95.34

SALOON LIQUOR LICENSE

CLASS 2.

This License expires May 1 1896

The Board of Excise,

OF THE CITY OF NEW YORK,

HEREBY CERTIFIES, that

No 4180

COMPARED AND CHECKED

is licensed as SALOON KEEPER *to sell* STRONG AND SPIRITUOUS LIQUORS, WINES, ALE AND BEER, *in quantities less than five gallons at a time, to be drunk on or off the licensed premises at*

No 133 Washington st 1st floor

Issued the 21st *day of* Dec *1895.*

D Mahan
Cashier

William H Coyle
Clerk

Chas A Woodward
William Hedbourn
Commissioners of Excise.

1895-96

THIS LICENSE MUST BE KEPT IN A CONSPICUOUS POSITION, AS REQUIRED BY THE EXCISE LAW.

John T. Dillon

does hereby transfer this license

(July 10th 1897) to John Lawlor

~~I John T. Dillon hereby assign my rights title and interest in the within license to the within named John Lawlor and hereby authorize the said John Lawlor to collect the rebate or return thereon~~

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

On this 10th day of September 1897 before me personally appeared John T. Dillon to me known and known to me to be the individual described in and who ~~executed the within assignment~~ executed the foregoing instrument and he acknowledged to me that he executed the same and made the same assignment in his own handwriting

Henry L. Cohen
Commissioner of Deeds
My Cert

C R. 4377.

4

Law Department.
Office of the Counsel to the Corporation.

DO'T

New York, September 21 1897.

Hon. Ashbel P. Fitch,

Comptroller.

S i r :-

In answer to your communication of September 10th, 1897, enclosing Excise License No. 4180, issued to John T. Dillon, with an assignment on the back of the license to John Lawlor, and attached to the said license an assignment from Lawlor to James McAdam, I beg to say, that I have conferred with H. L. Cohen, Esq., the attorney representing Mr. McAdam's interest, and he informs me that the defacement of the assignment executed July 10th,1897, from Dillon to Lawlor was done in the Finance Department, and as I consider that the only vital defect in McAdam's title to the rebate in question, I beg to advise you that if the said assignment was not defaced when the license was presented to your department, I am of the opinion that the proofs of ownership as presented are sufficient to warrant you in paying said claim to Mr. McAdam.

I herewith return Excise License No. 4180, assignment from John Lawlor to James McAdam, executed July 12th, 1897, affidavit of John Lawlor, verified September 10th, 1897.

Very respectfully,

Francis M Scott

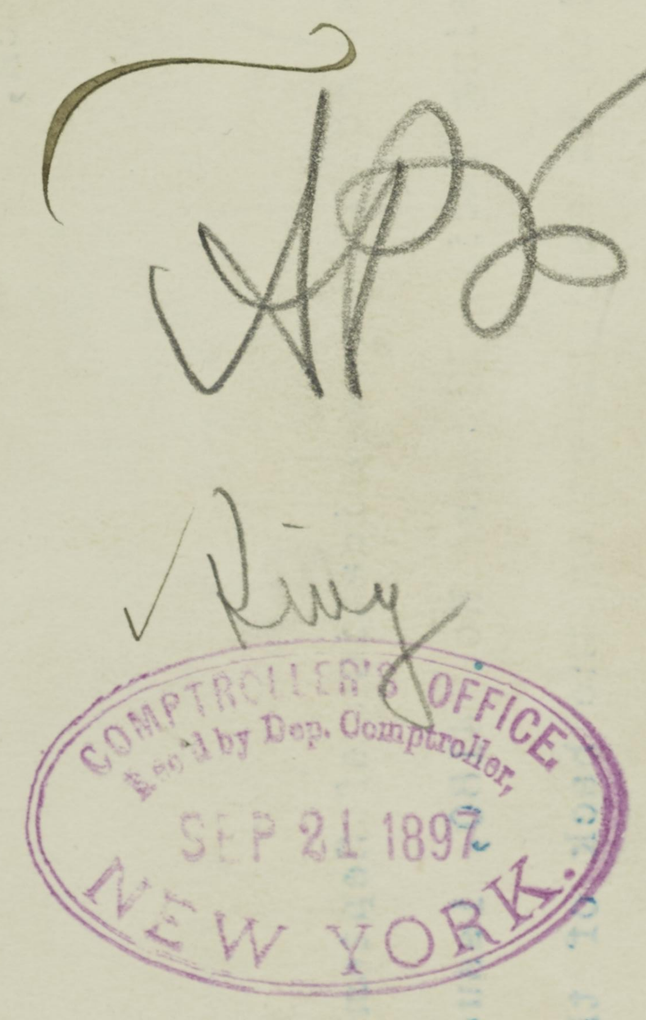
Counsel to the Corporation

2469

Law Department

Sept. 21. 1897

In matter of payment of Excise rebate on License No. 4180.



City and County of New York, ss:

John Lawler, being duly sworn deposes and says that he is the assignor of the license originally issued to John T. Dillon by the former Excise Board of the City of New York, bearing date on the 21st, day of December, 1895. That about six or seven months ago he called at the Comptroler's office and saw a German gentleman in charge of the license bureau of said office and submitted the said license certificate to him to procure payment thereon, that the assignment then on the back of it, made by Dillon, was scratched out by him and another assignment attached in his own writing, upon the statement made by him that insomuch as the first assignment made by Dillon did not contain a power of attorney to collect the monies it would be of no avail, and that the new assignment added by him would have to be executed. This erasure was made at the Comptrolers office, and deponent had nothing whatsoever to do with the same, and the act was unauthorized by either deponent or by the said Dillon.

Sworn to before me this 23rd day of September, 1897.

John Lawler

Henry J. Cobleu

Commissioner of Deeds

City and County of New York, ss:

John Lawler, being duly sworn, says that he resides at 113 Greenwich Street in the City of New York and was the assignee of a certain license, issued by the Excise Board of the City of New York on the 21st day of December 1895 to John T. Dillon, bearing Number 4180 and authorizing the conduct of the liquor business upon premises #133 Washington Street, in the City of New York, that at the time of the issuance of the license the fee was paid by deponent and that on or about the 10th day of July 1897 said John T. Dillon delivered to deponent the license certificate, and assigned, transfered and set over to him the said certificate in writing on the back of the same, and all rebates on the same or moneys which were due from the Mayor, Aldermen and Commonalty of the City of New York, and that at the time said assignment was made it was for the purpose of enabling deponent to collect from the Mayor, Aldermen and Commonalty of New York the said sum of money. That the said John T. Dillon has no right, title or interest to any part of the said rebate due or has he any interest in the said license or any sums of money which may be due thereunder. That deponent called upon said Dillon after he was informed by the representative of the Comptroller that it would be necessary to have a different assignment executed by Dillon and that Dillon refused absolutely to execute another assignment. That the said rebate due upon said license and all the right, title and interest of deponent

has been transferred, assigned and set over to James McAdam who is the only person entitled to the said amount.

This affidavit is made by deponent to induce the Mayor, Aldermen and Commonality of the City of New York to pay over to the said Hames McAdam the sum of $95.34, rebate due by reason of the revocation of said license, under the provisions of the Liquor Tax Law.

Sworn to before me this)
10th day of Septwmber 1897.) : John Lawlor

Henry E. Cohen

Commissioner of Deeds

Hyer & Co.

K N O W A L L M E N B Y T H E S E P R E S E N T S

THAT I, JOHN LAWLOR of the City and County and State of New York, for and in consideration of the sum of One Dollar, and other good and valuable consideration hereby assign to JAMES McADAM of the same place, all my right, title and interest in and to the annexed license, together with all the rebate thereon, and all claim and interest therein, the same being the license transferred to JOHN LAWLOR by JOHN T. DILLON, dated July 10th, 1897.

AND I do hereby constitute and appoint the said JAMES McADAM my true and lawful attorney in my name, but at his own costs and charges, to take all legal measures which may be necessary to enforce the stipulation and agreement herein contained or to recover the money due or to grow due thereon.

IN WITNESS WHEREOF I have hereunto set my hand and seal this 12th day of July, 1897.

In the presence of,
Ignatius Welter John Lawlor

CITY AND COUNTY OF NEW YORK, SS:--
On this 12th day of July 1897 before me personally came John LAWLOR to me known and known to me to be the individual described in and who executed the foregoing instrument and he duly acknowledged to me that he executed the same.

Ignatius Welter
Notary Public
N.Y. Co.

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

On this 17th day of September 1897
before me personally came John Gaudor to me
known and known to me to be the individual described
in and who executed the within instrument and
who to me acknowledged that he executed the
same

Henry L. Cohen

Commissioner of Deeds.

Recd & C

John Lawlor

to

James Mc Adam

Assignment

Dated Ny July 12th 1897