

**BOX**

**11**

**FOLDER**

**118**

**Licenses-All-Night  
Licenses**

**1910-1913**

All- N. TE ✓

File  
WBE

LATE-HOUR PERMITS REVOKED

JULY 13, 1910.

Name	Place of Business.	Date Li- cense is- sued.
✓ W.H. Wellbrock,,	272 West st., Man.,	June 24, 1910.
✓ Geo. A. Gondolph	480 Seventh ave., Man.	June 22-1910
✓ John May	701 Eighth ave. "	June 24, "
✓ Anna Bishof	234 West st. "	" 24, "
✓ J. Mostinski,	271 West st. "	" 24, "
✓ J. H. Degenhardt,	104 South st. "	" 23, "
✓ Eldorado Cafe,	800 Seventh ave. "	" 24, "
✓ Mary Shine,	616 Sixth ave. "	" 24, "
✓ Henry Lemas,	1900 Bath ave. Bklyn.	" 27, "
✓ Bal Tabarin S. Pane (Samuel Paul)	32 W. 29th st. Man.	" 27, "
✓ Geo. Schlutter,	287 Washington st., Man.	" 27, "
✓ D. Tonjes,	2325 Eighth ave., "	" 27, "
✓ Geo. McDermott,	735 Sixth ave. "	" 27, "
✓ W. Merowitz,	127 Lenox ave., "	" 27, "
✓ C. Brown,	25 Myrtle ave., Bklyn.	" 28, "
✓ H.A.G. Walfers,	264 West st. Man.,	" 28, "
✓ Cafe Raube, Inc.	10 Nevins st., Bklyn.,	" 28, "
✓ John Connor,	176 West st. Man.	" 28, "
✓ P. Matthiessen,	258 Washington st., Man.	" 29, "
✓ A.L. Ranken	29 Park Row, "	" 29, "
✓ Catharine Fagan,	656 Third ave. "	" 29, "
✓ Schneider Bros. Inc.	586 Atlantic ave. Bklyn.	" 29, "
✓ Ellen Zimmerman,	200 Chambers st., Man.	" 29, "
✓ Kate Buckholz,	47 Little W. 12th st., Man.	" 29, "
✓ Henry Ostrander,	216 West st., Man.,	" 27, "
✓ John D. Grotheer,	337 Washington st., Man.,	" 27, "

Name	Place of Business.	Date License issued.
✓ Thos. Montgomery,	273 Nassau st., Bklyn.,	June 29, 1910.
✓ Charlotte Stube,	550--11th ave., Man.	" 30, "
✓ Wm. Toebelmann,	816 Washington st., "	" 30, "
✓ F. Von Garreel,	13 to 15 West Washington Mkt.,	June 30, "
✓ Moses Weltz,	462 Seventh ave., Man.	" 30, "
✓ Chas. Haggerty,	197 Havemeyer st., Bklyn.	July 1, "
✓ Elsie Ruehle,	1384 B'way, Man.	" 1, "
✓ Geo. J. Hogan	28 Bowery, "	" 1, "
✓ Michael C. Murphy,	843 Washington st., Man.	" 5, "
✓ Frank Von Garel,	105 South st.,	" " 5, "
✓ Wm. Volk,	661 Eighth ave.,	" " 6, "
✓ Patrick J. Roon,	18 Tenth ave.,	" " 6, "
✓ John Kelly, Jr.,	150 Eleventh ave.,	" " 7, "
✓ Wm. Von Twistern,	149 West st.,	" " 7, "
✓ W. H. Benjes,	657 Third ave.,	" " 7, "
✓ Bennett Tompkins,	157 Washington st., Bkln.,	" 8, "
✓ John M. Campbell,	727 Seventh ave., Man.	" 8, "
✓ Jacob Bloom,	27 Myrtle ave., Bklyn.,	" 8, "
✓ F. J. Davidson,	496 Eighth ave., Man.,	" 11, "
✓ Strand Hotel,	500 West 14th st., Man.,	" 11, "
✓ Fred Rolfas,	440 W. 14th st., Man.,	" 11, "

*Kid me boy!*

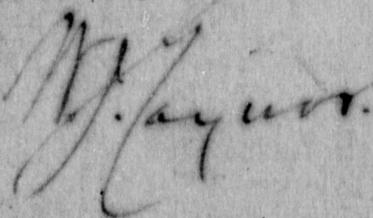
Oct. 26, 1910. m

My dear Mr. Clement:

I am very glad to get your letter with regard to the all-night licenses. I have thought the thing over very much, and I find that a large majority of the liquor dealers would prefer to have the law strictly enforced as to the night closing hour. Of course there are some places that may well have an all-night license, namely, in neighborhoods where people work all night, but I confess I do not see any reason why the Waldorf-Astoria should have one. It seems to me that the people there do not need to drink later than 1 o'clock. I am considering the matter very carefully, and shall decide it in a few days. The reason which Mr. Boldt gives me is that he has dinners upstairs nearly every night, and that when the diners get through they want to go down and sit in the cafe. I must say that I have gone to some dinners myself and that I do not think this a reason for an all-night license. The

dinner is generally over by 11 or 12 o'clock, and they still have an hour or more to go down into the cafe. I really think that we would be better off if this night guzzling, if I might call it so, were put an end to. Indeed, there are only a few people who indulge in the habit. I think I can say that the average number does not exceed 1000. I have written to you very thoroughly, but of course not for publication, and I regard your letter in the same manner.

Sincerely yours,



Maynard N. Clement, Esq.,  
Commissioner of Excise,  
Albany, N.Y.



**"The Assembly"**

THE FULTON PIERREPONT CATERING CO.

RESTAURANT AND CAFE

BALL, BANQUET AND LODGE ROOMS

308 FULTON ST. 153-155 PIERREPONT ST.  
BROOKLYN, N. Y.

Nov. 2, 1910

Hon. Wm. J. Gaynor,

Mayor of Greater New York

Dear Sir:

The following clubs and society are holding affairs at our ball rooms on the night of Nov. 8th necessitating our remaining open on the morning of Nov. 9th.

Garfield Social & Dramatic Club Entertainment and Dance .

George W. Ross, Sec'y, Hotel St. George B'klyn

Schuylor Council Royal Acarnam Dinner

Morris Beer, Sec'y, 153-Pierrepont St. B'klyn

Naval Lodge of Odd Fellows Dinner

M. A. McKee, 178 Schmarhorn St. B'klyn

Yours very truly

*Isador Galitzka*



**"The Assembly"**

THE FULTON PIERREPONT CATERING CO.

RESTAURANT AND CAFE

BALL, BANQUET AND LODGE ROOMS

308 FULTON ST. 153-155 PIERREPONT ST.

BROOKLYN, N. Y.

Nov. 4, 1910

Hon. Wm. J. Gaynor

Mayor of the Greater New York

Dear sir:

I regret very much the errors on my application for all night licence for the morning of Nov. 9th. I trust you will overlook same as I assure you it was made unintentional. I herewith submit to you the correct names and addresses of the societies and their secretaries.

Gen. Schuyler Council Junior Order of United American Mechanics.

Charles H. Semken, 575 Ovington Ave. B'klyn, Pres.

C. W. Lisle, 83 Schaeffer St. B'Klyn, Sec.

Naval Lodge I. O. O. F. No. 829

Phillip Hosseller, 299 Harmon St. Rec. Sec. B'klyn.

H. A. May, 265 20th St. Fin. Sec. B'klyn.

Very truly yours,

*Isador Galitzky*

# Statement for All-Night Special Certificate

To the State Commissioner of Excise, Albany, N. Y.

Having (herewith) or (heretofore) duly filed in your office the consent of the Mayor of the City of NEW YORK, N. Y., the undersigned, who is now lawfully trafficking in liquors at 308 Fulton St-153-155 Peirce and St, in said City, hereby makes application for a Special Certificate authorizing traffic in liquors to be carried on between the hours of 1 o'clock AM and six o'clock, A. M., except on Sunday and Monday, under Liquor Tax Certificate No. 9419, which was duly issued on the 30<sup>th</sup> day of September, 1910, to Isador Galitzka, under Subdivision 1 of Section 8 of the Liquor Tax Law, by the Special Deputy Commr of the County of KINGS, and authorizing traffic in liquors at 308 Fulton St and 153-155 Peirce and St, in the City of NEW YORK, N. Y.

(If certificate has been transferred, state facts here)

Such Special Certificate to be issued in accordance with subdivision O of Section 30 of the Liquor Tax Law for the term commencing at 1 o'clock AM on the 9<sup>th</sup> day of November, 1910, and ending at 6 o'clock AM on the 9<sup>th</sup> day of November, 1910.

(Sig.) Isador Galitzka  
 (Sig.) \_\_\_\_\_  
 (Sig.) \_\_\_\_\_

City of STATE OF NEW YORK,  
 COUNTY OF KINGS } ss.:

Isador Galitzka being duly sworn, each for himself, deposes and says, that he is the applicant above named, that he subscribed the foregoing statement and know the contents thereof, and that the same is true.

(Sig.) Isador Galitzka  
 (Sig.) \_\_\_\_\_  
 (Sig.) \_\_\_\_\_

Sworn to before me this 1<sup>st</sup> day of November, 1910.  
 (Notary) Matthew M White

COMMISSIONER OF DEEDS  
 CITY OF NEW YORK

Rec. No. ....

**ENDORSEMENT.**

**Statement for All-Night Special Certificate.**

By Isador Galitzka

for premises 308 Fulton St and  
153-155 Peiripont St

covered by L. T. C. No. 9419, Special  
Certificate No. ...., issued .....

....., 191....., under  
Subdivision O of Section 30, Liquor Tax Law,  
for period commencing at 1 A.M.,  
November 9<sup>th</sup>, 1910, and ending  
at 6 A.M., November 9<sup>th</sup>, 1910.

Approved ....., 191.....

.....  
*State Commissioner of Excise.*

**ENTRY RECORD.**

Tax Rec'd \$ .....  
....., 191.....

..... Cashier.

Exam'd and passed ....., 191.....

By ..... Asst. Counsel.

Executed ....., 191.....

By ..... Clerk.

### Permit of Mayor of New York City for Special All-Night Certificate.

(This permit may be revoked without notice at any time.)

TO THE STATE COMMISSIONER OF EXCISE,  
ALBANY, N. Y.

Permission to traffic in liquors between the hours of one o'clock A. M. and six o'clock A. M., except on Sunday and Monday, in accordance with the provisions of Subdivision O of Section 30 of the Liquor Tax Law, is hereby granted to Isador Galitzka, such traffic to be carried on at 308 Fulton St - 153-155 Perry Street, in the Borough of BROOKLYN in the City of New York, N. Y.

In Witness Whereof, I have hereunto set my hand  
and affixed my official seal, this.....day  
of....., 191.....

(SEAL)

.....  
*Mayor of the City of New York.*

Rec. No. ....

**ENDORSEMENT.**

**Permit of Mayor of New York  
City for Special All-Night  
Certificate.**

Certificate holder .....

*Isador Galitzka*

Premises *308 Fulton St*

*and 153-155 Pierrepont St*

Borough of *Brooklyn*,

New York City.

Filed ....., 191...

*Denied  
by Mayor Bayne  
Nov 5 1910 -  
False state-  
ment -*

TO THE STATE COMMISSIONER OF EXCISE

in the City of New York, N. Y.

(SEAL)

01

101

and affixed my official seal, this

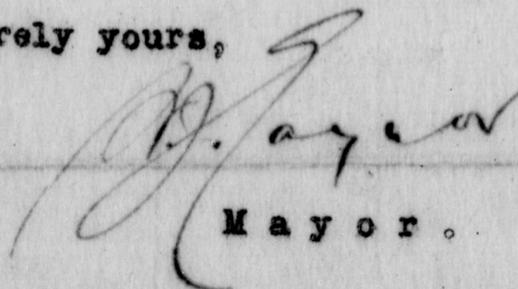
1910

September 12, 1912. b

Dear Doctor Chambers:

I am glad that you approve of my decision not to give all night licenses to the places at Coney Island during the so-called Mardi Gras. Let those who cannot swill liquor enough by 1 o'clock stay away from the mardi gras. We do not want any all night carousings at Coney Island. My experience is that the proprietors down there had better cater to good, decent people, who do not want to stay up all night.

Sincerely yours,

  
Mayor.

Dr. Albert Chambers,  
Central Drug Store,  
Coney Island, N. Y.

March 25th, 1913.M

S i r :

When the liquor tax law was amended in 1910 so as to provide for the granting of continuous all-night licenses by permission of the mayors of cities, I had grave misgivings as to the result of permitting such licenses in this city. I felt that people could eat enough, and especially drink or guzzle wine and liquor enough, by 1 o'clock at night, which is the regular closing hour established by law. Experience has now shown the result of keeping places where liquor is sold open all night to be most pernicious. The people who patronize such places after the regular closing hour of 1 o'clock are not, as a rule, decent people. They are vulgar, roystering, and often openly immodest. They get intoxicated, behave boisterously and indulge in lascivious dancing in rooms devoted to that use. It is time to put an end to all of these vulgar orgies. I have revoked all of these licenses to take effect April 1 next. It will then be your duty to see to it that every one is out of these places by 1 o'clock every night, and that the lights are out and the doors locked. And note that the statute expressly provides that no entrance

door to any "room or rooms where any liquors are sold or kept for sale" shall be "opened or unlocked" after that hour until the regular morning opening hour, except for ingress or egress of the proprietor or members of his family. Do not countenance the contention that this has relation only to the actual barrooms. That is not so. It relates in express terms to any and all rooms where liquor is sold. And do not countenance the contention that although wines and liquors are served in a room they are not sold there, but in the barroom, or in the wine cellar, from which they are brought. That is not so. The liquor is sold in the room or at the table where it is served and paid for. That is where the sale and delivery takes place. And do not permit any of the proprietors to be under the delusion that they can sell a quantity of liquor to guests before 1 o'clock and then allow the guests to remain afterwards and drink it. That is not the law. On the contrary, as I have pointed out to you, the law requires that every one be out of the room, and that the doors be closed and locked, by 1 o'clock. I enclose a list of the places whose licenses I am revoking. On and after the 1st of April let a police officer attend at each place at five minutes to 1 o'clock at night, and if necessary from a chair or table

3.

make public announcement that everybody must leave the place by 1 o'clock, and that the doors must be closed and locked for the night. And if they do not leave let them be driven out. And let affidavits be filed with the District Attorney daily against every proprietor in whose place the law shall be violated in any of the respects mentioned in the foregoing.

Finally, I am well aware that many of these places will now try to bribe the police to allow them to keep open after one o'clock. I therefore put this matter in your own hands, and you will delegate it to nobody.

Very truly yours,

*Boyd*  
M a y o r .

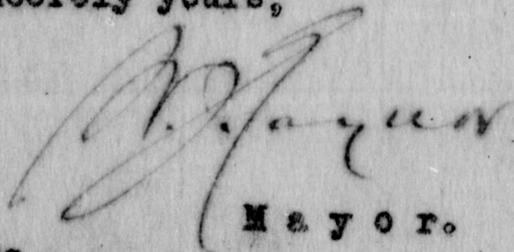
R. Waldo, Esq.,  
Commissioner of Police,  
City of New York.

March 31, 1913. d

Dear Mr. Niles:

I am very glad indeed to have your support in the matter of abolishing these all-night orgies. I suppose that is the present name for them. As for the selling of liquor on Sunday, you are of course aware that all places with hotel licenses have a right to sell liquor on Sunday. Also all clubs have a right to sell liquor all day Sunday, but liquor places which have not a hotel license have no right to do so. If you can let me know of any way to stop them you will do more than anyone I have consulted so far. As soon as you turn the police loose on them, the grafting begins. And why should you and I be allowed to drink all day Sundays in our clubs any more than any other man should be allowed to drink in some other place?

Sincerely yours,



Mayor.

Henry N. Niles, Esq.,  
374 Franklin Avenue,  
Brooklyn, N.Y.

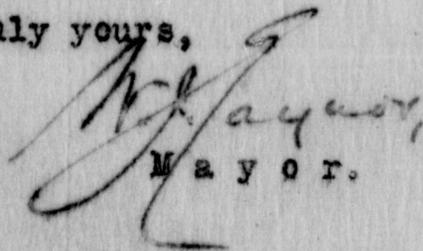
April 9th, 1913.k

S i r :

Your letter of April 9th is at hand. You say as follows: "In due deference to Your Honor's wishes as expressed in the public prints' you have discontinued serving liquor, etc. Permit me to say that I have expressed no views in the public prints, and I would advise you to pay no attention to the stuff which the low-bred and corrupt proprietors of our ragbag newspapers print from day to day. My directions in the matter of places being open at night have been expressed in writing to the Police Commissioner and others, and in no other way. I have had no interviews with newspaper people, and have made no statements through the public press on the subject.

All I can say to you in answer to your letter is that I do not intend to revoke the orders which I have given to the Police Commissioner. The all-night licenses were grossly abused. Under them so-called respectable places were turned into places of vulgarity if not infamy.

Very truly yours,

  
M a y o r.

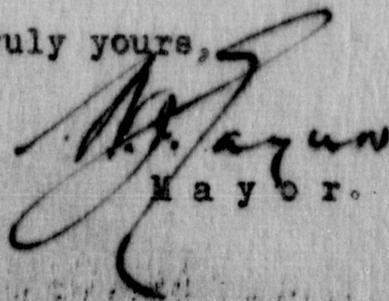
Louis Fischer, Esq.,  
Reisenweber's Hotel,  
Columbus Circle,  
Manhattan.

April 15th, 1913. s

Dear Sir:

Your letter of April 14th is at hand. You say that your society does not wish to do anything contrary to law, and therefore want to know whether your "afternoon and evening cabaret composed of local talent will come under your (my) edict so recently issued." Your letter clearly shows that you are an habitual reader of certain ragbag newspapers, of which the Hearst and Pulitzer newspapers are the type, and that you believe every word you find in them. They were recently declaring day by day in immense headlines that 10,000 people had lost their lives in the western floods. As a matter of fact not many more than 10 people lost their lives. Why do you bother your head with the statements of such newspapers? They have been publishing all sorts of false statements with regard to my recent action enforcing the law with regard to licensed liquor places closing at one o'clock in the morning. The whole case is this: A law was passed two years ago permitting the Mayor to give all-night licenses to regularly licensed hotels and restaurants to enable them to serve belated people during the night with meat and drink. A number of licenses of that kind, and for that purpose, were issued. But in place of using them for the said purpose, the proprietors used them to turn their places into lewd all-night dancing places. The licenses were therefore revoked, with orders that these places should close up at one o'clock every night, which is the regular closing hour established by law. Now please take this letter for the facts, and not the trash which you read in these ragbag newspapers. No one believes them, or takes them seriously. Why then should you?

Very truly yours,

  
Mayor.

Cecil H. Johnson, Esq.,  
315, West 57th Street,  
New York City.

April 29, 1913. d

Dear Madam:

Your letter with regard to the Turkey Trot and so forth is at hand. I never saw the dance, except at the Charity Ball, and the way it was danced there seemed to me quite decorous. But I am a very poor judge in such matters. When people get flown with wine they can make almost any dance indecent. That is why I closed them all up at one o'clock in the morning as tight as a drum. I thought they could guzzle wine and dance enough up until that hour which is the legal hour for closing liquor places in this state.

Sincerely yours,

*W. J. Bryan*  
Mayor.

Mrs. J. Browning Kingsbury,  
The New Willard,  
Washington, D.C.

August 14, 1913.k

Dear Sir:

Your letter of August 13th is at hand. I am very glad to explain the matter to you. Subdivision G of Section 30 of the Liquor Tax Law requires that all "room or rooms where any liquors are sold" shall be closed and locked at 1 o'clock at night, and that no one shall go in or out, until 6 o'clock the next morning. The Mayor, however, is permitted to give an all-night license in order to avoid this provision. There is no all-night license at Healy's. There were a number of places with all-night licenses in that section of the city, but they were turned into such places of drunkenness and carousing that the all-night licenses were revoked.

This section of the statute has always been understood to mean just what it says, namely, any "room or rooms" where liquor is sold, and liquor is sold and delivered and paid for in dining rooms. But I understand that the District Attorney, without consulting with the Mayor or the Police Commissioner, takes the position that the word room means only "bar-room," and has backed Healy up to break the police regulations. Nobody has ever

understood the law to mean only bar-rooms up to this time.  
I suppose the question will have to go into the courts.

Sincerely yours,

*W. H. Raymond*  
Mayor.

P. T. Mason, Esq.,  
27, West 44th Street,  
Manhattan.

August 14, 1913. s

S i r:

Your letter of this day informing me of the presence of the District Attorney of this County at Healy's Restaurant last night and his opposition to the enforcement of the closing law at that place by the police, is at hand. I agree with you that although the statute in so many words provides that "any room or rooms in which any liquor is sold" has to be closed and locked at 1 o'clock in the morning, and remain so till 6 o'clock, and that meanwhile nobody may go in or out except the proprietor or a member of his family, it is nevertheless useless for the police to try to enforce such law against the opposition of the District Attorney, because the District Attorney has to prosecute the cases, and if he refuses to do so and uphold the police, they are powerless. I think it would be unseemly for Inspector Dwyer to go to this place again and encounter the presence and opposition of the District Attorney.

The closing law has always been enforced in

the way you are enforcing it. You will continue to perform your duty in this respect at all hotels or liquor places where the District Attorney does not oppose you. As soon as he opposes you cease. If we are to have a recurrence of the drunken all-night orgies which we suppressed in these places, the Police Department cannot be blamed therefor.

Chief Justice Russell has brought to me the minutes of the testimony in the case in Special Sessions in which it is said that he and two of his associates decided that such places could not be closed at night. No such decision was made. The case was obviously collusive. The right to close such rooms depends on whether liquor is sold in them during the day. Not one word of evidence was <sup>put in</sup> ~~given~~ by the Assistant District Attorney on this head. There being, therefore, no proof before the court that the room was one in which liquor was sold the Judges had no alternative except to dismiss the case.

Very truly yours,

*W. H. Murray*  
M a y o r.

Douglas I. McKay, Esq.,  
Acting Police Commissioner,  
New York City.

August 21, 1913. v

Dear Judge Russell:

I am returning to you the record in the case of *The People vs. Healy*, nicely contrived and cooked up. I suppose you observed that Magistrate Cornell says that everybody has a right to order all the grog he likes before one o'clock, and then sit there all the rest of the night swigging it. I suppose he might add, and when he gets through scratch his paunch with much satisfaction. What a funny old world this is. We have new points of law sprung on us every day.

I find on examination that we have in the whole city only twenty-two liquor places under surveillance, and to which we give the closing notice every night. Three of them are places where the colored population resort on 125th Street. If we could not close them up I do not know what would happen there. And if we can not close Healy up we certainly can not close them up. Before I became Mayor the custom was to go to objectionable licensed places and seize everybody in the place after one o'clock and lock them up over night. A certain distinguished Police Commissioner in years gone by took five hundred people out of one place and treated them in that way. I have adopted the course of having a Lieutenant of Police hold his hand up and politely give notice that the closing hour has arrived. If we cannot do that, and require people to disperse, so that the place may be locked up and kept locked as required by law, then we can not shoo the people off the grass in the parks, or stop illegal ball games, or drive people out of gambling houses, and so on. Those who frequent gambling houses commit no criminal offence, and yet the world over the law is understood to be that they may be required to leave the gambling house, and if they do not do so they may be put out. There are some things which the Police have to do physically if necessary.

Sincerely yours,

*W. A. Quinn*  
Hon. Isaac Franklin Russell,  
Chief Justice of the Court of Special Sessions,  
New York City. ✓

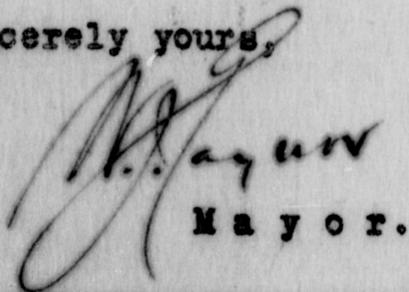
Encl.

August 22, 1913. 2

Dear Mr. Le Sueur:

I thank you very much for your letter, and I have read it with great interest. I suppose our law is the same as yours, namely, that it requires all licensed places to close at a certain hour. No question on that head has ever been raised in this State. Our law does not say that all rooms in which liquor is sold shall be closed at 1 o'clock and locked, "unless food be sold therein also." There is no such exception. If liquor be sold in the room it must be closed and locked at 1 o'clock. I think it is the same in Canada. I know it is so in England.

Sincerely yours,

  
M a y o r.

Ernest A. Le Sueur, Esq.,  
Rideau Club,  
Ottawa, Ont.