

51107

DEPARTMENT OF JUSTICE
OFFICE OF THE
UNITED STATES ATTORNEY
FOR THE EASTERN DISTRICT OF NEW YORK

Dic. WJY

Borough of Brooklyn, April 24, 1903. 1903

Hon. Seth Low,
Mayor,
New York.

Sir:-

A bill introduced by Mr. Byrne in the Assembly, of which I unfortunately do not know the number but which is an act to amend the charter of the City of New York in relation to the sale of liquor in Wallabout Market, has passed both branches of the legislature, and will be or has been sent to you for approval or disapproval.

The Navy Department of the United States is greatly interested in this bill, and I have been urged by the Department of Justice to take charge of it through its various stages in the legislature and to continue to take care of it until it is either approved or disapproved by you and the Governor. The bill was drawn at the instigation of the Navy Department, and after it was drawn, it was submitted to the Comptroller of the City of New York, to the Marketmen's Association of Wallabout Market and to the Commissioner of Excise in Albany, all three of whom approved the bill.

Wallabout Market, as you know, was formerly a part of the U. S. Navy Yard; but as the Navy Yard then comprised an area larger than was necessary for its purposes, it was decided by the government to sell a portion of it to the then city of Brooklyn,

(Hon. Seth Low, 4/24/03,--#2)

for a market. The act of the legislature which permitted the city of Brooklyn to accept the transfer from the United States is the act approved May 26, 1890, and contained this provision:-

"That the city of Brooklyn is authorized to purchase and acquire title to the following property in the city of Brooklyn belonging to the United States of America (describing property), said land to be purchased and acquired for the purposes of a public market and the business thereunto appertaining. The said city of Brooklyn is authorized to erect and maintain a public market on said lands or so much thereof as may be purchased and acquired as aforesaid."

Liquor was never permitted to be sold on these premises while in the possession of the government, and this clause in the act was intended to prevent liquor from being sold in Wallabout Market. All the leases and permits for market purposes which were granted by the old city of Brooklyn, contained a clause which said that no liquor should be sold there.

Afterward, by the Greater New York charter, the city of Brooklyn became incorporated with the City of New York, and although up to that time no liquor had been sold on these Wallabout Market lands, application was made to Mr. Grout, as Comptroller, for a lease and permit for a stall there for restaurant purposes; and the permit was granted upon the understanding that this was to be a restaurant where wines and liquors could be sold, but no bar was to be maintained there. After the permit was given by the Comptroller of the City, the applicant applied to the Excise Department for a license and obtained it, and has now erected a large bar, with some restaurant privileges. The Comptroller is incensed at the proceeding, but is powerless to act; the marketmen are up in arms; and the United States government feels properly

(Hon. Seth Low, 4/24/03,--#3)

indignant to think that liquor is permitted to be sold upon these lands, when it was the distinct understanding of the government, although not expressly stated in the act of the legislature or the deed conveying the same, that liquor should not be sold there, and also because of the fact that the Wallabout Market lands, being right between the naval hospital and the Navy Yard, make it extremely easy for the sailors and marines who are continually passing to and from these places, to indulge in an intemperate use of liquor.

As I have stated, the federal authorities are exceedingly interested in the passage of this bill, and I shall esteem it a great favor, if you can consistently and conscientiously do so, if you will approve it at your earliest convenience.

I am, sir,

Yours, with great respect,



U. S. Attorney.

3875-03.

Navy Department,

Washington, April 25, 1903.

RECEIVED
M.
ACKNOWLEDGED
APR 27 1903
W. J. M.

file
S 1107
Sir:

It is understood that a measure which has passed the Assembly of the State of New York to amend the Greater New York Charter relating to the sale of liquors in Wallabout market, borough of Brooklyn, is now before you for consideration.

Correspondence has been had with the Attorney-General on the subject of the sale of liquor on the Wallabout tract, growing out of the fact that in November last it was reported that certain persons had opened or were about to open a liquor store on said lands, almost directly opposite one of the entrances to the navy yard, such action being reported to this Department as "in violation of express or implied covenants contained in a deed by which the land was transferred from the United States to the city."

In May, 1890, the legislature of the State of New York passed "an act to authorize the city of Brooklyn to purchase and to hold certain lands in said city from the United States of America, for the purpose of a public market, to erect and maintain a public market thereon, and to authorize the issue of bonds for such purposes." Subsequently, by section 2 of

the act approved July 2, 1890, Congress authorized the Secretary of the Navy "to sell and convey the property . . . or so much thereof as may be required, to the city of Brooklyn, for the purposes of a market and the business thereto appertaining." In a deed sunsequently executed, conveying the land to the city, these acts were cited and the land was accordingly conveyed to the city "for the uses and purposes in said act of the Congress of the United States, and said act of the Legislature of the State of New York mentioned and set forth." Additional lands were afterward conveyed to the city under substantially like conditions.

The commandant of the navy yard, New York, in a report on the subject, states that he is "decidedly of the opinion . . . that it would be very detrimental to the interests of the service to have a saloon on the land in question, which adjoins the Brooklyn Navy Yard."

Without entering upon any discussion of the legal questions involved, this Department assumes that neither the city authorities nor those of the State desire that, in view of the history of the Wallabout lands, they should be used for purposes other than those recited in the state and national acts by which the transfer and acceptance of these lands was authorized. The establishment of saloons in such close proximity to the navy-yard gates would undoubtedly prove most

prejudicial to discipline, and would become a source of demoralization to the sailors and marines stationed at the yard.

Inasmuch as this matter is one of great importance to the naval service as affecting the efficiency of the chief naval station of the Government, and in consideration of the concern you are believed to have, as mayor of the city of New York, in the welfare of that station, I have deemed it proper thus to invite your attention to the reasons for this Department's interest in the measure referred to.

I have the honor to be,

Very respectfully,

William D. Moody

Secretary.

W.D.M.

Hon. Seth Low,

Mayor of the City of New York.

"To associate all citizens of Brooklyn, interested in its welfare; to promote local improvements, efficient and economical administrations; to oppose hostile legislation; and to furnish information regarding public and private interests. Non-political, non-partisan, the League advocates what is honest and for the best interests of all."

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OFFICE OF

THE BROOKLYN LEAGUE

189 MONTAGUE STREET

(Real Estate Exchange)

TELEPHONE, MAIN 944 F

Brooklyn, N. Y., April 29th 1903

Sec. James Reynolds,
Mayor's Office,
City Hall, Man.

Dear Sir:-

My attention has been called to Assembly Bill No. 865 introduced by Assemblyman Byrne of King's County relative to the sale of liquor in Wallabout Market, Brooklyn. This bill prohibits the sale of liquor and affects but one place of business, namely, a restaurant, the owner of which is Mr. Charles Smith, a respected citizen of Brooklyn and one of the first members of the Brooklyn League.

As I have investigated the matter, it seems to me that the bill is a matter of special legislation directed solely against Mr. Smith's interest for the promotion of saloons in the immediate vicinity of Wallabout Market though outside of the market grounds. I consider the measure entirely unnecessary and believe it to be unconstitutional. I trust that you will use your influence in securing the Mayor's disapproval of this bill.

Yours very truly,

John B. Creighton
Secretary.

51107

Brooklyn, N. Y.,

May 2^d 1903

To the Hon Seth Low.

Mayor

Yours

Dear Sir

I take this
occasion to address your Honor, upon
a matter that interests us as Grocers
and Dealers in Produce -

There is a Bill coming before your
Honor, in the matter of Sale of Liquors
in the Wallabout Market Borough Brooklyn
barely passing the Legislature.

As our hours are such for the trans-
action of Business that we need some
refreshments, this Bill to prohibit the
Sale of Liquors at the Wallabout Market
is adverse to our own enjoyment
and comfort. Hoping you will Veto
this Bill.

I Remain Yours

Very Respectfully

Henry J. Kruss

Brigg Ave + South 2^d St.,

Brooklyn

N.Y.

B. BISCHOFF
GROCER, WINE AND LIQUOR
MERCHANT
400 COURT STREET
NEAR CARROLL ST.
TEL. 2335-F MAIN.



S1107
[Signature]

Brooklyn May 2nd 1903

The Hon. Seth Low
- Mayor
City of New York.

Dear Sir:

As there will be brought
before you, for ~~your~~ approval,
a bill prohibiting the sale
of liquors in the Itallabout
Market, Brooklyn, I would most
respectfully ask you to veto such
bill; for it ^{seems} almost absolutely
necessary to have a place in
this Market where market men
Farmers, Truck drivers &c. may get
refreshments, and the removal
of such would deprive them
of their enjoyment & comfort.
Besides it seems to be greatly

B. BISCHOFF
GROCER, WINE AND LIQUOR
MERCHANT
400 COURT STREET
NEAR CARROLL ST.
TEL. 2335-F MAIN.

Brooklyn.....190

interfering with the principle
of Home Rule to say at Albany
where and where not there
shall be places of amusements
or of recreation in this city.

Hoping you will veto
this bill

I am Yours most respectfully.

B. Bischoff

May 4th., 1903.h

S T A T E M E N T

Of Mr. PHILIP I. COOTEY, was brought up to the
#1432 Bedford Avenue,
Comptroller. I was Brooklyn, New York.

Confidential

Mr. Cootey: We are here doing a little missionary work, Mr. Clark, against that Wallabout Market Bill.

I want to say to you the facts as they exist. This man (indicating Mr. Charles Smith, of #3 Wallabout Market, owner of the property erected on the leased ground) has been persecuted.

I am against that bill for this reason,-- that if the bill covered all the markets of the City of New York it would be, probably, accepted by anybody or everybody, but this is a matter which has been brought about through personal spite, political abuse, political grudge, and they have abused this man, to my knowledge, five or six years from political reasons. He is a Republican, and those that are in the market,-- have control of the market -- are of the other faith. He will not go to Fourteenth street and register his name there, and consequently they are against him and do everything to injure him.

Some years ago they put up a building, called the Tower building. He had a row of buildings, four houses, adjoining that. They filled in with dirt in front of his premises, which remained there two years. His tenants had to leave the premises, and they remained unoccupied, resulting in a

tary of War have written about this bill, and --

Mr. COOTEY: There is a search (indicating) that damage to him of about four thousand dollars. Of course the city wanted the ground, and the lease finally had to be cancelled by the city. The matter was brought up to the Comptroller. I was the one who settled this matter for him, and I said to the Comptroller what it had been. He said said it was an outrage.

Mr. CLARK: Comptroller Coler, was it?

Mr. COOTEY: Yes, sir. He said "If you go to Mr. Carr, in Brooklyn, and state the case to him, I think you can arrange the matter",-- and it was arranged. But that is not all: they have boycotted him in his business,-- he has been in the butter and egg business,-- and they have taken away his business from him.

I am coming to the point now. He started this restaurant on the corner of Washington Avenue, and got a very respectable German to carry on the business. The moment he opened that place he said "We are never going to sell any liquor".

The United States has no more to do with it than you or I have. I have read the deed, and there is no clause in that whatever prohibiting the sale, or the doing of any business. The Secretary of the Navy has no more right over that than you or I have. There is nothing in the deed to provide for anything of that kind. In the old lease that the Navy Department usually did use it was continued in the lease, but not in the deed. I read the deed in Washington. We have the finest class of people in that neighborhood trading with us. All the merchants patronize us.

Mr. CLARK: Both the Secretary of the Navy and the Secre-

tary of War have written about this bill, and --

Mr. COOTEY: There is a search (indicating) that was made in the Comptroller's office.

Mr. CLARK: A great many things that you are saying are things that ought to be said on the public hearing, but these things as to the deed, those ought to be brought up ---

(Private (Mr. COOTEY: I want to say more than this: the Wallabout Market President,-- the President of the Wallabout Market Association -- is a notorious gambler. This is for private use here. He keeps five poolrooms going now. He applied through someone else for a part of a loft over a restaurant, and this man (Mr. Smith) would not consent to it. He said "We will get square with you": he went and hired a place up Washington Avenue, No. 100 Washington Avenue,-- the Mayor should send a detective there, and he will find what I say is true. Now, the history of this bill: when he found that he could not prevent this man from getting his license, then they sent to Albany a man who sells liquor for his living, to pass this bill,-- Mr. Burns,-- and the bill was passed by a vote, and now they come on to the Mayor to sign this bill, with all this aggressiveness and abuse and political grudge against this man. Those are the facts of the case. Now, if the bill were a general bill, covering all the markets of the City of New York, nobody could object, but this is a personal spite, and they have determined to ruin this man if they possibly can.

Mr. CLARK: The Governor has taken a decided stand on that question,---

Mr. COOTEY: Has the United States acted?

Mr. CLARK: Yes, Secretary Moody has written a long personal letter,---

Mr. COOTEY: To the Mayor?

Mr. CLARK: Yes.

Mr. COOTEY: What does he say,-- that he has any right to interfere with it?

Mr. CLARK: No, he does not put it on that ground.

Mr. COOTEY: Is it any injury to their interests? This is the only reputable place,-- there are fourteen gin-mills around there,---

Mr. CLARK: You want to get primed with all these facts for the public hearing.

Mr. COOTEY: We have been getting the worst end of the thing right along. Mr. Platt did not understand the bill, and when I explained it he said "Why, I thought the Government had control of the ground". --- There is nothing in the deed whatever: there is a search, which I had made. I am telling you what I know to be truth.

-----o-----

May 5th, 1903.

TO THE HON. SETH LOW, MAYOR OF THE CITY OF NEW YORK,

Dear Sir:-

In compliance with your suggestion of this morning, I herewith send this memorandum with reference to the Bill now before you, which prevents the sale of liquors in the Wallabout Market, Borough of Brooklyn.

The undersigned is the Attorney for the Wallabout Market Men's Association, who have invested hundreds of thousands of dollars in buildings in the Market upon the strength of leases issued by the City of New York to them, each one of these leases containing a provision that no wine, spirit^{uous} or malt liquors shall be sold in the Market. Permit me briefly to state the history of the entire matter which leads up to the passage of the Bill now before your Honor.

In November 1901 the United States Government deeded to the City of Brooklyn the land now used for market purposes known as the Wallabout Market lands. For many years previous to that time the United States Government had leased those lands to the City of Brooklyn for market purposes. Those leases so made all contained the provision that no wines or liquors of any kind should be sold on that ground, and the City of Brooklyn in making its leases to the parties who leased the lands from the City, incorporated the same provision in its leases, and at no time were liquors sold in that market or on that land until one, Charles Smith, in July, 1902, obtained from the Hon. Edward M. Grout, as

Comptroller of the City, his consent to the granting of a liquor tax certificate for the purposes in question. Thereupon Mr. Smith fitted up the place for a restaurant and bar and on November 19, 1902 he leased said premises to August Rathkamp, the present holder of the lease. The lease to the latter reads that it is to be occupied by him as a farmers' restaurant or hotel, with a privilege of selling liquor incidental to such use. As a matter of fact the selling of liquor is not incidental to the use of the place, but is the main purpose of the place, as there is a large bar in the front portion of the saloon and the rear of it is used in the nature of a restaurant. I cite these facts in order to bring before your Honor the question which I am informed was raised before you at the hearing of this day on behalf of the Excelsior Brewing Company, who claim to hold a mortgage on said place. As appears from the dates above mentioned Rathkamp entered into possession November 1902. From the records, as I have had them examined, the mortgage to the Excelsior Brewing Company was not given until February 1903, and long after the place was fitted up and running. This mortgage is made payable on the face thereof one day after its date and covers everything in the place including the lease, and was made after the introduction in the Legislature of the Bill in question. It is very evident, therefore, that this mortgage is part of the scheme to create sentiment in favor of Mr. Rathkamp, and to have him retain the special privilege of being the only person having the right to sell liquor.

in the Wallabout Market.

Permit me also to call your Honor's attention to the fact that in the Act of Congress which permitted the United States to sell the land in question to the City of Brooklyn, and in the Act of the Legislature passed by the Legislature of this State, which permitted the City of Brooklyn to purchase said lands, it was specifically provided that these lands were to be used for market purposes only, the respective governments no doubt having in mind the previous use of the lands before their sale to the City of Brooklyn.

I think you will agree with me that market purposes only do not mean the sale of liquors, and the people whom I represent, employing numbers of young men, are particularly desirous of preventing these young men from having the temptation of the liquor traffic within the immediate surroundings of a market.

It has always been conceded to the Market Men's Association that no business or traffic to which they were opposed would be permitted within the market, and so their objections to various businesses have always met with the approval of the Comptroller, and in this particular case neither Charles Smith nor his lessee, Rathkamp, ever obtained the consent of the Market Men's Association to the sale of liquor within the market.

I hope, sir, that you will therefore approve the Bill and thus prevent the sale of liquor within the market. I might call your attention to another matter which may be

of interest. When this Bill was in the Senate its provisions were such that it went into effect immediately upon its passage, but the sentiment created by Mr. Rathkamp before the Senate Committee, on account of the investment he claimed to have made there, ^{caused} ~~that~~ ^{to be amended} the Bill as now before your Honor, ^{so that} goes into effect ~~when~~ a year from date, consequently he has ample time within which to make good his investment and pay off his mortgage, if it is a real mortgage.

Most respectfully yours,

Wm. D. Smith

*Council for Wallabout Market Men's
Association*

Brooklyn May 5/03

TO THE SENATE AND ASSEMBLY OF THE STATE OF NEW YORK :

Gentlemen :

We, the undersigned, patrons of the Washington Dining Rooms, kept by August Rathkamp in the Wallabout Market, in the Borough of Brooklyn, City of New York, respectfully represent to your honorable bodies as follows:

The Washington Dining Rooms, aforesaid, have been in operation since about the first of February, 1903, and have proved a great convenience to the market men and to others doing business in the vicinity, and have always been maintained in an orderly and proper manner. We are informed and believe that the proprietor, Mr. August Rathkamp, has invested in fitting up the place for the conduct of his business many thousands of dollars, relying upon a lease, executed by the City of New York, which contains the privilege of opening and maintaining on said premises, during the term of said lease and of the renewals thereof therein provided for, subject to law, a farmers' restaurant or hotel, with the privilege of selling liquor incidentally to such use; that the said lease was for a term of years with privilege of renewals and has many years yet to run. The undersigned are informed that there have been introduced into one or the other of your Honorable Houses, one or more bills whose object is to prevent the sale of liquors in the Wallabout Market, or to prevent the Board of Excise from granting any licenses to sell liquor in said market, or to require the city authorities to insert in all leases, hereafter executed by them, a provision prohibiting the sale of liquors therein.

The undersigned respectfully represent that it would be unjust and inequitable to enact any such legislation insofar as it would affect the business which Mr. Rathkamp has established, and we respectfully petition that you will cause to be inserted in any legislation, which you may see fit to enact in regard to this matter, such provisions as shall be necessary and appropriate to exclude from the operation thereof places already established under leases from the city which contain the right to sell liquor as incidental to a restaurant or hotel business. We believe that a man who has invested his money in good faith, relying on a written contract with the city, should be protected from an indirect attack of this kind.

We further represent that such legislation as is proposed is unnecessary, as the whole matter is a purely local one and should be left in the hands of the local authorities, who now have full power to deal with the same.

148 Flushing Ave
Brooklyn

J. H. GREEN & SONS,

L. H. Thompson 148 West Ave

Wm Schaefer 1 Wallabout

P. Kramer 1 Wallabout

McKerrow

Agnes Remy 117 West Ave

Levi Campbell 117 "

Ben Cohen 117 "

Samuel E Altman 117 West ave

Michael Kopp 330 East Ave

Leonard Marks 127 West Ave

Samuel Siegel 330 East ave

Michael Cohen 126 West ave

Mat Bloch 126 West ave

Harmon Sanger 127 West Ave

Joseph Reh 127 West Ave

Michael Silverman 127 West ave

Tony Geyer 127 West Ave

Abraham Silk 134 West ave

M. J. Winters West ave

John Jay Mundy 328 East Ave

John Hargh Luke # 328 East ave

Philip J. Green 153 West Ave

J. Hess 737 Market Ave

Bachert & Wasenflug

194 Flushing Ave

P. Berning

311 West 1st St

Joseph Label 234 Market & 33 East ave

Henry Benary 46 West 1st Ave

C. A. Wischnitz 7 Halland Hts

D. Schulerbach 7 " " "

Edwin Ritter Thaverly & Park Ave

W. S. Digby 752 Lexington Ave

Wm. J. Knull 129 West Ave

Isaac Horowitz, 281 Market ave

C. Leveny
 James Murphy 1002 Wallabout Mkt.
 Frank Forbell
 William Mc Kernan 1001 Wallabout Mkt.
 B. D'Hora 1002 ^{and 102} Wallabout "
 Harry Wrede 1012 Wallabout Mkt.
 Nick Meyer 1012 Wallabout Mkt.
 James Benson Wallabout Mkt.
 J. C. Zinner, Th. vi. Market St. & 21st
 John Saksman 1001 Wallabout Market
 John Adams 1003 Wallabout Mkt.
 Ferdinand Woeller 59 Harrison Ave.
 Martin F. Siebrandt 208 Columbia Str.
 James Gamble 1011 Washington Ave.
 Joseph Meessen 344 Court St.
 Fred Michels 230 Lynch St.
 Bernard F. Dezenhof 103 Wallabout Market
 Bernard F. Dezenhof Jr. No 2 103 Wallabout Market.
 J. Davis 1 Wallabout Market
 J. Davis 108 West Ave.
 Bernard F. Dezenhof Jr. No 1
 William Neep 1001 Washington Ave.
 John Blackburn 1001 Wallabout Mkt.
 Joseph Tuck 1001 "
 Chas Bock 1003 Wallabout Mkt.
 Harry & Baldwin 119 Waverly & Bklyn

Henry Zeisner 101 West Avenue.

Edw Brunner D.D. Co. 206 Market Av

Wm Schwartz 214 " "

M. Himm 208 " "

W. Keckler 214 " "

Decker 30 Wall St

Otto Johnson 1004 Wallabout Mkt

William F. Lutz Jr. 435 Halsey Dr

N. Meyer 1012 Wallabout Mkt.

Wm. H. Haid 102 West Ave.

Schutte and Johnson Cor Flushing & West Ave.

B. Wood 139 Washington St

H. R. Harvey 3 Wallabout Mkt

Wm. Cronin 154 Heekener St

Loew 331 Park St

Chas. Abbott 203 Chas. St

Timothy Sullivan Market Square

Samuel Sturmmale, Market

W. F. Darg 135 Wallabout Mkt

Chr. Kuhlmann 22 - 139 Wallabout Mkt.

Geo. X. Thompson 148 West Ave

152 West Ave.

John Brown

153 Wallabout Mkt

Peter Miller

153 Wallabout Mkt

H. Aldenborg

John J. Curry 158 West ave
Fred H. Huber 40 1/2 157 Wallabout Mkt
H. O. Huber 40-157 Wallabout Mkt.

Otto Hess " " "

B. Miller " " "

L. B. Molloy 29

L. Hornstmann 1010 Wallabout

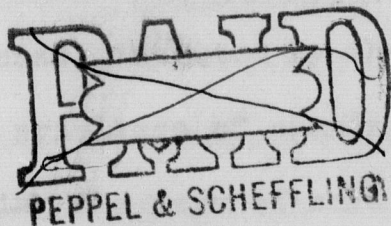
P. De Vita 1010 Wallabout

Frank Mosca 205 Flushing ave

ELECTRO-STERILIZING COMPANY.

196, 198 & 200 FLUSHING AVE.

Geo. D. Mayne 86 Clinton ave
James Bohring 194 Flushing ave.



190 " "

H. J. HEINZ CO. H. J. HEINZ CO.

1749 Waverley Ave

Geo. F. Parson Manger for J. B. Benson
Wallabout Branch 48 Washington ave

W. Robinson 32 Washington ave

Fred. Heidman 113 West ave.

John H. Grotts & Sons 27-144 Wallabout Mkt

Henry W. Bülken 316 Wallabout Mkt

J. K. Cheskey & Sons 336 East Ave

A. W. Schrage 103 Wallabout Mkt

Joseph Lauer & Co 324 & 326 East Ave.

Benj. Hardkopf 113 West ave

TO THE SENATE AND ASSEMBLY OF THE STATE OF NEW YORK :

Gentlemen :

We, the undersigned, patrons of the Washington Dining Rooms, kept by August Rathkamp in the Wallabout Market, in the Borough of Brooklyn, City of New York, respectfully represent to your honorable bodies as follows:

The Washington Dining Rooms, aforesaid, have been in operation since about the first of February, 1903, and have proved a great convenience to the market men and to others doing business in the vicinity, and have always been maintained in an orderly and proper manner. We are informed and believe that the proprietor, Mr. August Rathkamp, has invested in fitting up the place for the conduct of his business many thousands of dollars, relying upon a lease, executed by the City of New York, which contains the privilege of opening and maintaining on said premises, during the term of said lease and of the renewals thereof therein provided for, subject to law, a farmers' restaurant or hotel, with the privilege of selling liquor incidentally to such use; that the said lease was for a term of years with privilege of renewals and has many years yet to run. The undersigned are informed that there have been introduced into one or the other of your Honorable Houses, one or more bills whose object is to prevent the sale of liquors in the Wallabout Market, or to prevent the Board of Excise from granting any licenses to sell liquor in said market, or to require the city authorities to insert in all leases, hereafter executed by them, a provision prohibiting the sale of liquors therein.

The undersigned respectfully represent that it would be unjust and inequitable to enact any such legislation insofar as it would affect the business which Mr. Rathkamp has established, and we respectfully petition that you will cause to be inserted in any legislation, which you may see fit to enact in regard to this matter, such provisions as shall be necessary and appropriate to exclude from the operation thereof places already established under leases from the city which contain the right to sell liquor as incidental to a restaurant or hotel business. We believe that a man who has invested his money in good faith, relying on a written contract with the city, should be protected from an indirect attack of this kind.

We further represent that such legislation as is proposed is unnecessary, as the whole matter is a purely local one and should be left in the hands of the local authorities, who now have full power to deal with the same.

X *Mr. Jürgens Flushing Ryerson St*
Reg. Schenberg
Joe. Worth D. L. W. R. R. Washington
C. H. Schetty 102 Wallabout mkt
Chas. J. Selner. 83 + Lexington Ave
A. Eden 974 Jefferson Ave.
Thos B. Cullen 74 1/2 Consequence St

W Lippmann Mrs
H G Frederick Mary
D Harrison 105 Hudson St NY

H. F. Dobbin - Ryerson & Flushing.
S. Ahlberg. Ryerson & Flushing
W. G. Gillette "
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John Quinn 105 Ryerson St
Sig C. Nielsen 245 Franklin Ave.
C. F. Allen. 56 Broadway.

Wm. Inayes 227 Floyd St.
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John F. Kerner Jr 649 Grand St N York
A. P. Jordermakan. 306 East ave.
H. H. Campbell 13 Washington Ave
Benj. R. Mayers. 537 Bambridge St
Arthur Schiff & Ball about Mkt

John B. Larkin, Flushing ave.

H. F. Von

68 Washington Ave.

S. H. Ripin

Park & Waverly Ave.

E. Nibel

148 Conelya

Terence Brady

32 Adelphi St

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177 Park ave

John J. Lange

585 Broadway

Walter Bush

125 Ryerson st

James E. W. St. Adt

141 West 42nd St

Ruben Buduco

West 42nd St

Frank Platner

210 Flushing Ave

James

724 Lafayette Ave

Georg B. Zet

Joseph Canale

Joseph Canale 1102 Park av

James Sullivan Ryerson & Wyet

Michael Sullivan 138 E. 13th

John Sageman

201 Ryerson st.

Charles Rosebrook

52 Washington Ave

J. J. Hillis 74 Washington Ave

Thos. Cuckett 42 Washington Ave

Edw. N. Powell 42 Washington Ave

L. Rattekaup & Co 111 Wallabout Mkt
 E. C. Shepherd 682 Mth Bonoughs
 J. H. Kuehler 614 Myrtle Ave
 B. Omann 334 Lafayette Ave
 W. A. Whelan " " "
 L. E. Banks 334 Lafayette Ave.
 C. W. Coan 334 Lafayette Ave.
 A. Morris 318 & 320 East Ave. Wallabout
 J. Staccato 1016 Wallabout Mkt
 J. W. Kay 81 Hall St
 L. M. Gallappon L. E. Street
 E. Silver 47 Washington Ave
 A. Decker 223 Flushing Ave

TO THE SENATE AND ASSEMBLY OF THE STATE OF NEW YORK :

Gentlemen :

We, the undersigned, patrons of the Washington Dining Rooms, kept by August Rathkamp in the Wallabout Market, in the Borough of Brooklyn, City of New York, respectfully represent to your honorable bodies as follows:

The Washington Dining Rooms, aforesaid, have been in operation since about the first of February, 1903, and have proved a great convenience to the market men and to others doing business in the vicinity, and have always been maintained in an orderly and proper manner. We are informed and believe that the proprietor, Mr. August Rathkamp, has invested in fitting up the place for the conduct of his business many thousands of dollars, relying upon a lease, executed by the City of New York, which contains the privilege of opening and maintaining on said premises, during the term of said lease and of the renewals thereof therein provided for, subject to law, a farmers' restaurant or hotel, with the privilege of selling liquor incidentally to such use; that the said lease was for a term of years with privilege of renewals and has many years yet to run. The undersigned are informed that there have been introduced into one or the other of your Honorable Houses, one or more bills whose object is to prevent the sale of liquors in the Wallabout Market, or to prevent the Board of Excise from granting any licenses to sell liquor in said market, or to require the city authorities to insert in all leases, hereafter executed by them, a provision prohibiting the sale of liquors therein.

GEO. BULL
125 Park Ave

Lands Rolls 28-2-
Edmond Otton 393 mytel. co

The undersigned respectfully represent that it would be unjust and inequitable to enact any such legislation insofar as it would affect the business which Mr. Rathkamp has established, and we respectfully petition that you will cause to be inserted in any legislation, which you may see fit to enact in regard to this matter, such provisions as shall be necessary and appropriate to exclude from the operation thereof places already established under leases from the city which contain the right to sell liquor as incidental to a restaurant or hotel business. We believe that a man who has invested his money in good faith, relying on a written contract with the city, should be protected from an indirect attack of this kind.

We further represent that such legislation as is proposed is unnecessary, as the whole matter is a purely local one and should be left in the hands of the local authorities, who now have full power to deal with the same.

John J. Dunn 1013 Wallabout Wick
J. H. Holland 1518 Washington Ave
Wm Strong Sibbs 198-200 Flushing Ave
O. H. Parsons 194-200 Flushing Ave
G M Dickerson 202 Flushing Ave
Thomas Bleetsaw 31 Clinton Ave
Fred Brueske 54. Clinton Ave.
Thos Kelly 183 Park
Wm Stanley 216 Park Ave
Geo Bully 228 Park Ave

James Rollo 28 Park Cr.
 Alfred Otton 393 mytel. av
 Isaac Michael 86 Clinton ave
 William Bohm 83 Clinton Ave
 Patrick W. Dougherty 611 Gates ave
 Geo. N. Cooper 426 8th Ave
 Matthew M. Brown 448 3 Ave
 Michael E. Dougherty 1022 Kent ave
 Frank F. Dougherty 1022 Kent ave
 M. S. Mullans 60 Maveyly vs
 R. Linahan 68 - 16 St
 J. G. Derick 79 - Kosciuska St
 Stephen Strumiller 35 Stuyg
 J. Gamble 74 Maveyly Ave.
 M. Hides 745 Gates ave
 J. W. Barron 200 Flushing Ave
 Doris Rackin 535 Flushing a.
 (Postmaster Station) 1057
 Joseph Martin 150 - 3 - ave N.Y.
 Theo. J. Tray 265 Broadway N.Y.
 S. A. Boritz 166 East 120 St
 H. E. Michmore 520 Quincey St Bklyn
 Lavinia Ann 429 Franklin Ave
 M. G. Alderton 442 - 57th St Bklyn
 F. N. Port 265 Bway N.Y.
 H. G. Larkin 265 Bway N.Y.

R. J. Cronin 79 Carroll St Bk
Chas Schaper 867 Halsay St Bk
E. J. Reed 1020 ave C Bklyn
Anthony Higgins 237-52nd St Bklyn

Kenny Training 117 E. 100th St. City

Frank L. Faig 2576 Marion Ave

Tom A. Morgan 102 W. 121 St

Ernest R. Blatchley 944 - E-160 St.

C. J. Newcomb 963 Bedford ave Bklyn

W. Schiel 1003 Jackson av Bklyn

Edward Vignau 305 E 40 St

W. Merritt 768 Decatur St Bklyn

Francis V. Tracy 2432-7th Ave NYC

Frank M. Thompson. 647 Elton Ave NYC

Sam'l. E. Davis 198 Flushing Ave City

William. S. Odell 200 Flushing ave

P E T I T I O N

in

Matter of Bills to Prevent
Sale of Liquors in Wallabout
Market.

MURPHY & LLOYD
Attorneys and Counsellors at Law
No. 111 BROADWAY
NEW YORK
