

DISTRICT POLICE COURT.

THE PEOPLE,
ON COMPLAINT OF

Edward
Niles

Examination had

Before

Wm. J. Duffey 1889
Police Justice.

W. J. Treacy

Stenographer of the

3rd
District Police

Court, do hereby certify that the within testimony in the above case is a true and correct copy of
the original Stenographer's notes of the testimony of Wm. J. Duffey

And all herein

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

Dated

July 29th

1889

W. J. Treacy
Stenographer.
W. J. Duffey
Police Justice.

New York Only 8th 1889
Third District Police
Court, Avery Patrick G,
Duffy. Presiding.

Francis L. Teriard
Nathaniel Miles

Appearances
For the People
Lancaster Arcoll
For Defendant
Counsellor Ammel

William A. Mundy being
duly sworn deposes and
says,

Q. What is your business

A. I am a Lawyer

Q. Where do you live?

A. No 219 West 43

St New York City.

Q. Do you know the
(1)

2

Defendant?

A. Yes Sir,

Q. How long?

A. For six or eight months, since I first met him.

Q. Do you know whether or not he was the owner of certain property in the City of New York, known as No 40 West 29th Street in the Month of Feb or during the year 1888?

A. I know what he told me.

Q. Did you have any conversation with him at any time, as to his being the owner of that house 40 West 29th Street?

A. Yes Sir, I did.

2

3

Q. About when was it?
A. Within 6 or 8
months, I should
think, I did not change
my memory.

Q. About when?
A. My impression is,
that it was some time
last spring.

Q. The past
spring?

A. Yes sir.

Q. Where was it?

A. In the Tradersman
National Bank.

Q. Had you any
dealings with him?

A. I went there
to see about the "French
Madame", to see whether
the Bank or Mr. Giles,
or anyone connected
with the Bank had

3

H

any property belonging
to her.

Q. When did you
see?

A. I saw Mr Hiles.
Q. Was it then you had
the conversation with
him?

A. Yes Sir.
Q. What was it?

A. I was
a stranger to Mr Hiles,
I introduced myself to
him, and he received me
very cordially. (I am not
here to do him any harm)
I told him I wanted to
examine him or some
one connected with the
Bank, with reference
to the property of the
French Madame. Mr
Hiles said they had no

H

5

property belonging to
her. I asked him if he
knew her, he said he
knew her, but not
personally, and that he
would not know her
if he met her, that he
heard such a woman
had an account in
the bank some time.
Where was that?

Q 2 It was before, or
about the middle of
Nov 1888 - a few days
before this information -
that when he found
out the character she
ordered her account
closed, he said that
he believed her to be
a very bad woman indeed,
he said that he sympath-
ized with me in my

5

6

struggle or fight, and
he said he would be
very glad to help me
in any way. He assured
me that the Bank had
none of her property, &
apologized twice for
troubling him, then I
withdrew. That is all
I remember now of the
conversation in substance.
I left the Bank, on
further inquiry I
went back and at that
time I had an interview
with the Cashier or some
one who sat near the
teller. Then I served
Mr. Hiles with an order
to examine him. Then
he told me he bought
the property 40 West 29th
Street. He would not

4

Q. How much he paid for, he said he paid over \$8000 for it, that the Bank had no interest in it, that he owned it himself; he said something about a Music Box of Pellier, of about 40640 Broadway.

Q. Was anything said about furniture?

A. He said he bought the house and contents.

Q. And he say what he paid for it?

A. He would not tell me, he said, he paid over eight \$8000, thousand dollars.

Q. I told him the consideration in the deed was (\$40,000)

18.

Forty thousand dollars
and that was the
reason I asked him.

Q. What he told you
at the second interview
was that, and

pending the examina-
tion.

Q. Did you examine
him on supplementary
proceedings?

A. I did.

Q. Look at this paper,

A. That is copy-
writing - if you will
allow me, I will
say that I have no-
thing to do with this
proceeding - no more
than the child unborn,
I would like Mr. Giles
to know that I have
no feeling in this

14

matter
Cross Examination

Q Would you repeat
for my edification the
language used between
you and Mr Niles?

A

As
near as I can now
remember, (I felt
extremely sensitive
about this matter) I
told Mr Niles that I
could see no pleasure
business; that I had
a judgment against
the French Madame
Mrs Eliza French, and
that I understood
she had a bank
account there, he said
she had no bank
account there and

Q

10

I said that is strange,
I was told she had
and for some time, he
said she had at some
time been seen there, but
the account was there
closed, at his direction
when he found out
her character, I said
that I coincided with
him, I seemed to have
all his sympathy, &
then told him every
thing connected with
her!

Q. What was said
about the character
of the house?

A.

He
said nothing about
that, but he said he
believed her to be a

10

POOR QUALITY
ORIGINAL

0562

very bad manner and
had ordered her account
closed.

Q. That was in
November 1885?

A. Yes Sir,
I brought before me
this 8th day of July 1889
Police Justice

12

During Pruney
being only, correct deposes
my days, Where do you

Q. live?

A. No. 540 Seventh

Q. What is your
business?

A. Special Excise
Inspector.

Q. What were
your duties? In the
year 1888?

A. The same
as now.

Q. Have you any
letter addressed to the
Excise Board by Mr
Harrison filed in
reference to granting
license to the place
No 40 West 29th St

12

13

A in this City? I have
some papers, here
to represent Commission
Officers.

Q. What are the
papers?
A. This one is
an appreciation of
Mr Daniel Friend for
a license for the
Hotel 29th St. June 28
1888. This one is an
appreciation made
by C. J. Chas. and one
made by John Bins
Counsellor Nicoll, the
offer in evidence this
Receipt - Frederick Band
to Nathaniel Liles
dated, Feb 29th 1888
Marked Exhibit A.
and also this letter

May 24th 1855

Gentlemen
Mr Samuel
O'Brien is a worthy
man, and I trust a
license may be granted
to him for No 40 West
29th St.

By changing the
basement into a store
I aim to improve the
property and to give it
a new name as well
as a new owner.

Very truly Yours

Nathaniel Rice
To the

Licise Commissioners
present.

Chas B

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0566

15

July 31st 1888

My dear Sir,

Exhibit
C.

In order to aid the Board in the laudable efforts to improve the neighborhood, I have decided to turn the basement of 40 W. 29th St. into a store and I have leased the whole to Mr. H. E. Brown a young man whose character is well reported to me. This, together with the fact that the former owner has left this state, should I think justify the Board in granting Mr. Brown's request.

Yours truly

W. Miles

Hon. Mr. Van. Glavin

Hon. Sec.

15

16

Counselor Giles, the object
to the introduction of
these letters, because
they are detached from
the papers as originally
presented by the witness

Counselor Amundson. He
admits that the letters
marked Exhibits B & C
are in the same writing
of Mr. Nathaniel Giles,
the Defendant.

Q When did you know and
reize Commissioner
in July 31st 1888?

A Yes Sir,

Q How did you
know the record
as you brought it into
court and were you
handed it to Mr. Nicoll,
Counsel for the prosecu-
tion

16

14

9 You have taken
some paper that was
attached to the applica-
tion and two letters -
Commiss. Amm. &
offer in evidence the
original application
for a License, Class
No 2043, Dated 28th/88
of James E O'Brien
for the place No 40
West 29th St and the
signature thereof to wit
Marked Exhibit D.
The same objected to by the
Prosecution, on the ground
that it is immaterial,
and not relevant.

I swore before me
this 8th day of July 1899

Police Justice

14

18

Christian H. Sturmer,
being duly sworn,
deposes that he is, & am
44 years of age, live
at No 245 West 26th
Street & am a Stevedore
by occupation.

Q. What
is your business?

A. Stevedore, in a
Cape, down town,
Q. Do you know the
"French Maritime"?

A. Yes Sir,
Q. Do you know Mr. Niles,
(the Defendant)?

A. I do.
Q. Did you have any
transaction with the
Maritime in the year
1887 or 1888?

A. I did, I
was introduced to Mr

18)

19

Giles by the French
Madame.

Q.

Was your
transaction with her
in presence of Mr. Giles
Q. I went into

Q.

business with Mr.
Schultz in May 1887
Where were you
doing business in
June 1887

A.

No 40 West 174
Street, Schultz was
the business, and I
went in as picture, I
was introduced to Mr.
Giles by the "Madame"

Q.

Was Mr. Schultz
her lawyer?

A.

Yes Sir,
Q. she had become the
landlady?

A.

Yes Sir, I

19

20

was introduced to
Mr Giles in the Bank
before I went into
business

Q.

Had you at
that time any intention
of going into business
with the French Madame

A.

Yes Sir, the

Q Agreement was made.

Did you tell Mr
Giles you had made
an agreement with
the French Madame?

A.

I told him, I
was going in with
Mr Schuch, and the
understanding was that
he was to collect the
rent, Mr Giles was to
do that

Q.

Did you go with
the "Madame" to see

20)

21

Q Mr Giles?

A Yes Sir, they were both there, Mr Giles, Shultz and the Madame, she all went into his private office

Q What was said?

A. That business should be carried on between Mr. Shultz and me, and it was to be Hotel business.

Q What did Mr Giles say?

A He did not say anything more than he thought it was a good thing, that it would be a prosperous place and that we would make plenty of money.

21

22

Q Was that in the presence of the Madame and Mr. Smith, was Mr. Smith the Madame's representative? —
Counsel for Defendant — The
objection

Q. Well what was said, what said the "Madame" to do at all, there?

A The misunderstanding was, that she wanted me to go in and have charge of the financial affairs, she would collect through Mr. Niles.

Q Was that said then?

A Yes Sir,
Q You agree present?
A Yes Sir,

22

2.3

Q How much else has
said, this was in
June 1884?

A There was a
long talk on something
or another, I cannot
say in what place
it was recalled about.

Q Did you go into
business with the
Church of England?

A Yes Sir,
Q How long have you
in business?

A About 12 months. I
expected to carry on a
respectable business,
Older & older, caused
me to think the business
was not what I had

Q expected
the character of the
business?

24

A I cannot say that during my time there was anything moving particularly. Business was dull, people came there and rented rooms, ordered meals and some private parties came now and then and they ordered meals and drink?

Q Did they stay there any time?

A Sometimes an hour, some time two hours, some times all night

Q Ladies and Gentlemen?

A Yes Sir, They occupied the same room?

Q A Yes Sir Here those the Circum-

25

= 2 times that made
you think the business
not respectable?

A. Yes Sir.
Q. Did you see Mr. Hiles
after that?

A. Yes Sir, once
or twice.

Q. Did you tell
him that?

A. I told him the
business was not as
good as I expected, I
did not tell him there
was anything wrong
about the place.

Q. What
else?

A. That is about
all.

Q. You saw him at
the Court several times?

A. I told him and

26

I told the Madame
that the business was
not paying and I
wanted to get out, I
did get out, I paid
all the help and on the
first of May I left the
business.

Q. Did you pay
any money?

A. I did.

Q. For what?

A. Rent, I paid
Mr. Giles two hundred
(\$200) and one hundred
dollars to the Madame.

Q. Did you pay
cash?

A. Two thousand
dollars at the Bank.

Q. Was Mr. Giles there?

A. Yes, his Cashier, myself
the Madame and Mr.
Shultz.

27

Q To whom did you pay it?

A. To the Cashier, I gave it to the Madam, she gave it to the ~~Madam~~ Cashier, I told Mr Giles of my dealings with the Madam.

Q. Did he say anything about the offer of the Madam to give you half of the business, if it was good?

A Yes Sir, if it was properly carried on.

Q. Did you have Articles of Partnership?

A Yes Sir, a man named Thomas Owen there, he is of the Gallack Theatre

27

POOR QUALITY
ORIGINAL

0579

28

Councillor Samuel - No
Cross Examination.

Sworn to before me
this 8th day of July 1889
Police Justice

27

29

Charles C. Sperry
being only sworn deposer
and says,

Q. How old are
you?

A. I am 56 years of
age. I am in the
Real Estate business, and
I live No 434 Herkimer
St, Brooklyn.

Q. Are you a
married man?

A. No, I am a divorced
man

Q. Do you know
Mr Miles?

A. Not very part-
-icular, only from
seeing him

Q. Do you know
him by sight?

A. Yes Sir.

Q. Had you any conversation

Go

with him?

A. Q. Yes Sir,
When did you first
meet him?

A. Q. The last
time we were in Court
you never spoke to
him before that?

A. Q. Never before,
Do you know the French
Maiden?

A. Q. Yes Sir,
Here you got her
private secretary?

A. Q. Yes Sir,
What relations did you
bear to her?

A. Q. She employed
me a long time

A. Q. You were
employed by her?
Once to take
care of Real Estate, keep

31

her make out papers,
two years ago she sent
for me, and I went to see
her in 29th St.

Q

A

What is it?
"Safe" Riches, 29th St.

Q

What time
was that?

A

In 1884
Q Did you see her after
that?

A

I do not think I
saw her after that

Q

How long were
you with her, did you
see her off and on during
the spring of 1887?

A

I
cannot say when did
you see her next?
This year.

31

32

Q What time?

A Not long ago
she sent for me by
dispatch.

Q Before this

A proceeding? About two (2)

months before, in the
month of February, this
Spring she sent for me

Q After this proceeding
commenced?

A I do not
know anything about
this proceeding.

Q Where
did you see her?

A At No 40 West 29th

Q Had you not seen
her before that, since
the summer of 1884?

A I saw her once

33

Q On the Street.

A Did she pay you
for what you did?

Yes Sir, she ^{and}
compayed me to go
see a man named
Andrew.

Q Did you ever
go to see Mr Giles for
her?

A Yes Sir,
Q Did you write to him
for her?

A Yes Sir,
Q Did you receive any
letters from him to her.

A I never received
her letters.
Q You did not
open her letters?

A I did
Q Did she give you a
letter from him to

34

- Q. Answer?
- Q. The dia
- Q. When, was that?
- Q. Two years ago, in the Spring of 1887
- Q. Dia
- Q. You knew, who Mr Miles was?
- Q. I knew that he was President of a Bank by the heading of the letter
- Q. Dia You ever go to the Bank?
- Q. Yes Sir
- Q. With whom?
- Q. The French Madame
- Q. When?
- Q. About that time
- Q. A little before she had a suit?
- Q. Counsel for Defendant. - I object

34

35

Q You went to the Bank
with her?

A Yes Sir.

Q When did you go?

A She went inside
the back room, she
asked if she could see
the President and she
left me outside

Q You do not
know what transpired
in the back room?

A No Sir.

Q Were you ever there
with her in the back
room?

A No Sir.

Q How many times
did you go to the Bank
with her?

A I went with
her and the second time
she made an appoint-

36

Q. I went to see Peter Mitchell, the Lawyer, I went to the Lawyer, Was that the only time that you went to the Bank with her?

A. Yes Sir, Q. Did you see Mr. Giles on any other occasion

A. One day I was there I went to his Bank, when I was here in Court.

Q. Since you were subpoenaed?

A. Yes Sir, Q. After you were subpoenaed as a witness here?

A. Yes Sir, Q. Why did you go there

36

37

A The Chadman Farm
owned some property
adjoining my place
in Brooklyn in the
back of my garden,
and last week a
lady instructed me to
find out who owned
it, I went to the City
Hall to find the name
of the owner - I then
went to him to get the
price of the property,

Q. You knew him
before that?

A. Q. Yes Sir,
Where did you see
him?

A. In the back
Office

Q. Was he alone?

A. Q. Yes Sir,
Did you make

38

Q Georgey Knocento him?
I went in my
laid, he asked about
my business, I told
him I was subpoena-
ed

Q Did he ask, by
whom you were
subpoenaed?

A I said I
was subpoenaed, he
did not ask what
it was about. I
talked about my own
business and not
about the subpoena, he
said have I not seen
you before, I said yes

Q Was that all
the conversation you
had?

A I asked about
commission he said
yes

39

Q Was it property the
tradesman's Bank owned?

A That is the
record I found. He
opened a book and
showed me a diagram.

Q. Here you going
to buy or sell?

A The lady
in Brooklyn wanted
to buy my property and
wanted to find out
who owned the lots in
the back. He thought the
city owned them, but
we found that the
Bank owned the
lots.

Q You asked Mr.
Hiles about Commission

A Yes Sir, for
selling, I gave him
my check

POOR QUALITY
ORIGINAL

0591

HO

Q. Did he say he would
pay you Commission?

A. Yes Sir

Q. What Commission?

A

The usual
Commission, I gave
him my Card, which
showed I was in the
Real Estate business
Counsel Amosel Ho
Cross Examination

Sworn to before me }
this 8th day of July 1889 }
Police Justice

HO

#1

Godfried Andrist,
being only sworn deposes
and says,

Q. Where do you live?
A. I live at 144th St., New
York City.

Q. What is your
business?

A. I tend Bar

Q. Do you live there?
A. I live in New York
City.

Q. How long have
you lived there?

A. Altogether?
Q. Yes.

A. I used to be
out of town for months,
and for a year and
a half at a time, I
go to the country.

Q. Are you married?

#1

H 2

A. Q. Yes Sir,
Do you know the
French Madame?

A. Q. Yes Sir,
Did you work for
her?

A. Q. Yes Sir,
When?

A. Q. I worked for
her first in 1849
Counsellor Hammond, the object
to any testimony as far
back as 1849 and having
no relevancy to the
present proceeding.

Q. How long did you
work for her then or
after that, had you
been working for her
for some time?

A. Q. About four years
I have worked for
her since 1883.

H 2

43

A. I quit her in
January 1888

Q. Had you
been working for her
a year before that?

A. Yes Sir, on the
farm in Hennington N.J.

Q. Had you been there
all that year?

A. Yes Sir,
Q. Do you know where
Mr Miles lived in New
Jersey?

A. No Sir,
Q. Do you know where
Madison N.J. is?

Counselor Amundson - I do
object to all this testimony

A. Yes Sir,
Q. Do you know whether
Mr Miles lived near
Hennington N.J.

A. No only what

44

Madame Innett said—
Counselor Hummel and associate
The object of this testimony
unless you care or intend
to connect the Defendant
with it—

Red Lacey Giecoll, He means
and propose to connect
the Defendant with
this—

Q What was that?
A. She told me and "John"
told me— That fellow
who used to keep her
books

Q Did you not
keep a horse or a
mare there that
belonged to Mr Niles?

A. Q Yes Sir.
That is the "French
Madame" kept this
mare on her farm?

44

45

Q. Yes Sir.
Did you take care
of it?

Q. Yes Sir.
Do you remember
when she sent him a
present of a Jersey
cow?

Concealors for Defendant—
The object of all this
testimony, for reasons
before stated.

Q. Do you
recollect when she
made a present of a
cow to Mr. Giles?
A. A few weeks before
I went there, I think
two weeks. She dressed
up a nice big
Durham cow, the
finest she had in
the stable and sent it

45

H6

I was there when
the cow was sent back
to Madame with a
calf, after a year,
or nine or ten months
they sent the cow back
from Madison to
Herrick and from
Herrick the cow was
"mailed" to Herrington.
Cross Exam

Q (By Counselor Jiles) You
never saw Mr. H. Jiles
in connection with a
cow, horse or anything
else?
A Yes, Sir.

Sworn to before me
this 8th day of July 1889 }

Police Justice
H6

H7

Urban G. Hitchcock
being duly sworn
deposes and says.

Q. Where do you live
A. No 51 West 29th Street
New York City for
about 15 years, I am
a Physician.

Q. Where you
there in Feb' 1888 and in
Jan' 1889?

A. Yes Sir,
Q. Here you, Do you
own the house No 40
West 29th Street?

A. Yes Sir,
Q. What was the common
name and report, in the
neighborhood, of that
house No 40 W. 29th St?

A. Not good
Q. As to its being a house
of Prostitution and
Assignation?

HS

Q Yes, that was the
common report of it

Q. Was that its report
during the Months, I
have mentioned and
for some time previous

Q. Yes Sir,
Q. It has been so for
years?

Q. Yes Sir, I can-
not testify as to this
particular date

Q. That
has been its common
name during those
Months?

Q. That is my
impression

Q. Have you
known of any Change?

Q. Yes Sir,
All the neighbors
spoke of that as a

48)

49

bad house for Geas
Counselor Ammell. The
Object.

Q. Cross Examination
Do you know where
the house was closed

A. I do not.

Q. Do you know when
it was last open?

A. I cannot tell
positively.

Q. Was it more
than a year ago that
it was closed?

A. I do
not know.

Q. When did
you last hear any
thing about this house

A. At one of these
examinations here in
court.

Q. When did you

49

50

Q Hear its name being
discussed before that?
A Within a very few
months, I may say
three months.

Q. What is
your best recollection
as to whether it is (2)
two years since the
place was closed?

A My impression is
that it was within that
time, when last it was
open, I do not think
my testimony of any
value.

Q Do you know
Mr Niles?

A I do not.

Q When did you speak
in court about the
reputation of the house?

A Only on the testimony

POOR QUALITY
ORIGINAL

0602

57

Q I heard in court,
Did you speak to
the neighbors of the
reputation of this
house?

A Not since I

Q heard the famination
When did you last
hear about the reputa-
-ation of the house?

A About three or
four months ago,

Sporn to before me
this 8th day of Decy 1889

Police Justice

57

52

Smile Inpre being duly
sworn deposes and says
I am 39 years of age,
am a Master at the
Goffman House and
live at No 253 St,
30th St

Q. Do you know
the French Language?

A. Yes Sir,
Q. Do you know the
Language, Mr Giles?

A. I do.
Q. In the month of
March 1888 did you
make any endeavor
to get a License for
No 40 West 29th St?

A. Yes Sir,
Q. Had you any negot-
iations with Mr. Giles
about leasing the
place?

53

A Yes, Sir, I went
kind once at the
Bank to inquire about
the price and condition
of the place. I thought
I would lease the
place, but afterwards
I thought the price
was too much for my
means, so, I wrote to
let him know that I
would give up my
Application

Q Did you make
an Application?

A Q Yes Sir,
Before you made the
lease?

A About the same
time, the next day or
a day before

Q Was the
French Madame

54

There at the time?

A

Yes Sir,

Q Was she in the place?

A

Yes, I saw her

Q

Was anything
said about her occupy-
ing the premises?

A

Not at all, she
said she was leaving
there, I saw her there,
at No 40 West 29th St,
There I saw her.

Q

Did
you do business there
with her?

A.

Yes, she gave
me Mr Niles address,
because the place did
not belong to her.

Q

Did you want to
see him?

A

Yes Sir,

54)

POOR QUALITY
ORIGINAL

0606

55)

Q You did not succeed
in making a dickie
with him.

A No Sir,
Q Did you ever see her
after that?

A No Sir
Q Cross Examination
You were to keep a
respectable place, if
you got it?

A Of course, I
did not want the
place.

I swore before me
this 8th day of July 1889

Police Justice.

55-

56

Daniel E O'Brien,
being duly sworn
deposes and says, I am
31 years of age, a Clerk
and Bookkeeper,

Q You live at
116 East 14th St?

A I do business
there, I am employed
there by John Merion

Q You made an
Application for a
License did you not
for \$2.40 West 21st St
Yes Sir,

Q Do you know the
French Madame?

A I
know a party called
the French Madame,
she was introduced to
me so.

Q When did you
56)

54)

make the Application
for a License?

A. Q. July 1888

Q. Did you see her at
that time?

A. Before that
I saw her in the house

Q. At 40 West 29th St
You did not get
the License?

A. No Sir, I was
rejected but the
Board granted me
a hearing, I never got
it.

Q. You did not get
a License?

A. Q. No Sir,
How long was the
Application pending?

A. Five (5) or six (6)
Months. I went there in
June 88, I thought

57

58)

Q All chance of getting
a license has gone
there (you in the
place?)

Q Yes Sir,
Was the "Maritime"
there too?

Q Occasionally
When she came from
New Jersey. She stopped
there.

Q I was there, all
through the summer and
fall till June 1888

Q I was notified
by Mr. Giles to get out
by the 1st of April 1889

Q What was your
business there?

Q I did
not have any there.
Were you living
there?

58)

59)

Q I dropped there
occasionally; some
time I would not get
there for two or three
days

Q Who had charge of
the place?

Q I was not
working there, I went
to take care of the
house

Q Were you paid
for your services?

Q Yes sir, between
myself and the Madame
it was understood,
when I was tending
bar she told me, if
I thought I could get
a license she would
back me in the business,
I was to run the place,
and she was to back

59)

60)

me in money. And she
referred me to Mr Miles,
I brought her experience,
I called, and Mr Miles,
said he was satisfied
and would let me the
premises.

Q (You remained
till Jan' 89?

A

Yes Sir,
I had a little money,
and waited till it
was all gone, I got
a little compensation,
but not enough to pay
me. She told me
she would settle the
Bills, I went out
Jan' 89. I let a few
rooms up stairs, as
there was no business
done, about enough to
pay Gas bills and
regular money

60)

POOR QUALITY
ORIGINAL

06 12

61

Counsellor Gummell, Go
Cross Examination.

I was brought before me }
this 8th day of May 1889 }

Police Justice

61

62

Caesar Pradigo, being
duly sworn deposes and
says, I live at No 49 N.
24 St, I am 25 years

Q. of age, I am a Waiter.

Q. Where do you work?
Riverside Park

Q. Here
you employed by the
French Madame?

A. Yes Sir, in April
Q. This last April '89?

A. Yes Sir,
Q. Had you been there
before that?

A. Never before that
Q. What date was that

A. April 18th / 89, I
am not quite sure

Q. Was it February?

A. It was Feb '89
Q. Did the "French
Madame" employ you?

63

A She engaged me at
40 West 29th St, I had
met a friend of mine
in 6th Av. and he said
I have got a nice
position as Manager
and he took me into
the "Cafe Reche", she
received me and asked
me if I wanted to go
as head waiter as she
preferred me to the
other fellow and she then
engaged me. I went
on Monday and Tuesday
Q You were there some
time?

A One week, she
said she had no
License and so I
waited four or five
days and I can no
License

63

64

Q How was the House
furnished?

A Private rooms
up stairs, ^{my} Restaurant
with Tables,

Q. You could
have made private
rooms?

A Yes, Sir.
Q If a lady and gentle-
man went there they
could be accommodated

A Yes, Sir.
Q There is a place for
taking dinner, and then
a lobby adjoining that
place?

A Yes, Sir.
Q The rooms throughout
the house are situated
that way?

A Quite every one,
there ^{are} two houses together

65

Q. There How many rooms
are in the house?

A. 19 or 20, there is
a small place to eat,
and a curtain between
that place and the room
and you can see the
bed

Q. Is there a Bath
room too?

A. Yes, only on
every floor

Q. You were
there only a week?

A. Not quite, six

Q. Days
You did not
want to work there
because there was no
License in the place

A. He did not pay
me, what he did with
everyone

65)

66

Q Did you serve meals while you were ~~there~~ there

A

When I was there, there was another waiter there, I saw him serve some wine in the back room.

Q.

What were you doing there?

A

I was waiting for the License, I did not commence work, I did not put my jacket on, I sat there eating and drinking, He sent out Circulars.

Q.

Who said that the Madame sent them out, to merchants and prominent men

A.

Q

To whom were these sent?

A

She got the names

66

64)

from the Elite Directory,
she spent three or four
dollars to get it, and she
picked out names, she
would say "I know
him", "This is a good one"

Q Did you send them
out

A I put them in the
envelopes

Q What were the
Circulars?

A I guess you
own one, that the
Cafe was under new
management, and was
now "Cafe Diner", I
put the Circulars in
the Box, a few.

Q During
all that time you were
in the back part of the
Restaurant?

65)

68

68

A. Yes Sir, with the
Madame

Q. Who else?

Q. A. Otto Meyer

Q. A. He was else?

Q. A. He was else

A. Waiting there?
I do not know

Q. His name
Did you see
any one go up stairs?

A. Yes Sir, because
in the evening I went
out and took a walk

Q. Did you see any
bottle of wine served?

A. One bottle & the
Madame and meals too

Q. You saw no
parties there in the
evening?

68) A. I went out
about eight o'clock

69

And came back at
ten o'clock, I slept
there

Q You remained
how long there?

A Six days. I heard
she did not pay any
one, I saw she did not
get a License, she
asked me to stay, but
I would not stay as
I thought she could
not get a License

Q You do not know Mr
Nathaniel Giles?
A No.

Sworn to before me }
This 8th day of July 1889 }

Police Justice

69

40

Otto Bloome, being
duly sworn deposes
that he is 36
years of age, and
lives at 413 - 6th av

Q. Do you know the
"French Madame"?

A. I know the Madame that
is called that

Q. How long?

A. Ten years, & had no
connection with her

Q. Did you ever have
any business connection?

A. Party
Q. What do you mean
by "party"?

A. I have been
interested in a place
the Madame fixed up,
as partner, in the place
called "The Odion" at

40

71

Brooklyn Aug 4th 3rd A
Counsellor Symmet. The object
of the testimony, as the
Defendant is not bound
by anything that occurred
between the Madame and
the witness.

Q What was
this place

A A Restaurant
and Hotel.

Q Bedrooms
up stairs?

A. I believe so

Q Where gentlemen and
ladies could go? Do you
know Mr Nathaniel Miles?

A I have seen him
Q What had you to do
with the "Odier"?

A I was
a silent partner Mr
Segman was the active

72)

Q. Cartney Who owned the premises?

A The "French Madame's"

Q. Do you know whether it was mortgaged or not?

A Yes Sir, to an old man who lived in a garage house

Q. Probably you know the name of the old man, does Mr Giles know?

A He had the mortgage ^{after it} was transferred to the Bank

Q. On the furniture of the "Odier"?

A I believe so, Mr Sezman can give you some information on that

72)

43)

Q Did you have any
thing to do with 42 46 St.
29th Street?

A Yes Sir, during
the months of Nov '88
& Dec '88

Q Where were
you living then?

A In 25th St
Q Did you go to this
place 42 46 West 29th St?

A Yes Sir.

Q Did you see her there?

A Yes Sir.

Q How often were you
there?

A Eight or ten times
Q What was your business

A I was out of
business

Q What brought
you there?

A I met the

43)

POOR QUALITY
ORIGINAL

0625

STENOGRAPHER'S MINUTES.

District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

VS.

BEFORE HON.

POLICE JUSTICE,

188

APPEARANCES:

For the People,

For the Defence,

188

INDEX.

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

Bloom
L German
Schlessinger
Heyman
Seiter

79

88

97

106

79

87

96

105

150

Official Stenographer.

74

Madame accidentally
on the Avenue, she said
How do you do, she
spoke to me and I to her,
she asked me if I was
busy, I said I had no
permanent position,
she said she would like
me to call, I did not
think any more of it, and
in two or three days I
got a card to call and
see Madame Brett, I
went there and she asked
me if I would take
the position of Manager
of her place, that was
in Nov 1888, I told her
I did not want any
position, she said she
had one or two managers
engaged, and did not
want them, but asked

74)

45

me to take the place, I told her frankly that the place was not licensed.

Q. You declined to take the position?

A. Yes Sir,

Q. When did you next go there?

A. Two weeks later I got a note to meet her at the place No 40 West 29th St, that she had business with me.

Q. That brought it down to her?

A. It was in the middle of Nov when I met her, it was two weeks after that when I saw her again.

Q. Did you see her on more than one

45)

46

A Occasion? About Eight or
ten times.

Q. At this place?

2 A Every time.

Q Did she say
what sort of a place
she meant to run?
A That if she got a
License she would
run it the same as the
"Cafe Riche"

~~46~~ Gable, prostitutes
and loafers frequented
that was the "Cafe Riche"
and the name was changed
to "Cafe Dyer", the name
went up about Dec/88
she had it fixed up
by a man named
O'Brien and she wanted
me to manage it, and I
declined

46

44

Q. You went there some
ten times?

A. I went there
to see if I could do
business on a different
scale. I advised her to
give me her furniture ^{and}
silver ware and I would
open a first class
Restaurant. She then
wrote me a letter that
she could not go into
business then, but some
days later. I did not
go there any more, I
tore up her correspondence,
I did not want her
name in my pocket

Q. Here you rip stairs
in Dec 1888?

A. Yes Sir

Q. You was the place &
furnished ~~the~~

77

78,

Q The rooms were prepared for parties coming in to make themselves comfortable, a rooming then a Bed room, who has been in there & cannot tell.

Counselors for Defendant We move to strike out all this witness's testimony, regarding the "Order", and the Mortgage on the property, as not having any connection with the Defendant, Nathaniel Giles.

H J

49)

Louis J. J. being
and from deposed, any
days, I am a Hotel Clerk
or Bartender at 1489
Broadway.

Q Where is the
"Odeon"?

A. Corner of 43rd St,
Counselors for Defendant.

The object, on the same
ground as before, that
the Defendant, has no
connection with, or
interest in the "Odeon"

Q Are you one of the
Proprietors of the "Odeon"?

A No Sir, I am
employed there, I am
used to be one of the
proprietors.

Q Who is the
Proprietor?

A Mr Schussenger.

79)

80

Q When were you the
Proprietors?

A For one or
two months, Oct and
Nov 1887

Q Did you
lease the place?

A I sold it.

Q Did you rent it from
some one?

A My landlord was
Mr. S. D. McElroy

Q Do you know the
French Madame?

A Yes Sir

Q Did you ever have
any dealings with
her?

A I did in 1887

Q Have you had any
since?

A No Sir,

Q What dealing did

80

81

You have in 1884?
Counselors for defendant, He
objects, on the ground of
immateriality, irrelevancy,
and incompetency.

A. She then
backed me in business
Q. What business?

A. The
same I am in now
at the "Odeon", she
gave me credit, the
furniture, was given
me in her name.

Q. Did you have a
Mortgage on it, or was
a Mortgage given by
Mr. Lacroix?

A. That is the
man who lives with
her, I do not know
Q. Is that not a
fact?

81)

82)

Q I do not know whether
he lives with her, he
travels around with
her.

Q Is that your call
(E. O.) band of the "Odeon"
Counselors for Defendant, We
object on the ground
that the band, has no
connection with the
Defendant.

Q Yes Sir,
You executed a
Mortgage on the place?

Q Yes Sir
To Schlenger for the
stuff?

Q Yes Sir,
You became the owner
then?

Q I sold it to him
to pay my debts
Do you recollect

Q
(82)

83)

an Attachment being
levied on the furniture?

A. Yes Sir

Q. In a suit against her?

A. Yes Sir,

Q. Do you remember
who paid the money on
that attachment?

A. The man who sent the
furniture there for her, &
was told he got the money
from the Madame.

Q. Do you
know that Mr N. Miles
took a Mortgage on
those premises?

A. Yes Sir,

Q. Are you not paying
Mr Nathaniel Miles money
now?

A. Yes Sir,

Q. Who is paying it?

A. I do

83)

(84)

not know, He is paying
it to the shades man's
Bank. I never paid

any. Q. Did not Mr Giles
take an assignment
of that Mortgage, when
the attachment was
made and have you
not been paying him
since?

A. I sold it before
that time to Schlessenger
Q. You had no interest
in the place then?

A. No Sir,
Q. Are you the proprietor
now?

A. No Sir,
Q. Your name is on the
card?

A. That is an old
card

(85)

86)

Q. What is your position now?

A. I am his Agent,
I attend the Bar.

Q. In whose name is the License?

A. My name
Q. And you have no interest in the place?

A. As much as to be employed there

Q. Is that all?

A. That is all
Q. Have you a private Dining Room?

A. Of course
we have, we have one

Q. Gross Examination
When was your Card printed?

A. Fourteen or
Eighteen months

87)

POOR QUALITY
ORIGINAL

0638

D)

Counsellors for Defendant,
Objected to all this Testimony
by the reasons and on
the grounds before stated
~~~~~

Sworn to before me }  
this 8<sup>th</sup> of July 1889 }

Police Justice

D



73)  
88

Charles Schlessinger  
being duly sworn, deposes  
and says, I am 30 years  
of age, keep an Hotel and  
I live at No 1489 Broadway

Q. You own the Hotel  
"Ocean"?

A. Yes Sir.  
Q. Do you own the  
furniture?

A. Yes Sir, there is no  
mortgage on it, there was  
a mortgage, but I objected  
to it and the parties made  
me make out notes.

Q. When did you buy the  
place?

A. In February 1888  
from Lewis J. Mann

Q. Did  
you pay him in money?

A. I cannot recollect  
Counselors for Defendant, Object  
for the oft repeated reason

88

89

Q. About how much money did you pay?

A. I cannot recollect it is recorded in the register.

Q. Do you recollect whether the sum you paid was one thousand or one hundred dollars?

A. I cannot recollect.

Q. Do you know whether it was five thousand dollars or less?

A. I do not recollect, the sale is recorded.

Q. Can you tell me how much you paid for the place?

A. I cannot remember.

Q. Was it ten, one hundred or five thousand dollars?

A. I cannot tell.

Q. Tell as near as you



90

90

A Can! If you will take  
the trouble to go to the  
Registers Office, you  
could find out?

Q.

as near as you  
can, Will

A. It is a private  
Affair

Q.

You may as well  
answer my question, I  
will stay here till the  
Judge says whether I am  
entitled to an answer or  
not.

A

I bought the place  
for \$50 Cash, and I  
promised to pay every  
month a certain sum,  
and pay him for his  
services then I became  
the owner.

90

91

Q Who had the Mortgage  
that time on the  
farmhouse?

A The Mortgage  
had it, when I bought  
the place, so I understood  
Q Did you pay her money  
on it?

A Yes, I paid Mr  
Niles, not on the Mortgage  
I made out 32 Notes,  
for \$150 and \$175 each,  
and as they came due  
I paid them

Q You pay them on  
presentation, and you  
have been doing that  
since you bought the  
place?

A Yes Sir,  
Q Has Mr Niles the  
mortgage too?

A Nothing but my

91



92

Q Notes, I indorse my  
own checks

A Do you know  
as a matter of fact  
there is a Mortgage  
recorded in favor of Mr  
Hattance Giles?

Q I think I do not  
know & remember  
how the matter was  
arranged, I suppose  
there is a Mortgage and  
that Mr Hattance Giles  
owns that

Q Now you present  
where the Sheriff levied  
the attachment

A Yes Sir,  
Q Did he have the attach-  
ment on the furniture

A Yes Sir,  
Q How did you get rid of  
the ~~furniture~~ attachment?

93)

Q The furniture man  
was paid in his  
place of business at  
59<sup>th</sup> Street and Third Av.  
Solomon Heyman. The  
furniture man, I said  
Barat paid him.

Q By whose check  
was he paid?

A I do not  
know. Cross Examination

Q You never saw Gathaniel  
Niles, in connection with  
these notes, at the time  
they were made?

A At my Lawyers  
Office

Q. Did he do more  
than witness the notes?

A I do not know,  
I made the notes and

(93)



94

paid out every month,  
now they are connected  
I do not know.

Q You saw  
Mr. Giles when the  
notes were made out?

A I saw him with  
my lawyer at the Bank.

Q Did you have any  
conversation with him?

A My Lawyer did  
Q, What did he say?

A I  
Remember there was a  
controversy, because the  
sum was \$,6000 and the  
notes were \$4800

Q How much  
did the Furniture cost?  
Counsellors for Defendant, The  
object, for the reasons  
stated before.

A The value of the Furniture

94

95

95.

I paid that for the  
furniture and the business,  
I would not pay \$2000  
for it, I do not believe  
Mr Giles has anything  
to do with this. When I  
bought the place I would  
not accept the furniture,  
as the same furniture  
man would sell the  
furniture for half the  
money

Q What is the  
"Cafe Odéon"?

A.

A small hotel  
we have a good class of  
customers.

Q.

Can a gentle-  
man take a lady there?

A.

Just the same as  
to Elmer's, no  
ladies alone.

Q

They must



96)

register as man and  
wife if they want accom-  
modation?

Q They must  
I do not inquire if they  
are man and wife

2. He must register  
as Man and Wife?

A My writer see  
to that

Cross Examination

Q All that you had to  
do with Mr Nathaniel Miles  
was, that after you  
made the purchase,  
you made the notes and  
out at the bank and  
left them there for collect-  
-ion?

A That is all  
I have to before me  
this 8<sup>th</sup> day of July 1889

Police Justice

96

94

Examination Continued  
July 10<sup>th</sup> 10.15 O'clock

Salomon Heyman  
being duly sworn deposes  
and says, he is in the  
Furniture business at  
No 993 - 3<sup>rd</sup> Av,

Q. Do you all of  
the Firm of Blumenthal  
and Heyman?

A. Yes Sir, dealers  
in furniture, carpets &c

Q. Did you have a  
suit against Eliza Quett  
Counselor for Defendant, He  
object on the ground that  
it is irrelevant and does  
not in any way bear on  
the Defendant.

Q. Did you have a suit  
against her to cover the  
value of certain furniture  
Counselor for Defendant, He



98

Object. On the ground that this transaction was prior to the arrest, and has no connection with the Defendant, nor does it relate to the premises, 4240 West 29th Street, the object to everything relating to this furniture, the testimony being immaterial.

Q For what place did you sell her that furniture?

A. 2, 43rd St and Broadway there?

Q. 2 Yes Sir  
It was placed there?

A. 2 Yes Sir.  
You sold it the same day you brought it, did you not?

98)

99)

Q I do not know, what  
date it was.

Q. You brought suit  
Feb the 20<sup>th</sup>

Q I do not know  
It was in the early  
part of ~~Apr~~ 1888?

Q I think it

Q. Was not Mr A. L. Hahn  
your attorney in this  
case?

Q Did you get out  
an attachment on the  
property, her property?

Q My counsel will  
let you know about it,  
he had my matter in  
charge

Q In settlement of  
that suit did you  
receive any money?

Q Our counsel did for  
me

99)



100

Q Did you not receive any money in settlement of that suit?

A He received it through our Counsel, we received our Counsel's Check in settlement of that suit

Q Who paid your Counsel - if you know of your own knowledge?

A I do not know of my own knowledge

Q Did you ever see Mr Nathaniel Niles before?

A I never saw him  
I do not know him

Q Which one of the Firm attended to the settlement of this suit?

Q A Our counsel  
Which one of the two members of the Firm settled this suit?

100

101

A. What was left in the hands of our Counsel, and he attended to it.

Q. Did you or your partner incur to the papers?

A. What papers?

Q. The papers necessary to the suit?

A. I must have incurred it, as he is not in the city.

Q. Do you know where he is or whether he will be here next week, how much money did you receive?

A. He received \$545, on the purchase of the goods, I will give you the dates from the books.

Nov 1<sup>st</sup> of 405 \$541, that

101



(102)

is the time of purchase  
Mar 2<sup>nd</sup>, 1888 \$2000, we  
received that through  
our Counsel, our Counsel  
sent his check.

Dec 7<sup>th</sup> \$100,

June 11<sup>th</sup> in settlement  
of Note \$500.

Q You gave the  
goods Oct "84?

A Yes Sir.  
Q You received your  
first payment in  
Nov \$541?

A Yes Sir,  
Q. When you received a  
check in Dec? When  
after that?

A I received  
One hundred Dollars  
from Mrs Purser in  
Dec 1888, then \$150  
in Jan "89 from

103

friend or from Mrs  
must, I think she  
paid that

Q. That was  
all?

A. Yes Sir.

Q. Do you know who  
paid the \$2000?

A. We got it through  
our counsel

Q. Do you not  
know that Mr G. Miles  
paid that?

A. No, I never  
heard that

Q. Do you swear  
you never heard of Mr  
Miles' connection with  
that \$2000? Do you  
mean to swear now  
that you never heard  
of Mr Miles' connection  
with that check till

103



104

Q You came to court?  
Counselor Defendant, The  
Object in the grounds  
already stated.

A I know

Q we received it—  
Do you mean you  
never heard of his Con-  
=nection with that  
payment?

Counselor Amund, The  
Object for the reason  
that the witness has  
answered the question

Witness— I have no objection  
to answer anything I  
know, I do not know  
anything about what  
was done or said in this  
matter

Q Did you not  
tell my representative  
Mr McKelvey that Mr  
Niles acted as a

104)

105

A

middleman for Mrs  
Prest, the French Madame  
I did not, I told  
him I would give my  
testimony and answer  
all questions asked me.

Q

Did you not use  
Mr Niles' name in your  
conversation with Mr  
McKelvey?

A

I never saw  
or knew Mr Niles till  
today

Q

Did you not  
hear my question?

A

It is  
impossible for me to  
answer questions, I  
knew nothing about

Q.

Did you hear my  
question?

A.

No Sir,

No

Cross Examination



106

August Letter being  
fully sworn depositions  
says

Q. How old are you?  
A. I am 33 years of  
age, I work in Hotels,  
I will now at <sup>Gen. Allen's</sup>  
133 "Maiden" <sup>Hotel</sup> ~~Hotel~~

Q. How long have  
you been in this  
country?

A. Just 2 years.  
Q. What has been your  
business?

A. In Hotels.  
Q. In Hotels always?

A. Yes Sir,  
Q. You are a native of  
what Province in  
France?

A. Baden, Germany.  
Q. Do you know Madame

106

104)

A. Oh yes, the "French Madame"  
Yes Sir, when I  
was in the "Café Bijou"

Q. When was that?

A. That was the evening of  
Jan 6<sup>th</sup> 1889

Q. When did you  
first see her, the "French  
Madame"

A. The day after  
at the "Café Bijou" 40 N  
29<sup>th</sup> St

Q. Did you have  
any conversation with  
her?

A. Yes Sir,  
Q. Did you know her  
before?

A. No Sir,  
Q. Who introduced you to  
her?

A. Mr. Wickie, he was  
manager of the house

107)



(108)

Q He engaged me. What

was the conversation?

A

I did not speak much, then, but some days after, I asked her who was Mr. Milkie, if he was the "Boss", so I would know who would pay me, and she said he was her Manager or Partner, but that she pays all the expenses. She took him for his name as she could not get it

Q

in her own name

Did she tell you she would pay you?

Counselor Hummel - I object for the reason that this man's testimony does not connect the defendant, and is irrelevant.

109 ✓

A. Yes, she would pay all expenses.

Q.

How long have you there?

A. From that time till I left her on the 21<sup>st</sup> of May 1889

Q.

Where did you go there?

That same evening I said, and on the 21 of May I left, and went over to my Lawyer Wagner on Second St.

Q.

You left her on the 21<sup>st</sup> of May?

A.

Yes Sir, Have you seen her since?

Q.

A. I was not in since, since last week.



110

Q. Have you seen her since?

A. She sent for me on Friday evening, I was speaking to a French man at the place and she came and took me by the arm.

Q. What were your duties while there,

A. To serve people.

Q. With meals and wine?

A. Yes Sir.

Q. How was the house furnished?

A. Nicely.

Q. With bed room & mixture  
A. Bed rooms up stairs, one small room and another room,

Q. Was there a folding bed in one of the rooms?

110

110

111

Q. Only in the back room

Q. All the rooms in the house had Beds

Q. A. Yes Sir. While you were there did you see ladies and gentlemen? In the rooms

Q. A. Some time Do you remember any particular time?

Q. A. There was one Sunday evening in Feb/89 there were a gentleman and lady, and they had a room up stairs, the same room Mr Latzke had, one stairs up,

Q. They took the second story back room?

Q. A. Yes Sir.

Q. Did the gentleman order wine?

111



112

A Q Yes Sir, What time  
was this?

A In the after  
noon

Q Did they stay there  
all night?

A They went away  
in the evening

Q When again did  
you see people there?

A Some  
weeks before

Q How late  
did they stay?

A They came  
at three and left at  
six o'clock

Q Did you go  
into the <sup>room</sup> while they were  
there at any time?

A He  
would ring the bell and

112

113

Q. Then I would go in and  
bring the crime.

Q. Did you  
see them undressed in  
the Bed?

Q. Yes Sir,  
Q. They were undressed?

Q. I believe they  
had some clothes on the  
Chair.

Q. Were the lady and  
gentleman in bed?

Q. Yes Sir, <sup>see them</sup>  
Q. Did you not <sup>see them</sup> actually  
in bed?

Q. I did not  
look.

Q. When did you  
next see people in the  
rooms?

Q. Two or three times  
before the Herald case  
happened.



114

114

Q What happened on that occasion?

A It was an elderly gentleman and two young ladies, they took dinner in the same room up stairs.

Q What happened then?

A The girls were in "shorts"

Q In their chemises

A You mean? Those long

Q shirts. How was the old gentleman dressed or undressed?

A He had his pants on and his coat off and the young ladies were in their shirts.

Q Did you ~~even~~ serve them with wine?

A Yes Sir.

115

Q. How late did they stay there?

A. The old man got sick, he was perspiring a little, he went away about seven or eight o'clock, the gas was lighting, they came in the afternoon at three o'clock.

Q. You in and out of the room?

A. Yes Sir.

Q. Was the Madame in charge all the time, you were there?

A. Yes Sir.

Q. Did she pay you? She did not, she said she would when I wanted to go to Europe she said she would give me all



119

the money she owed me  
then, when I wanted  
money she would give  
me two or three Dollars,  
for my cash.

Q You got a  
Judgment against her  
for your wages?

A Yes Sir, my  
Lawyer Mr. Wagner got it.  
Q While you were in  
the house did any one  
call on the Wadams  
and say he came from Mr.  
Nathaniel Giles?

Counsellor Edmund. I object  
on the ground that it is  
a leading question, that  
it is immaterial and  
irrelevant.

Q Yes Sir,  
A You tell me you recollect  
About two times

117)

a young man came,  
he had a little mustache  
on, and the Madame  
said she would not  
see anyone, and told  
me to say she was not  
there, and this youngman  
told me to say he was  
from Mr. Niles, and she  
said when he comes  
let him in, and he  
came two times after  
that

Q Do you recognize  
this gentleman (Counselor  
Ammer) as that young  
man?

A

Yes. The Madame  
told me it was a  
Counsel of Mr. Niles, some  
one who did his business

Q Do you recognize any  
of the gentlemen present



118

as the young man  
who called (the defend-  
ant, his brother, his cousin  
and his counsel, as well  
as De Lancey Spruell,  
Commissioner McElwey and  
others were present)

Q The  
young man said he  
was the right hand  
of Mr Niles-

Q Did you  
say you went to his  
office?

Q When she was  
arrested she sent me  
down to tell him, he  
must come my see her  
before twelve o' clock, and  
he said he must go  
out (of town) and if the  
Madame would come  
before twelve o' clock

119

Then he would see her,  
he came in the evening  
to the West 29<sup>th</sup> St

Q That was since  
the arrest?

A Yes Sir.  
Q Did you stay there  
after the arrest?

A I was  
there alone, all had  
forsaken her, but me  
and I stayed there  
alone

Q How long did  
you stay there?

A I do  
not know how much  
time it was,  
Counselor Sumner. We  
object to all this testimony  
as immaterial and  
irrelevant—

Q When you



120

Q Finally left her, when  
after that did you see  
her again?

A The last time  
in Hoboken because  
the summons was out  
for me

Q Did you go to  
Hoboken?

A Yes, Sunday  
night, she said the case  
would come up at the  
Jefferson Market Police  
Court and she said  
she would come and take  
me back, so I returned  
on Wednesday, I was in  
doors till Sunday, she  
said you cannot be  
served with a summons  
and she gave me \$3.  
To take my wash, she  
would come again

121

Thursday when the case  
would be called,  
Counsellor Ammuel - this  
does not connect Mr &  
Wiles in any manner, and  
the object of it -

Q (Int)

The said  
she would pay me all  
and everything in order  
to bring me back, but  
she did not come again.

Where was this?

Q

Hoboken, then  
I was coming back  
here to the Cape Bijen  
and asking for her,  
and they told me  
she left New York and  
had gone to Livingston  
New Jersey

Q

Did you  
go there?

A.

They said

121



122

perhaps she might be  
back at eleven o'clock  
and I waited there at  
No West 29<sup>th</sup> St. till 11  
o'clock but she did  
not come, I had no  
money and did not  
know how long it was  
to Hemmington N.J. I  
went to the Ferry and  
walked 50 miles to  
Hemmington New Jersey.  
When I got there it  
was night, so I then  
slept in a hotel at  
Hemmington, the next  
day I went to her  
farm, the kitchen  
women said Madame  
was not there, but  
would be there in a  
few minutes or half  
an hour, then she

122

123

came, she was not  
very glad to see me,  
she said I was imp-  
udent to come there  
and there was a man  
out for me and I  
would be arrested and  
brought to New York, and  
she said she would  
kill me, she was so  
excited, there was a  
revolver and six balls  
on the table in the  
other room and she  
had a long knife on  
the table, I put my  
hand on the knife and  
I said nothing.

Q. How  
long did you stay  
there?

A. I was going  
out of the kitchen and



124

I said to her I will  
~~just~~ go back, give me  
the money, then she  
said take some coffee,  
and after that she said  
you had better stay,  
remain here with me  
and then return to  
New York and I did so.

Q When did you come  
to New York

A. We came  
back Monday by the  
first train.

Q Where did  
you go?

A With her in  
the ferryboat, she  
said she would go  
out first and see  
the man who had  
the warrant and make  
peace with him and

124

A25

Then I said if he has  
anything against me  
I have given a letter  
to my Lawyer Mr.  
Wagner and he keeps  
the letter -

Q. What did you  
do then?

A.

Then she gave  
me \$2. she said I  
will go to the Bank and  
get some money, she said  
then take the ferry  
and go to Hoboken, and  
she would come and  
see me and bring me  
my money, but she  
did not come.

Q.

How long  
did you stay in  
Hoboken?

A.

That was the  
21<sup>st</sup> of May 1889 I was

125



126

going to the Dijon in  
the evening at about  
four or five o'clock,  
I met her there and I  
asked for my money,  
I said I must go to  
Europe, then she said  
I will pay you, then  
I said I would not  
go to her house I  
will go to my hotel; I  
have a judgment for  
2 my wages. Have you  
seen her since?

a

In the  
morning I was pass-  
ing before six o'clock  
she came out of the  
house and when she  
saw me she was going  
back, then she came  
out

126

124

Q. When was that?

A. After the Judgment  
was rejected

Q. About May 31 or  
June 1<sup>st</sup>?

Q. A. Yes Sir.  
Did you talk to her  
then?

A. She was white  
like, that I should  
make something against  
her, and I said I did  
not believe you were  
so bad, since I did  
not see her more, till  
I saw her last week,  
I was passing 29<sup>th</sup>  
Street, I saw "rooms  
& let," and I was  
looking and I saw  
a freeman and he  
went in & bring her  
out of 40 West 29<sup>th</sup> St

124



128

Q When was this?

A Tuesday or Thursday  
last week.

Q

A Tell us what  
happened?

A She took me  
by the arm and she  
brought me in and I  
was there till eight  
o'clock, from four (4)

Q

A Then what took  
place?

A Then she said  
she would pay me, that  
she would sell property  
and pay the judgment  
and have nothing to do  
with business, she was  
too much blamed and  
would go to Paris, and  
I must come on Friday  
in the morning, she  
said I would get my

729

clothes and look for  
my ticker

Q. Were you at  
that time subpoenaed?

A. Yes Sir, I told  
her, I could not go  
away, so I did not  
on Friday, because  
I knew I must not  
leave, I must ask the  
German Counsel about  
Military matters, and  
the court for me twice,  
or three times, I was  
not home till after (8)  
Eight o'clock—

Q. Tell  
what happened between  
you and the Magazine and  
nothing else? When did  
you see her after  
that?

A. I came from  
Hemington this morn-  
129)



130

Q -ing with her.

A. Did you see her that night at 8 o'clock?

Yes Sir, she kept me in the house to go to Flemington with her.

Q Did you go there with her?

A Saturday Morning I went with her, she kept me in the house Friday night as she had no one to go with her to the depot.

Q What time did you go?

A Early - 4 o'clock

Q Saturday morning you knew you were subpoenaed?

A Yes Sir. & Iota

130

131

Now I had to take a  
 writer's place on Staten  
 Island, and she said  
 you can go back on  
 Saturday or Sunday.  
 She said remain here  
 and I will pay you  
 the same as you are  
 paid in Staten Island  
 and on Monday morning  
 we will take the first  
 train and come here  
 to New York, she said  
 I must be in there too,  
 she sent the cab driver,  
 and the horse was  
 not good and the  
 cab came late for the  
 train, she said she  
 did not believe the  
 case would come on  
 Monday, that it  
 makes nothing, but

131



132

Q Tomorrow would go.  
When did you  
come back?

A This morning  
I came with her.

Q Where did she  
go?

A To Greenwich St  
to get a mail for the  
garage.

Q Where did you  
leave her?

A Greenwich St  
and Liberty St,  
Cross-Examination

Q You and the Madame  
have some money  
differences?

Q Yes Sir.

Q You claim she owes  
you money?

A Yes Sir.

132

133

Q. You brought suit against her?

A. Yes Sir,

Q. You called on her often to collect that?

A. Yes Sir,

Q. She put you off?

A. Yes Sir,

Q. You wanted her to give you money to go to Paris,

A. I told her I must have it.

Q. If you got it you would have gone?

A. Yes Sir,

Q. Because she did not pay, you did not go.

A. Yes Sir,

Q. Madame Murrett when you had been subpoenaed here?

A. Yes Sir,

Q. You came here at

133



134

Nine O'clock this morn-  
ing?

Q Yes Sir  
Did you have any  
conversation with any  
one before you came  
to court?

Q Mr Latzke and  
Mr Ramey  
How often did  
you speak to him  
(Latzke)?

Q Two times.  
Where?

Q At the Herald  
Office up stairs

Q How long  
were you in the Herald  
Office?

Q Five minutes  
No longer?

Q No Sir.  
Did Mr Latzke send you

134

135

Q. You?

A. Yes Sir,

Q. Did you go there to ask for him?

A. Yes Sir,

Q. You called there to see him?

A. Yes Sir,

Q. And he did not know you were coming?

A. No Sir,

Q. Did you ask for him?

A. Yes Sir,

Q. Tell me all you know?

A. I said he was the same gentleman that was in the house and the Madame told me before, that there was in the house, that the men were two loafers and bad.

Q. Did you go

135



136

A. To the Herald Office to see if that was true? I was first to see Mr Monday, I knew he was no friend of hers.

Q. You knew Mr Latzke was no friend of hers, you went to Mr Monday and he sent you to Mr Latzke?

A. Yes Sir, he said I could have my wages, that there were three or four judgments on, then he said it is better you go to the Herald Office & let a summons be served on you.

Q. From what he (Monday) told you, and because make me understood

136

134

you mean you wanted  
to get summoned for  
satisfaction?

Q Not only  
satisfaction, Mr. Meriday  
told me my judgment  
would be any good,  
before the other two cases  
of her friend Nathaniel  
Niles

Q Then, for that reason  
you wanted satisfaction  
and because you were  
told, ~~two other cases had been~~  
had to be tried  
before your judgment  
would be good, you  
went to Mr. Litzke  
for, and to get a  
summons?

Q Yes Sir,  
you, after you saw Mr  
Litzke when did you  
see this gentleman here

137



138

A (Mr McKelvey) Mr Ratzke  
said he knew nothing  
about it and had nothing  
to do with it and he  
sent me to Mr McKelvey  
who had charge

Q Where  
did you see or call  
on Mr McKelvey?

A In the Office (of  
DeLancy Greall)

Q When  
did you first call  
on him?

A I do not rem-  
ember

A Q About when  
it can be, three or  
four weeks ago.

Q That  
was the first time you  
made my statement

138

139

- Q. Against the Madame?  
A. Yes Sir,  
Q. And that was when  
she refused to pay  
you?  
A. Yes Sir,  
Q. When did you see Mr.  
McKelvey?  
A. I saw him  
last week  
Q. Have you seen  
the Madame since  
you saw Mr. McKelvey  
Q. More than three  
weeks after  
Q. How long  
were you in her  
company?  
A. From 5 to  
8 o'clock  
Q. Did you tell  
her you had been to see  
Mr. McKelvey



140

~~139~~

Q. A

Yes Sir, Did you  
tell her you made a  
Statement?

Q.

Yes Sir, I

Q.

made an Affidavit,

Having told that  
to the Madame when  
did you next see her?

Q.

Friday night

Q.

last,

How many times  
did you see Mr McHarey

Q.

Several times

Q.

And after you saw  
him, you were not  
willing to take your  
money and go to Paris?

Q.

I could not  
have it.

Q.

Were you not  
willing to take the  
money?

Q.

No Sir

(140)

141

Q Would you have refused the money?

A Yes Sir,

Q What made you say you waited with Her in order to get your money, if it be true that you would have refused it had <sup>she</sup> offered it?

A I could not go away from her before I took information from the German Consul, I had to report to the Consulate so I would ask if I could go away if my Affidavit is Valuable

Q Then you mean to say by German Consul that if the money had

141



142

been given, you would have refused it, till you got the approbation of the German Consulate. You might leave ~~xxxx~~ without any trouble?

Q. Yes Sir.

Q. Did you receive any money from Mr McKelvey for coming here?

Q. Yes Sir.

Q. Did you receive money, as a witness, for coming here, from Mr McKelvey?

Q. Yes Sir, it was on account of my wages and I gave him a receipt for it.

Q. By Mr McKelvey you mean the Associate Counsel of the prosecution?

142

143

A. Q. Yes Sir.

Q. Where were you paid the money by Mr McKelvey, in the Court room or in his Office?

A. In his Office

Q. Where were you paid the money

A. It was three weeks

Q. ago How much was paid you?

A. Sixteen dollars \$16.

Q. Did you see Mr McKelvey after that?

A. I went again to ask him for two \$2. Dollars

Q. When you got the sixteen (\$16) Dollars did you make the Affidavit?

A. No, long after that



144

- Q. And you got two dollars  
\$2.?
- A. Yes Sir.
- Q. Did you get any after  
that?
- A. \$1.50<sup>4</sup> One  
dollar and fifty cents
- Q. Do you recognize Mr  
Latrobe of the Herald as  
the person who called  
on the Madayne in  
April last?
- A. Yes Sir.
- Q. Who was with him when  
you saw him there?
- A. Mr Helms and two  
ladies
- Q. Did you ever  
see them before that?
- A. Never
- Q. Did they induege in  
wine and the company-  
=ship of these young

145

- Q. Ladies Champagne Supper  
A. Did you see any of  
them undressed?  
Q. A. They were all dressed  
All were dressed, you  
went out and left them  
in the room.  
Q. A. Yes Sir  
How long did they  
remain there  
A. About two (2)  
hours  
Q. You left them there  
how long?  
A. A quarter or  
half an hour  
Q. What then  
occurred you do not  
know?  
A. They were smoking  
and laughing  
Q. Did the ladies  
smoke?

145



146

Q. I believed the Ladies  
smoked cigarettes

Q. Did the men smoke  
cigars and the ladies smoke  
cigarette?

Q. I believed so  
You gave Mr McKelvey a  
receipt for what money  
he gave you?

Q. Yes Sir,  
Did he give you money  
for Witness fees according  
to Judge Duffy, direction?

Q. He gave me one  
dollar and fifty cents  
last week

Q. Had you been  
to his Office before?

Q. Never, The case  
was always changed  
and I would ask  
when it would come  
off and I would go

146

147

Q To Mr McKelvey and  
ask when it would be  
on through the telephone,  
I could not leave my  
business all the time

A What did you  
tell Mr McKelvey when  
he asked you the \$16?

I said I cannot  
stay in Hoboken, I do  
not understand why  
Madame does not come  
to me, I liked to come  
to New York, I did not  
have a cent and I was  
working to get money  
to come to my room and  
to pay for it, and I told  
him if he would be kind  
enough to lend me money  
on account of my wages  
when the Madame gave  
me my wages I would



148

pay him the money  
back, then I told him  
I had to take a piece  
in 14<sup>th</sup> Street, as I had  
no money to get my  
wash, I gave him a  
receipt for that, this  
was eight days ago,

Q. Did anyone speak  
to you there?

A. No Sir,

Q. Did anyone come to  
you with a message  
from the madame?

A. I never saw who  
came.

Q. Do you know  
Mr. Inland of Howe and  
Ammer's Office?

A. Yes Sir, I saw  
him every day in the  
evening at Ho West 2<sup>nd</sup> St  
When did you see

149

Q. Jim last winter?

A. I was working there when  
Q. Did you ever have  
any conversation with  
him?

A. Some time, I  
was always going out  
when there was a question  
about the case,

Q. Did he tell you  
anything about being  
arrested?

A. He told me  
why so you not open  
the house, you need  
fear nothing if you  
would be arrested, the  
Madame could go you  
Bail for a hundred  
Dollars, every Bar-  
keeper does that, and  
I told the Madame



POOR QUALITY  
ORIGINAL

0701

150

Q You told the Madame  
Q he made business?

Yes sir.

Sworn to before me }  
This 10<sup>th</sup> day of May 1889 }

Police Justice

Witnessed to Friday at  
10.30 then to Wednesday  
10.30 July 17<sup>th</sup>

150

POOR QUALITY  
ORIGINAL

0702

LAW OFFICES OF

WM. W. NILES, JR.,  
Attorney and Counsellor at Law.

WM. W. NILES,  
Of Counsel.

Rooms 38, 39 and 40.

No. 11 WALL STREET, N. Y.

New York, September 17, 1889.

Friend Fellows:

Papers have been sent down to your office from Judge Duffy, *in the proceeding against Niles - First Ladimir's Bank,* not on decision, as the news-papers say, but on waiver of examination, after <sup>every</sup> item of evidence that could be procured under the guidance of special counsel was put in, and on our supposition that there was ~~absolutely~~ nothing in the case.

I do not wish you to do anything to shield anybody, or other than your strictest duty requires, but I do wish that you would examine the papers before you send them to the Grand Jury, with the view of seeing whether the prosecution was, possibly, instituted for the purpose of black-mail; and whether there is anything in the case, as presented, that would justify further prosecution; and, if you think there is, I should be glad to have notice so as to submit to the Jury certain papers and witnesses on the part of the accused, if you deem that entirely proper.

I am wholly ignorant of criminal matters, but suppose the District Attorney represents both the people and the prisoner - at least, in the early stages of the prosecution.

Yours truly,

*W. W. Niles.*



POOR QUALITY  
ORIGINAL

0703

3 DISTRICT  
POLICE COURT

The People  
vs  
Nathaniel Hiles  
July 1889

Exhibits  
A. B. C. D. E

M. J. Treacy  
Stenographer

POOR QUALITY  
ORIGINAL

0704

The People v. Nathaniel Niles,  
Witnesses for Grand Jury.

Francis L. Fareria, complainant, lives and can be found at  
No. 36 West 29th Street. Testifies to  
general bad reputation of premises, 40  
West 29th Street.

*Dated 7<sup>th</sup> July 1887 Rec. 15<sup>th</sup> July 1887 Liber 2084*  
Deeds from Madam Purrot to Frederick Carrard, and from *Page 84*  
Carrard to Nathaniel Niles, *Dated July 29, 1888*  
*Rec. April 27 1888 Liber 2119 p. 491*

William S. Andrews, formerly excise Commissioner. Testi-  
*001 En 489* fies as to conversation with Niles show-  
ing Niles knowledge of Madam Purrot's  
bad character and that she was remaining  
on premises. (Testimony of May <sup>7<sup>th</sup></sup> pages  
13--15)

<sup>M.</sup>  
William Munday, can be found at 214 West 23rd Street.  
Testifies as to conversation in which  
Niles admitted he was the owner of and *in*  
control ~~of~~ of the premises; that he  
knew the Madam to be a bad woman. (Tes-  
timony of July 8, pages 2--3)

Ceasar Ardigo, can be found through Otto Bloom, 419 6th  
Avenue. Testifies as to furnishing of  
house. (Testimony of July 8, pages 60-62)



**POOR QUALITY  
ORIGINAL**

0705

Otto Bloom, can be found at 419 6th Avenue, Testifies as  
to furnishing of house and occupancy by  
Madam in December 1888. (Testimony  
July 8, pages 60--63)

August Seiter, can be found at 419 6th Avenue. Testifies  
as to occupancy of the house by Madam  
Purrot during February, March, and April  
of the present year, and as to the use  
of the house for the purposes charged.  
(Testimony July 8, and 10th, pages 103-112)

POOR QUALITY  
ORIGINAL

0706

People

2.

Miles.

Men - Westminster Grandway



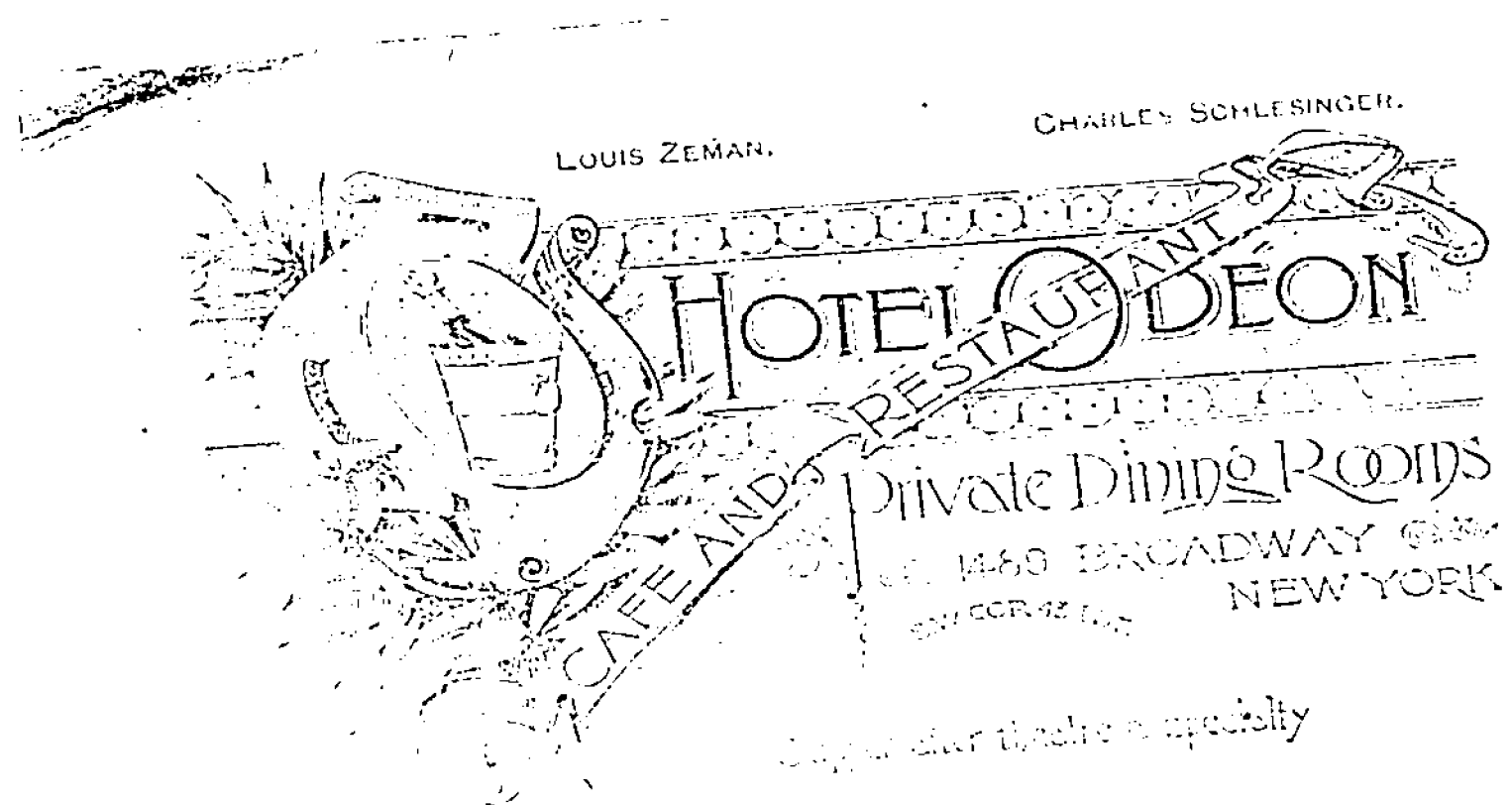
**POOR QUALITY  
ORIGINAL**

0707

SECRET  
DECEMBER 1964

POOR QUALITY  
ORIGINAL

0708





POOR QUALITY  
ORIGINAL

0709

RE

POOR QUALITY  
ORIGINAL

0710

TRADESMEN'S NATIONAL BANK  
291 BROADWAY, N.Y.

NATHANIEL NILES,  
PRESIDENT.  
OLIVER F. BERRY,  
CASHIER.

Feb. 3. 1887.

Mrs Eliza Porret,  
Dear Madam,

I have inquired  
about the Insurance  
of members of the  
New Stock Exchange,  
and I find the  
age is limited to  
55 years. Let  
me know, if I



POOR QUALITY  
ORIGINAL

0711

can be of any further  
service to you, in the  
matter. I am  
faithfully yours  
Nathaniel Miles.

POOR QUALITY  
ORIGINAL

0712

PEOPLE

agst.

Nathaniel Niles

IT IS HEREBY CONSENTED that the examination in the  
above matter which was set down for Tuesday, May 14, 1889,  
at 2 P.M., be adjourned to *Tuesday May 21<sup>st</sup>*  
1889,

at the same hour.

Dated New York May 9th, 1889.

*Wm. N. Niles*  
*Atty for Nathl Niles*  
*Nathaniel Niles*  
*Attorney for Nathl Niles*  
*Laurence Nicoll*  
*Atty for People*



**POOR QUALITY  
ORIGINAL**

0713

Call W. 01.

POOR QUALITY  
ORIGINAL

0714

TRADESMEN'S NATIONAL BANK  
291 BROADWAY, N.Y.

NATHANIEL NILES,  
PRESIDENT.  
OLIVER F. BERRY,  
CASHIER.

*[Signature]*  
Gentlemen

July 24, 1888

Mr. Daniel E.

Doner is a worthy man,  
and I trust a license

may be granted to him  
for 10 to 140 W. 29<sup>th</sup> St  
By changing the lease

use of the building  
into a store. I aim  
to improve the  
property, and to give it  
a new name, as well



POOR QUALITY  
ORIGINAL

0715

at a new owner.  
by the firm  
Nathaniel Miles.

to the  
Lycée Commissioners.

Respect.

10-10-10

POOR QUALITY  
ORIGINAL

0716

42. 11. 29. St.  
Dec. 8<sup>th</sup> 1899.  
To the Foreman of the  
Grand Jury.  
Dear Sir

I am a resi-  
dent of No. 440 W. 99<sup>th</sup> St; the  
house #40 W. 99<sup>th</sup> St. known  
formerly as Cafe Rocher  
and now as Cafe Bijou, ad-  
journs my residence

I have known that said  
house #40 from the time it  
was opened, until closed by  
the police to be one of the  
most respectable, and the most  
lively houses in New York  
City, being known all



POOR QUALITY  
ORIGINAL

0717

over the City as a house  
of resignation, and a re-  
sult for respectable men  
and women.

I would appear  
in person, but being in  
ill health, and under the  
Doctors' care, I am, conse-  
quently unable to attend.  
Very Respectfully  
J. D. Pondrock

POOR QUALITY  
ORIGINAL

0718

New York

44 WEST 29th STREET.

Dec 4/89

This is to certify that  
Mr James H Riaboch  
is unwell and  
is not able to attend  
the session of the Grand  
Jury tomorrow Dec 5

Respectfully

Robert W.



POOR QUALITY  
ORIGINAL

0719

PEOPLE -vs- NILES.

MEMORANDUM OF WITNESSES TO BE PRODUCED BEFORE  
GRAND JURY.

I. Niles ownership of premises 40 W. 29th St. and  
from whom the premises were acquired.

Certified Copy deed - Eliza Porret to Frederic Canard,  
Dated July 7, 1887, recorded July 15, 1887.

Certified Copy Deed - Frederic Canard to Nathaniel Niles  
Dated Feb. 29, 1888, Recorded Apl. 27, 1888.

II. MADAME PORRET'S continuous occupancy from the time she  
transferred it down to March , 1889 .  
The character of the house.

CHRISTIAN STUDOR, 248 W. 26th St. testifies as to the  
Madames occupancy in June 1887 and her interest in  
the business.

(Testimony, July 8, pp 17 -b26)

EUGENE CHAUDE

Testifies as to occupancy of place by Madame in  
spring and summer of 1888.

MORITZ WEIL

Testifies as to occupancy by Madame in October, 1888

CHARLES G. SPOERY, 434 Herkimer St., Brooklyn.

Testifies as to Madames occupancy of place in  
February, 1889.

*also proves her ownership  
of lot to the same*

POOR QUALITY  
ORIGINAL

0720

✓ CAESAR ARDIGO

Testifies as to Madames occupancy in February, 1889  
That he helped the Madame send out business circulars to various people inviting patronage.

That the house was furnished with beds in all the private dining rooms.

✓ AUGUST SEITER

Testifies as to Madames occupancy of the premises from January 1889 to April, 1889.

That Madame Porret was the real proprietor.

That business was done during that period and he served parties in the private dining rooms.

That the rooms were used for purposes of prostitution.

✓ GEORGE R. PHOEBUS.

Testifies to a visit he made March 1889 in company with a loose woman and that they were served with refreshments in private dining room, and the bed placed at their disposal.

✓ F. L. FAREIRA, 36 W. 29th St.

URBAN G. HITCHCOCK, 51 W. 29th St.

JAMES H. RIDABOCH, 42 W. "9th St.

FRANCIS P. BUCK, 43 W. 29 St.

DWIGHT B. HUNT, 44 W. 29th St.

All testify to bad reputation of place.



POOR QUALITY  
ORIGINAL

0721

III NILES KNOWLEDGE OF THE PURPOSE FOR WHICH THE HOUSE WAS  
BEING USED.

His long acquaintance with Madame Porret.

CHRISTIAN STUDOR

Testifies to the part Niles took in a transaction  
which he had with Madame Porret, June 1887.

That the arrangement was that Niles was to collect  
the rent from Madame and that he paid rent to Niles  
for her.

CHARLES SPOERRY

Testifies to correspondence between Niles and the  
Madame.

GODFREID ANDRIST - 8th Ave. & 147 th St.

Testifies as to friendly relations between  
Niles and Madame Porret.

NATHAN HAHN

Testifies as to Niles giving his check to settle  
an attachment suit brought by Sol. Heyman against  
Madame Porret.

WILLIAM A. ANDREWS

Testifies as to certain conversations had with  
Niles in which the bad character of the house was  
referred to.

LANSING PRUYN

Authenticates letters written by Niles to  
Board of Excise.

POOR QUALITY  
ORIGINAL

0722

Correspondence between Niles and Madame Porret and  
Frederic Conard.

LETTER NO. 1      GENERAL BUSINESS.

**PART** of letter (No. 2 & 3) - Date missing, but contents  
show must have been about time of application for  
license in year 1888. Letter shows plainly that  
Madame was the real party interested in obtaining  
license and that Niles was assisting her.

LETTER NO. 4      June 21, 1886.

GENERAL BUSINESS.

LETTER NO. 5,      June 29, 1886

Shows friendly relations.

LETTER NO. 6      April 5, 1887

GENERAL BUSINESS.

LETTER NO. 7      July 8, 1887

GENERAL BUSINESS

LETTER NO. 8      May 18, 1888 to Conard.

Friendly - explains in P. S. why did not  
address Madame directly.

LETTER NO. 9 - June 27, 1888 - To Conard -

GENERAL BUSINESS.

LETTER NO. 10      July 19, 1888.

GENERAL BUSINESS.

LETTER No. 11      June 25, 1888.

GENERAL BUSINESS.

LETTER No. 12      Aug. 4, 1888

GENERAL BUSINESS.



POOR QUALITY  
ORIGINAL

0723

LETTER No. 13 - Aug. 1888

Note written on back of a notice to Niles from the Board of Excise. - Shows plainly that the applicant for a license O'Brien was a mere dummy and that the Madame and Niles were the real parties interested in obtaining a license.

LETTER No. 14 Sept. 11, 1888

Shows payment by Niles for Madame.

LETTER No. 15 - Dec. 13, 1888

Shows that at time of charge, Dec. 1888 Niles was negotiating a loan for Madame.

LETTER NO. 16 - April 1st, 1889.

Written from office of Marston Niles - attorney for Nathaniel - requesting Madame to meet him.

LETTER NO. 17 March 7, 1889

To Howe & Hummel, concerning Madame's bank account.

LETTER No. 18 - March 25, 1889.

To Conard.

Concerning Madame's business.

CHARLES SPOERRY-

proves the handwriting of above letters.

JOHN McMAHON - *W. E. Page*

Authenticates them.

POOR QUALITY  
ORIGINAL

0724

People

0-

Rules -

Memorandum

of  
Witness -

De Lancey Nicoll,

Attorney for *Complainant*  
10 WALL ST., NEW YORK.

To.....  
Due service of a copy of the within.....  
is hereby admitted.  
.....18



POOR QUALITY  
ORIGINAL

0725

PEOPLE OF THE STATE OF NEW YORK  
on the Complaint of  
FRANCIS L. FAREIRA,

-against-

NATHANIEL NILES.

-----x  
City and County of New York, ss:-

DeLancey Nicoll, being duly sworn, says: I am the attorney for the complainant in the above entitled matter and as such have, in behalf of the complainant, attended to the proceedings taken against the defendant Nathaniel Niles, and am entirely familiar with such proceedings and with the evidence against the said defendant.

The defendant is charged with having violated Section 322 of the Penal Code in that he on or about the 1st day of December, 1888, being the owner of the premises known as No. 40 W. 29th Street in the City of New York let the same knowing that they were intended to be used as a house of ill fame or assignation, or that being the owner of said premises, he on or about said date permitted the same to be used for such purpose.

All of the evidence which the plaintiff had been able to procure against the defendant upon the aforesaid charge was submitted by the District Attorney to the consideration of the Grand Jurors upon the 18th day of October, 1889 and several subsequent days in said month of October. Upon this evidence the Grand Jurors did not see fit to find an indictment against the said defendant.

**POOR QUALITY  
ORIGINAL**

0726

Since the said evidence was submitted to the Grand Jurors in the said month of October and since their decision upon said evidence I have discovered new evidence against the said defendant showing him to have been guilty of the offence charged. This evidence is entirely new, and of its existence I had absolutely no knowledge at the time of the submission of the case to the Grand Jurors in the said month of October and I was not at that time able to produce it before the Grand Jurors.

The said newly discovered evidence is of the greatest materiality and importance and establishes the fact that the defendant had knowledge of the purpose for which the said premises, known as No. 40 W. 29th Street and of which he was owner, were being used and of the character of the occupants, and that the same were in fact being used as a house of ill fame and assignation at the time that he is charged with having permitted them to be so used as aforesaid.

I desire, in behalf of the complainant above named, to again submit the evidence against the defendant on the said charge to the Grand Jurors in order that an opportunity may be had to bring the newly discovered evidence aforesaid to their attention. I verily believe that the said newly discovered evidence is of sufficient importance to justify a re-submission of the whole case to the Grand Jurors and that said newly discovered evidence, together with that before submitted, is so conclusive as to estab-



POOR QUALITY  
ORIGINAL

0727

lish the guilt of the defendant of the offence charged, and  
to call for some action by the Grand Jurors.

I therefore request, in behalf of the complainant,  
that the case be again submitted to the Grand Jurors.

Sworn to before me )  
this 27<sup>th</sup> day of November, 1889 )

*John Jay McKelvey*  
Notary Public  
No 43 N.Y. Co

*John Jay McKelvey*

POOR QUALITY  
ORIGINAL

0728

People of the State  
of New York  
v-

Nathaniel Miles

Advt as to newly  
discovered evidence

De Lancey Nicoll,

Attorney for *Complainant*

10 WALL ST., NEW YORK.

To

Due service of a copy of the within  
is hereby admitted.

18



POOR QUALITY  
ORIGINAL

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  
Nathaniel Niles

Charged with knowingly  
permitting a building to be  
used for immoral purposes. -  
(Dismissed by October Grand Jury)

City and County of New York, ss:

John D. Lindsay being duly sworn deposes  
and says:

I am a Deputy Assistant District Attorney of this  
County. I believe after a careful consideration of the  
evidence in this case that the charge against the  
defendant is well founded both in law and on the  
evidence, that justice requires that an indictment be  
found, and that there is reason to believe that if the  
said charge is again submitted to the Grand Jury  
evidence can and will be adduced sufficient to  
warrant the finding of an indictment, and that an  
indictment will be found against the said defendant,  
notwithstanding such dismissal. That since said dismissal  
further evidence tending to establish the defendant's  
guilt has been procured, and will be produced before  
the Grand Jury if said charge is again submitted.

Sworn to before me this  
third day of December, 1889

John D. Lindsay

William H. Foster  
Clerk of the Court  
at New York

POOR QUALITY  
ORIGINAL

0730

At a Court of General Sessions of the Peace, held in and for  
the City and County of New York, at the City Hall, in  
the said City of New York, on the *twid* day of  
*December* 188*9*.

Present,

THE HONORABLE *Henry A. Gildersleeve*,  
Justice.

THE PEOPLE OF THE STATE OF NEW YORK,  
against

*Nathaniel Rice*

The District Attorney having heretofore, to wit: on the *twentysecond* day of  
*October*, — 188*9*, submitted to the Grand Jury of this County, empanelled in  
this Court for the — *October* — term, and then in session, a certain charge against  
the above-named defendant for *knowingly permitting a building*  
*to be used for immoral purposes*,  
and the said Grand Jury having, after a consideration of the evidence produced before it in support  
of the said charge, dismissed the same, twelve grand jurors of the said Grand Jury not concurring in  
finding an indictment against the said defendant for the charge so submitted, and the depositions and  
statements setting forth the said charge having been duly returned to this Court, with an indorsement  
signed by *William L. Cole*, Esquire, Foreman of the said Grand  
Jury, to the effect that the said charge was so dismissed.

Now, on reading and filing the affidavits of *DeSancey Nicoll* and  
*John D. Lindsay*  
whereby it appears to the satisfaction of the Court that

~~that~~ the charge is well founded both in law and on the evidence, that justice requires that an indictment  
be found, and that there is reason to believe that if the said charge is again submitted to the Grand  
Jury evidence can and will be adduced, sufficient to warrant the finding of an indictment, and that  
an indictment will be found against the said defendant for the said charge, notwithstanding such  
dismissal, and on motion of the District Attorney, it is

Ordered, that the said charge be, and the same is hereby directed to be again submitted  
to the Grand Jury of this County.

*H. A. Gildersleeve.*  
Judge Genl Sessions.



POOR QUALITY  
ORIGINAL

0731

New York General Sessions.

THE PEOPLE

vs.

*Nathaniel Hiles*

Order directing the re-submission  
of charge to the Grand Jury.

(§ 270 Code of Crim. Pro.)

JOHN R. FELLOWS,

*District Attorney.*

Entered *3* day of *Dec.* 188*9*.

POOR QUALITY  
ORIGINAL

0732

Search—Register's.—71

John Polhemus, Printer and Mfg St

Nassau St., N. Y.

The Title Guarantee and Trust Company will please search in the office of

The Register of the City and County of New York, with please search for Conveyances, Mortgages, Leases, Agreements to sell, and all other Instruments in writing and Incumbrances of Record in his office, of, upon, or affecting the title to the following described premises, or any part thereof, by the following named persons, and for the periods set opposite to their names respectively, and certify the result in writing for

by or to

Nathaniel Niles for the period of ten years next preceding the date hereof and certify the result in writing for

April 15th 1889 -  
No. 3807

W Lancelotti Nicoll

10 Wall St., New York

### RETURNS.

Dated. Recorded Liber Page

Adrian H. Joline (Guardian)

To Nathaniel Niles

Deed. Jan'y 27-1882. Feby 3-1882 1636 295

73 74 St. 225 E 10 Ave

Nathaniel Niles & wife

To Exrs of Nathaniel Niles

Deed May 2-1882 May 19-1882 1658 210

74 75 St. 225 E 10 Ave

Elizabeth S. Miller & husband

To Nathaniel Niles

Deed July 6-1882 July 19-1882 1680 88

75 76 St. 225 E 10 Ave

Frederic Carrad

To Nathaniel Niles

Deed Feby 29-1888 April 27-88 2119 491

S- 29 St 125 E 10 Ave 201 x 212

Nathaniel Niles Exr of

To Emeline A Hilder

Deed June 27-79 Dec 31-79 1528 96

10 Ave  
75 Street  
100 75 125  
74 Street

Same

To Same

Deed. Sep. 13-79 Mch 9-80 1530 419

18- 74 St. 225 E 10 Ave 201 x 212

Same

To Same

Deed Nov. 23-1880 Mch 31-81 1582 327

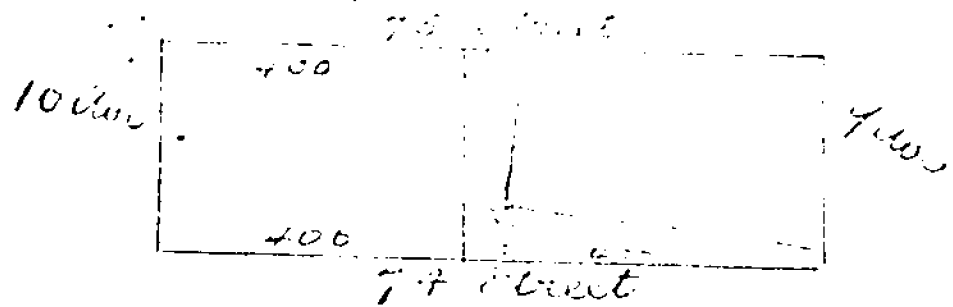
S- 75 St 225 E 10 Ave 201 x 212



POOR QUALITY  
ORIGINAL

0733

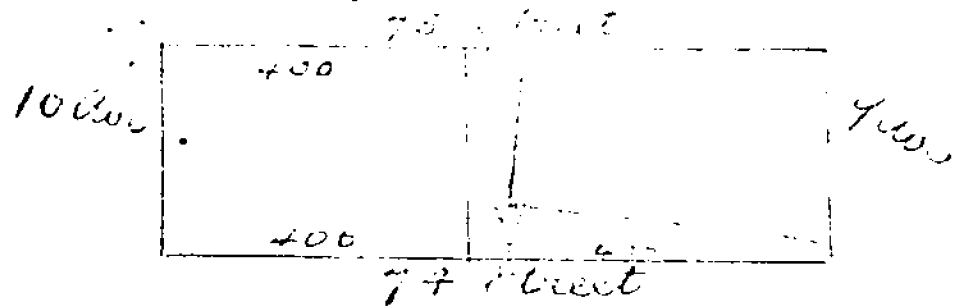
|                                                                                               | Dated      | Recorded   | Libers | Page |
|-----------------------------------------------------------------------------------------------|------------|------------|--------|------|
| Nathaniel Niles + wife<br>To Jacob P Marshall }<br>N- 53 St 64 E Livingston Ave 10 x 100      | Dec 7-72   | Nov. 26-81 | 1628   | 267  |
| Same<br>To Elizabeth S. Miller }<br>E. Ridge Street 150 S. Avenue St. 25 x 100                | Jan 21-82  | Jan 21-82  | 1643   | 94   |
| Same<br>To Same }<br>2 Lots S- 51 St East of 8 Ave                                            | Jan 20-82  | Jan 21-82  | 1643   | 96   |
| Same<br>To Emmeline A Hilder }<br>N- 74 St 64 E 10 x 100                                      | Jan 27-82  | Feb 2-82   | 1643   | 220  |
| Same<br>To Edward Clark }<br>N- 74 St 64 E 10 x 100                                           | Jan 28-82  | Feb 3-82   | 1636   | 294  |
| Nathaniel Niles Exr of<br>To Joshua Jones }<br>NW cor 74 St 64 E 10 x 100                     | Feb 13-82  | Feb 17-82  | 1637   | 496  |
| Same<br>To Same }<br>NW cor 74 St 64 E 10 x 100                                               | Feb 13-82  | Feb 17-82  | 1645   | 1    |
| Same<br>To Eros Hilder }<br>N E cor 10 St 64 E 10 x 100                                       | May 2-82   | June 3-82  | 1652   | 424  |
| Nathaniel Niles + wife<br>To John M Dunsproff }<br>E. Ridge Street 150 S. Avenue St. 25 x 100 | July 10-82 | July 19-82 | 1680   | 94   |
| Nathaniel Niles Exr of<br>To James Adair }<br>195 Pearl St.                                   | Jan 26-86  | Feb. 10-86 | 1909   | 440  |
| Same<br>To Joshua Jones }<br>74 St 64 E 10 x 100                                              | Feb 13-82  | Dec 4-88   | 2169   | 403  |



POOR QUALITY  
ORIGINAL

0734

|                                                                                          | Dated           | Recorded   | Libers | Page |
|------------------------------------------------------------------------------------------|-----------------|------------|--------|------|
| Nathaniel Niles & wife<br>To Jacob P Marshall }<br>N-53 St 64 E Livingston Ave 1/2 x 100 | Deed Dec 7-72   | Nov. 26-81 | 1628   | 267  |
| Same<br>To Elizabeth S. Miller }<br>E. Ridge Street 150 S. 1/2 x 100                     | Deed Jan 21-82  | Jan 21-82  | 1643   | 94   |
| Same<br>To Same }<br>2 lots S-51 1/2 East of 8th St                                      | Deed Jan 20-82  | Jan 21-82  | 1643   | 96   |
| Same<br>To Eimmeline A Hilder }<br>N-74 St 8 E 100 x 100                                 | Deed Jan 27-82  | Feb 2-82   | 1643   | 220  |
| Same<br>To Edward Clark }<br>N-73 St 400 W 1/2 x 100                                     | Deed Jan 28-82  | Feb 3-82   | 1636   | 294  |
| Nathaniel Niles Exor of<br>To Joshua Jones }<br>NW cor 74 St 100 x 100                   | Deed Feb 13-82  | Feb 17-82  | 1637   | 496  |
| Same<br>To Same }<br>NW cor 74 St 100 x 100                                              | Deed Feb 13-82  | Feb 17-82  | 1645   | 1    |
| Same<br>To Enos Hilder }<br>N E cor 10th St + 7th St 100 x 100                           | Deed May 2-82   | June 3-82  | 1652   | 424  |
| Nathaniel Niles & wife<br>To John M Dumphroff }<br>E. Ridge Street 150 S. 1/2 x 100      | Deed July 10-82 | July 19-82 | 1680   | 94   |
| Nathaniel Niles Exor of<br>To James Adair }<br># 195 Pearl St.                           | Deed Jan 26-86  | Feb. 10-86 | 1909   | 440  |
| Same<br>To Joshua Jones }<br>75 St 100 x 100                                             | Deed Feb 13-82  | Dec 4-88   | 2169   | 403  |





POOR QUALITY  
ORIGINAL

0735

X consid - \$1<sup>00</sup> and other valuable consideration"  
Nathaniel Niles wife } Full cov. + warranty -  
To Tradesmens Nat<sup>l</sup> Bank } July - 2 mtges - 24,000 6000  
Deed Mch 19-89 Mch 21-89 2210 21  
S-29 St. 105 E 6000 200 x 700

Deborah Van Bokkelen }  
To Nathaniel Niles } Mtge. Jan. 9-82 July 17-82 1668 173  
Fiber #20 East River \$1000.

Siegmund J. Meyer  
To Nathaniel Niles } Mtge Oct. 7-87 Oct. 11-87 2202 490  
S-200 77 E 105 E 6000 = \$20000.

Charles Schlesinger } Mtge  
To Nathaniel Niles } \$4800 - Mch 9-88 Mch 27-88 2271 430  
S-200 77 E 105 E 6000 = \$20000.

Nothing else found. Apr. 16, 1889, 9 A.M.  
The foregoing search made for  
information only and is not guaranteed.  
Fee \$ 9<sup>10</sup>  
TITLE GUARANTEE & TRUST CO.  
per M.B.H.

POOR QUALITY  
ORIGINAL

0736

Mary Reynolds to Frederic Hammond. 2114, 118

Elija Perrot to " " 2087 54

Power - (under a property E 62<sup>nd</sup> St near 2<sup>nd</sup> Ave, 45 Bay St. and another from Bayard St) 40 W 29<sup>th</sup> St

Simple barg + sale deed -

consider - " one dollar and other considerations "

"380"

DeLancey Nicoll

Re Viles

Register's Search



POOR QUALITY  
ORIGINAL

0737

POLICE COURT *3rd* DISTRICT.

City and County of New York, ss.:

THE PEOPLE,

vs.

*Nathaniel Niles*

On Complaint of

For

After being informed of my rights under the law, I hereby ~~waive~~ <sup>*demand*</sup> a trial, by Jury, on this complaint, and demand a trial at the COURT OF ~~SPECIAL~~ <sup>*Criminal*</sup> SESSIONS OF THE PEACE, to be holden in and for the City and County of New York.

Dated *September* 188*9*

*Nathaniel Niles*

*Police Justice.*

Police Court

Second District.

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

Paul Latzke of  
Broadway, Cor. Ann Street, being duly  
sworn, deposes and says, that  
Nathaniel Niles, as agent of the premises  
No 40 West 29<sup>th</sup> Street and as such  
having the management and control of  
said premises, did <sup>in the spring of year 1889</sup> unlawfully permit  
said premises, or the building or a portion  
of the building thereon to be used and  
occupied as a house of ill fame or  
assignation, he well knowing that the  
said premises, or the building or a portion  
of the building thereon, were being used  
for such purpose in violation of Section  
322- of the Penal Code of the State of  
New York.

Deponent further says that on the  
night of the 25<sup>th</sup> day of March 1889 he  
in company with a friend of his named  
George R. Phoenix and two women enter-  
ed the premises No 40 West 29<sup>th</sup> Street  
which said premises are known and  
designated as the "Cafe Bijou" and  
kept and maintained by one Eliza



Curret and that on said date deponent and the said George R Phoebe and the said two women were shown to rooms wherein there were beds and in said rooms in said premises, deponent and the said George R. Phoebe and said two women were served with wine. And deponent well knows that said premises are kept and maintained as a house of assignation to the disturbance of the peace comfort and decency of the neighborhood.

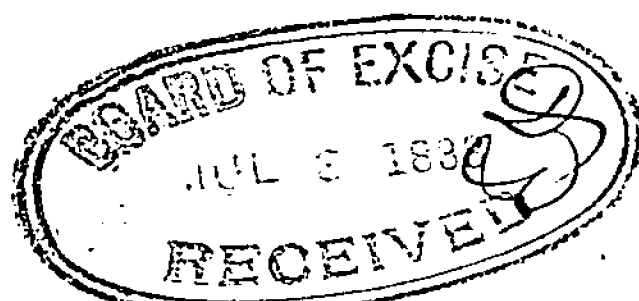
Wherefore deponent prays that the said Nathaniel Miles may be apprehended and dealt with according to law

Sworn to before me  
this 25<sup>th</sup> day of April 1879  
J. G. Coffey

Paul Latzke

POOR QUALITY  
ORIGINAL

0740



To the Board of Excise Commissioners  
of the City of New York,

The petition of the undersigned citizens  
and residents of the Nineteenth Precinct  
of the City of New York respectfully  
shows:

That we are well acquainted with  
Daniel E. O'Brien who is an applicant  
for a license to sell strong, spirituous  
and malt liquors upon the premises  
known as number 40 West 29<sup>th</sup> Street  
in said City. And that we have known  
him to be manager and proprietor of  
liquor stores in the same neighborhood  
within the last five years, which he  
always kept in the most proper and  
orderly manner to the best of our knowledge  
and belief, and the places so kept by him  
have always had that reputation under  
his management. That we have always  
known Mr. O'Brien personally to bear  
a good reputation in the community,  
to be honest, sober and industrious; and  
have never known of him being arrested  
for a violation of the excise law or for any  
other offense. From our knowledge of  
him we cheerfully commend him to the  
consideration of your board as in every



was suited to manage a respectable and or-  
derly house. We believe that if granted  
a license for the premises in question  
Mr. O'Brien will in all things respect  
the law and make his house a credit  
and a benefit to the neighborhood

Dated New York

|                        |                             |
|------------------------|-----------------------------|
| W. Bartlett            | 34 West 29 <sup>th</sup> St |
| Henry Bohmer           | 32 West 29 <sup>th</sup> St |
| Joseph H. Valson       | 481 Sixth Ave.              |
| R. A. Finlay           | 481 Sixth Ave.              |
| Blackledge & England   | 54 West 29 <sup>th</sup> St |
| Edwin Loreday          | 1212 Broadway.              |
| Wm. Specht             | 483 Sixth Ave               |
| C. N. Murphy           | 482 6 <sup>th</sup> Ave     |
| <del>J. H. Brown</del> | 1199 Broadway               |
| B. J. Pihon            | 54 W 29 St                  |
| E. C. Horan            | 36 W 29 <sup>th</sup>       |
| Robert Mills           | 33 W 29 <sup>th</sup> St    |
| C. P. Knight           | 33 W 29 <sup>th</sup> St    |
| Kelly & Bros           | 34. W 29 <sup>th</sup> St   |
| Louis Kero             | 1143 Broadway               |
| E. W. Vocks            | 1145 Broadway               |
| <del>J. H. Brown</del> | <del>1145 Broadway</del>    |
| Jacob Brown            | 104 W. 29 <sup>th</sup> St  |
| C. Beyer               | 1185 Broadway               |
| <del>J. H. Brown</del> | <del>1185 Broadway</del>    |
| J. P. Wessman          | 1195 Broadway               |
| G. L. Weidman          | 1211 Broadway               |
| Sam. Ballenbug         | 1211 Broadway               |

POOR QUALITY  
ORIGINAL

0742

Sec. 198-200.

Third District Police Court.

CITY AND COUNTY }  
OF NEW YORK, } ss.

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

Question. What is your name?

Answer. Nathaniel Miles

Question. How old are you?

Answer. 54 years

Question. Where were you born?

Answer. South Kingston, R.I.

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

Answer. Madison, New Jersey for 29 years

Question. What is your business or profession?

Answer. Bank President.

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

Nathaniel Miles

Taken before me this

day of

Sept 1883

Police Justice.



POOR QUALITY  
ORIGINAL

0743

BAILED,

No. 1, by

Residence

No. 2, by

Residence

No. 3, by

Residence

No. 4, by

Residence

*By May 7<sup>th</sup>  
I collect from  
Mgt. of New York  
City of New York  
Municipal  
Court*

Police Court---3

District

THE PEOPLE, &c.,

ON THE COMPLAINT OF

*Carl Katske*

*Mathew White*

Offence *Penalty from*  
*to be used as a basis*  
*of Assignment,*

Dated

188

*Butler* Magistrate.

*McDonnell* Officer.

*Smith* 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.....

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.....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 h to be discharged.

Dated.....188.....Police Justice.

POOR QUALITY  
ORIGINAL

0744

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

POLICE COURT, DISTRICT.

*Frank L. Larissa*

of No. *36 W. 29<sup>th</sup>* Street, being duly sworn, deposes and says,

that on the \_\_\_\_\_ day of \_\_\_\_\_ 1888

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

On information and belief  
that on or about the 1<sup>st</sup> day  
of December 1888 Nathaniel Siles  
being the owner of the premises  
situated at No 40 W. 29<sup>th</sup> Street  
in the City of New York, did  
let the said building, <sup>to be used</sup> as a house  
of ill fame or a resort or  
place of public resort by which  
the peace comfort and decency  
of the neighborhood was actually  
disturbed. well knowing that it  
was intended to be so used, and  
being such owner did <sup>permit</sup> the said  
premises to be used for the  
purposes aforesaid. in violation  
of section No. 322 of the Penal  
Code.

That deponent resides at No  
36 W. 29<sup>th</sup> St and has so resided  
for the period of six years. That  
in the months of November and  
December 1888 and for months  
before that time, the said  
premises were by common fame  
and report used for purposes  
of assassination. That deponent  
well knew the common fame  
of said house in the neighborhood  
thereof, and knows that they



POOR QUALITY  
ORIGINAL

0745

Commissioner James and report it  
was a disorderly house and  
a house of prostitution. at the  
times above stated.  
Sworn to before J L Parera  
the 25 day of  
April 1884  
J L Parera  
Police Justice

POLICE COURT— DISTRICT.

THE PEOPLE, &c.,

ON THE COMPLAINT OF

vs.

AFFIDAVIT.

Dated

188

Magistrate.

Officer.

Witness,

Disposition

POOR QUALITY  
ORIGINAL

0746

BAILED,

Bond returned dec. 9/89

No. 1, by

Residence

44 1/2 1st St. N. E.

No. 2, by

Residence

763 Carroll St. N. E.

No. 3, by

Residence

Street

No. 4, by

Residence

Street

Ex May 7 at  
Lockport Prison  
Left bonded in  
custody  
Carrington & Son

Police Court... 3 District 1439

THE PEOPLE, Sec.  
ON THE COMPLAINT OF

James H. Hendrick

Edith M. Allen

Offence Racketing, procuring  
to be used as house of  
prostitution

Dated April 25 1889

Magistrate

Officer

Constable

Subj. of witnesses within

Witnesses

May 8, 10, 16, 18, 20, 22, 24, 26, 28, 30, 1889

at 10 o'clock

at 10 o'clock

at 10 o'clock

at 10 o'clock

at 10 o'clock

at 10 o'clock

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 Apr 16 1889 Police Justice.

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

Dated Apr 16 1889 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 Apr 16 1889 Police Justice.



POOR QUALITY  
ORIGINAL

0747

-----#  
The People of the State of New York, :

against :

NATHANIEL NILES :  
-----#

*The charge is of knowingly permitting a building  
to be used as a house of ill-fame and assignation.*

ABSTRACT OF TESTIMONY BEFORE JUSTINE DUSFY.

*See Reg. which for deeds from Madame Forest to Bernard  
and from Bernard to Niles.*  
✓ F. L. Farland, the complainant.

36 W 29

Testifies that he lives at 136 West 29th  
Street, and has lived there for a number of  
years. He does not know Nathaniel Niles, the  
defendant personally, but that it is the common  
report that Mr. Niles owns the premises, 40  
W. 29th Street. (page 5) Also testifies as  
to the general bad reputation of the house.

William S. Andrews,

101 E 89

Testifies that he was an Excise Commis-  
sioner from May 1886, to May 1887.

That during that time Mr. Niles recommen-  
ded the granting of a license for the  
premises 40 West 29th Street. That he  
had several interviews with Mr. Niles  
as to the licensing of the premises.

POOR QUALITY  
ORIGINAL

0748

That on one of the interviews Mr. Niles said he had acquired possession of the premises but that a person who would become a tenant wanted to obtain the license and asked whether there would be any objection. I told him there would be no objection except it should arise from the place having acquired a bad reputation. I understood from my conversation with him that Mr. Niles held title to the property <sup>as</sup> ~~and for~~ security ~~for~~ money ~~of~~ which the Bank of which he was President had advanced. (page 11) He told me that Madam Parrot, the woman known as the French Madame, was a ~~banker~~ indebted to the bank and this property had been assigned to him as security. He told me that Madam Parrot had no further interest in the property. The applicant concerning whom Mr. Niles spoke to me was a Mr. O'Brien. It was in the first conversation that I had with him that he told me that the French Madam had nothing more to do with the place. I believed that was so. Subsequently at the hearing which was had relative to granting a license for the place, witnesses testified that the French Madam was still living in the place. I afterwards had a conversation with Mr. Niles about this and he stated that as she lived out of town, and had



POOR QUALITY  
ORIGINAL

0749

no home in the City, as a matter of convenience he had permitted her to receive her letters at that address, but that was only a temporary arrangement and subject entirely to his control. He said he saw it was unfortunate that he had permitted her to stay there.

Charles Hagan, 440 Sixth Avenue,

Testifies that he visited the premises, 40 West 29th Street a number of times in February with a view to taking charge of them as a restaurant. He went there to see Madam Parrot, and saw her nearly every time that he was there. When he found that a Mr. Clark was running the house for her, he had nothing more to do with it.

William M. Monday, 219 West 43rd Street.

Testifies that sometime in the winter of 1888, 1889, he called at the Tradesmen's National Bank to see Mr. Niles in order to find out whether Mr. Niles or the Bank had any property belonging to Madam Parrot. He had a conversation with Mr. Niles in which Mr. Niles stated that Madam Parrot had had an account at the Bank but it had been closed for some time. That as soon as he found out the character of the French Madam he ordered it closed.

POOR QUALITY  
ORIGINAL

0750

He said he believed her to be a very bad woman. and that he sympathised with me in my suit against her and would be glad to help me in any way. I afterwards obtained an order for the examination of Mr. Niles as a witness in supplementary proceedings and at that time he stated that he had bought the premises 40 West 29th Street/, and that he owned them himself the bank having no interest in them. He said he bought the house and contents but he would not tell me what he paid for it.

(pages 5 to 10 of the testimony of July 8)

✓ Lansing Pruyn, no. 570 Seventh Avenue, Excise Inspector.

Produces certain ~~letters~~ from Niles recommending Mr. O'Brien as an applicant for a license to do business in the premises 40 West 29th St. (testimony of July 8, pages 12 to 14). The ~~letter~~ shows that at the time they were written ~~dated~~ in July 1888, Mr. Niles certainly had knowledge of the character of the French Madam.

Christian H. Studor, 248 West 26th Street, a Steward.

or  
Testifies that he was in 1887 ~~and~~ 1888, introduced to Mr. Niles by Madam Parrot at the bank. I had at that time made an agreement to go into business with Madam Parrot and Henry Shultz, at the premises 40 West 29th Street, who was then



POOR QUALITY  
ORIGINAL

0751

doing business at the premises. Mr. Niles, Mr. Shultz  
Madam Purrot and myself were all at the bank  
together in Mr. Niles private room. The bus-  
iness arrangement between Mr. Shultz and myself  
was talked over and it was arranged with Mr.  
Niles to collect the rents for Madam Purrot  
for the premises. Mr. Niles said he thought  
the business would be a prosperous one and  
that I would make plenty of money. The  
understanding between us was that I was to  
take charge of the finance affairs and she was  
to collect her rents through Mr. Niles.  
This was in June, 1887. I afterwards went  
into business at the premises but as the busi-  
ness was not of the character that I had ex-  
pected. I left it.

Charles G. Sperry, 434, Herkimer Street, Brooklyn.

Testifies that several years ago he did some  
work for Madam Purrot in helping her about her  
correspondence and business affairs. In the  
month of February of this year she sent for me  
and I went to her at No. 40 West 29th Street.  
I have written letters from Madam Purrot to  
Mr. Niles. I have opened letters from him to  
her, she has given me letters from him to  
answer. This was about two years ago.

**POOR QUALITY  
ORIGINAL**

0752

I have gone with the French Madam to the Bank when she wanted to see Mr. Niles. (Testimony of July 8, pages 28 to 33.)

Godfried Andrist, , Corner Eighth Ave. & 147th Street.

I know Madam Purrot. I worked for her in 1879, I stopped working for her in ~~January~~ January, 1888. I worked for her on her farm at Flemington, New Jersey; I took care of a horse there for Mr. Niles, the French Madam kept this horse upon her farm for him. A few weeks I went to the farm in 1888, she dressed up a cow, the finest she had in the stable and sent it as a present to Mr. Niles. About a year after the cow was sent, Mr. Niles sent it back to the Madam's farm with a calf.

Urban G. Hitchcock, 51 West 29th Street.

Testifies as to common fame and report of premises 40 West 29th Street.

Emil Dupre, 25 West 30th Street.

ca In the month of March, 1883, I made an application for a license for the premises 40 West 29th Street, I had seen Mr. Niles with regard to the premises and thought I would lease them. The French Madam was occupying premises at that time.



POOR QUALITY  
ORIGINAL

0753

*Le* Daniel E. O'Brien, 116 East 14th Street.

In July, 1888, I made an application for a license for the premises 40 West 29th Street. The French Madam was occupying premises at that time. My application for a license was pending for five or six months. While it was pending I stopped occasionally at the premises 40 West 29th Street. The French Madam was there during this time when she was not at her farm in New Jersey. I had an arrangement with her by which I was paid for my services while I stopped there to take care of the house. I remained on the premises until January 10, 1889.

*Caesar* Caesar Ardigo.

*Care Bloom* In February, 1889, I was employed by the French Madam as head-waiter at the premises 40 West 29th Street. I was there one week. I told her I would not go to work and still she secured a license.

This witness also testifies as to furnishing of house. I helped the Madam send out circulars to business men and other people while I was there.

Otto Bloom, 419 Sixth Avenue.

Testifies as to furnishing of house and occupancy during the months of November and December 1888.

**POOR QUALITY  
ORIGINAL**

0754

He saw the French Madam on every occasion he called, some eight or ten times.

Louis Zeman & Charles Schlesinger,

Testify to transaction in which Niles took an assignment of a mortgage from Madam Purrot on certain furniture purchased by them from the French Madam and compelled them to make notes to him for about twice the value of the furniture. The furniture was purchased originally by Madam Purrot from Sol. ~~Hyman & Co.~~ Hyman & Co., they afterwards bought it while in possession of Seman & Schlésinger and it was at this time that Niles stepped in and paid the amount of the attachment and took a mortgage of the furniture to himself.

Solomon Hyman, 993 Third Avenue,

Testifies to a sale of furniture to Madam Purrot and a subsequent suit for a portion of the purchase money.

August Seiter, 419 Sixth Avenue.

Testifies that he was employed by the French Madam in January to be a waiter in the premises 40 West 29th Street. That he lived at the premises from that time until the first of May. That when he first went there the Madam



POOR QUALITY  
ORIGINAL

0755

told him that she was the real proprietor of the place and the person in whose name she did the business was merely a dummy. Also testifies to her continuous occupancy of the place during the period he was there and that she continuously carried on business there. Also testifies to the various efforts of the Madam to keep him out of the way so that he could not be subpoenaed as a witness in this matter.

*Also testifies to actual acts of prostitution on the premises. while usually Madame Purrot*  
Nathaniel L. Hahn, 237 Broadway.

Testifies that he was attorney for Solomon Hyman in his suit against Madame Purrot in which an attachment was levied on the furniture in possession of Zeman & Schlesinger that the attachment was released upon Mr. Niles stepping in and giving check for amount of claim.

POOR QUALITY  
ORIGINAL

0756

People  
17  
Wiles

all the witnesses named  
herein have been served  
to attend before the  
grand jury Oct 17/89  
J. S. [Signature]



POOR QUALITY  
ORIGINAL

0757

COURT OF GENERAL SESSIONS.

THE PEOPLE, &c.

vs.

Nathaniel Miles

Strenuously protesting  
a building to be used  
for immoral purposes.

BRIEF OF FACTS.  
for the Grand Jury

For the District Attorney

Dated October 16<sup>th</sup> 1888

Deputy Assistant.

POOR QUALITY  
ORIGINAL

0758

STENOGRAPHER'S MINUTES.

*Third* District Police Court.

THE PEOPLE, &c., IN COMPLAINT OF

*Wm. Hiles*

BEFORE HON.

*P. G. Duffy*

POLICE JUSTICE,

*July 17* 188*9*

APPEARANCES:

*For the People,*

*For the Defence,*

188

I N D E X .

WITNESSES.

Direct Ex.

Cross Ex.

Re-Direct.

Re-Cross.

*W. L. Hahn*

*1*

*9*

*W. J. O'Keefe*

Official Stenographer.



July 14<sup>th</sup> 1889  
Examination Continued.

Wattain L. Harkin  
being duly sworn  
deposes and says.

Q How  
old are you?

A I am 30

Q Years of age Where do  
you live?

A. My Office  
is n 34 Broadway I  
am a Lawyer.

Q. Do you know the  
Defendant Mr. Nathaniel  
Wiles?

A Yes Sir.

Q Did you bring suit  
this year for the firm  
of Hyman and Co. the  
furniture dealers at  
59<sup>th</sup> Street and 3<sup>rd</sup> av?

2.

Councillor Hummel - He object  
to any testimony by this  
Witness, relating to any  
suit against Madame  
Purvet, brought in the  
year 1887 or any year,  
and he object to any and  
all testimony as to what  
occurred between this  
Witness and Madame Purvet  
in the year 1887 in the  
absence of the Defendant,

A

It was in the  
Month of Feb 1888

Q

Did you levy  
an attachment on the  
Cape Ocean?

Councillor Hummel - He  
object on the ground  
that it is not pertinent  
to the issue.

A

I procured  
an Attachment which



3.

Q was levied by the Sheriff  
on the property situated  
in the premises at  
Broadway and 42<sup>nd</sup> Street  
known as the "Ocean".

Q Was the suit against  
Madame Brett? ("French  
Madame")

A Against Eliza  
Brett as Defendant

Q Was the attachment  
subsequently released?

Counselor Ammel. - The  
object to this testimony,  
as irrelevant -

A. 2. Yes Sir,

Q. Did you have any  
conversation or transaction  
in relation to that  
attachment, with Mr.  
Nathaniel Giles?

Counselor Ammel. - The object  
on the ground already stated

Hi

Q Subsequent to signing,  
I had a conversation  
with him.

Q Who were  
present?

A Mr. Jernan, Mr.  
Sheessen, Mr. Giles and  
myself.

Q Where was this?

A At the Traders Bank,  
Mr. Giles is President of

Q That Bank, I believe,

What was the  
conversation?

Counselor Ammel - We  
object to all this testi-  
mony -

A I was directed  
to see Mr. Giles by Mr.  
Geo. H. McAdam, who  
appeared as Counsel  
for Frederick Barnard,  
a settlement had been



3

proposed by Mr. Curran  
through Mr McAdam  
at the Madams and  
the financial matter  
was attended at the  
Spadesmen's National  
Bank, I saw Madame  
Owner at her house  
No 40 West 29<sup>th</sup> Street,  
the settlement was then  
offered.

Q. Did she offer  
the settlement?

A. 2. She did  
Q. Was Mr. Giles present  
at No. 40 West 29<sup>th</sup> Street  
but Mr. Bloom, Curran  
and myself, we arranged  
to meet the following  
day at Mr McAdams  
Office and he said  
the following day  
that the arrangement

Could not be then  
perfected as she had  
not cash enough, but  
that an effort would be  
made to raise the cash  
on a Chattel Mortgage  
which had been made  
on the furniture of the  
Odeon. I was then  
directed to Mr Giles  
by Mr McAdams, and  
Mr Giles told me he  
intended to purchase  
the Chattel Mortgage  
and then the settlement  
would be made.

Who  
were present?

Mr Giles, German  
Schlesinger and myself.  
I was thereafter directed  
to Mr Giles the Lawyer,  
the gentleman here in  
court now.



POOR QUALITY  
ORIGINAL

0765

4  
An objection having  
been made by Mr  
German and Schlessenger to  
the Chattel Mortgage  
they had given to Mr  
Carraa, a reduction  
was made and a new  
one drawn, the papers  
were drawn by Mr Giles  
the Lawyer and subse-  
-quently the Notes were  
delivered to Mr Giles  
the Defendant, and the  
mortgage was delivered  
to him. I received through  
Mr McAdam Mr Giles  
check for Two (\$2000)  
thousand dollars, in  
part settlement of my  
attachment and a Note  
for Five (\$500) hundred  
dollars, made by Madame  
Purser, to the order of

S

Carried and indorsed  
by Carried to my. Hunt  
Oymann and Co.

Cross Examination

Q You know nothing Mr  
Hahn about Mr Nathan-  
-ice files in relation  
or reference to the present  
proceeding

A.

Nothing,  
except what I read.

Q. All you mean to  
testify to, is that in the  
early part of 1888 you  
brought suit against  
some people on the corner  
of Broadway and 42<sup>nd</sup> Street

A

Against Madame  
Omet

Q

And that there  
was an amicable ~~or~~  
adjustment of that  
suit?



9

2<sup>a</sup>

Ques Sir,  
And the only interest  
Mr Nathaniel Giles took  
in the Mortgage was to  
Advance money on  
Certain Notes

a

Ques Sir  
I swore before me  
this 17<sup>th</sup> day of May 1889

Police Justice

Counsellor De Lancey Nicoll  
The Hon. Just.

Counsellor Hammel, I now  
move to dismiss the  
Complaint and Discharge  
the Defendant on the  
ground that there is  
no testimony to show  
that the premises at  
40 West 29<sup>th</sup> Street was  
leased by the Defendant  
to Madame Inriet, or to

10

anyone else, with the  
knowledge that said  
premises <sup>as</sup> Ho. 29<sup>th</sup>  
were to be used a house  
of ill fame, Prostitution,  
Assassination or for any  
improper purpose what  
ever; on the ground of and  
insufficient evidence,  
Further that there is no  
testimony showing that  
the Defendant ~~know~~  
that said premises were  
used for any improper  
purpose or for the purp-  
-ose of violating any  
statute whatever.

---



POOR QUALITY  
ORIGINAL

0769

300  
District Police Court.

*Edward*

*Keith Giles.*

STENOGRAPHER'S TRANSCRIPT.

*July 17 1889*

BEFORE HON.

*O. G. Murphy*

Police Justice.

*M. J. O'Leary*

Official Stenographer.

POOR QUALITY  
ORIGINAL

0770

Court of General Sessions of the Peace

OF THE CITY AND COUNTY OF NEW YORK.

THE PEOPLE OF THE STATE OF NEW YORK,

against

Nathaniel Niles

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

Indictment accuse Nathaniel Niles

of the crime of permitting a building to be used for  
unlawful purposes,  
committed as follows:

The said Nathaniel Niles,

late of the City of New York, in the County of New York, aforesaid, on the

first day of December, in the year of our Lord one thousand  
eight hundred and eighty-eight, at the City and County aforesaid,

being the owner of a certain building there  
situate, known as number 40 West 29th  
Street, did unlawfully, as such owner, know-  
ingly permit the said building to be used  
by one Eliza Parrot as, and for the purposes of,  
a house of ill-fame and assignation, and  
a house and place for persons to visit for  
unlawful sexual intercourse; against the  
form of the Statute in such case made and provided, and  
against the peace of the People of the State of New York,  
and their dignity.

John R. Fellows, District Attorney.