

HILLENBRAND HOTEL.

KLOSE'S SUIT TO RECOVER THE PROPERTY.

The Romantic Circumstances Leading to the Litigation—The Case Submitted.

The suit of Philip Klose against William Hillenbrand to recover the property on Valencia street known as Hillenbrand's Hotel, was argued before Judge Levy yesterday. Otto Tum Suden and F. A. Meyer appeared for the plaintiff, and Bishop and Watt for the defendant.

The facts of the case as shown by the testimony taken during the trial are that Klose, while living in Germany, took a great fancy to Hillenbrand, and when he came to the United States in 1874 brought the latter with him, treating him as a son. Subsequently the old man having no family and but few relatives, told Hillenbrand that he would make him his heir. In April, 1888, Klose was taken ill, and was told by Dr. Schmidt, the father of Mrs. Hillenbrand, that he would die. At this time Klose alleges that Hillenbrand went to him and said: "There is no use for you to leave your property for attorneys to fight over. Transfer the hotel to me, and if you should get well I will retransfer it back to you." He gave Hillenbrand the deed, who immediately had it recorded. Klose recovered only to find that Hillenbrand had transferred the property to his wife, and both refused to give it up. Suit was then instituted by Klose for the cancellation of the deed on the ground of fraud and for the settlement of partnership affairs existing between the parties regarding the same property. The case was submitted on the arguments and will be decided by Judge Levy without the filing of briefs.